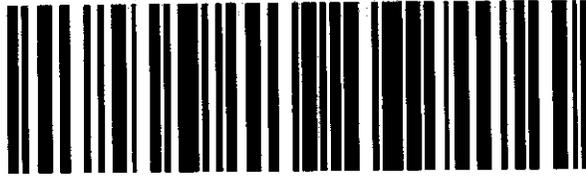


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location	Collection-389
summary	Final Order of Discipline 4/24/1999
author	Grace Cunningham
expiration_date	4/24/2064
max_versions	4
title	Kenny E. Thomas Lic#28RI01275300
document	Kenny E. Thomas Lic#28RI01275300
keywords	
dsclass	Document
description	

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MAR 24 1999

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Newark, New Jersey 07101

BOARD OF PHARMACY

By: Marianne W. Greenwald
Deputy Attorney General
Tel. (973) 648-4738

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	:	
	:	
E. THOMAS KENNY, R.P.	:	FINAL ORDER OF DISCIPLINE
	:	
TO PRACTICE PHARMACY IN THE	:	
STATE OF NEW JERSEY	:	
	:	

RI 12753

This matter was opened to the New Jersey State Board of Pharmacy upon receipt of information which the Board has reviewed and on which the following findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. Respondent is an pharmacist in the State of New Jersey and has been a licensee at all times relevant hereto.
2. On December 9, 1998 respondent was convicted of the crime of operating a motor vehicle under the influence of liquor in Rumson Municipal Court. Specifically on November 3, 1998 at 9:04 a.m. respondent was stopped by the police and charged with driving while intoxicated. In fact, respondent had appeared before this Board on December 2, 1998 and testified under oath that he had his

last drink in May of 1998 which was in violation of a prior Board Order.

3. A Provisional Order of Discipline was entered by this Board on January 13, 1999 and served upon respondent on or about January 25, 1999 by regular mail. The certified mailing was returned "unclaimed."

4. The Provisional Order was subject to finalization of the Board at 5:00 p.m. on the 30th business day following entry unless respondent requested a modification or dismissal of the stated Findings of Fact or Conclusions of Law by submitting a written request for modification or dismissal setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed and submitting any and all documents or other written evidence supporting respondent's request for consideration and reasons therefor.

5. Respondent and/or counsel for respondent failed to respond in accordance with paragraph 4 above.

CONCLUSIONS OF LAW

1. The above conviction and respondent's false testimony before the Board provides grounds for the suspension of his license to practice pharmacy in New Jersey pursuant to N.J.S.A. 45:1-21, in that the crime of which respondent was convicted relates adversely to the practice of pharmacy and that respondent's false swearing before the Board is an act of deception, misrepresentation and fraud and as such constitutes professional misconduct.

ACCORDINGLY, IT IS ON THIS 23rd DAY OF March 1999.

ORDERED THAT:

1. Respondent's license to practice pharmacy in the State of New Jersey be and hereby is revoked.

STATE BOARD OF PHARMACY

By: Richard A. Palumbo RHP
RICHARD A. PALUMBO, PRESIDENT