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NOV 13 1995

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BOARD OF PHARMACY

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF PHARMACY

IN THE MATTER OF THE SUSPENSION :	Administrative Action
OR REVOCATION OF THE LICENSE OF :	
LOUIS FRATANGELO, R.P. :	CONSENT ORDER
TO PRACTICE PHARMACY AND THE :	
PERMIT OF :	
RANDS PROFESSIONAL PHARMACY :	
TO OPERATE A PHARMACY IN THE :	
STATE OF NEW JERSEY <i>RI 17538</i> :	

This matter was opened to the New Jersey State Board of Pharmacy upon the receipt of information that Patrick Fratangelo, an unlicensed person who is the manager of Rand's Pharmacy, had been diverting and distributing controlled dangerous substances from the active drug stock of Rand's Pharmacy for approximately two years. Rand's Professional Pharmacy is owned by Louis Fratangelo, R.P. and operated under a permit issued by the Board. Patrick Fratangelo was arrested in Ocean County on February 18, 1995 and charged with possession with intent to distribute and distribution of controlled dangerous substances from Rand's Pharmacy. An accountability audit of Rand's Pharmacy active drug stock for the period 5/1/93 through 2/18/95 disclosed a shortage of six medications totaling 26,2294 dosage units of Schedule II CDS and 294 ounces of Schedule V CDS.

On August 23, 1995, Louis Fratangelo appeared before the Board of Pharmacy with counsel and testified under oath in response to questions from the Board members. Respondent stated that he was unaware of his son's diversion and, in his capacity as pharmacist-in charge, he was unaware of any glaring shortages in the active drug stock inventory of Rands. Respondent continues to employ Patrick Fratangelo at the pharmacy and represents that the drug stock is now secure.

Respondent, desirous of resolving this matter without the necessity of further formal proceedings, and the Board finding the within Order to be adequately protective of the public interest,

IT IS ON THIS

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DAY OF

November, 1995,

ORDERED AND AGREED:

1. The license of Louis Fratangelo, R.P. to practice pharmacy in the State of New Jersey is hereby suspended for a period of three (3) years for failure to maintain the security of the prescription area in violation of N.J.A.C 13:39-3.18(e)(4) and as such constitutes professional misconduct pursuant to N.J.S.A. 45:1-21(e). All of said suspension shall be stayed.

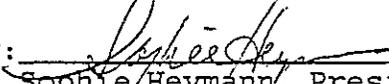
2. As pharmacist in-charge and permit holder of Rand's Pharmacy, Louis Fratangelo shall immediately cease and desist employing Patrick Fratangelo in any capacity for the duration of the stayed suspension.

3. Louis Fratangelo individually, and Rand's Pharmacy shall pay a civil penalty of \$10,000 and investigative costs to the Board of Pharmacy pursuant to a payment schedule of ~~\$2,000.00~~¹ per month to be received by the Board by the first business day of each month, commencing with the month ~~beginning~~^{AFTER} the within Order is entered.

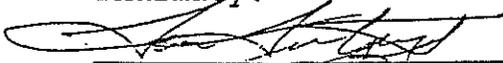
4. Louis Fratangelo shall maintain a perpetual inventory of the active drug stock of Rand's Pharmacy for the duration of the stayed

suspension and a photocopy of said inventory shall be forwarded to the Board every six (6) months throughout the ~~five~~ ^{FIVE} year period. M E W

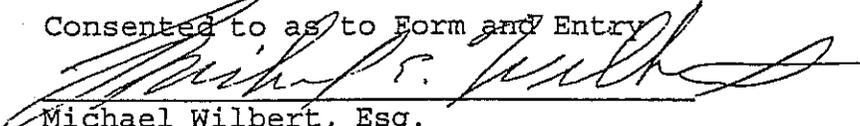
STATE BOARD OF PHARMACY

By: 
Sophie Heymann, President

I have read the above Order and I understand its terms. I agree to be bound by the terms of the above Order. I consent to the entry of this Order by the State Board of Pharmacy.


Louis Fratangelo, R.P., Respondent

Consented to as to Form and Entry


Michael Wilbert, Esq.