



OHIO STATE BOARD OF PHARMACY

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THE STATE BOARD OF PHARMACY
(Docket No. D-881205-045)

In The Matter Of:

NANCY SMITH KAIB, R.Ph.
1258 B Street
Springfield, Oregon 97477-4814
03-3-15725

THE MATTER OF NANCY SMITH KAIB CAME ON FOR CONSIDERATION BY THE STATE BOARD OF PHARMACY ON THURSDAY, APRIL 6, 1989 AS A RESULT OF THE REPORT AND RECOMMENDATION SUBMITTED TO THE BOARD BY HEARING OFFICER AND BOARD MEMBER BETTY NICHOL. FOLLOWING CONSIDERATION OF THE REPORT AND RECOMMENDATION, THE TRANSCRIPT OF THE HEARING, AND EVIDENCE ADDUCED AT THE HEARING, MOTIONS WERE MADE AND RECORDED THE FOLLOWING ORDER BE ADOPTED:

ORDER

Findings Of Fact

The State Board of Pharmacy hereby agrees with and adopts the Findings Of Fact set forth in the Report and Recommendation of Hearing Officer and Board Member Betty Nichol, as follows:

- (1) The State Board of Pharmacy finds that Nancy Smith Kaib, on December 5, 1988, was notified by letter of her right to a hearing, her rights in such hearing, and her right to submit her contentions in writing.
- (2) The State Board of Pharmacy finds that, as demonstrated by return receipt of December 15, 1988, Nancy Smith Kaib received the letter of December 5, 1988 informing her of the allegations regarding her continuing pharmacy education submitted for renewal, and her rights.
- (3) The State Board of Pharmacy finds that Nancy Smith Kaib has not responded in any manner to the letter of December 5, 1988, and has not requested a hearing in this matter.
- (4) The State Board of Pharmacy finds that Nancy Smith Kaib has not continued her pharmacy education in accordance with Chapter 4729-7 of the Ohio Administrative Code.
- (5) The State Board of Pharmacy finds that Nancy Smith Kaib has not submitted the required 4.5 CEUs needed for renewal of her pharmacist license.

Conclusion Of Law

The State Board of Pharmacy hereby agrees with and adopts the Conclusion Of Law set forth in the Report and Recommendation of Hearing Officer and Board Member Betty Nichol, as follows:

- (1) The State Board of Pharmacy concludes that paragraphs (4) and (5) of the Findings Of Fact constitutes failure to meet the requirements for a renewal identification card as set forth in Section 4729.12 of the Ohio Revised Code.

Action Of The Board

The State Board of Pharmacy hereby agrees with and adopts the recommendation for action set forth in the Report and Recommendation of Hearing Officer and Board Member Betty Nichol. Therefore, pursuant to Section 4729.12 of the Ohio Revised Code, the State Board of Pharmacy hereby denies the renewal application for an identification card for Nancy Smith Kaib.

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
#P 417 664 034

ORDER MAILED: JULY 6, 1989

FZW/pw

By

 Franklin Z. Wickham
Franklin Z. Wickham, Executive Director

cc: Steve Dlott, Assistant Attorney General