

Filed

AUG 22 2011

KANSAS STATE
Board of Pharmacy

Holly L. Fisher, KS Bar #24023
Kansas State Board of Pharmacy
800 SW Jackson, Suite 1414
Topeka, KS 66612
(785) 296-4056 (tel.)
(785) 296-8420 (fax)
holly.fisher@pharmacy.ks.gov

BEFORE THE KANSAS STATE BOARD OF PHARMACY

In the Matter of }

Lance Ray Norris }
Registration No. 1-10541 }

Case No.: 11-38

SUMMARY ORDER

Lance Ray Norris (the "Respondent") is currently authorized to practice as a pharmacist in the State of Kansas by reason of the Kansas Board of Pharmacy (the "Board"), having issued him Registration No. 1-10541.

It has come to the attention of the Board's Investigative Member that Respondent's license to practice as a pharmacist in the State of Ohio has been indefinitely suspended due to his diversion of controlled substances for his personal use.

After considering the foregoing, the Board's Investigation Member, in accordance with the authority granted to him by the Board, enter the following Summary Order.

FINDINGS OF FACT

For purposes of this order, the Board's Investigation Member makes the following findings of fact:

1. The Board has previously issued Respondent Registration No. 1-10541 which entitled him to function as a pharmacist in the State of Kansas ("Respondent's License").

2. On May 13, 2008, the Ohio State Board of Pharmacy issued Pharmacist License No. 03-2-28542 (the "Ohio License") to Respondent.

3. On or about June 10, 2011, the Ohio State Board of Pharmacy (the "Ohio Board") entered an Order of the Ohio State Board of Pharmacy, Docket No. D-110321-174, titled *In the Matter of Lance Ray Norris, R.Ph.* (the "Ohio Order"), indefinitely suspending Respondent's Ohio License. A copy of the Ohio Order is attached hereto as Exhibit "A" and is hereby incorporated by reference.

4. The Ohio Board found that Respondent:

- a. Was addicted to or abusing drugs and/or impaired physically or mentally to such a degree as to render him unfit to practice pharmacy;
- b. Did, on or about September 21, 2010, October 28, 2010, November 17, 2010 and December 9, 2010, divert controlled substances for his own use.

5. The Ohio Board concluded that Respondent was guilty of gross immorality, dishonesty and unprofessional conduct, and that Respondent was addicted or abusing liquor or drugs or impaired physically or mentally to such a degree to render him unfit to practice pharmacy.

6. Respondent's Ohio License was indefinitely suspended and Respondent was ordered to return his identification card and wall certificate to the Ohio Board.

CONCLUSIONS OF LAW AND FACT

For purposes of this order, the Board's Investigation member makes the following conclusions of law and fact:

7. That the Respondent was originally issued a registration number 1-10541 pursuant to K.S.A. 65-1631.

8. That pursuant to K.S.A. 65-1627(a)(12) the Board may limit, suspend, or revoke a registration or deny an application for issuance or renewal of any registration as a pharmacist upon a finding that: "(12) the licensee has had a license to practice pharmacy revoked, suspended or limited, has been censured or has had other disciplinary action taken, or voluntarily surrendered the license after formal proceedings have been commenced, or has had an application for license denied, by the proper licensing authority of another state, territory, District of Columbia or other country, a certified copy of the record of the action of the other jurisdiction being conclusive evidence thereof.

9. The respondent had disciplinary action taken against him by the Ohio State Board of Pharmacy for diversion of controlled substances and drug and/or alcohol abuse.

10. The acts committed by Respondent are a basis for discipline of Respondent's Registration pursuant to the Pharmacy Act, K.S.A. 65-1625 *et seq.*

ORDER

Based upon the foregoing findings of fact and conclusions of law, Respondent's Kansas License is suspended indefinitely, to run concurrently with the suspension of Respondent's Ohio License. Respondent may apply to the Board for consideration of his reinstatement after he has successfully completed the terms of the Ohio Order and obtained his Ohio License.

