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65 S. FRONT STREET, ROOM 504 \* COLUMBUS, OHIO 43266-0320 \* 614/466-4143

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BEFORE THE STATE BOARD OF PHARMACY  
(Docket No. D-861226-097)

In The Matter Of:

DAVID WOLFE BOBB, R.Ph.  
820 Hunter Road, Apt. B  
Enon, Ohio 45323

INTRODUCTION

THE MATTER OF DAVID WOLFE BOBB CAME TO HEARING ON APRIL 28, 1987 BEFORE THE FOLLOWING MEMBERS OF THE BOARD: GERALD CLOUSE, R.Ph. (presiding); NORMAN LEIBOW, R.Ph.; TIMOTHY MOORE, R.Ph.; BETTY NICHOL, R.Ph.; JOSEPH SABINO, R.Ph.; ROBERT VALENTINE, R.Ph.; JEROME WIESENHAHN, R.Ph.; AND MELVIN WILCZYNSKI, R.Ph.

DAVID WOLFE BOBB WAS NOT REPRESENTED BY COUNSEL, AND THE STATE OF OHIO WAS REPRESENTED BY YVETTE MCGEE, ASSISTANT ATTORNEY GENERAL.

SUMMARY OF EVIDENCE

State's Exhibits

- (1) Exhibit #A - Notice of Opportunity dated December 26, 1986 in the matter of David Bobb, R.Ph.
- (2) Exhibit #B - Request for hearing dated January 20, 1987.
- (3) Exhibit #C - Hearing schedule letter dated February 6, 1987.
- (4) Exhibit #D - Hearing schedule letter dated April 20, 1987.
- (5) Exhibit #E - Continuing education report form dated 12/10/86.

Respondent's Exhibits

- (1) Exhibit #1 - Earnings statement showing New Hampshire as legal place of residence.
- (2) Exhibit #2 - Pharmacist renewal form for the state of New Hampshire dated 12/30/85.
- (3) Exhibit #3 - Pharmacist renewal form for the state of New Hampshire dated 12/27/84.

FINDING OF FACT

- (1) From the evidence presented, the State Board of Pharmacy finds that David Wolfe Bobb does not qualify for renewal of his identification card pursuant to paragraph (F) of Rule 4729-7-02 of the Administrative Code since the records of the Board reflect the fact that he resides at 820 Hunter Road, Apt. B, Enon, Ohio 45323 and practices pharmacy in Ohio at the Wright Patterson Medical Center, Dayton, Ohio.

CONCLUSION OF LAW

- (1) Upon consideration of the record as a whole, the State Board of Pharmacy concludes that the conduct set forth in paragraph (1) of the Finding Of Fact constitutes failure to comply with the requirements of Section 4729.12 of the Revised Code.

ORDER

Pursuant to Section 4729.12 of the Ohio Revised Code, the State Board of Pharmacy hereby denies the pharmacist renewal application of David Wolfe Bobb.

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

MOTION CARRIED.

SO ORDERED.

It is hereby certified by this Board that the above language is a copy of the Order entered upon its journal in this case.

Section 119.12 of the Revised Code authorizes an appeal from this Order. Such an appeal may be taken to the court of common pleas in the county in which your place of business is located or to said court of the county in which you reside. If you do not have a place of business in Ohio and are not a resident of Ohio, you may appeal to the Court of Common Pleas in Franklin County, Ohio.

Such an appeal, setting forth the order appealed from and the grounds of the appeal, must be commenced by the filing of a Notice of Appeal with the State Board of Pharmacy and the appropriate court within fifteen (15) days after the mailing of this notice and in accordance with the requirements of Section 119.12 of the Revised Code.

BY ORDER OF THE STATE BOARD OF PHARMACY

CERTIFIED MAIL  
Return Receipt

ORDER ISSUED: JUNE 29, 1987

FZW/sb

By Franklin Z. Wickham  
Franklin Z. Wickham, Executive Director

cc: Yvette McGee, Assistant Attorney General