



# OHIO STATE BOARD OF PHARMACY

77 South High Street, Room 1702; Columbus, OH 43215-6126

-Equal Opportunity Employer and Service Provider-

TEL: 614/466-4143

E-MAIL: [exec@bop.state.oh.us](mailto:exec@bop.state.oh.us)

FAX: 614/752-4836

TTY/TDD: Use the Ohio Relay Service: 1-800/750-0750

[www.pharmacy.ohio.gov](http://www.pharmacy.ohio.gov)

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## **SETTLEMENT AGREEMENT WITH THE STATE BOARD OF PHARMACY** **VOLUNTARY SURRENDER WITH DISCIPLINARY ACTION PENDING**

(Docket No. D-020131-035)

In The Matter Of:

**Crystal Edward White, R.Ph.**

4676 Country Lane #12

Warrensville Heights, Ohio 44128

(R.Ph. No. 03-2-11178)

This Settlement Agreement is entered into by and between Crystal Edward White and the Ohio State Board of Pharmacy, a state agency charged with enforcing the Pharmacy Practice Act and Dangerous Drug Distribution Act, Chapter 4729. of the Ohio Revised Code.

Crystal Edward White enters into this Agreement being fully informed of his rights afforded under Chapter 119. of the Ohio Revised Code, including the right to representation by counsel and the right to a formal adjudication hearing on the issues contained herein.

Crystal Edward White is knowingly and voluntarily acknowledging that, in order to settle the disciplinary charges that have been filed by the Board against him and in order to obviate the need to conduct an administrative hearing to consider possible disciplinary sanctions against Crystal Edward White's license to practice pharmacy in the State of Ohio, this Agreement is entered into on the basis of the following stipulations, admissions, and understandings:

- (A) The Ohio State Board of Pharmacy is empowered by Section 4729.16 of the Ohio Revised Code to suspend, revoke, place on probation, refuse to grant or renew an identification card, or impose a monetary penalty on the license holder for violation of any of the enumerated grounds.
- (B) Crystal Edward White neither admits nor denies the allegations stated in the Summary Suspension and Notice of Opportunity for Hearing letter dated January 31, 2002; however, the Board has evidence sufficient to sustain the allegations and hereby adjudicates the same:
  - (1) In accordance with Section 2929.24 of the Ohio Revised Code, the office of the Prosecuting Attorney of Cuyahoga County, Ohio, has submitted to this Board information which indicates that on January 29, 2002, you pled guilty in State of Ohio vs. Crystal White, Case No. 413938, Cuyahoga County Common Pleas Court, to six (6) felony drug abuse offenses under Section 2913.02 of the Ohio Revised Code.

Wherefore, in consideration of the foregoing and mutual promises hereinafter set forth, and in lieu of a formal hearing at this time, Crystal Edward White knowingly and voluntarily

**SURRENDERS PERMANENTLY TO THE STATE BOARD OF PHARMACY HIS LICENSE AND REGISTRATION TO PRACTICE PHARMACY, WITH DISCIPLINARY ACTION PENDING.**

Crystal Edward White acknowledges that he has had an opportunity to ask questions concerning the terms of this agreement and that all questions asked have been answered in a satisfactory manner.

Crystal Edward White waives any and all claims or causes of action he may have against the State of Ohio or the Board, and members, officers, employees, and/or agents of either, arising out of matters which are the subject of this Agreement. Crystal Edward White waives any rights of appeal pursuant to Chapter 119. of the Ohio Revised Code.

This Settlement Agreement shall be considered a public record, as that term is used in Section 149.43 of the Ohio Revised Code, and shall become effective upon the date of the Board President's signature below.

**SIGNED AND EFFECTIVE MARCH 5, 2002**



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## SUMMARY SUSPENSION ORDER/NOTICE OF OPPORTUNITY FOR HEARING

January 31, 2002

**Crystal Edward White, R.Ph.**  
4676 Country Lane #12  
Warrensville Heights, Ohio 44128

Re: Ohio Registered Pharmacist  
Number 03-2-11178

Dear Mr. White:

Records of the Board indicate that you are a pharmacist registered by this Board to practice pharmacy in the State of Ohio.

In accordance with Section 2929.24 of the Ohio Revised Code, the office of the Prosecuting Attorney of Cuyahoga County, Ohio, has submitted to this Board information which indicates that on January 29, 2002, you pled guilty in State of Ohio vs Crystal White, Case No. CR 413938, Cuyahoga County Common Pleas Court, to six (6) felony drug abuse offenses under Section 2913.02 of the Ohio Revised Code.

YOU ARE HEREBY NOTIFIED that Section 3719.121(C) of the Ohio Revised Code states, in pertinent part:

- (C) On receiving notification pursuant to Section 2929.24 or 3719.12 of the Revised Code, the Board under which a person has been issued a license, . . . immediately shall suspend the license, . . . of that person on a plea of guilty to, a finding by a jury or court of the person's guilt of, or conviction of a felony drug abuse offense .

