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## THE STATE BOARD OF PHARMACY

VS

MUKHTAR AHSAN SYED, R.Ph.

AND

WESTSIDE PHARMACY

105 Lake Avenue  
Elyria, Ohio 44035

THE MATTERS OF MUKHTAR AHSAN SYED, R.Ph. AND WESTSIDE PHARMACY, DOCKET NO. 6-46-1, CAME ON FOR CONSIDERATION BY THE STATE BOARD OF PHARMACY ON WEDNESDAY, SEPTEMBER 15, 1982. MOTIONS WERE MADE AND RECORDED THE FOLLOWING ORDER BE ADOPTED:

ORDER

- (1) On May 13, 1982, Mukhtar Ahsan Syed, R.Ph. and Westside Pharmacy, 105 Lake Avenue, Elyria, Ohio 44035, were advised of the allegations against them and informing them of their right to a hearing, their rights in such hearing, and their right to submit their position, contentions and arguments in writing.
- (2) As demonstrated by return receipt of May 14, 1982; Mukhtar Ahsan Syed, R.Ph., received the letter of May 13, 1982, informing him of the charges against him and his rights.
- (3) As demonstrated by return receipt of May 20, 1982; Westside Pharmacy, 105 Lake Avenue, Elyria, Ohio 44035, received the letter of May 13, 1982, informing the licensed Terminal Distributor of Dangerous Drugs of the charges against the business and its rights.
- (4) As demonstrated by a letter dated June 9, 1982, and received by the Board of Pharmacy office on June 11, 1982; Mr. John S. Haynes, Attorney at Law, requested a hearing on behalf of Mr. Syed.

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- (5) As demonstrated by a letter dated June 17, 1982, and received by the office of Haynes, Basinski, and St. Marie Co., L.P.A. on June 19, 1982; the Board consolidated the matters of Mukhtar Ahsan Syed, R.Ph. and Westside Pharmacy, initially set the hearing for June 23, 1982 at 1:00 p.m., and postponed the hearing until the September Board meeting.
- (6) As demonstrated by return receipt of July 13, 1982; the office of Haynes, Basinski, and St. Marie Co., L.P.A. received the letter of July 12, 1982 informing Mr. John S. Haynes, Attorney at Law, that the adjudication hearing in the matter of Mukhtar Ahsan Syed and Westside Pharmacy had been scheduled for 9:00 a.m. on September 15, 1982.
- (7) On September 14, 1982, Mr. John S. Haynes, Attorney at Law, telephoned the Board of Pharmacy office and stated that, at the request of Mukhtar Ahsan Syed, R.Ph., he was withdrawing the request for a public hearing in the matters of Mukhtar Ahsan Syed, R.Ph. and Westside Pharmacy.
- (8) Upon consideration of the allegations against Mukhtar Ahsan Syed, R.Ph. and Westside Pharmacy, and the withdrawal of Mr. Syed's request for a hearing; the State Board of Pharmacy concludes that Mukhtar Ahsan Syed, R.Ph. and Westside Pharmacy, did engage in the conduct set forth in the Notices of Opportunity for a hearing; and, the Board further concludes that:
  - (a) Said conduct constitutes gross immorality within the meaning of Section 4729.16(A) of the Revised Code;
  - (b) Said conduct constitutes willful violation of more than one time of the provisions of Sections 3715.52 to 3715.72 or Chapters 2925., 3719., or 4729. of the Revised Code.

Pursuant to divisions (A) and (C) of Section 4729.16 of the Revised Code, the State Board of Pharmacy hereby revokes the pharmacist identification card of Mukhtar Ahsan Syed, effective immediately.

Pursuant to divisions (C), (D), and (E) of Section 4729.57 of the Revised Code, the State Board of Pharmacy hereby revokes the Terminal Distributor of Dangerous Drugs license, No. 02-05-5985, held by Westside Pharmacy, 105 Lake Avenue, Elyria, Ohio 44035, effective immediately.

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

MOTION CARRIED.

SO ORDERED.

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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: October 5, 1982

FZW/sb

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

cc/Cynthia Wayland, Assistant Attorney General

John S. Haynes, Attorney at Law, HAYNES, BASINSKI & ST. MARIE CO., L.P.A.  
252 Second Street, Elyria, OH 44035