NOTICES

The Respondent is hereby notified as follows:

11. Respondent may request a hearing pursuant to the Kansas State Administrative Procedures Act by filing a written request with the Kansas Board of Pharmacy, 800 SW Jackson, Suite 1414, Topeka, KS 66612-1231 within fifteen (15) days after service of this order.

12. If a hearing is not requested as described above, the Order fining the Respondent \$500 shall become a final order of the Board, effective upon the expiration of the time to request a hearing.


13. Within fifteen (15) days after entry of a final agency order, either party may file a petition for reconsideration pursuant to K.S.A. 77-529.

14. Within the time limits established in K.S.A. 77-613, either party may seek judicial review of a final agency order, pursuant to said statute. The agency officer designated to receive service of a petition for judicial review is:

Debra Billingsley
Executive Director
Kansas Board of Pharmacy
800 SW Jackson, Suite 1414
Topeka, KS 66612

IT IS SO ORDERED.

08/17/2011
Date


David R. Schoech
Investigation Member
Kansas Board of Pharmacy

CERTIFICATE OF SERVICE

I hereby certify that I did, on the 20th day of August, 2011, deposit in the United States Mail, postage prepaid, a copy of the foregoing Summary Order, properly addressed to the following:

Lance Ray Norris, R.Ph.
3466A Lexington Lane
Brunswick, OH 44212.


Holly L. Fisher, Compliance Counsel
Kansas Board of Pharmacy
800 SW Jackson, Suite 1414
Topeka, KS 66612

11-38



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

FAX: 614/752-4836

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

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

April 11, 2011

Received

APR 15 2011

KANSAS STATE
Board of Pharmacy

Kansas State Board of Pharmacy
c/o Debra L. Billingsley, Executive Secretary
800 SW Jackson, Ste. 1414
Topeka, KS 66612

Re: Lance Ray Norris, R.Ph.

Dear Ms. Billingsley,

Records reflect that Lance Ray Norris is a registered pharmacist in the state of Kansas. Enclosed please find a certified copy of the Notice of Opportunity for Hearing letter issued to Mr. Norris on March 21, 2011.

Should you have any questions, do not hesitate to contact our office.

Sincerely,

Vicki Fyffe
Legal Affairs

Enclosure

1-10541



OHIO STATE BOARD OF PHARMACY

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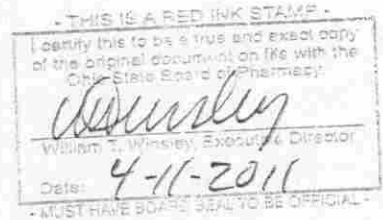
TTY/TDD: Use the Ohio Relay Service: 1-800/750-0750

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

NOTICE OF OPPORTUNITY FOR HEARING

March 21, 2011

Lance Ray Norris, R.Ph.
3466A Lexington Lane
Brunswick, Ohio 44212



Re: Ohio Registered Pharmacist
License No. 03-2-28542

Dear Mr. Norris:

YOU ARE HEREBY NOTIFIED that, in accordance with the provisions of Chapters 119. and 4729. of the Ohio Revised Code, the Ohio State Board of Pharmacy will determine whether or not to take action against your license. Prior to any such action, you are entitled to a hearing before the State Board of Pharmacy on the basis of the following allegations:

- (1) Records of the State Board of Pharmacy indicate that you were originally licensed in the State of Ohio on May 13, 2008, pursuant to reciprocity, 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 were fired from your place of employment for performance problems and being belligerent to co-workers; you have admitted to stealing controlled substances for your personal abuse. Such conduct indicates that you are within the ambit of Section 4729.16(A)(3) of the Ohio Revised Code.
- (3) You did, on or about September 21, 2010, with purpose to deprive, knowingly obtain or exert control over dangerous drugs, the property of Streamline Infusion and Pharmacy Specialists, without the consent of the owner, to wit: you stole 500 tablets of hydrocodone 10 mg with APAP 500 mg, a Schedule III Controlled Substance, from your employer for your own personal abuse. Such conduct is in violation of Section 2913.02 of the Ohio Revised Code, and if proven constitutes being guilty of a felony or gross immorality and/or guilty of dishonesty or unprofessional conduct in the practice of pharmacy within the meaning of Section 4729.16 of the Ohio Revised Code.
- (4) You did, on or about October 28, 2010, with purpose to deprive, knowingly obtain or exert control over dangerous drugs, the property of Streamline Infusion and Pharmacy Specialists, without the consent of the owner, to wit: you stole 500 tablets of hydrocodone 10 mg with APAP 325 mg, a Schedule III Controlled Substance, from