. . .

WHEREFORE, PURSUANT TO SECTION 3719.121(C) OF THE OHIO REVISED CODE, YOU ARE HEREBY NOTIFIED THAT YOUR REGISTRATION AND LICENSE TO PRACTICE PHARMACY IN THE STATE OF OHIO ARE HEREBY SUSPENDED. FURTHER, PURSUANT TO RULE 4729-9-01(F) OF THE OHIO ADMINISTRATIVE CODE, DURING THIS TERM OF SUSPENSION YOU MAY NOT BE EMPLOYED BY OR WORK IN ANY FACILITY LICENSED BY THE BOARD OF PHARMACY TO POSSESS OR DISTRIBUTE DANGEROUS DRUGS. This suspension shall remain in effect until an adjudicatory hearing is held by the Board under Chapter 119. of the Revised Code, during which time you may not engage in the practice of pharmacy.

YOU ARE FURTHER NOTIFIED that Section 4729.16 of the Ohio Revised Code states in pertinent part:

- (A) The State Board of Pharmacy, after notice and hearing in accordance with Chapter 119. of the Ohio Revised Code, may revoke, suspend, limit, place on probation, or refuse to grant or renew an identification card under this chapter, or may impose a monetary penalty or forfeiture not to exceed in severity any fine designated under the Ohio Revised Code for a similar offense, or in the case of a violation of a section of the Ohio Revised Code that does not bear a penalty, a monetary penalty or forfeiture of no more than five hundred dollars, if the Board finds a pharmacist or pharmacy intern:
- (1) Guilty of a felony or gross immorality;
  - (2) Guilty of dishonesty or unprofessional conduct in the practice of pharmacy;
  - (3) Addicted to or abusing liquor or drugs or impaired physically or mentally to such a degree as to render him unfit to practice pharmacy;
  - (4) Has been convicted of a misdemeanor related to, or committed in, the practice of pharmacy;
  - (5) Guilty of willfully violating, conspiring to violate, attempting to violate, or aiding and abetting the violation of any of the provisions of this chapter, sections 3715.52 to 3715.72 or Chapter 2925. or 3719. of the Revised Code;
  - (6) Guilty of permitting anyone other than a pharmacist or pharmacy intern to practice pharmacy;
  - (7) Guilty of knowingly lending the pharmacist's or pharmacy intern's name to an illegal practitioner of pharmacy or having professional connection with an illegal practitioner of pharmacy;
  - (8) Guilty of dividing or agreeing to divide remuneration made in the practice of pharmacy with any other individual, including, but not limited to, any licensed health professional authorized to prescribe drugs or any owner, manager, or employee of a health care facility, residential care facility, or nursing home;
  - (9) Has violated the terms of a consult agreement entered into pursuant to section 4729.39 of the Revised Code;
  - (10) Has committed fraud, misrepresentation, or deception in applying for or securing a license or identification card issued by the board under this chapter or under Chapter 3715. or 3719. of the Revised Code.

IF YOU REQUEST A HEARING within 30 days of the time of the mailing of this notice, such will be afforded. You may appear at such hearing in person, by your attorney, or by such other representative as is permitted to practice before the agency, or you may present your position, arguments or contentions in writing; and, at this hearing, you may also present evidence and examine any witnesses appearing for and against you.

YOU ARE FURTHER ADVISED that if you do not request such a hearing within thirty (30) days of the mailing of this notice, the State Board of Pharmacy, upon consideration of the aforementioned allegations against you, may take action without such a hearing.

Division (B) of Section 4729.16 of the Revised Code provides in pertinent part that: "Any individual whose identification card is revoked, suspended, or refused, shall return his identification card and certificate of registration to the offices of the state board of pharmacy within ten days after receipt of notice of such action." The certificate and identification card should be forwarded by certified mail, return receipt requested.

(D-020131-035)

BY ORDER OF THE STATE BOARD OF PHARMACY

**SUMMARY SUSPENSION EFFECTIVE JANUARY 31, 2002**

*This remains in effect until an Order is issued by the Board or a Settlement Agreement is signed.  
(Settlement Agreement Effective March 5, 2002)*



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## SETTLEMENT AGREEMENT WITH THE STATE BOARD OF PHARMACY

(Docket No. D-970630-046)

In The Matter Of:

**CRYSTAL EDWARD WHITE, R.Ph.**

4676 Dalebridge #12  
Warrensville Heights, Ohio 44128  
(R.Ph. No. 03-2-11178)

This Settlement Agreement is entered into by and between Crystal Edward White and the Ohio State Board of Pharmacy, a state agency charged with enforcing the Pharmacy Practice Act and Dangerous Drug Distribution Act, Chapter 4729. of the Ohio Revised Code.

Crystal Edward White enters into this Agreement being fully informed of his rights afforded under Chapter 119. of the Ohio Revised Code, including the right to representation by counsel and the right to a formal adjudication hearing on the issues contained herein.

