

03-3-03526

THE STATE BOARD OF PHARMACY

vs

JOHN M. THOMAS, R.Ph.

THE MATTER OF JOHN M. THOMAS, DOCKET NO. 6-61-3, WAS HEARD PURSUANT TO CHAPTERS 119. AND 4729. OF THE OHIO REVISED CODE ON SEPTEMBER 26, 1983. 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 on December 29, 1982, the Trumbull County Court of Common Pleas found John M. Thomas guilty of a first degree misdemeanor on two counts, to wit: failure to keep records of controlled substances as required by divisions (G)(1) and (G)(2) of Section 3719.07 of the Ohio Revised Code.
- (2) From the evidence presented, the State Board of Pharmacy finds John M. Thomas did, on one or more occasions between May 1, 1981 and February 2, 1982 at Revco Discount Drug Center, 3810 Elm Road N.E., Warren, Ohio 44141, sell 23.2 gallons of Tussionex Suspension, a Schedule III controlled substance and prescription drug without a prescription issued by a practitioner; in violation of Section 2925.03(A)(7) and Chapters 3715., 3719., and 4729. of the Revised Code.
- (3) From the evidence presented, the State Board of Pharmacy finds John M. Thomas did, on or about May 19, 1981, sell 100 tablets of Preludin 75mg, a Schedule II controlled substance, without a valid prescription given by a practitioner; in violation of Section 2925.03(A)(7) and Chapters 3715., 3719., and 4729. of the Revised Code.
- (4) From the evidence presented, the State Board of Pharmacy finds John M. Thomas did, on or about October 7, 1981 at Revco Discount Drug Center, 3810 Elm Road N.E., Warren, Ohio 44141, sell 100 tablets of Quaalude 300mg, a Schedule II controlled substance, in an amount equal to or exceeding three times the bulk amount as defined in Section 2925.01 of the Revised Code, without a valid prescription, and that John M. Thomas did intentionally make and knowingly possess a false prescription for the Quaalude; in violation of Sections 2925.03(A)(7), 2925.23(B)(1), and Chapters 3715., 3719., and 4729. of the Revised Code.