your employer for your own personal abuse. Such conduct is in violation of Section 2913.02 of the Ohio Revised Code, and if proven constitutes being guilty of a felony or gross immorality and/or guilty of dishonesty or unprofessional conduct in the practice of pharmacy within the meaning of Section 4729.16 of the Ohio Revised Code.

- (5) You did, on or about November 17, 2010, with purpose to deprive, knowingly obtain or exert control over dangerous drugs, the property of Streamline Infusion and Pharmacy Specialists, without the consent of the owner, to wit: you stole two 4-oz bottles of Cheratussin AC Syrup, a Schedule V Controlled Substance, from your employer for your own personal abuse. Such conduct is in violation of Section 2913.02 of the Ohio Revised Code, and if proven constitutes being guilty of a felony or gross immorality and/or guilty of dishonesty or unprofessional conduct in the practice of pharmacy within the meaning of Section 4729.16 of the Ohio Revised Code.
- (6) You did, on or about November 17, 2010, with purpose to deprive, knowingly obtain or exert control over dangerous drugs, the property of Streamline Infusion and Pharmacy Specialists, without the consent of the owner, to wit: you stole 500 tablets of hydrocodone 10 mg with APAP 500 mg, a Schedule III Controlled Substance, from your employer for your own personal abuse. Such conduct is in violation of Section 2913.02 of the Ohio Revised Code, and if proven constitutes being guilty of a felony or gross immorality and/or guilty of dishonesty or unprofessional conduct in the practice of pharmacy within the meaning of Section 4729.16 of the Ohio Revised Code.
- (7) You did, on or about December 9, 2010, with purpose to deprive, knowingly obtain or exert control over dangerous drugs, the property of Streamline Infusion and Pharmacy Specialists, without the consent of the owner, to wit: you stole 500 tablets of acetaminophen 300 mg with codeine 60 mg, a Schedule III Controlled Substance, from your employer for your own personal abuse. Such conduct is in violation of Section 2913.02 of the Ohio Revised Code, and if proven constitutes being guilty of a felony or gross immorality and/or guilty of dishonesty or unprofessional conduct in the practice of pharmacy within the meaning of Section 4729.16 of the Ohio Revised Code.

For these reasons, the State Board of Pharmacy will determine whether to take action pursuant to 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 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.

...

(E) If, pursuant to an adjudication under Chapter 119. of the Revised Code, the board has reasonable cause to believe that a pharmacist or pharmacy intern is physically or mentally impaired, the board may require the pharmacist or pharmacy intern to submit to a physical or mental examination, or both.

YOU ARE FURTHER NOTIFIED, in accordance with the provisions of Chapters 119. and 4729. of the Ohio Revised Code, that you are entitled to a hearing before the Ohio State Board of Pharmacy, if you request such a hearing within thirty (30) days of the time of the mailing of this notice.

Lance Ray Norris, R.Ph.

Page 4

Notice of Opportunity

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 (30TH) 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 (30th) 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.

BY ORDER OF THE STATE BOARD OF PHARMACY



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

WTW:vf (D-110321-174)

Registered Mail / Return Receipt
RE 663 137 616 US

c: Tracy M. Greuel, Assistant Attorney General



OHIO STATE BOARD OF PHARMACY

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

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June 15, 2011

Kansas State Board of Pharmacy
c/o Debra L. Billingsley, Executive Secretary
800 SW Jackson, Ste 1414
Topeka, KS 66612

Re: Lance Ray Norris, R.Ph.

