



# OHIO STATE BOARD OF PHARMACY

77 South High Street, Room 1  
702; 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

SETTLEMENT AGREEMENT WITH THE STATE BOARD OF PHARMACY  
VOLUNTARY SURRENDER WITH DISCIPLINARY ACTION PENDING  
PERMANENT SURRENDER  
(Docket No. D-080319-039)

In The Matter Of:

**JULIE MICHELLE HELKOWSKI, R.Ph.**  
469 Delaney's Circle  
Powell, Ohio 43065  
(R.Ph. Number 03-2-23120)

This Settlement Agreement is entered into by and between Julie Michelle Helkowski and the Ohio State Board of Pharmacy, a state agency charged with enforcing the Pharmacy Practice Act and Dangerous Drug Distribution Act, Chapter 4729. of the Ohio Revised Code.

Julie Michelle Helkowski enters into this Agreement being fully informed of her rights afforded under Chapter 119. of the Ohio Revised Code, including the right to representation by counsel and the right to a formal adjudication hearing on the issues contained herein.

Julie Michelle Helkowski is knowingly and voluntarily acknowledging that, in order to settle the disciplinary charges that have been filed by the Board against her and in order to obviate the need to conduct an administrative hearing to consider possible disciplinary sanctions against Julie Michelle Helkowski's license to practice pharmacy in the State of Ohio, this Agreement is entered into on the basis of the following stipulations, admissions, and understandings:

- (A) The Ohio State Board of Pharmacy is empowered by Section 4729.16 of the Ohio Revised Code to suspend, revoke, place on probation, refuse to grant or renew an identification card, or impose a monetary penalty on the license holder for violation of any of the enumerated grounds.
- (B) Julie Michelle Helkowski neither admits nor denies the allegations stated in the Summary Suspension Order/Notice of Opportunity for Hearing letter dated March 19, 2008; however, the Board has evidence sufficient to sustain the allegations and hereby adjudicates the same.

Wherefore, in consideration of the foregoing and mutual promises hereinafter set forth, and in lieu of a formal hearing at this time, Julie Michelle Helkowski knowingly and voluntarily **SURRENDERS PERMANENTLY TO THE STATE BOARD OF PHARMACY HER LICENSE AND REGISTRATION TO PRACTICE PHARMACY, WITH DISCIPLINARY ACTION PENDING, AND IS PRECLUDED FROM MAKING ANY APPLICATION FOR FURTHER REGISTRATION.**

Pursuant to Rule 4729-9-01, Julie Michelle Helkowski may not be employed by or work in any facility licensed by the Board of Pharmacy to possess or distribute dangerous drugs.

**Julie Michelle Helkowski, R.Ph.**

Page 2

Settlement Agreement

Julie Michelle Helkowski acknowledges that she has had an opportunity to ask questions concerning the terms of this agreement and that all questions asked have been answered in a satisfactory manner.

Julie Michelle Helkowski waives any and all claims or causes of action she may have against the State of Ohio or the Board, and members, officers, employees, and/or agents of either, arising out of matters which are the subject of this Agreement. Julie Michelle Helkowski waives any rights of appeal pursuant to Chapter 119. of the Ohio Revised Code.

Julie Michelle Helkowski must return the identification card and license (wall certificate) to the office of the State Board of Pharmacy within ten days after receipt of this Agreement unless the Board office is already in possession of both. The identification card and wall certificate should be sent by certified mail, return receipt requested.

This Settlement Agreement shall be considered a public record, as that term is used in Section 149.43 of the Ohio Revised Code, and shall become effective upon the date of the Board President's signature below.

