



OHIO STATE BOARD OF PHARMACY

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

-Equal Opportunity Employer and Service Provider-

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ORDER OF THE STATE BOARD OF PHARMACY

(Docket No. D-980903-011)

In The Matter Of:

PETER A. CORPUS, R.Ph.
2627 Meadwell Court
Columbus, Ohio 43235
(R.Ph. No. 03-2-20118)

INTRODUCTION

THE MATTER OF PETER A. CORPUS CAME TO HEARING ON DECEMBER 8, 1998, BEFORE THE FOLLOWING MEMBERS OF THE BOARD: JOSEPH J. MASLAK, R.Ph. (presiding); ANN D. ABELE, R.Ph.; DIANE C. ADELMAN, R.Ph.; ROBERT B. CAVENDISH, R.Ph.; PAUL F. LAMPING, R.Ph.; AMONTE B. LITTLEJOHN, R.Ph.; RUTH A. PLANT, R.Ph.; AND NICHOLAS R. REPKE, PUBLIC MEMBER.

PETER A. CORPUS WAS REPRESENTED BY DOUGLAS E. GRAFF, AND THE STATE OF OHIO WAS REPRESENTED BY SALLY ANN STEUK, ASSISTANT ATTORNEY GENERAL.

SUMMARY OF EVIDENCE

(A) Testimony

State's Witnesses:

- (1) None

Respondent's Witnesses:

- (1) Peter A. Corpus, Respondent
(2) Bruce Franken, R.Ph., Pharmacists Rehabilitation Organization, Inc.
(3) Bryan Carlson, Sponsor, Alcoholic's Anonymous.

(B) Exhibits

State's Exhibits:

- (1) Exhibit 1--Copy of five-page Order of the State Board of Pharmacy, Docket No. D-940125-038, in the matter of Peter A. Corpus dated June 30, 1994.

- (2) Exhibit 1A--Copy of page twenty-five of the Ohio State Board of Pharmacy Record of the Proceedings, Minutes of the Meeting dated August 11, 1997.
- (3) Exhibit 1B--Notice of Appearance of Counsel of Douglas E. Graff dated August 31, 1998.
- (4) Exhibit 1C--Request for Hearing and Motion to Address the Board, and Certificate of Service dated August 31, 1998.
- (5) Exhibit 1D--Copy of two-page Hearing Schedule letter dated September 3, 1998.
- (6) Exhibit 1E--Copy of Hearing Schedule letter dated November 13, 1998.

Respondent's Exhibits:

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follows: 392 dated July 7, 1997; 393 dated July 7, 1997; 397 dated July 8, 1997; 411 dated July 17, 1997; 410 dated July 17, 1997. UDS--Seventy-four pages consisting of sixty-six urine drug screen reports of Peter Corpus dated as follows: February 2, 1994; March 26, 1994; April 4, 1994; April 16, 1994; April 23, 1994; May 4, 1994; May 7, 1994; May 14, 1994; May 21, 1994; May 28, 1994; June 3, 1994; June 10, 1994; June 18, 1994; June 23, 1994; July 5, 1994; July 11, 1994; July 15, 1994; July 26, 1994; July 30, 1994; August 10, 1994; August 16, 1994; August 20, 1994; August 27, 1994; September 3, 1994; September 12, 1994; September 20, 1994; September 30, 1994; October 4, 1994; October 21, 1994; April 18, 1995; April 1, 1996; April 7, 1996; April 23, 1996; May 2, 1996; May 18, 1996; May 29, 1996; June 29, 1996; August 7, 1996; September 4, 1996; September 21, 1996; October 31, 1996; November 26, 1996; December 24, 1996; January 29, 1997; February 25, 1997; April 1, 1997; April 16, 1997; May 6, 1997; June 18, 1997; July 25, 1997; August 7, 1997; September 23, 1997; October 29, 1997; November 21, 1997; December 17, 1997; January 27, 1998; February 20, 1998; March 7, 1998; April 22, 1998; May 16, 1998; June 23, 1998; July 15, 1998; August 29, 1998; September 30, 1998; October 29, 1998; and November 24, 1998. Letters--Letter from Steven A. Corpus, not dated; letter from Nick A. Kallis dated August 2, 1997; letter from Richard L. Thomas, not dated; and letter from Charles J. Broussard, not dated.

