

THE STATE BOARD OF PHARMACY

VS

KEITH E. CARYER, R.Ph.

THE MATTER OF KEITH E. CARYER, R.Ph., DOCKET NO. 6-55-1, WAS HEARD PURSUANT TO CHAPTERS 119. AND 4729. OF THE REVISED CODE ON JANUARY 27, 1983. AFTER CONSIDERATION OF THE EVIDENCE ADDUCED, MOTION WAS MADE AND RECORDED THAT THE FOLLOWING ORDER BE ADOPTED:

ORDER

Findings of Fact

- (1) From the evidence presented, the State Board of Pharmacy finds Keith E. Caryer did, between the dates of January 1, 1976 and July 1, 1978, obtain and exert control over Cocaine crystals, Valium tablets, Ionamin, Biphedamine, Preludin, Tenuate, Dextroamphetamine, and Codeine tablets, without the consent or beyond the consent of the owner thereof, Medical Center Pharmacy, 1040 Delaware Avenue, Marion, Ohio 43302; in violation of Section 2925.21(A) of the Revised Code.
- (2) From the evidence presented, the State Board of Pharmacy finds Keith E. Caryer did, between the dates of July 1, 1978 and June 30, 1980, obtain and exert control over Talwin, Valium, Demerol, Dilaudid, Morphine, and Lomotil, without the consent or beyond the consent of the owner thereof, Ohio State University Hospitals, 450 West 10th, Columbus, Ohio 43201; in violation of Section 2925.21(A) of the Revised Code.
- (3) From the evidence presented, the State Board of Pharmacy finds Keith E. Caryer did, between the dates of June 30, 1980 and August 2, 1982, obtain and exert control over Cocaine, Demerol, Quaalude, and Tylox, without the consent or beyond the consent of the owner thereof, Huron Road Hospital, 13951 Terrance Road, East Cleveland, Ohio 44112; in violation of Section 2925.21(A) of the Revised Code.
- (4) From the evidence presented, the State Board of Pharmacy finds Keith E. Caryer did admit selling, within the meaning of division (J) of Section 4729.02 of the Revised Code, controlled substances on different occasions to several individuals; in violation of Section 2925.03 of the Revised Code.
- (5) From the evidence presented, the State Board of Pharmacy finds Keith E. Caryer did knowingly possess and use various controlled substances on numerous occasions since licensure as a pharmacy intern on February 2, 1976; in violation of Section 2925.11 of the Revised Code.

### Conclusions of Law

- (1) Upon consideration of the record as a whole, the State Board of Pharmacy concludes that the conduct set forth in paragraphs (1) through (5) of the Findings of Fact constitutes gross immorality within the meaning of Section 4729.16(A) of the Revised Code.
- (2) Upon consideration of the record as a whole, the State Board of Pharmacy concludes that the conduct set forth in paragraphs (1) through (5) of the Findings of Fact constitutes willful violation of more than one time any of the provisions of Chapter 2925. of the Revised Code.

Pursuant to Section 4729.16 of the Ohio Revised Code, and the foregoing Findings of Fact and Conclusions of Law set forth above, the State Board of Pharmacy takes the following actions concerning the registered pharmacist license of Keith E. Caryer, No. 03-21-3242:

(A) On the basis of paragraph (1) of the Conclusions of Law set forth above, the State Board of Pharmacy hereby suspends the registered pharmacist identification card of Keith E. Caryer for 24 months.

(B) On the basis of paragraph (2) of the Conclusions of Law set forth above, the State Board of Pharmacy hereby suspends the registered pharmacist identification card of Keith E. Caryer for 24 months.

(C) Further, both 24-month suspensions shall run concurrently and the Board suspends 18 months of each 24-month suspension on condition that Keith E. Caryer abides by the terms of probation set by the Board. The terms provide that Keith E. Caryer shall not violate any drug laws of the State of Ohio, any other state, and the federal government, and that he abides by the rules of the State Board of Pharmacy.

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

MOTION CARRIED.

SO ORDERED.