\_\_\_\_\_  
Julie Michelle Helkowski, R.Ph., Respondent

5/4/2010  
\_\_\_\_\_  
Date of Signature

\_\_\_\_\_  
Sam B. Weiner, Attorney for Respondent

5/4/2010  
\_\_\_\_\_  
Date of Signature

\_\_\_\_\_  
Elizabeth I. Gregg, President, Ohio State Board of Pharmacy

6/7/2010  
\_\_\_\_\_  
Date of Signature

\_\_\_\_\_  
Tracy Marie Greuel, Ohio Assistant Attorney General

6/7/2010  
\_\_\_\_\_  
Date of Signature



# OHIO STATE BOARD OF PHARMACY

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

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FAX: 614/752-4836

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

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

## ADDENDUM NOTICE

December 10, 2009

**Julie Michelle Helkowski, R.Ph.**  
469 Delaney's Circle  
Powell, Ohio 43065

Re: Ohio Registered Pharmacist  
License No. 03-2-23120

Dear Ms. Helkowski:

YOU ARE HEREBY NOTIFIED that, in addition to the allegations stated in the March 19, 2008, Summary Suspension Order/Notice of Opportunity letter, the following allegations will also be considered, as numbered:

- (6) You did, on or about the following dates, intentionally create and/or utter a false or forged prescription, to wit: you created the following prescriptions not authorized by a prescriber and had them filled at the following pharmacies:

DATE DISP.	RX #	DRUG	QTY	PHARMACY*
4/28/2006	4446771	hydrocodone/APAP 10-325 tablets	60	Kroger, Sawmill Rd.
5/7/2006	4446771	hydrocodone/APAP 10-325 tablets	60	Kroger, Sawmill Rd.
6/2/2006	C159186	hydrocodone/APAP 10-500 tablets	40	CVS, Seldom Seen Rd.
6/2/2006	159185	SMZ/TMP DS tablets	20	CVS, Seldom Seen Rd.
6/21/2006	6154569	SMZ/TMP DS tablets	20	Giant Eagle Rx, Sawmill Rd.
6/21/2006	4018279	hydrocodone/APAP 10-325 tablets	60	Giant Eagle Rx, Sawmill Rd.
6/23/2006	4447292	hydrocodone/APAP 10-325 tablets	60	Kroger, Sawmill Rd.
6/23/2006	181246	hydrocodone/APAP 10-325 tablets	60	Dis. Drug Mart, Polaris
6/23/2006	C161049	hydrocodone/APAP 10-325 tablets	60	CVS, Seldom Seen Rd.
6/30/2006	4018404	hydrocodone/APAP 10-325 tablets	60	Giant Eagle Rx, Sawmill Rd.
7/1/2006	4447292	hydrocodone/APAP 10-325 tablets	60	Kroger, Sawmill Rd.
7/1/2006	181246	hydrocodone/APAP 10-325 tablets	60	Dis. Drug Mart, Polaris
7/1/2006	C161049	hydrocodone/APAP 10-325 tablets	60	CVS, Seldom Seen Rd.
7/13/2006	369839	hydrocodone/APAP 10-325 tablets	120	Walgreens, Perimeter Loop
7/17/2006	C162998	hydrocodone/APAP 10-325 tablets	60	CVS, Seldom Seen Rd.
7/26/2006	C162998	hydrocodone/APAP 10-325 tablets	60	CVS, Seldom Seen Rd.
8/1/2006	369839	hydrocodone/APAP 10-325 tablets	120	Walgreens, Perimeter Loop
8/4/2006	4447660	hydrocodone/APAP 10-325 tablets	90	Kroger, Sawmill Rd.
8/4/2006	6025927	acyclovir 400 mg tablets	25	Kroger, Sawmill Rd.
8/7/2006	6158874	oxaprozin 600 mg tablets	60	Giant Eagle Rx, Sawmill Rd.
8/7/2006	4018882	hydrocodone/APAP 10-325 tablets	60	Giant Eagle Rx, Sawmill Rd.
DATE DISP.	RX #	DRUG	QTY	PHARMACY*
8/16/2006	4018882	hydrocodone/APAP 10-325 tablets	60	Giant Eagle Rx, Sawmill Rd.

