



OHIO STATE BOARD OF PHARMACY

65 S. Front Street, Room 504
Columbus, Ohio 43266-0320
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C3-2-07659

THE STATE BOARD OF PHARMACY
(Docket No. D-871203-099)

In The Matter Of:

JAMES JOSEPH McVERRY, R.Ph.
c/o East Cooper Community Hospital
1200 Highway 17 Bypass
Mt. Pleasant, South Carolina 29464

THE MATTER OF JAMES JOSEPH McVERRY CAME ON FOR CONSIDERATION BY THE STATE BOARD OF PHARMACY ON FEBRUARY 12, 1988. MOTIONS WERE MADE AND RECORDED THAT THE FOLLOWING ORDER BE ADOPTED:

ORDER

State's Exhibits

- (1) Exhibit A - Notice of Opportunity dated January 5, 1988.
- (2) Exhibit B - Letter from James Joseph McVerry dated January 29, 1988 submitting his position and contentions.
- (3) Exhibit C - Continuing Pharmacy Education Report Form of James Joseph McVerry received July 30, 1987.
- (4) Exhibit D - Page 4 of the South Carolina Board of Pharmacy's State Board News article.

Findings Of Fact

- (1) On January 5, 1988, James Joseph McVerry was notified by letter of his right to a hearing, his rights in such hearing, and his right to submit his contentions in writing.
- (2) As demonstrated by return receipt of January 7, 1988, James Joseph McVerry received the letter of January 5, 1988 informing him of the allegations regarding his failure to provide documented evidence of participation in continuing pharmacy education experiences, and his rights.
- (3) James Joseph McVerry submitted a letter, received February 5, 1988, setting forth his position and contentions in writing, and has not requested a hearing in this matter.
- (4) The State Board of Pharmacy finds that James Joseph McVerry has not provided documented evidence of participation in continuing pharmacy education experiences as reported by him for renewal of his pharmacist identification card in accordance with the rules of the Board.

JAMES JOSEPH McVERRY, R.Ph.
Page Two
Order of the Board

- (5) The State Board of Pharmacy finds that James Joseph McVerry has not continued his pharmacy education in accordance with Chapter 4729-7 of the Ohio Administrative Code.

Conclusion Of Law

- (1) The State Board of Pharmacy concludes that the conduct set forth in paragraphs (4) and (5) of the Findings Of Fact constitutes failure to meet the requirements for a renewal identification card as set forth in Section 4729.12 of the Ohio Revised Code.

Action of the Board

Pursuant to Section 4729.12 of the Ohio Revised Code, the State Board of Pharmacy hereby denies the issuance of a renewal application for the 1988-1989 licensure year to James Joseph McVerry.

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: MAY 17, 1988

FZW/sb

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

cc: Christopher Costantini, Assistant Attorney General