



OHIO STATE BOARD OF PHARMACY

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ORDER OF THE STATE BOARD OF PHARMACY
(Docket No. D-911008-064)

In The Matter Of:

JEFFREY EUGENE RINDA, R.Ph.
2188 McKinley Avenue
Lakewood, Ohio 44107
(R.Ph. No. 03-3-14328)

INTRODUCTION

THE MATTER OF JEFFREY EUGENE RINDA CAME TO HEARING ON JANUARY 26, 1993 BEFORE THE FOLLOWING MEMBERS OF THE BOARD: TIMOTHY D. MOORE, R.Ph. (presiding); ROBERT B. CAVENDISH, R.Ph.; METTA LOU HENDERSON, R.Ph.; PAUL F. LAMPING, R.Ph.; WAYNE C. MILLER, R.Ph.; RUTH A. PLANT, R.Ph.; NICHOLAS R. REPKE; AND JOSEPH R. SABINO, R.Ph.

JEFFREY EUGENE RINDA WAS NOT REPRESENTED BY COUNSEL, AND THE STATE OF OHIO WAS REPRESENTED BY RONDA ANDERSON, ASSISTANT ATTORNEY GENERAL.

SUMMARY OF EVIDENCE

(A) Testimony

State's Witnesses:

- (1) Jeffrey Eugene Rinda, Respondent

Respondent's Witnesses:

- (1) Jeffrey Eugene Rinda, Respondent
(2) Charlene Pichler

(B) Exhibits

State's Exhibits:

- (1) Exhibit 1 - Hearing Request letter dated November 18, 1992.
(2) Exhibit 2 - Hearing Schedule letter dated November 27, 1992.
(3) Exhibit 3 - Order of the Ohio State Board of Pharmacy, Docket No. D-911008-064, In the Matter of Jeffrey Eugene Rinda dated January 31, 1992.

Respondent's Exhibits:

- (1) Exhibit A - Two-page copy of Pharmacists Rehabilitation Organization, Inc. Impaired Pharmacist's Contract of Jeff Rinda dated February 18, 1992; Two-page copy of Shepherd Hill Hospital, Recovery Monitoring Services Agreement of Jeffrey Rinda dated September 10, 1991; and copy of Marymount Hospital, Impaired Employee Contract of Jeffrey Rinda dated February 17, 1992.
- (2) Exhibit B - Letter from Linda Wright dated January 6, 1993; four-page copy of SmithKline Beecham Clinical Laboratories, Drugs Tested for in Toxicology Drug Screen; and copies of forty-one urine drug screen results dated as follows: 1/28/92, 2/5/92, 2/13/92, 2/17/92, 2/27/92, 3/3/92, 3/13/92, 3/18/92, 3/24/92, 4/2/92, 4/6/92, 4/17/92, 4/24/92, 4/28/92, 5/7/92, 5/11/92, 5/22/92, 5/27/92, 6/3/92, 6/11/92, 6/19/92, 6/22/92, 7/1/92, 7/8/92, 7/16/92, 7/24/92, 7/28/92, 8/4/92, 8/14/92, 8/20/92, 8/27/92, 9/3/92, 9/25/92, 10/7/92, 10/20/92, 11/4/92, 11/18/92, 12/11/92, 12/16/92, 1/6/93, and 1/21/93.
- (3) Exhibit C - Eight pages and one copy of Cuyahoga County Adult Probation Department, Alcohol Dependency Unit, AA/NA Attendance Verification of Jeff Rinda dated from January 27, 1992 through January 25, 1993.
- (4) Exhibit D - Copy of letter from Paul C. Redmond, M.D. dated January 19, 1992; Glenbeigh Hospital, Aftercare Progress Report of Jeff Rinda dated January 2, 1993; letter from Sally Bernard, M.A. dated January 6, 1993; letter from Robert Ryland dated January 15, 1993; letter from Scott Jamieson, R.Ph. dated January 13, 1993; letter from Charlene Pichler dated January 16, 1993; letter from Sharon M. Belko, not dated; two-page letter from Edward R. Bolen, R.Ph. dated January 18, 1993; letter from Robert G. Denman, R.Ph. dated January 18, 1993; letter from Harold B. Cooper, R.Ph. dated January 15, 1993; letter from Darlene Wheatley dated January 21, 1993; letter from Cheryl W. Wood, R.Ph. dated January 15, 1993; letter from Judy Nerevice dated January 17, 1993; letter from David Blazer dated January 14, 1993; letter from Patti L. Hanson dated January 16, 1993; letter from Dennis Sampson dated January 19, 1993; letter from David Tidyman dated January 20, 1993; letter from Roger T. White, M.S.W. dated January 20, 1993; and letter from Robert L. Kerek dated January 25, 1993.
- (5) Exhibit E - Two-page copy of Quarterly Progress Report of Jeffrey E. Rinda dated April 1, 1992; two-page copy of Quarterly Progress Report of Jeffrey E. Rinda dated July 1, 1992; two-page copy of Quarterly Progress Report of Jeffrey E. Rinda dated October 1, 1992; two-page copy of Quarterly Progress Report of Jeffrey E. Rinda dated January 1, 1993; and copies of sixteen Certification of Continuing Pharmaceutical Education Participation forms of Jeffrey E. Rinda for programs numbered as follows: 189-358-91-047; 189-761-91-007; 680-313-91-013; 679-300-91-022; 680-310-92-034; 680-073-92-70; 680-310-9 - (illegible); 036-271-92-02; 680-071-92-006; 189-761-92-009; 189-761-92-007; 189-761-92-002; 189-761-92-005; 680-310-91-040; and 680-310-9 - (illegible).