**Julie Michelle Helkowski, R.Ph.**

Page 2

Addendum Notice

8/17/2006	4447660	hydrocodone/APAP 10-325 tablets	90	Kroger, Sawmill Rd.
8/25/2006	377579	hydrocodone/APAP 10-325 tablets	90	Walgreens, Perimeter Loop
8/29/2006	C819579	hydrocodone/APAP 10-325 tablets	90	CVS, Sawmill Rd.
8/29/2006	C166860	hydrocodone/APAP 10-325 tablets	90	CVS, Seldom Seen Rd.
9/11/2006	C166860	hydrocodone/APAP 10-325 tablets	90	CVS, Seldom Seen Rd.
9/14/2006	C819579	hydrocodone/APAP 10-325 tablets	90	CVS, Sawmill Rd.
9/25/2006	383520	hydrocodone/APAP 10-325 tablets	120	Walgreens, Perimeter Loop
9/26/2006	4448212	hydrocodone/APAP 10-325 tablets	90	Kroger, Sawmill Rd.
9/26/2006	6030259	ciprofloxacin 500 mg tablets	20	Kroger, Sawmill Rd.
9/27/2006	186203	ciprofloxacin 500 mg tablets	20	Dis. Drug Mart, Polaris
9/27/2006	186204	hydrocodone/APAP 10-325 tablets	90	Dis. Drug Mart, Polaris
10/3/2006	170064	ciprofloxacin 500 mg tablets	20	CVS, Seldom Seen Rd.
10/3/2006	C170071	hydrocodone/APAP 10-325 tablets	120	CVS, Seldom Seen Rd.
10/11/2006	4448212	hydrocodone/APAP 10-325 tablets	90	Kroger, Sawmill Rd.
10/13/2006	186204	hydrocodone/APAP 10-325 tablets	90	Dis. Drug Mart, Polaris
10/15/2006	383520	hydrocodone/APAP 10-325 tablets	120	Walgreens, Perimeter Loop
10/21/2006	C170071	hydrocodone/APAP 10-325 tablets	120	CVS, Seldom Seen Rd.
11/2/2006	186204	hydrocodone/APAP 10-325 tablets	90	Dis. Drug Mart, Polaris
11/6/2006	4448700	hydrocodone/APAP 10-325 tablets	90	Kroger, Sawmill Rd.
11/6/2006	6035056	azithromycin 250 mg tablets	6	Kroger, Sawmill Rd.
11/8/2006	836641	amoxicillin 500 mg capsules	21	CVS, Sawmill Rd.
11/8/2006	C836644	hydrocodone/APAP 10-325 tablets	90	CVS, Sawmill Rd.
11/15/2006	4020190	hydrocodone/APAP 10-325 tablets	90	Giant Eagle Rx, Sawmill Rd.
11/15/2006	6168507	gabapentin 300 mg capsules	45	Giant Eagle Rx, Sawmill Rd.
11/21/2006	394873	hydrocodone/APAP 10-325 tablets	120	Walgreens, Perimeter Loop
11/21/2006	394874	gabapentin 300 mg capsules	60	Walgreens, Perimeter Loop
11/21/2006	C836644	hydrocodone/APAP 10-325 tablets	90	CVS, Sawmill Rd.
12/2/2006	4020190	hydrocodone/APAP 10-325 tablets	90	Giant Eagle Rx, Sawmill Rd.
12/9/2006	394873	hydrocodone/APAP 10-325 tablets	120	Walgreens, Perimeter Loop
12/18/2006	177707	ciprofloxacin 500 mg tablets	20	CVS, Seldom Seen Rd.
12/18/2006	C177708	hydrocodone/APAP 10-325 tablets	90	CVS, Seldom Seen Rd.
1/2/2007	C177708	hydrocodone/APAP 10-325 tablets	90	CVS, Seldom Seen Rd.
1/11/2007	405901	hydrocodone/APAP 10-325 tablets	120	Walgreens, Perimeter Loop
1/11/2007	405900	acyclovir 400 mg tablets	20	Walgreens, Perimeter Loop
1/15/2007	C177708	hydrocodone/APAP 10-325 tablets	90	CVS, Seldom Seen Rd.
1/17/2007	854081	nabumetone 500 mg tablets	60	CVS, Sawmill Rd.
1/17/2007	C854082	hydrocodone/APAP 10-325 tablets	75	CVS, Sawmill Rd.
1/28/2007	C854082	hydrocodone/APAP 10-325 tablets	75	CVS, Sawmill Rd.
2/2/2007	405901	hydrocodone/APAP 10-325 tablets	120	Walgreens, Perimeter Loop
2/8/2007	C854082	hydrocodone/APAP 10-325 tablets	75	CVS, Sawmill Rd.
2/25/2007	405901	hydrocodone/APAP 10-325 tablets	120	Walgreens, Perimeter Loop
3/14/2007	C867971	hydrocodone/APAP 10-325 tablets	75	CVS, Sawmill Rd.
3/14/2007	867970	amoxicillin 500 mg capsules	30	CVS, Sawmill Rd.
3/24/2007	C867971	hydrocodone/APAP 10-325 tablets	75	CVS, Sawmill Rd.
3/29/2007	188059	ciprofloxacin 500 mg tablets	20	CVS, Seldom Seen Rd.
3/29/2007	C188060	hydrocodone/APAP 10-325 tablets	75	CVS, Seldom Seen Rd.
4/5/2007	C867971	hydrocodone/APAP 10-325 tablets	75	CVS, Sawmill Rd.
4/18/2007	190073	ciprofloxacin 500 mg tablets	20	CVS, Seldom Seen Rd.
<b>DATE DISP.</b>	<b>RX #</b>	<b>DRUG</b>	<b>QTY</b>	<b>PHARMACY*</b>
4/18/2007	C190074	hydrocodone/APAP 10-325 tablets	90	CVS, Seldom Seen Rd.
4/30/2007	C190074	hydrocodone/APAP 10-325 tablets	90	CVS, Seldom Seen Rd.
5/6/2007	4101523	hydrocodone/APAP 10-325 tablets	90	Meijer, Georgesville Rd.
12/24/2007	C936167	hydrocodone/APAP 5-500 tablets	15	CVS, Sawmill Rd.