Dear Ms. Billingsley:

Records reflect that Lance Ray Norris is a registered pharmacist in the state of Kansas. Enclosed, please find a certified copy of the Board Order issued to Mr. Norris on June 10, 2011.

Should you have any questions, do not hesitate to contact our office.

Sincerely,

Vicki Fyffe, Legal Affairs

Enclosure



OHIO STATE BOARD OF PHARMACY

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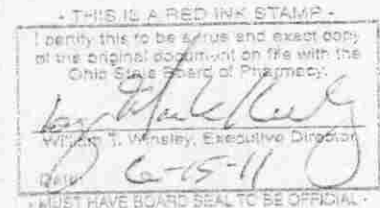
ORDER OF THE STATE BOARD OF PHARMACY

(Docket Number D-110321-174)

In The Matter Of:

LANCE RAY NORRIS, R.Ph.

3466A Lexington Lane
Brunswick, Ohio 44212
(R.Ph. No. 03-2-28542)



INTRODUCTION

The Matter of Lance Ray Norris came for hearing on May 2, 2011, before the following members of the Board: Richard F. Kolezynski, R.Ph. (presiding); Edward T. Cain, Public Member; Donald M. Casar, R.Ph.; Troy A. Gahm, R.Ph.; Brian M. Joyce, R.Ph.; Kevin J. Mitchell, R.Ph.; Deborah A. Lange, R.Ph.; Michael A. Moné, R.Ph. and Jerome J. Wiesenhahn, R.Ph.

Lance Ray Norris was represented by James Lindon. The State of Ohio was represented by Tracy M. Greuel, Assistant Attorney General.

SUMMARY OF EVIDENCE

State's Witnesses:

1. Lance Ray Norris, R.Ph., Respondent
2. Detective Bill Geng
3. John Whittington, D.O., R.Ph., Ohio State Board of Pharmacy

Respondent's Witness:

None

State's Exhibits:

1. Hearing request letter [01-10-11]
- 1A. Notice of Opportunity for Hearing letter [03-21-11]
- 1B-1C. Procedurals
2. Reynoldsburg Police Department Ohio Uniform Incident Report [12-15-10]
3. Streamline Infusion & Pharmacy DEA Purchase Report [12-15-10]
4. Streamline Infusion & Pharmacy Specialists Prescriptions Dispensed Report [01-01-10 to 12-31-10]
5. Change of responsible person inventory [12-14-10]
6. Reynoldsburg Division of Police Voluntary Statement of Larry Tusick [12-15-10]

Respondent's Exhibits:

- A. Timeline of events [01-10-11 to 05-21-11]
- B. Hearing request letter from James Lindon, Pharm.D., Ph.D. to the Ohio State Board of Pharmacy [04-19-11]; Email Report fax confirmation [04-19-11]

- C. Schedule letter to Lance Ray Norris, R.Ph. from the Ohio State Board of Pharmacy [03-22-11]

