

ORDER OF THE STATE BOARD OF PHARMACY

(Docket No. D-020912-010)

In The Matter Of:

JOHN CHRISTOPHER LEASURE, R.Ph.

2133 Kingston Drive
Maumee, Ohio 43537
(R.Ph. No. 03-2-19537)

INTRODUCTION

THE MATTER OF JOHN CHRISTOPHER LEASURE CAME FOR HEARING ON APRIL 9, 2003, BEFORE THE FOLLOWING MEMBERS OF THE BOARD: DIANE C. ADELMAN, R.Ph. (presiding); GREGORY BRAYLOCK, R.Ph.; SUZANNE R. EASTMAN, R.Ph.; ROBERT P. GIACALONE, R.Ph.; ELIZABETH I. GREGG, R.Ph.; NATHAN S. LIPSYC, R.Ph.; DOROTHY S. TEATER, PUBLIC MEMBER; AND JAMES E. TURNER, R.Ph.

JOHN CHRISTOPHER LEASURE WAS REPRESENTED BY GORDON S. FRIEDMAN AND THE STATE OF OHIO WAS REPRESENTED BY SALLY ANN STEUK, ASSISTANT ATTORNEY GENERAL.

SUMMARY OF EVIDENCE

State's Witnesses

1. Dale R. Fritz, Ohio State Board of Pharmacy
2. Dennis G. Wilichowski, Lucas County Deputy Sheriff

Respondent's Witnesses

1. John Christopher Leasure, R.Ph., Respondent

State's Exhibits

1. Copy of Notice of Opportunity For Hearing letter [09-12-02]
- 1A-1K. Procedurals
2. Indictment, State of Ohio vs. John C. Leasure, Case No. CR-02-01076, Lucas County Common Pleas Court [01-14-02]
3. Entry of Jury Verdict [04-12-02]
4. Entry of Order, State of Ohio vs John Leasure, Case No. G-4801-CR-0200201076, Lucas County Common Pleas Court [04-15-02]
5. Judgment Entry [06-04-02]
6. Copy of letter from Joyce Williams, Unit Manager and Dave Schultz, Probation Officer [07-02-02]
7. Copy of letter from Tammy Anderson, Brett Anderson, and Melody Anderson-Leasure [08-24-02]
8. Judgment Entry [11-18-02]
9. Letter from Glen Lammon, Department Director and Dave Schultz, Probation Officer [12-06-02]
- 10A-10K. Eleven color photographs of injuries and damage

11. Copy of Lucas County Sheriff's Office Incident Report by Deputy Sheriff (D/S) Wilichowski, Records Section No. 000034-02, for Felonious Assault X3/Vandalism [01-02-02]; Supplemental Report by D/S Jeffrey P. Summers [01-02-02]; Supplemental Report by J. G. Ceglio [01-02-02]; Supplemental Report by James Schiavone [01-02-02]; Copy of Lucas County Sheriff's Office Incident Report by D/S Wilichowski, Records Section No. 000034-02, for Injured Officer [01-02-02]; Copy of Statement by Tammy Anderson [01-02-02]
12. St. Luke's Hospital Emergency Department Physician Dictation, Emergency Nursing Assessment, and Emergency Supplemental Nursing Notes re Tammy A. Anderson [01-02-02]; and St. Luke's Hospital Emergency Department Physician Dictation, Emergency Nursing Assessment, and Emergency Supplemental Nursing Notes re Melody Anderson-Leasure [01-02-02]

Respondent's Exhibits

- A. Letter from William M. Aring, R.Ph. [03-20-03]
- B. Copy of Anger Management Completion Certificate for John Leasure [03-29-02]
- C. Pages 23 to 88 of Transcript of Trial Testimony of Tammy Anderson, State of Ohio vs. John Leasure, Case No. CR02-01076, Lucas County Common Pleas Court
- D. Judgment Entry [06-04-02]
- E. Brief of Defendant-Appellant, State of Ohio vs. John Leasure, Appeal Case No. L-02-1207, Trial No. CR02-1076, Lucas County Common Pleas Court [01-15-03]
- F. Copy of letters from Shirley L. Tucker, R.N. [not dated]; Matt Carder [04-06-03]; R.W. Lonsway, Jr. [04-04-03]; Andrea K. Davis [04-07-03]

