December 3, 1975
R.Ph. Number 03-2-05186

THE STATE BOARD OF PHARMACY

VS

JOHN G. (*sic*) GRAMANN

THE MATTER OF THE STATE BOARD OF PHARMACY VERSUS JOHN G. (*sic*) GRAMANN, DOCKET NO. 6-11-1, WAS HEARD PURSUANT TO CHAPTER 119, REVISED CODE. AFTER CONSIDERATION OF THE EVIDENCE ADDUCED, MOTION WAS MADE AND RECORDED THE FOLLOWING ORDER BY ADOPTED:

ORDER

1. THE STATE BOARD OF PHARMACY FINDS JOHN G. (*sic*) GRAMANN DID VIOLATE SECTION 3719.05(A), OHIO REVISED CODE, IN THAT UNDER THE PRESCRIPTION NUMBERS AND ON THE DATES RECORDED IN CHARGE (1) OF THE CITATION, HE HAS DISPENSED SCHEDULE II OR SCHEDULE III CONTROLLED SUBSTANCES UPON WRITTEN PRESCRIPTIONS NOT PROPERLY EXECUTED BY THE PERSON PRESCRIBING, IN THAT THEY DID NOT COMPLY WITH THE REQUIREMENTS OF THIS SECTION BY OMISSION OF THE REQUIREMENTS NOTED.

2. THE STATE BOARD OF PHARMACY FINDS JOHN G. (*sic*) GRAMANN DID VIOLATE SECTION 3719.24(A), (1), REVISED CODE, BY COMMITTING THE ERRORS AND OMISSIONS LISTED IN CHARGE (2) OF THE CITATION.

3. THE STATE BOARD OF PHARMACY FINDS JOHN G. (*sic*) GRAMANN DID VIOLATE SECTION 4729.16(C), REVISED CODE, IN THAT HE IS GUILTY OF WILLFULLY VIOLATING MORE THAN ONE TIME THE PROVISIONS OF 3719.01 to 3719.36, INCLUSIVE, OF THE REVISED CODE.

4. THE STATE BOARD OF PHARMACY FINDS UNDER SECTION 4729.16, REVISED CODE, THE STATE BOARD OF PHARMACY, AFTER NOTICE AND HEARING IN ACCORDANCE WITH SECTIONS 119.01 to 119.13, INCLUSIVE, OF THE REVISED CODE, MAY REVOKE, SUSPEND, OR REFUSE TO GRANT AN IDENTIFICATION CARD OR RENEWAL IDENTIFICATION CARD UNDER THIS CHAPTER, OR MAY IMPOSE A MONETARY PENALTY OR FORFEITURE NOT TO EXCEED IN SEVERITY THE FINE DESIGNATED UNDER THE REVISED CODE FOR A SIMILAR OFFENSE, IF A MAJORITY OF THE MEMBERS FIND A PHARMACIST:

   (C) GUILTY OF WILLFULLY VIOLATING MORE THAN ONE TIME ANY OF THE PROVISIONS OF SECTIONS 3719.01 to 3719.36, INCLUSIVE, REVISED CODE.

5. THE STATE BOARD OF PHARMACY FINES JOHN G. (*sic*) GRAMANN $1000 AND SUSPENDS $750 OF THE FINE ON COUNT (1), OF THE CITATION.

6 THE STATE BOARD OF PHARMACY FINES JOHN G. (*sic*) GRAMANN $500 AND SUSPENDS $250 OF THE FINE ON COUNT (2) OF THE CITATION.

7. THE STATE BOARD OF PHARMACY FINES JOHN G. (*sic*) GRAMANN A TOTAL OF $500.

THIS ORDER WAS APPROVED BY A ROLL CALL VOTE OF THE STATE BOARD OF PHARMACY.

MOTION CARRIED.

SO ORDERED.