
STATE BOARD OF PHARMACY

THE STATE BOARD OF PHARMACY

vs

WILLIAM DAVID TARLOFF, R.Ph.

THE MATTER OF WILLIAM DAVID TARLOFF, DOCKET NO. 6-152-1, WAS HEARD PURSUANT TO CHAPTERS 119. AND 4729. OF THE REVISED CODE ON MONDAY, APRIL 21, 1986. 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 William David Tarloff did, on or about May 11, 1984, while practicing pharmacy at Swanton Pharmacy, Inc., 147 Airport Highway, Swanton, Ohio 43558, willfully violate Ohio Revised Code Section 4729.51(C), to wit: Mr. Tarloff did sell at retail one monthly cycle of Lo-Ovral-28, a dangerous drug, that was labeled as a "sample drug" and, therefore, false and misleading. Such conduct is not in accordance with Ohio Revised Code Sections 2925.36, 3719.81, 3715.64(A), and 3715.52.
- (2) From the evidence presented, the State Board of Pharmacy finds that William David Tarloff did, on or about May 11, 1984, willfully violate Sections 2925.36 and 3719.81 of the Ohio Revised Code, to wit: Mr. Tarloff did illegally possess samples of Lo-Ovral-28. Such conduct is not in accordance with Chapters 3719. and 4729. of the Revised Code, and is prohibited by Sections 2925.36 and 3715.52 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) and (2) of the Findings Of Fact constitutes gross immorality.
- (2) Upon consideration of the record as a whole, the State Board of Pharmacy concludes that the conduct set forth in paragraphs (1) and (2) of the Findings Of Fact constitutes dishonesty in the practice of pharmacy.
- (3) Upon consideration of the record as a whole, the State Board of Pharmacy concludes that the conduct set forth in paragraphs (1) and (2) of the Findings Of Fact constitutes willful violations of Chapters 2925., 3715., 3719., and 4729. of the Revised Code.

STATE BOARD OF PHARMACY

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 license of William David Tarloff, No. 03-3-10579:

(A) On the basis of paragraphs (1) and (2) of the Conclusions Of Law set forth above, the State Board of Pharmacy hereby suspends the pharmacist identification card held by William David Tarloff for 24 months.

(B) 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 one thousand five hundred dollars (\$1,500.00), 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 43266-0320, with the enclosed form.

(C) Further, the Board suspends the suspension on the condition that William David Tarloff abides by the terms of probation set by the Board. The terms provide that William David Tarloff:

- (1) does not violate any drug laws of the state of Ohio, any other state, or the federal government, and
- (2) 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.

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