**Julie Michelle Helkowski, R.Ph.**

Page 3

Addendum Notice

12/26/2007	C214915	hydrocodone/APAP 10-500 tablets	15	CVS, Seldom Seen Rd.
1/2/2008	C938326	alprazolam 0.5 mg tablets	30	CVS, Sawmill Rd.
1/9/2008	C216375	hydrocodone/APAP 10-500 tablets	20	CVS, Seldom Seen Rd.
1/28/2008	C218273	hydrocodone/APAP 10-500 tablets	20	CVS, Seldom Seen Rd.
2/3/2008	C218273	hydrocodone/APAP 10-500 tablets	20	CVS, Seldom Seen Rd.
2/4/2008	6078408	methylprednisolone dosepak	1	Kroger, Sawmill Rd.
2/4/2008	4453947	hydrocodone/APAP 10-500 tablets	30	Kroger, Sawmill Rd.
2/11/2008	4453947	hydrocodone/APAP 10-500 tablets	30	Kroger, Sawmill Rd.
2/20/2008	C950621	Tussionex Pennkinetic Suspension	180 ml	CVS, Sawmill Rd.
2/20/2008	950622	azithromycin 250 mg tablets	6	CVS, Sawmill Rd.
2/22/2008	C221110	hydrocodone/APAP 10-500 tablets	30	CVS, Seldom Seen Rd.
2/22/2008	221111	ciprofloxacin 500 mg tablets	10	CVS, Seldom Seen Rd.
3/16/2008	932232	oxaprozin 600 mg tablets	20	CVS, City of Centerville
3/16/2008	C932233	hydrocodone/APAP 10-650 tablets	20	CVS, City of Centerville
4/11/2008	C934233	hydrocodone/APAP 10-650 tablets	15	CVS, City of Centerville
6/13/2008	C938811	hydrocodone/APAP 5-500 tablets	30	CVS, City of Centerville
6/13/2008	938812	SMZ/TMP DS tablets	14	CVS, City of Centerville

\* Columbus vicinity unless stated otherwise.

