



# OHIO STATE BOARD OF PHARMACY

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

THE STATE BOARD OF PHARMACY

vs

PAUL JAMES DROZIK, R.Ph.

THE MATTER OF PAUL JAMES DROZIK, DOCKET NO. 6-97-1, WAS HEARD PURSUANT TO CHAPTERS 119. AND 4729. OF THE REVISED CODE ON TUESDAY, MARCH 26, 1985. AFTER CONSIDERATION OF THE EVIDENCE ADDUCED, MOTIONS WERE MADE AND RECORDED THAT THE FOLLOWING ORDER BE ADOPTED:

## ORDER

### Findings Of Fact

- (1) From the evidence presented, the State Board of Pharmacy finds that Paul James Drozik, on or about July 21, 1984, did knowingly obtain or exerted control over approximately 712mg of Cocaine HCl, without the consent of the owner thereof: Riverside Hospital, 1600 N. Superior, Toledo, Ohio 43604; in violation of Section 2925.21 of the Revised Code.
- (2) From the evidence presented, the State Board of Pharmacy finds that Paul James Drozik, on or about July 21, 1984, did knowingly obtain and possess approximately 712mg of Cocaine HCl, a Schedule II controlled substance; in violation of Section 2925.11 of the Revised Code.
- (3) From the evidence presented, the State Board of Pharmacy finds that Paul James Drozik, on or about July 21, 1984, did, as the owner of a 1974 Chevrolet Corvette, knowingly permit such vehicle to be used for the commission of a felony drug abuse offense, to wit: the Chevrolet Corvette was used to transport 712mg of Cocaine HCl. Such conduct is in violation of Section 2925.13 of the Revised Code.
- (4) From the evidence presented, the State Board of Pharmacy finds that Paul James Drozik, between the fall of 1983 and July 22, 1984, did knowingly obtain or exerted control over approximately 10 capsules of Biphedamine-20mg, approximately 5 tablets of Preludin-75mg, and approximately 5 tablets of Dexedrine-5mg, without the consent or beyond the consent of the owner thereof: Cromley Pharmacy, 3670 Rugby Drive, Toledo, Ohio 43614; in violation of Section 2925.21 of the Revised Code.

- (5) From the evidence presented, the State Board of Pharmacy finds that Paul James Drozik, between the fall of 1983 and July 22, 1984, did knowingly sell approximately 10 capsules of Biphetamine-20mg, approximately 5 tablets of Preludin-75mg, and approximately 5 tablets of Dexedrine-5mg, all of which are Schedule II controlled substances, in amounts less than the minimum bulk amount as defined in Section 2925.01 of the Revised Code. Such conduct was not in accordance with Chapters 3715., 3719., and 4729. of the Revised Code, and is prohibited by Section 2925.03(A)(1) of the Revised Code.
- (6) From the evidence presented, the State Board of Pharmacy finds that Paul James Drozik, between April, 1983 and July 22, 1984, did knowingly obtain or exerted control over approximately 11,000mg of Cocaine HCl, without the consent or beyond the consent of the owner thereof: Riverside Hospital, 1600 N. Superior, Toledo, Ohio 43604; in violation of Section 2925.21 of the Revised Code.
- (7) From the evidence presented, the State Board of Pharmacy finds that Paul James Drozik, in 1975, did knowingly obtain or exerted control over approximately 25 tablets of Demerol-50mg, and a quantity of Biphetamine-20 capsules, without the consent or beyond the consent of the owner thereof: Sam's Drugs, Inc., 2101 Lagrange Street, Toledo, Ohio 43608; in violation of Section 2925.21 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 (7) of the Findings Of Fact constitutes gross immorality, within the meaning of Division (A)(1) of Section 4729.16 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 (7) of the Findings Of Fact constitutes dishonesty and unprofessional conduct in the practice of pharmacy, within the meaning of Division (A)(2) of Section 4729.16 of the Revised Code.
- (3) Upon consideration of the record as a whole, the State Board of Pharmacy concludes that the conduct set forth in paragraphs (1) through (7) of the Findings Of Fact constitutes willfully violating the provisions of Chapters 2925., 3715., 3719., and 4729. of the Revised Code.

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 takes the following actions concerning the pharmacist identification card of Paul James Drozik, R.Ph. No. 03-2-14073:

(A) On the basis of paragraph (1) of the Conclusions Of Law set forth above, the State Board of Pharmacy hereby suspends the pharmacist identification card held by Paul James Drozik 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 pharmacist identification card held by Paul James Drozik for 24 months.

(C) On the basis of paragraph (3) of the Conclusions Of Law set forth above, the State Board of Pharmacy hereby imposes a monetary penalty of \$3,000.

(D) Further, both 24-month suspensions shall run concurrently, and the Board suspends 21 months of each 24-month suspension, and \$2,000 of the \$3,000 monetary penalty on the condition that Paul James Drozik abides by the terms of probation set by the Board. The terms of probation provide that Paul James Drozik:

- (1) shall not violate any drug laws of the state of Ohio, any other state, or the federal government;
- (2) abides by the rules of the Board of Pharmacy; and
- (3) makes restitution to Riverside Hospital for the drugs taken without their consent.

The \$1,000 monetary penalty imposed is due and owing within thirty (30) days of the issuance of this Order. Said monetary penalty should be made payable to the "Treasurer, State of Ohio" and mailed to the State Board of Pharmacy, 65 S. Front Street, Room 504, Columbus, Ohio 43215, with the enclosed form.

Division (B) of Section 4729.16 of the Revised Code provides in pertinent part that: "Any individual whose identification card is ..., suspended, ..., 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.

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

MOTION CARRIED.

SO ORDERED.

PAUL JAMES DROZIK, R.Ph.  
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Order of the Board

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: April 25, 1985

FZW/sb

By

Franklin Z. Wickham  
Franklin Z. Wickham, Executive Director

cc/John E. Breen, Assistant Attorney General  
Peter J. Wagner, Attorney; 240 Huron Street, Suite 1010;  
Toledo, Ohio 43604