OHIO STATE BOARD OF PHARMACY

65 S. FRONT STREET, ROOM 504
COLUMBUS, OHIO 43215
TELEPHONE: 614/466-4143

THE STATE BOARD OF PHARMACY

vs

VICTOR ROSENBAUM

THE MATTER PERTAINING TO THE APPLICATION OF VICTOR ROSENBAUM FOR RENEWAL OF HIS LICENSE TO ACTIVELY PRACTICE PHARMACY IN OHIO, DOCKET NO. 6-140-3, WAS HEARD PURSUANT TO CHAPTERS 119. AND 4729. OF THE REVISED CODE ON THURSDAY, OCTOBER 3, 1985. AFTER CONSIDERATION OF THE EVIDENCE ADDUCED AND TESTIMONY RECEIVED, MOTIONS WERE MADE AND RECORDED THAT THE FOLLOWING ORDER BE ADOPTED:

ORDER

Findings Of Fact

(1) From the evidence presented and testimony received, the State Board of Pharmacy finds that Victor Rosenbaum has suffered from periodic psychotic episodes since 1972.

(2) From the evidence presented and testimony received, the State Board of Pharmacy finds that Victor Rosenbaum is not now mentally impaired to such a degree as to render him unfit to practice pharmacy.

(3) From the evidence presented and testimony received, the State Board of Pharmacy finds that Victor Rosenbaum has not engaged in the active practice of pharmacy since 1976.

Conclusions Of Law

(1) Upon consideration of the record as a whole, the State Board of Pharmacy concludes that Victor Rosenbaum is no longer mentally impaired to such a degree as to render him unfit to practice pharmacy.

(2) Upon consideration of the record as a whole, the State Board of Pharmacy concludes that a question exists regarding Victor Rosenbaum's fitness to practice pharmacy; in that, he has not practiced pharmacy since 1976.

Pursuant to Section 4729.16 of the Ohio Revised Code, and the foregoing Findings Of Fact and Conclusions Of Law, the State Board of Pharmacy will issue an identification card to Victor Rosenbaum provided he takes and successfully completes the NABPLEX licensure examination and jurisprudence examination given by the Board.

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

MOTION CARRIED.

SO ORDERED.

It is hereby certified by this Board that the above language is a copy of the Order entered upon its journal in this case.

Section 119.12 of the Revised Code authorizes an appeal from this Order. Such an appeal may be taken to the court of common pleas in the county in which your place of business is located or to said court of the county in which you reside. If you do not have a place of business in Ohio and are not a resident of Ohio, you may appeal to the Court of Common Pleas in Franklin County, Ohio.

Such an appeal, setting forth the order appealed from and the grounds of the appeal, must be commenced by the filing of a Notice of Appeal with the State Board of Pharmacy and the appropriate court within fifteen (15) days after the mailing of this notice and in accordance with the requirements of Section 119.12 of the Revised Code.

BY ORDER OF THE STATE BOARD OF PHARMACY

CERTIFIED MAIL
Return Receipt

ORDER ISSUED: November 13, 1985

By Franklin Z. Wickham
Franklin Z. Wickham, Executive Director

FZW/sb

cc/John E. Breen, Assistant Attorney General
Webster Posey, Attorney; 35 E. 7th Street, Suite 602;
Cincinnati, Ohio 45202

STATE BOARD OF PHARMACY

RICHARD F. CELESTE
Governor
FRANKLIN Z. WICKHAM
Executive Director

Room 504
65 South Front Street
COLUMBUS, OHIO
43215
614/466-4143

JACK SMITTLE
Assistant to Executive Director
JAMES L. HUTSON
Compliance & Enforcement Administrator

President: Donald R. Rettig, Perrysburg *Vice President:* William J. Marks, Columbus

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IN THE MATTER OF

VICTOR ROSENBAUM, R.Ph.

THE MATTER OF VICTOR ROSENBAUM'S APPLICATION FOR RENEWAL OF HIS REGISTERED PHARMACIST LICENSE CAME ON FOR CONSIDERATION BY THE STATE BOARD OF PHARMACY ON DECEMBER 8, 1982. MOTIONS WERE MADE AND RECORDED THE FOLLOWING ORDER BE ADOPTED:

ORDER

(1) On October 14, 1982, Victor Rosenbaum was notified by letter of the proposal to deny his application, his right to a hearing, his rights in such hearing, and his right to submit his position, contentions, and arguments in writing.

(2) As demonstrated by return receipt of October 18, 1982, an Ethel Rosenbaum received the letter of October 14, 1982 informing Victor Rosenbaum of the proposal to deny his application and his rights.

(3) Victor Rosenbaum has not responded in any way to the letter of October 14, 1982 informing him of the allegation against him and the proposal to deny the renewal of his license.

(4) Upon consideration of the allegation against Victor Rosenbaum and his failure to request a hearing, submit his position, contentions or arguments in writing, or to otherwise deny the allegations, the State Board of Pharmacy concludes that Victor Rosenbaum is impaired mentally to such a degree as to render him unfit to practice pharmacy.

Pursuant to division (B) of Section 4729.16 of the Ohio Revised Code, the State Board of Pharmacy hereby denies the application for renewal of Victor Rosenbaum's identification card to practice pharmacy in Ohio.

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

MOTION CARRIED.

SO ORDERED.

It is hereby certified by this Board that the above language is a copy of the Order entered upon its journal in this case.

Section 119.12 of the Revised Code authorizes an appeal from this Order. Such an appeal may be taken to the court of common pleas in the county in which your place of business is located or to said court of the county in which you reside. Such an appeal, setting forth the order appealed from and the grounds of the appeal, must be commenced by the filing of a Notice of Appeal with the State Board of Pharmacy and the appropriate court within fifteen (15) days after the mailing of this notice and in accordance with the requirements of Section 119.12 of the Revised Code.

BY ORDER OF THE STATE BOARD OF PHARMACY

CERTIFIED MAIL
Return Receipt Requested

ORDER ISSUED: January 18, 1983

By Franklin Z. Wickham
Franklin Z. Wickham, Executive Director

FZW/sb

cc/Cynthia Wayland, Assistant Attorney General