FINDINGS OF FACT

After having heard the testimony, observed the demeanor of the witnesses, considered the evidence, and weighed the credibility of each, the State Board of Pharmacy finds the following to be fact:

(1) Records of the State Board of Pharmacy indicate that John Christopher Leasure was originally licensed by the State of Ohio as a pharmacist on July 30, 1992, pursuant to examination, and is currently licensed to practice pharmacy in Ohio.

(2) John Christopher Leasure was, on or about April 12, 2002, convicted of one count of Kidnapping, a felony of the first degree under Section 2905.01(A)(2) and (A)(3) of the Ohio Revised Code, and one count of Domestic Violence, a misdemeanor of the first degree under Section 2919.25(A) of the Ohio Revised Code. State of Ohio vs. John Leasure, Case No. G-4801-CR-0200201076, Lucas County Common Pleas Court.

CONCLUSION OF LAW

The State Board of Pharmacy concludes that paragraph (2) of the Findings of Fact constitutes being guilty of a felony and gross immorality as provided in Division (A)(1) of Section 4729.16 of the Ohio Revised Code.

DECISION OF THE BOARD

Pursuant to Section 4729.16 of the Ohio Revised Code, and after consideration of the record as a whole, the State Board of Pharmacy hereby suspends indefinitely the pharmacist identification card, No. 03-2-19537, held by John Christopher Leasure and such suspension is effective as of the date of the mailing of this Order.

(A) John Christopher Leasure, pursuant to Rule 4729-9-01(F) of the Ohio Administrative Code, may not be employed by or work in a facility licensed by the State Board of Pharmacy to possess or distribute dangerous drugs during such period of suspension.

(B) John Christopher Leasure, pursuant to Section 4729.16(B) of the Ohio Revised Code, must return his identification card and license (wall certificate) to the office of the State Board of Pharmacy within ten days after receipt of this Order unless the Board office is already in possession of both. The identification card and wall certificate should be sent by certified mail, return receipt requested.

Further, after nine months from the effective date of this Order, the Board will consider any petition filed by John Christopher Leasure for a hearing, pursuant to Ohio Revised Code Chapter 119., for reinstatement. The Board will only consider reinstatement of the license to practice pharmacy in Ohio if the following conditions have been met:

(A) John Christopher Leasure must obtain, within sixty days after the effective date of this Order, a full psychiatric or psychological evaluation by a licensed psychiatrist or psychologist and must abide by the treatment plan as designed by that psychiatrist or psychologist. The psychiatrist or psychologist must provide an initial status report, which includes the recommended treatment plan, to the Board within ten days after completing the assessment.

(B) John Christopher Leasure must provide, at the reinstatement petition hearing, documentation of the following:

(1) Compliance with the licensed psychiatrist's or psychologist's recommended treatment plan;

(2) A report by the licensed psychiatrist or psychologist regarding John Christopher Leasure's fitness for readmission into the practice of pharmacy;

(3) Compliance with the continuing pharmacy education requirements set forth in Chapter 4729-7 of the Ohio Administrative Code as applicable and in effect on the date of petitioning the Board for reinstatement;

(4) Compliance with the terms of this Order.

(C) If reinstatement is not accomplished within three years of the effective date of this Order, John Christopher Leasure must also show successful completion of the NAPLEX examination or an equivalent examination approved by the Board.

THIS ORDER WAS APPROVED BY A VOTE OF THE STATE BOARD OF PHARMACY (Aye-5/Nay-2).

MOTION CARRIED.

SO ORDERED.

ORDER EFFECTIVE MAY 15, 2003