FINDING OF FACT

- (1) From the evidence presented, the State Board of Pharmacy finds that Jeffrey Eugene Rinda has complied with the requirements of the Board's Order dated January 31, 1992.

ACTION OF THE BOARD

(A) The State Board of Pharmacy hereby approves the reinstatement of Jeffrey Eugene Rinda's pharmacist identification card to practice pharmacy in the state of Ohio and places him on probation for five years effective upon receipt by the Board of Pharmacy office of a copy of a new contract entered into between Jeffrey Eugene Rinda and the Pharmacists Rehabilitation Organization, Inc., or a similar program acceptable to the Board, for a period of five years. The contract must provide that:

- (1) random observed urine screens shall be conducted at least every three months, and copies of the results immediately forwarded to the Board of Pharmacy office,
- (2) regular attendance at an Alcoholics Anonymous, Narcotics Anonymous, or a similar support group meeting is required during outpatient treatment and/or during aftercare,
- (3) the program shall immediately report to the Board of Pharmacy any violations of the contract.

(B) Further, Jeffrey Eugene Rinda must submit quarterly (January, April, July, October) progress reports to the Board by the 10th of the month due, with the first report due April 10, 1993, that include:

- (1) the written report and documentation provided by the treatment program pursuant to the contract.
- (2) a written description of his progress towards recovery and what he has been doing during the previous three months.

(C) Pursuant to paragraph (D)(1) of Rule 4729-3-01 of the Ohio Administrative Code, the State Board of Pharmacy hereby declares that Jeffrey Eugene Rinda's pharmacist identification card is not in good standing and thereby denies the privilege of being a preceptor and training pharmacy interns for the probation period of five years.

(D) The Board further stipulates that Jeffrey Eugene Rinda may not serve as a responsible pharmacist during this five-year probation period.

THIS ORDER WAS APPROVED BY A VOTE OF THE STATE BOARD OF PHARMACY (Aye-5/Nay-2).

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.

JEFFREY EUGENE RINDA, R.Ph.
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Order of the Board

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.

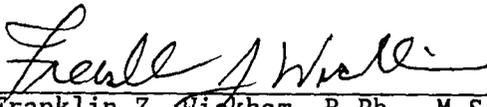
Such an appeal, setting forth the order appealed from and the grounds of the appeal, must be commenced by the filing of a Notice of Appeal with the State Board of Pharmacy and the appropriate court within fifteen (15) days after the mailing of this notice and in accordance with the requirements of Section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

BY ORDER OF THE STATE BOARD OF PHARMACY

ORDER MAILED
AND EFFECTIVE: MARCH 15, 1993

CERTIFIED MAIL
Return Receipt
#P 596 094 999

FZW/so

By 
Franklin Z. Wickham, R.Ph., M.S.
Executive Director

cc: Ronda Anderson, Assistant Attorney General