Such conduct is in violation of Section 2925.23(B) of the Ohio Revised Code, and if proven constitutes being guilty of a felony or gross immorality; guilty of dishonesty or unprofessional conduct in the practice of pharmacy; and/or guilty of willfully violating provisions of Chapter 2925. of the Ohio Revised Code within the meaning of Section 4729.16 of the Ohio Revised Code.

YOU ARE HEREBY ADVISED that Section 4729.16 of the Ohio Revised Code states in pertinent part that:

(A) The State Board of Pharmacy, after notice and hearing in accordance with Chapter 119. of the Ohio Revised Code, may revoke, suspend, limit, place on probation, or refuse to grant or renew an identification card, or may impose a monetary penalty or forfeiture not to exceed in severity any fine designated under the Revised Code for a similar offense, or in the case of a violation of a section of the Revised Code that does not bear a penalty, a monetary penalty or forfeiture of not more than five hundred dollars, if the board finds a pharmacist or pharmacy intern:

- (1) Guilty of a felony or gross immorality;
- (2) Guilty of dishonesty or unprofessional conduct in the practice of pharmacy;
- (3) Addicted to or abusing liquor or drugs or impaired physically or mentally to such a degree as to render the pharmacist or pharmacy intern unfit to practice pharmacy;
- (4) Has been convicted of a misdemeanor related to, or committed in, the practice of pharmacy;

(5) Guilty of willfully violating, conspiring to violate, attempting to violate, or aiding and abetting the violation of any of the provisions of this chapter, sections 3715.52 to 3715.72 of the Revised Code, Chapter 2925. or 3719. of the Revised Code, or any rule adopted by the board under those provisions;

(6) Guilty of permitting anyone other than a pharmacist or pharmacy intern to practice pharmacy;

(7) Guilty of knowingly lending the pharmacist's or pharmacy intern's name to an illegal practitioner of pharmacy or having professional connection with an illegal practitioner of pharmacy;

(8) Guilty of dividing or agreeing to divide remuneration made in the practice of pharmacy with any other individual, including, but not limited to, any licensed health professional authorized to prescribe drugs or any owner, manager, or employee of a health care facility, residential care facility, or nursing home;

(9) Has violated the terms of a consult agreement entered into pursuant to section 4729.39 of the Revised Code;

(10) Has committed fraud, misrepresentation, or deception in applying for or securing a license or identification card issued by the board under this chapter or under Chapter 3715. or 3719. of the Revised Code.

AS PREVIOUSLY NOTED IN THE SUMMARY SUSPENSION ORDER/NOTICE OF OPPORTUNITY letter dated March 19, 2008, and with regard to your adjudication hearing scheduled for **Wednesday, April 7, 2010 at 9:00 a.m.** you may appear at such hearing in person, by your attorney, or by such other representative as is permitted to practice before the agency, or you may present your position, arguments or contentions in writing; and, at this hearing, you may also present evidence and examine any witnesses appearing for and against you.

If you wish to request a continuance in this matter, such request should be sent by certified mail, return receipt requested, to the offices of the Ohio State Board of Pharmacy, 77 South High Street, Room 1702, Columbus, Ohio 43215-6126. However, you must submit such request prior to forty-five (45) days from the date of the scheduled hearing on **Wednesday, April 7, 2010 at 9:00 a.m.** The request will be presented to the Board for consideration and you will be notified as soon as practical regarding the request. If you have any questions regarding this matter, feel free to contact the Board office.

