

ORDER OF THE STATE BOARD OF PHARMACY
(Docket No. D-000825-005)

In The Matter Of:

PARMJIT KAUR RAI
12925 Strathmore Drive
Valleyview, Ohio 44125
(Pharmacy Intern No. 06-0-00349)

INTRODUCTION

THE MATTER OF PARMJIT KAUR RAI CAME FOR HEARING ON DECEMBER 12, 2000, BEFORE THE FOLLOWING MEMBERS OF THE BOARD: SUZANNE L. NEUBER, R.Ph. (presiding); ANN D. ABELE, R.Ph.; DIANE C. ADELMAN, R.Ph.; SUZANNE R. EASTMAN, R.Ph.; ROBERT P. GIACALONE, R.Ph.; LAWRENCE J. KOST, R.Ph.; AND AMONTE B. LITTLEJOHN, R.Ph.

PARMJIT KAUR RAI WAS REPRESENTED BY JAMES C. KING, AND THE STATE OF OHIO WAS REPRESENTED BY SALLY ANN STEUK, ASSISTANT ATTORNEY GENERAL.

SUMMARY OF EVIDENCE

(A) Testimony

State's Witnesses:

- (1) Joann Predina, R.Ph., Ohio State Board of Pharmacy
- (2) Lori Indriolo

Respondent's Witnesses:

- (1) Parmjit Kaur Rai, Respondent

(B) Exhibits

State's Exhibits:

- (1) Exhibit 1--Copy of three-page Notice of Opportunity for Hearing letter dated August 25, 2000.
- (2) Exhibit 1A--Hearing Request letter dated September 5, 2000.
- (3) Exhibit 1B--Copy of Hearing Schedule letter dated September 8, 2000.
- (4) Exhibit 2--Certified copy of Indictment, Hardin County Common Pleas Court, of Parmjit K. Rai dated January 20, 2000.
- (5) Exhibit 3--Certified copy of three-page Entry in the Hardin County Common Pleas Court, Case No. 20002006-CRI, of Parmjit K. Rai dated April 18, 2000.
- (6) Exhibit 4--Certified copy of two-page Withdrawal of Former Plea of Not Guilty and Written Plea of Guilty in the Hardin County Common Pleas Court, Case No. 20002006-CRI, of Parmjit K. Rai dated April 17, 2000.

- (7) Exhibit 5--Copy of Ada Police Department Offense Report of Victim Julie Riley, Report No. 1032-99, dated December 9, 1999, with the following attachments: five narrative reports by Ptl. Scott Holbrook of the Ada Police Department dated December 9, 1999 (two pages), December 15, 1999, January 2, 2000, January 4, 2000 (three pages), and January 24, 2000.
- (8) Exhibit 6--Copy of Statement of Account, No. 237294, at the First National Bank of Dennison of Julia A. Riley for the period of November 11, 1999, through December 12, 1999.
- (9) Exhibit 7--Copy of three-page Ada Police Department Witness Statement Under Oath of Julie Riley dated December 11, 1999.
- (10) Exhibit 8--Copy of four-page Ada Police Department Witness Statement Under Oath of Parmjit Rai dated January 4, 2000.
- (11) Exhibit 9--Copy of two-page Ada Police Department Witness Statement Under Oath of Stephanie Elder dated December 11, 1999.
- (12) Exhibit 10--Copy of letter from Rhonda K. Eck dated May 31, 2000.
- (13) Exhibit 11--Statement of Parmjit Rai dated June 5, 2000.
- (14) Exhibit 12--Five-page Statement of Howard Quincy Miller dated August 3, 2000, and copy of SNPhA & Habitat for Humanity Care Raffle time schedule covering April 24 through April 29, and Hardin Co. Community Corrections Time sheet of Parmjit K. Rai covering April 24, 2000, through May 3, 2000, signed by Howard "Quincy" Miller and dated May 4, 2000.
- (15) Exhibit 13--Copy of Hardin Co. Community Corrections Time sheet of Parmjit K. Rai covering April 24, 2000, through May 3, 2000, signed by Howard "Quincy" Miller and dated May 4, 2000., and copy of SNPhA & Habitat for Humanity Care Raffle time schedule covering April 24 through April 29.
- (16) Exhibit 14--Letter from Raymond J. Marvar dated November 30, 2000.
- (17) Exhibit 15--Letter from Lori M. Rose dated November 21, 2000.
- (18) Exhibit 16--Five-page letter from Lori Indriolo, not dated.
- (19) Exhibit 17--Memo from Karen L. Kier dated December 8, 2000, with copies of three e-mails between Parmjit Rai and Karen Kier dated November 4, 2000, November 20, 2000, and November 21, 2000.
- (20) Exhibit 18--Six-page statement of Julia A. Riley signed and notarized on November 27, 2000.

Respondent's Exhibits:

- (1) Exhibit A--Dean's List Certificate of Parmjit Rai dated November 28, 2000.
- (2) Exhibit B--Letter from Joan Amberik dated December 11, 2000.
- (3) Exhibit C--Letter from Noreen A. Wilson dated November 20, 2000.
- (4) Exhibit D--Letter from Larry Fligor dated November 24, 2000.
- (5) Exhibit E--Letter from Traci Bryant Adkins dated November 14, 2000.
- (6) Exhibit F--Letter from Lori M. Rose dated November 20, 2000.
- (7) Exhibit G--Copy of Entry, Case No. 20002006 CRI, in the Hardin County Common Pleas Court, of Parmjit K. Rai dated October 25, 2000.
- (8) Exhibit H--Letter from Tina M. Jacobs dated October 3, 2000.

FINDINGS OF FACT

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

- (1) Records of the State Board of Pharmacy indicate that Parmjit Kaur Rai was originally licensed to practice pharmacy as an intern in the state of Ohio on March 6, 1997, and Parmjit Kaur Rai is currently licensed to practice pharmacy as an intern.
- (2) Parmjit Kaur Rai did, on or about October 15, 1999, receive, retain, or dispose of property of another, knowing or having reasonable cause to believe it had been obtained through the commission of a theft offense, to wit: Parmjit Kaur Rai retained a stolen credit card. Such conduct is in violation of Section 2913.51 of the Ohio Revised Code.
- (3) Parmjit Kaur Rai did, from October 15, 1999, through November 19, 1999, with purpose to deprive, knowingly obtain or exert control over the property of another without consent, to wit: Parmjit Kaur Rai used a stolen credit card at ATM machines to withdraw \$84.00 in cash belonging to another without consent. Such conduct is in violation of Section 2913.02 of the Ohio Revised Code.
- (4) Parmjit Kaur Rai was, on or about April 17, 2000, convicted of Misuse of Credit Cards in violation of Section 2913.21 of the Ohio Revised Code, a misdemeanor of the first degree. State v Rai, Case No. 20002006-CRI, Hardin County Common Pleas Court. Parmjit Kaur Rai was sentenced to one year of probation, fined \$250.00, and sentenced to perform 40 hours of community service.

CONCLUSION OF LAW

- (1) Upon consideration of the record as a whole, the State Board of Pharmacy concludes that paragraphs (2) through (4) of the Findings of Fact constitute being guilty of gross immorality as provided in Division (A)(1) 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 revokes the pharmacy intern identification card, No. 06-0-00349, held by Parmjit Kaur Rai effective as of the date of the mailing of this Order.

THIS ORDER WAS APPROVED BY A VOTE OF THE STATE BOARD OF PHARMACY (Aye-4/Nay-2).

MOTION CARRIED.

SO ORDERED.

ORDER EFFECTIVE DECEMBER 18, 2000