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 Lance Ray Norris was originally licensed in the State of Ohio on May 13, 2008, pursuant to reciprocity, and is currently licensed to practice pharmacy in the State of Ohio.
- (2) Lance Ray Norris is addicted to or abusing drugs and/or impaired physically or mentally to such a degree as to render him unfit to practice pharmacy, to wit: Lance Ray Norris was fired from his place of employment for performance problems and being belligerent to co-workers; Lance Ray Norris has admitted to stealing controlled substances for his personal abuse. Such conduct indicates that Lance Ray Norris is within the ambit of Section 4729.16(A)(3) of the Ohio Revised Code.
- (3) Lance Ray Norris did, on or about September 21, 2010, with purpose to deprive, knowingly obtain or exert control over dangerous drugs, the property of Streamline Infusion and Pharmacy Specialists, without the consent of the owner, to wit: Lance Ray Norris stole 500 tablets of hydrocodone 10 mg with APAP 500 mg, a Schedule III Controlled Substance, from his employer for his own personal abuse. Such conduct is in violation of Section 2913.02 of the Ohio Revised Code.
- (4) Lance Ray Norris did, on or about October 28, 2010, with purpose to deprive, knowingly obtain or exert control over dangerous drugs, the property of Streamline Infusion and Pharmacy Specialists, without the consent of the owner, to wit: Lance Ray Norris stole 500 tablets of hydrocodone 10 mg with APAP 325 mg, a Schedule III Controlled Substance, from his employer for his own personal abuse. Such conduct is in violation of Section 2913.02 of the Ohio Revised Code.
- (5) Lance Ray Norris did, on or about November 17, 2010, with purpose to deprive, knowingly obtain or exert control over dangerous drugs, the property of Streamline Infusion and Pharmacy Specialists, without the consent of the owner, to wit: Lance Ray Norris stole two 4-oz bottles of Cheratussin AC Syrup, a Schedule V Controlled Substance, from his employer for his own personal abuse. Such conduct is in violation of Section 2913.02 of the Ohio Revised Code.
- (6) Lance Ray Norris did, on or about November 17, 2010, with purpose to deprive, knowingly obtain or exert control over dangerous drugs, the property of Streamline Infusion and Pharmacy Specialists, without the consent of the owner, to wit: Lance Ray Norris stole 500 tablets of hydrocodone 10 mg with APAP 500 mg, a Schedule III Controlled Substance, from his employer for his own personal abuse. Such conduct is in violation of Section 2913.02 of the Ohio Revised Code.
- (7) Lance Ray Norris did, on or about December 9, 2010, with purpose to deprive, knowingly obtain or exert control over dangerous drugs, the property of Streamline

Infusion and Pharmacy Specialists, without the consent of the owner, to wit: Lance Ray Norris stole 500 tablets of acetaminophen 300 mg with codeine 60 mg, a Schedule III Controlled Substance, from his employer for his own personal abuse. Such conduct is in violation of Section 2913.02 of the Ohio Revised Code.

The Board notes the Respondent primarily complains about procedure. Though this administrative matter was not initiated until March 21, 2011, by the issuance of the Notice of Opportunity for Hearing, Respondent requested a hearing on January 10, 2011. As required by the provisions in 119.07, the Board immediately scheduled the requested hearing, but inasmuch as the Notice had yet to be issued, the matter was necessarily continued indefinitely. Once the Notice was issued on March 21, 2011, the hearing, now having substance due to the Notice allegations, was set on March 22, 2011, for May 2, 2011. The Board believes this to have been more than sufficient time for Respondent to be prepared. Although complaining of procedure, Respondent's counsel not once stated he was unprepared; moreover, at the commencement of the hearing, Respondent's counsel indicated he was indeed prepared to proceed.

Inasmuch as this matter concerned the possibility, which is now confirmed, that a pharmacist could be practicing pharmacy while impaired by drug abuse, there exists a certain amount of expediency in setting the hearing. However, this expediency did not impinge upon Respondent's ability to be prepared to answer the allegations. This fact was readily apparent at the hearing.

CONCLUSIONS OF LAW

(1) The State Board of Pharmacy concludes that paragraphs (3) through (7) 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.

(2) The State Board of Pharmacy concludes that paragraphs (3) through (7) of the Findings of Fact constitute 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.

(3) The State Board of Pharmacy concludes that paragraph (2) 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.

DECISION OF THE BOARD

Pursuant to Section 4729.16 of the Ohio Revised Code, and after consideration of the record as a whole, the State Board of Pharmacy hereby suspends indefinitely the pharmacist identification card, No. 03-2-28542, held by Lance Ray Norris and such suspension is effective as of the date of the mailing of this Order.

(A) Lance Ray Norris, pursuant to Rule 4729-9-01(F) of the Ohio Administrative Code, may not be employed by or work in a facility licensed by the State Board of Pharmacy to possess or distribute dangerous drugs during such period of suspension.