- (2) Exhibit B--Copy of five pages of Weekly Record of Meeting Attendance of Peter A. Corpus dated from November 2, 1998, through December 5, 1998; and copies of two certifications of participation for pharmaceutical education of Peter Corpus numbered 105-000-98-022-H03 and 105-000-98-021-H03 and dated November 19, 1998.

FINDING OF FACT

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

- (1) Peter A. Corpus has complied with the terms set forth in Resolution No. 98-016 of Ohio State Board of Pharmacy Record of the Proceedings dated August 11, 1997, and is now in accordance with the Order of the State Board of Pharmacy, Docket No. D-940125-038, dated June 30, 1994.

ACTION OF THE BOARD

The State Board of Pharmacy hereby approves the reinstatement of the pharmacist identification card, No. 03-2-20118, of Peter A. Corpus to practice pharmacy in the state of Ohio and places him on probation for five years from the date his identification card is issued, with the following conditions:

- (A) Peter A. Corpus must enter into a new contract, after the effective date of this Order, with a treatment provider acceptable to the Board, for a period of not less than five years and submit a copy of

the signed contract to the Board office with the renewal application. The contract must provide that:

- (1) Random, **observed** urine drug screens shall be conducted at least every three months.
 - (a) The urine sample must be given within twelve hours of notification. The urine drug screen must include testing for creatinine or specific gravity of the sample as the dilutional standard.
 - (b) Alcohol must be added to the standard urine drug screen. Testing for alcohol must be conducted within forty-eight hours from the time the sample is given. A breathalyzer may be used to test for alcohol, but the test must be conducted by an appropriately certified individual within twelve hours of notification.
 - (c) Results of urine screens must be negative. Any positive results, including those which may have resulted from ingestion of food, but excluding false positives which resulted from medication legitimately prescribed, indicates a violation of the contract and probation.
 - (2) The intervener/sponsor shall provide copies of all urine screens to the Ohio Board of Pharmacy in a timely fashion.
 - (3) Regular attendance, a minimum of three times per week, at an Alcoholics Anonymous, Narcotics Anonymous, and/or similar support group meeting is required.
 - (4) The program shall immediately report to the Ohio Board of Pharmacy any violations of the contract and/or lack of cooperation.
- (B) Peter A. Corpus must submit quarterly progress reports to the Board; due January 10; April 10; July 10; and October 10; of each year of probation, that include:
- (1) the written report and documentation provided by the treatment program pursuant to the contract, and
 - (2) a written description of his progress towards recovery and what he has been doing during the previous three months.
- (C) Peter A. Corpus must show completion of 45 hours (4.5 C.E.U.s) of continuing pharmacy education within the three-year period immediately preceding the date of application for renewal. Forty-two hours (4.2 C.E.U.s) must be in patient care related topics (ACPE category 01 or 02, or Ohio category 01) and three hours (0.3 C.E.U.s) in Board approved Jurisprudence. The original certificates

of participation must be submitted to the Board office with the renewal application.

(D) Other terms of probation are as follows:

- (1) The State Board of Pharmacy hereby declares that Peter A. Corpus' pharmacist identification card is not in good standing and thereby denies the privilege of being a preceptor and training pharmacy interns pursuant to paragraph (D)(1) of Rule 4729-3-01 of the Ohio Administrative Code.
- (2) Peter A. Corpus must report his license suspension for, and history of, drug abuse on all employment applications.
- (3) Peter A. Corpus may not serve as a responsible pharmacist.
- (4) Peter A. Corpus may not destroy, assist in, or witness the destruction of controlled substances.
- (5) Peter A. Corpus must abide by the contract from the treatment provider and any violation must be reported to the Board immediately.
- (6) Peter A. Corpus must not violate the drug laws of the state of Ohio, any other state, or the federal government.
- (7) Peter A. Corpus must abide by the rules of the Ohio State Board of Pharmacy.
- (8) Peter A. Corpus must comply with the terms of this Order.

Peter A. Corpus is hereby advised that 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.

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

MOTION CARRIED.

SO ORDERED.



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MOTION CARRIED.

SO ORDERED.