SETTLEMENT AGREEMENT WITH THE STATE BOARD OF PHARMACY
VOLUNTARY SURRENDER WITH DISCIPLINARY ACTION PENDING

In The Matter Of:

Zia U. Malik, R.Ph.
3723 Troon Drive
Uniontown, Ohio 44685
(R.Ph. No. 03-3-10366)

This Settlement Agreement is entered into by and between Zia U. Malik 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.

Zia U. Malik enters into this Agreement being fully informed of his 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.

Zia U. Malik is knowingly and voluntarily acknowledging that, in order to settle the disciplinary charges that would be filed by the Board against him and in order to obviate the need to conduct an administrative hearing to consider possible disciplinary sanctions against Zia U. Malik'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)   Zia U. Malik, through the terms of this document, neither admits nor denies the allegations pending in the Board's investigation; however, the Board has initiated and conducted an investigation pursuant to the mandate of Sections 3719.18 and 4729.25 of the Ohio Revised Code.

(C)   Zia U. Malik acknowledges that he has been made aware of the investigation and has cooperated in said investigation. Zia U. Malik further acknowledges that he has not been promised or given anything to indicate that the State of Ohio will not proceed with criminal charges; that criminal charges have been filed pursuant to the discretion of the appropriate prosecuting attorney and/or grand jury. The execution of this agreement does not affect, and is not affected by, said criminal proceedings.

Wherefore, in consideration of the foregoing and mutual promises hereinafter set forth, and in lieu of the filing of formal ADMINISTRATIVE charges and a 119. hearing at this time, Zia U. Malik knowingly and voluntarily **SURRENDERS PERMANENTLY TO THE STATE BOARD OF**

PHARMACY HIS LICENSE AND REGISTRATION TO PRACTICE PHARMACY, WITH DISCIPLINARY ACTION PENDING. Pursuant to Rule 4729-9-01(F), Zia U. Malik may not be employed by, or work in, any facility licensed by the State Board of Pharmacy to possess or distribute dangerous drugs.

Zia U. Malik acknowledges that he 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.

Zia U. Malik waives any and all claims or causes of action he 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. Zia U. Malik waives any rights of appeal pursuant to Chapter 119. of the Ohio Revised Code.

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.

_____	____08/17/2005____
Zia U. Malik, R.Ph.	Date of Signature
_____	____08/17/2005____
Paul Adamson, Attorney for Zia U. Malik	Date of Signature
_____	____09/13/2005____
Lawrence J. Kost, President, Ohio State Board of Pharmacy	Date of Signature
_____	____09/13/2005____
Sally Ann Steuk, Ohio Assistant Attorney General	Date of Signature