



OHIO STATE BOARD OF PHARMACY

77 S. High Street, 17th Floor
Columbus, Ohio 43266-0320
Telephone: 614/466-4143

CONSENT AGREEMENT

(Docket No. D-920707-003)

In The Matter Of:

RAMONA R. MOENTER, R.Ph.
14 Lookout Court
Sacramento, CA 95831
(R.Ph. No. 03-3-11714)

This Consent Agreement is entered into by and between Ramona R. Moenter, R.Ph. and the Ohio State Board of Pharmacy, a state agency charged with enforcing the Pharmacy Practice Act and Dangerous Drug Distribution Act, Chapter 4729. of the Ohio Revised Code.

Ramona R. Moenter enters into this Agreement being fully informed of her rights afforded under Chapter 119. of the Ohio Revised Code, including the right to representation by counsel and the right to a formal adjudication hearing on the issues contained herein.

This Agreement is entered into on the basis of the following stipulations, admissions, and understandings:

1. The Ohio State Board of Pharmacy is empowered by Section 4729.16 of the Ohio Revised Code to suspend, revoke, place on probation, refuse to grant or renew an identification card, or impose a monetary penalty on the license holder for violation of any of the enumerated grounds.
2. Ramona R. Moenter is licensed to practice pharmacy in the State of Ohio.
3. Ramona R. Moenter is knowingly and voluntarily acknowledging that she was disciplined by the Board of Pharmacy, Department of Consumer Affairs, State of California, for permitting a non-pharmacist to practice pharmacy by receiving a telephone prescription from a practitioner and committing an error in dispensing which caused the death of a patient.
4. Ramona R. Moenter is knowingly and voluntarily acknowledging that she permitted a registered nurse to receive a prescription by telephone; and that pursuant to that prescription Ms. Moenter dispensed Vincristine 4mg when the physician had prescribed Vincristine 0.4mg. After the error was discovered, the patient died as a result, in part, of chemotherapy toxicity.

As a result of these findings of fact, Ramona R. Moenter's license to practice pharmacy in the state of California was revoked; provided, however that said revocation was stayed and the license was placed on probation for a period of three years commencing March 4, 1992.

Wherefore, in consideration of the foregoing and mutual promises hereinafter set forth, and in lieu of any formal proceedings at the time, Ramona R. Moenter knowingly and voluntarily agrees with the Ohio State Board of Pharmacy to the following:

1. Ramona R. Moenter agrees that her identification card to practice pharmacy in the state of Ohio will be placed on probation until March 4, 1995, with the following stipulations:
 - (a) Ramona R. Moenter shall abide by all of the terms of probation imposed by the California Board of Pharmacy; and
 - (b) Ramona R. Moenter shall conform with any additional demands as imposed pursuant to probation by the California Board of Pharmacy.
2. Ramona R. Moenter shall inform the Ohio State Board of Pharmacy if she should relocate and/or practice pharmacy in any other state.

If, in the judgment of the Board, Ramona R. Moenter appears to have violated or breached any terms or conditions of the Agreement, the Ohio State Board of Pharmacy reserves the right to institute formal disciplinary proceedings for any and all possible violations or breaches, including but not limited to, alleged violation of the laws of Ohio occurring before the effective date of the Agreement.

Ramona R. Moenter acknowledges that she has had an opportunity to ask questions concerning the terms of the Agreement and that all questions asked have been answered in a satisfactory manner.

Any action initiated by the Board based on alleged violation of the Agreement shall comply with the Administrative Procedure Act, Chapter 119. of the Ohio Revised Code.

Ramona R. Moenter waives any and all claims or causes of action she may have against the State of Ohio or the Board, and members, officers, employees, and/or agents of either, arising out of matters which are the subject of this Agreement.

In the event the Board, at its discretion, does not approve this Agreement, this settlement offer is withdrawn and shall be of no evidentiary value and shall not be relied upon or introduced in any disciplinary action or appeal by either party. Ramona R. Moenter agrees that should the Board reject this Agreement and if the case proceeds to hearing, she will assert no claim that the Board was

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prejudiced by its review and discussion of this Agreement or of any information relating thereto.

This Consent Agreement shall be considered a public record, as that term is used in Section 149.43 of the Ohio Revised Code, and shall become effective upon the last date of signature below.

SIGNATURE OF PHARMACIST/RESPONDENT <i>Ramona R. Moenter</i>	DATE OF SIGNATURE <i>12/15/92</i>
SIGNATURE OF OHIO BOARD OF PHARMACY PRESIDENT <i>Timothy D. Moore</i>	DATE OF SIGNATURE <i>1/20/93</i>
SIGNATURE OF OHIO ASSISTANT ATTORNEY GENERAL <i>Ronda S. Anderson</i>	DATE OF SIGNATURE <i>1/24/93</i>