



# OHIO STATE BOARD OF PHARMACY

77 South High Street, Room 1702; Columbus, OH 43215-6126

-Equal Opportunity Employer and Service Provider-

TEL: 614/466-4143

E-MAIL: [exec@bop.state.oh.us](mailto:exec@bop.state.oh.us)

FAX: 614/752-4836

TTY/TDD: Use the Ohio Relay Service: 1-800/750-0750

URL: <http://www.pharmacy.ohio.gov>

---

## ORDER OF THE STATE BOARD OF PHARMACY

(Docket No. D-980729-005)

In The Matter Of:

**KIM-NGOC THI BUI, R.Ph.**

6518 Liberty Ridge Drive

Hamilton, Ohio 45011

(R.Ph. No. 03-3-20027)

### INTRODUCTION

THE MATTER OF KIM-NGOC THI BUI CAME TO HEARING ON JANUARY 4, 1999, BEFORE THE FOLLOWING MEMBERS OF THE BOARD: JOSEPH J. MASLAK, R.Ph. (presiding); ANN D. ABELE, R.Ph.; DIANE C. ADELMAN, R.Ph.; ROBERT B. CAVENDISH, R.Ph.; PAUL F. LAMPING, R.Ph.; SUZANNE L. NEUBER, R.Ph.; RUTH A. PLANT, R.Ph.; AND NICHOLAS R. REPKE, PUBLIC MEMBER.

KIM-NGOC THI BUI WAS NOT REPRESENTED BY COUNSEL, AND THE STATE OF OHIO WAS REPRESENTED BY SALLY ANN STEUK, ASSISTANT ATTORNEY GENERAL.

### SUMMARY OF EVIDENCE

(A) Testimony

State's Witnesses:

- (1) Kim-Ngoc Thi Bui, Respondent

Respondent's Witnesses:

- (1) None

(B) Exhibits

State's Exhibits:

- (1) Exhibit 1--Copy of two-page Notice of Opportunity for Hearing letter dated July 29, 1998.  
(2) Exhibit 1A--Hearing Request letter dated August 12, 1998.  
(3) Exhibit 1B--Copy of Hearing Schedule letter dated August 18, 1998.

- (4) Exhibit 1C--Copy of Pharmacist File Front Sheet of Kim-Ngoc Thi Le showing original date of registration as March 1, 1994; and two-page copy of Renewal Application for Pharmacist License, No. 03-3-20027, for a license to practice pharmacy in Ohio from September 15, 1998, to September 15, 1999, of Kim-Ngoc Thi Bui dated August 6, 1998.
- (5) Exhibit 2--Handwritten statement of Kim-Ngoc Thi Bui signed and notarized on February 25, 1998.

Respondent's Exhibits:

- (1) None

#### FINDINGS OF FACT

After having heard the testimony, considered the evidence, observed the demeanor of the witnesses, and weighed their credibility, the State Board of Pharmacy finds the following to be fact:

- (1) Records of the Board of Pharmacy indicate that Kim-Ngoc Thi Bui was originally licensed in the state of Ohio on March 1, 1994, pursuant to examination, and is currently licensed to practice pharmacy in the State of Ohio.
- (2) Kim-Ngoc Thi Bui did, on or about June of 1997, with purpose to deprive, knowingly obtain or exert control over the property of Meijer by deception, to wit: Kim-Ngoc Thi Bui stole approximately \$500.00 in merchandise from her employer, Meijer, by using coupons designed to be given to pharmacy customers bringing their prescriptions to the store. Such conduct is in violation of Section 2913.02 of the Ohio Revised Code.

#### CONCLUSION OF LAW

- (1) Upon consideration of the record as a whole, the State Board of Pharmacy concludes that paragraph (2) of the Findings of Fact constitutes being guilty of dishonesty and unprofessional conduct in the practice of pharmacy as provided in Division (A)(2) of Section 4729.16 of the Ohio Revised Code.

#### ACTION OF THE BOARD

Pursuant to Section 4729.16 of the Ohio Revised Code, and on the basis of the Findings of Fact and Conclusion of Law set forth above, the State Board of Pharmacy hereby places the pharmacist identification card, No. 03-3-20027, held by Kim-Ngoc Thi Bui on probation for six months, effective as of the date of the mailing of this Order. The terms of probation are as follows:

- (1) Kim-Ngoc Thi Bui must not violate the drug laws of the state of Ohio, any other state, or the federal government.
- (2) Kim-Ngoc Thi Bui must abide by the rules of the Ohio State Board of Pharmacy.
- (3) Kim-Ngoc Thi Bui must comply with the terms of this Order.

The Board may at any time revoke probation for cause, modify the conditions of probation, and reduce or extend the period of probation. At any time during this

period of probation, the Board may revoke probation for a violation occurring during the probation period.

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

MOTION CARRIED.

SO ORDERED.