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FILED

JUN 10 1998

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BOARD OF PHARMACY

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

IN THE MATTER OF:	:	Administrative Action
	:	
KENNETH MUSICO	:	
(Unlicensed)	:	CONSENT ORDER
	:	
t/a VEE'S PHARMACY	:	
	:	

This matter was opened to the New Jersey State Board of Pharmacy upon receipt of information that Kenneth Musico had engaged in the unlicensed practice of Pharmacy in that he dispensed prescriptions on January 31, 1998 to wit: Amoxicillin a prescription legend drug, and Phenergan with Codeine, a controlled dangerous substance. Moreover, during this same period, respondent in his capacity as a permit holder, continued to operate Vees Pharmacy without a currently licensed pharmacist being on duty.

Respondent, admitting to the aforementioned conduct, and the parties having agreed and consented to the resolution of this matter without the necessity of the Board seeking injunctive relief in the Superior Court of New Jersey, and respondent understanding the terms and conditions of the within Order, and it therefore appearing that due cause exists for the entry of the within Order,

IT IS ON THIS *10th* DAY OF *June*, 1998,
ORDERED AND AGREED:

1. Kenneth Musico shall cease and desist in the practice of pharmacy in any manner or form including the following tasks and unless he is under the immediate and direct supervision of a licensed pharmacist: he shall not be present in the prescription area of any pharmacy; he shall not handle, order, inventory, compound, count, fill, refill or dispense any drug; he shall not engage in the acceptance of any prescription in person or by telephone; he shall not engage in the verification of refill authorization by telephone; he shall not advise or consult with any person concerning the properties and actions of drugs; he shall not handle or dispense prescriptions; he shall not type labels for prescriptions or enter information on profile cards.

2. Respondent shall pay a civil penalty of \$2,500 to the Board of Pharmacy within 30 days of the entry of this Order and costs for the use of the State upon receipt of an Affidavit of Costs from the Executive Director of the Board.

STATE BOARD OF PHARMACY

By: *Michele Gerbino, RP*
Michele Gerbino, R.P., President

I have read the within Order
and I understand its terms.
I agree to be bound by its
terms and I consent to its entry.

Kenneth Musico
Kenneth Musico, individually
and on behalf of Vee's Pharmacy