(B) Lance Ray Norris, pursuant to Section 4729.16(B) of the Ohio Revised Code, must return his identification card and license (wall certificate) to the office of the State Board of Pharmacy within ten days after receipt of this Order 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.

Further, after three years from the effective date of this Order, the Board will consider any petition filed by Lance Ray Norris for a hearing, pursuant to Ohio Revised Code Chapter 119., for reinstatement. The Board will only consider reinstatement of the license to practice pharmacy in Ohio if the following conditions have been met:

(A) Lance Ray Norris must enter into a new contract, signed within thirty days after the effective date of this Order, with an Ohio Department of Alcohol and Drug Addiction Services (ODADAS) treatment provider or a treatment provider acceptable to the Board for a period of not less than five years and, upon signing, submit a copy of the contract to the Board office. The contract must provide that:

(1) Random, observed urine drug screens shall be conducted at least once each month.

(a) The urine sample must be given within twelve hours of notification. The urine drug screen must include testing for creatinine or specific gravity of the sample as the dilutional standard.

(b) Results of all drug screens must be negative. Refusal of a drug screen or a diluted drug screen is equivalent to a positive result. Any positive results, including those which may have resulted from ingestion of food, but excluding false positives which resulted from medication legitimately prescribed, indicates a violation of the contract.

(2) Attendance is required a minimum of three times per calendar week (Sunday through Saturday), at an Alcoholics Anonymous, Narcotics Anonymous, and/or similar support group meeting.

(3) The program shall immediately report to the Board any violations of the contract and/or lack of cooperation.

(B) Lance Ray Norris must demonstrate satisfactory proof to the Board that he is no longer addicted to or abusing liquor or drugs or impaired physically or mentally to such a degree as to render him unfit to practice pharmacy.

(C) Lance Ray Norris must provide, at the reinstatement petition hearing, documentation of the following:

(1) Compliance with the contract required above (e.g.-proof of giving the sample within twelve hours of notification and copies of all drug and alcohol screen reports, meeting attendance records, treatment program reports, etc.);

Lance Ray Norris, R.Ph.

Page 5

Order of the Board

(2) Compliance with the continuing pharmacy education requirements set forth in Chapter 4729-7 of the Ohio Administrative Code as applicable and in effect on the date of petitioning the Board for reinstatement;

(3) Compliance with the terms of this Order.

(D) Lance Ray Norris must show successful completion of the Multistate Pharmacy Jurisprudence Examination (MPJE) and the North American Pharmacist Licensure Examination (NAPLEX) within six months preceding reappearance.

Donald Casar moved for Findings of Fact; Deborah Lange seconded the motion. Motion passed (Aye-8/Nay-0).

Troy Gahm moved for Conclusions of Law; Michael Moné seconded the motion. Motion passed (Aye-8/Nay-0).

Kevin Mitchell moved for Action of the Board; Edward Cain seconded the motion. Motion passed (Aye-8/Nay-0).

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.

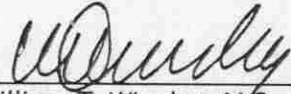
Section 119.12 of the Ohio Revised Code authorizes an appeal from this Order. An order that denied admission to an examination, or denied the issuance or renewal of a license or registration, or revoked or suspended a license, may be appealed to the court of common pleas in the Ohio county of your place of business or in your Ohio county of residence. Any other order may be appealed to the Court of Common Pleas of 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 the ORIGINAL Notice of Appeal with the State Board of Pharmacy and a copy with the appropriate court within fifteen (15) days after the mailing of this Order and in accordance with the requirements of Section 119.12 of the Ohio Revised Code.

BY ORDER OF THE STATE BOARD OF PHARMACY

ORDER MAILED & EFFECTIVE: JUNE 10, 2011

By: _____


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

WTW/vf

Certified Mail / Return Receipt
7005 1820 0000 0294 8772

c: Tracy M. Greuel, Assistant Attorney General
James Lindon, Attorney for Respondent; Lindon & Lindon, LLC; 35104 Saddle Creek; Cleveland
(Avon), Ohio 44011