



OHIO STATE BOARD OF PHARMACY

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ORDER OF THE STATE BOARD OF PHARMACY
(Docket No. D-920320-130)

In The Matter Of:

BRADLEY SCOTT RUNYAN, R.Ph.
766 Woodlyn Drive South
Cincinnati, Ohio 45230
(R.Ph. No. 03-3-17015)

INTRODUCTION

THE MATTER OF BRADLEY SCOTT RUNYAN WAS CONSIDERED ON SEPTEMBER 23, 1992 BEFORE THE FOLLOWING MEMBERS OF THE BOARD: TIMOTHY D. MOORE, R.Ph. (presiding); METTA LOU HENDERSON, R.Ph.; PAUL F. LAMPING, R.Ph.; WAYNE C. MILLER, R.Ph.; RUTH A. PLANT, R.Ph.; NICHOLAS R. REPKE; JOSEPH R. SABINO, R.Ph.; AND ROBERT W. VALENTINE, R.Ph.

STATE'S EXHIBITS

- (1) Exhibit 1 - Notice of Opportunity letter dated March 20, 1992.
- (2) Exhibit 2 - Pharmacist File Front Sheet of Bradley Scott Runyan showing original date of registration as August 3, 1987.
- (3) Exhibit 3 - Renewal Application for Pharmacist License, No. 03-3-17015, of Bradley Scott Runyan, for a license to practice pharmacy in Ohio from September 15, 1991 to September 15, 1992 dated September 5, 1991.
- (4) Exhibit 4 - Three-page certified Agreed Order of the Commonwealth of Kentucky, Kentucky Board of Pharmacy, between Bradley S. Runyan and the Kentucky Board of Pharmacy, dated September 10, 1991.

RESPONDENT'S EXHIBITS

- (1) Exhibit A - Letter from Bradley Scott Runyan dated April 11, 1992.
- (2) Exhibit B - Letter from Stephen T. MacConnell dated April 6, 1992.
- (3) Exhibit C - Letter from Cathie Connors dated April 1, 1992.
- (4) Exhibit D - Two-page copy of Pharmacists Helping Fellow Pharmacists, Kentucky Pharmacists Association, Impaired Pharmacist's Contract of Bradley Scott Runyan, dated July 15, 1991.
- (5) Exhibit E - Three-page certified Agreed Order of the Commonwealth of Kentucky, Kentucky Board of Pharmacy, between Bradley S. Runyan and the Kentucky Board of Pharmacy, dated September 10, 1991; and copy of Kentucky Board of Pharmacy, Release to Obtain Patient Information of Bradley S. Runyan dated August 15, 1991.

FINDINGS OF FACT

- (1) On March 20, 1992, Bradley Scott Runyan was notified by letter of his right to a hearing, his rights in such hearing, and his right to submit his contentions in writing.
- (2) As demonstrated by return receipt of March 31, 1992, Bradley Scott Runyan received the letter of March 20, 1992, informing him of the allegations against him, and his rights.
- (3) Bradley Scott Runyan submitted a letter, received April 14, 1992, setting forth his position and contentions in writing, and has not requested a hearing in this matter.
- (4) Upon consideration of the record as a whole, the State Board of Pharmacy finds that records of the Board indicate that Bradley Scott Runyan was originally licensed in the state of Ohio on August 3, 1987, pursuant to examination, and is currently licensed to practice pharmacy in Ohio.
- (5) Upon consideration of the record as a whole, the State Board of Pharmacy finds that Bradley Scott Runyan is addicted to or abusing drugs or impaired physically or mentally to such a degree as to render him unfit to practice pharmacy, to wit: Bradley Scott Runyan has admitted to the Kentucky Board of Pharmacy that he has a drug abuse problem and that he has needed professional treatment for that problem.

CONCLUSION OF LAW

- (1) The State Board of Pharmacy concludes that paragraph (6) of the Findings of Fact constitutes being addicted to or abusing liquor or drugs or impaired physically or mentally to such a degree as to render him unfit to practice pharmacy as provided in Division (A)(3) of Section 4729.16 of the Ohio Revised Code.

ACTION OF THE BOARD

Pursuant to Section 4729.16 of the Ohio Revised Code, the State Board of Pharmacy hereby places the identification card held by Bradley Scott Runyan on probation until September 10, 1996, effective as of the date of the mailing of this order. The terms of probation are as follows:

- (A) Bradley Scott Runyan shall not violate any federal or state drug laws, including pharmacy statutes and regulations;
- (B) Bradley Scott Runyan shall continue to attend meetings of AA and shall provide the Ohio Board of Pharmacy on a quarterly basis with written documentation of all AA meetings which he attends;
- (C) Bradley Scott Runyan shall provide the Ohio Board of Pharmacy with a signed release form to allow the Board access to patient information if this should become necessary;
- (D) Bradley Scott Runyan shall provide copies of results, as stated in Paragraph (4) of the Kentucky Board of Pharmacy "Agreed Order", of a blood or urine sample for analysis and/or appropriate test at random times at a location and

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time selected by the Kentucky Board of Pharmacy, including but not limited to traveling to a lab, for the duration of this probation, a minimum of four times a year with expenses incurred for analysis to be paid by Bradley Scott Runyan;

(E) Bradley Scott Runyan shall notify the Ohio Board of Pharmacy in writing within ten days in the event he has been prescribed a legend drug by any licensed health practitioner. The notice shall include the name and strength of the drug, as well as the length of anticipated treatment, and the name, address, and telephone number of the practitioner prescribing said legend drug. Over-the-counter drugs and alcohol of any kind should be avoided, and if used shall be reported to the Board as above with legend drugs;

(F) In the event that it is determined that Bradley Scott Runyan is in violation of any of the conditions of probation listed above, his probation will be automatically revoked, and his license to practice pharmacy in Ohio will be immediately suspended for a period of one year; and

(G) Bradley Scott Runyan shall notify the Board of Pharmacy office in writing within seven days if he changes his primary place of practice.

THIS ORDER WAS APPROVED BY A VOTE OF THE STATE BOARD OF PHARMACY (Aye-7/Nay-0).

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

ORDER MAILED

AND EFFECTIVE: OCTOBER 27, 1992

CERTIFIED MAIL
Return Receipt
#P 749 728 932

FZW/so

By



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

cc: Ronda Anderson, Assistant Attorney General