BY ORDER OF THE STATE BOARD OF PHARMACY

**DECEMBER 10, 2009**

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William T. Winsley, M.S., R.Ph.  
Executive Director



# OHIO STATE BOARD OF PHARMACY

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

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

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## SUMMARY SUSPENSION ORDER/NOTICE OF OPPORTUNITY FOR HEARING

March 19, 2008

**Julie Michelle Helkowski, R.Ph.**

469 Delaney's Circle  
Powell, Ohio 43065

Re: Ohio Registered Pharmacist  
Number 03-2-23120

Dear Ms. Helkowski:

In accordance with Section 3719.121(A) of the Ohio Revised Code, the Board has determined that you are addicted to the use of controlled substances. Further, in accordance with Section 3719.121(B) of the Ohio Revised Code, the Board has determined that there is clear and convincing evidence that the continuation of your professional practice presents a danger of immediate and serious harm to others. The reasons for the Board's action are that you have committed any and/or all of the following acts:

- (1) Records of the Board of Pharmacy indicate that you were originally licensed in the State of Ohio on July 30, 1998, pursuant to examination, and are currently licensed to practice pharmacy in the State of Ohio.
- (2) You are addicted to or abusing drugs and/or impaired physically or mentally to such a degree as to render you unfit to practice pharmacy, to wit: you have admitted to Board agents that you are psychologically and physically addicted to the use of hydrocodone. You have also admitted to phoning in false prescriptions to a Meijer Pharmacy so as to obtain the drugs without valid prescriptions. Such conduct indicates that you are within the ambit of Sections 3719.121 and/or 4729.16(A)(3) of the Ohio Revised Code.
- (3) You did, on or about March 17, 2007, by deception, procure the dispensing of a dangerous drug, to wit: you telephoned a false prescription, Rx #4101144, to a Meijer Pharmacy and you picked up 90 tablets of hydrocodone/APAP 10/325 mg after they were dispensed. Such conduct is in violation of Section 2925.22 of the Ohio Revised Code.
- (4) You did, on or about April 10, 2007, by deception, procure the dispensing of a dangerous drug, to wit: after you had previously telephoned a false prescription, Rx #4101144, to a Meijer Pharmacy, you picked up a refill of 90 tablets of hydrocodone/APAP 10/325 mg after they were dispensed. Such conduct is in violation of Section 2925.22 of the Ohio Revised Code.
- (5) You did, on or about April 23, 2007, by deception, procure the dispensing of a dangerous drug, to wit: you telephoned a false prescription, Rx #4101523, to a Meijer Pharmacy and you picked up 90 tablets of hydrocodone/APAP 10/325 mg after they

were dispensed. Such conduct is in violation of Section 2925.22 of the Ohio Revised Code.

YOU ARE HEREBY NOTIFIED that Section 3719.121(A) of the Ohio Revised Code states, in pertinent part: “any ... pharmacist, ... who is or becomes addicted to the use of controlled substances, shall be suspended by the board that authorized the person’s license, certificate, or registration...”

YOU ARE HEREBY NOTIFIED that Section 3719.121(B) of the Ohio Revised Code states, in pertinent part:

(B) If the board under which a person has been issued a license, . . . determines that there is clear and convincing evidence that continuation of the person’s professional practice or method of prescribing or personally furnishing controlled substances presents a danger of immediate and serious harm to others, the board may suspend the person’s license, . . . without a prior hearing.

WHEREFORE, PURSUANT TO SECTIONS 3719.121(A) and (B) OF THE OHIO REVISED CODE, YOU ARE HEREBY NOTIFIED THAT YOUR REGISTRATION AND LICENSE TO PRACTICE PHARMACY IN THE STATE OF OHIO IS HEREBY SUSPENDED. FURTHER, PURSUANT TO RULE 4729-9-01(F) OF THE OHIO ADMINISTRATIVE CODE, DURING THIS TERM OF SUSPENSION YOU MAY NOT BE EMPLOYED BY OR WORK IN ANY FACILITY LICENSED BY THE BOARD OF PHARMACY TO POSSESS OR DISTRIBUTE DANGEROUS DRUGS. This suspension shall remain in effect until an adjudicatory hearing has been held pursuant to Chapter 119. of the Revised Code, and a final Order has been issued, during which time you may not engage in the practice of pharmacy.