Crystal Edward White is knowingly and voluntarily acknowledging that, in order to settle the disciplinary charges being filed by the Board against him and in order to obviate the need to conduct an administrative hearing to consider possible disciplinary sanctions against Crystal Edward White's license to practice pharmacy in the state of Ohio, this Agreement is entered into on the basis of the following stipulations, admissions, and understandings:

- (A) The Ohio State Board of Pharmacy is empowered by Section 4729.16 of the Ohio Revised Code to suspend, revoke, place on probation, refuse to grant or renew an identification card, or impose a monetary penalty on the license holder for violation of any of the enumerated grounds.
- (B) Attached to and incorporated herein are State's Exhibit 1, the Notice of Opportunity letter dated June 30, 1997, and State's Exhibit 1C, the Addendum Notice dated August 7, 1997. Crystal Edward White neither admits nor denies the allegations stated in the Notices; however, the Board has evidence sufficient to sustain the allegations and hereby adjudicates the same.

Wherefore, in consideration of the foregoing and mutual promises hereinafter set forth, and in lieu of any formal proceedings at this time, Crystal Edward White knowingly and voluntarily agrees with the State Board of Pharmacy to the following:

- (A) A one-year suspension of his pharmacist identification card, No. 03-2-11178, and such suspension is effective as of the date of the Agreement. Pursuant to Rule 4729-9-01(F) of the Ohio Administrative Code, Crystal Edward White may not be employed by or work in a facility licensed by the Board of Pharmacy to possess or distribute dangerous drugs during such period of suspension.

- (B) Division (B) of Section 4729.16 of the Revised Code provides that: "Any individual whose identification card is revoked, suspended, or refused, shall return his identification card and certificate of registration to the offices of the state board of pharmacy within ten days after receipt of the notice of such action." The certificate and identification card should be forwarded by certified mail, return receipt requested.
- (C) Upon reinstatement of Crystal Edward White's pharmacist identification card, No. 03-2-11178, will be placed on probation for three years. The terms of probation are as follows:
- (1) Pursuant to paragraph (D)(1) of Rule 4729-3-01 of the Ohio Administrative Code, the State Board of pharmacy hereby declares that Crystal Edward White's pharmacist identification card is not in good standing and thereby denies the privilege of being a preceptor and training pharmacy interns.
  - (2) Crystal Edward White may not serve as a responsible pharmacist.
  - (3) Crystal Edward White must not violate the drug laws of the state of Ohio, any other state, or the federal government.
  - (4) Crystal Edward White must abide by the rules of the Ohio State Board of Pharmacy.
  - (5) Crystal Edward White must comply with the terms of this Order.
  - (6) Crystal Edward White must take and successfully complete the jurisprudence examination offered by the Board prior to reinstatement. If Crystal Edward White has not successfully completed the examination prior to one year from the effective date of this agreement, his license will remain suspended until this condition has been achieved.

The Board may at any time revoke probation for cause, modify the conditions of probation, and reduce or extend the period of probation. At any time during this period of probation, the Board may revoke probation for a violation occurring during the probation period.

- (D) Crystal Edward White agrees to the imposition of a monetary penalty of five thousand dollars (\$5,000.00) to be made in twelve installments, due on or before the 15th day of each month, from January, 1998, through December, 1998. The checks should be made payable to the "Treasurer, State of Ohio" and mailed with the enclosed forms to the State Board of Pharmacy, 77 South High Street, 17th Floor, Columbus, Ohio 43266-0320.

If, in the judgment of the Board, Crystal Edward White appears to have violated or breached any terms or conditions of this Agreement, the Ohio State Board of Pharmacy reserves the right to, at any time, revoke probation, modify the conditions of probation, and reduce or extend the period of probation, and/or the Board may institute formal disciplinary proceedings for any and all possible violations or breaches, including but not limited to, alleged violation of the laws of Ohio occurring before the effective date of this Agreement.

Crystal Edward White acknowledges that he has had an opportunity to ask questions concerning the terms of this agreement and that all questions asked have been answered in

a satisfactory manner. Any action initiated by the Board based on alleged violation of this Agreement shall comply with the Administrative Procedure Act, Chapter 119. of the Ohio Revised Code.

Crystal Edward White waives any and all claims or causes of action he may have against the State of Ohio or the Board, and members, officers, employees, and/or agents of either, arising out of matters which are the subject of this Agreement.

In the event the Board, in its discretion, does not adopt this Agreement as its Adjudication, this settlement offer is withdrawn and shall be of no evidentiary value and shall not be relied upon or introduced in any disciplinary action or appeal by either party. Crystal Edward White agrees that should the Board reject this Agreement and if this case proceeds to hearing, he will assert no claim that the Board was prejudiced by its review and discussion of this Agreement or of any information relating thereto.

This Settlement Agreement shall be considered a public record, as that term is used in Section 149.43 of the Ohio Revised Code, and shall become effective upon the date of Board President's signature below.

**SIGNED AND EFFECTIVE JANUARY 14, 1998**