YOU ARE FURTHER NOTIFIED that Section 4729.16 of the Ohio Revised Code states, in pertinent part:

(A) The State Board of Pharmacy, after notice and hearing in accordance with Chapter 119. of the Ohio Revised Code, may revoke, suspend, limit, place on probation, or refuse to grant or renew an identification card under this chapter, or may impose a monetary penalty or forfeiture not to exceed in severity any fine designated under the Ohio Revised Code for a similar offense, or in the case of a violation of a section of the Ohio Revised Code that does not bear a penalty, a monetary penalty or forfeiture of no more than five hundred dollars, if the Board finds a pharmacist or pharmacy intern:

- (1) Guilty of a felony or gross immorality;
- (2) Guilty of dishonesty or unprofessional conduct in the practice of pharmacy;
- (3) Addicted to or abusing liquor or drugs or impaired physically or mentally to such a degree as to render the pharmacist or pharmacy intern unfit to practice pharmacy;
- (4) Has been convicted of a misdemeanor related to, or committed in, the practice of pharmacy;



(5) Guilty of willfully violating, conspiring to violate, attempting to violate, or aiding and abetting the violation of any of the provisions of this chapter, sections 3715.52 to 3715.72 or Chapter 2925. or 3719. of the Revised Code;

(6) Guilty of permitting anyone other than a pharmacist or pharmacy intern to practice pharmacy;

(7) Guilty of knowingly lending the pharmacist's or pharmacy intern's name to an illegal practitioner of pharmacy or having professional connection with an illegal practitioner of pharmacy;

(8) Guilty of dividing or agreeing to divide remuneration made in the practice of pharmacy with any other individual, including, but not limited to, any licensed health professional authorized to prescribe drugs or any owner, manager, or employee of a health care facility, residential care facility, or nursing home;

(9) Has violated the terms of a consult agreement entered into pursuant to section 4729.39 of the Revised Code;

(10) Has committed fraud, misrepresentation, or deception in applying for or securing a license or identification card issued by the board under this chapter or under Chapter 3715. or 3719. of the Revised Code.

IF YOU DESIRE A HEARING, such request shall be mailed to the State Board of Pharmacy, 77 South High Street, Room 1702, Columbus, Ohio 43215-6126. YOUR REQUEST MUST BE IN WRITING, AND MUST BE RECEIVED IN THE OFFICE OF THE OHIO STATE BOARD OF PHARMACY ON OR PRIOR TO THE THIRTIETH (30<sup>TH</sup>) DAY FOLLOWING THE MAILING DATE OF THIS NOTICE. You may appear at such hearing in person, by your attorney, or by such other representative as is permitted to practice before the agency, or you may present your position, arguments or contentions in writing; and, at this hearing, you may also present evidence and examine any witnesses appearing for and against you.

YOU ARE FURTHER ADVISED that if there is no request for such a hearing received by the Board on or prior to the thirtieth (30<sup>th</sup>) day following the mailing of this notice, the Ohio State Board of Pharmacy, upon consideration of the aforementioned allegations against you, may take action without such a hearing.

Division (B) of Section 4729.16 of the Revised Code provides in pertinent part that: "Any individual whose identification card is revoked, suspended, or refused, shall return his identification card and certificate of registration to the offices of the state board of pharmacy within ten days after receipt of notice of such action." The certificate and identification card should be forwarded by certified mail, return receipt requested.

BY ORDER OF THE STATE BOARD OF PHARMACY

**MARCH 19, 2008**

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William T. Winsley, M.S., R.Ph.  
Executive Director