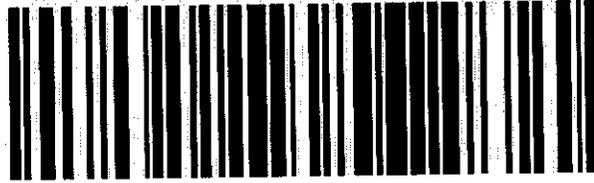


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FILED

JAN 13 2005

BOARD OF PHARMACY

By: Marianne W. Greenwald
Deputy Attorney General
Tel. No. (973) 648-4876

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

IN THE MATTER OF THE SUSPENSION
OR REVOCATION OF THE LICENSE OF

BRIAN PUCCI, R.P.

TO PRACTICE PHARMACY IN THE
STATE OF NEW JERSEY

Administrative Action

**ORDER FOR SURRENDER
OF LICENSE**

This matter was opened to the New Jersey State Board of Pharmacy upon receipt of information that respondent had been diverting controlled dangerous for his own use, to wit, Oxycontin, all strengths, a Schedule II CDS, from the active drug stock of Southwood Rita Pharmacy and Roselle Park Rita Pharmacy. It appearing that in lieu of a proceeding to suspend respondent's license to practice pharmacy pursuant to N.J.S.A. 45:1-22, respondent, without admitting to any of the allegations, has agreed to surrender his original certificate and license renewal pending further order of the Board. Further respondent, holding an ownership interest in the above-named pharmacies, assures that he has no access to the pharmacies as all locks and codes to gain entrance have been changed at the direction of the president of the parent corporation.

IT IS THEREFORE ON THIS 12th DAY OF January, 2004, 2005

ORDERED AND AGREED, pending further order of the Board, that the license of Brian Pucci, R.P. to practice pharmacy in the State of New Jersey is hereby suspended, and it is further

ORDERED AND AGREED, respondent shall not enter the premises of any pharmacy owned by Rita, Inc., and it is further

ORDERED AND AGREED, pending further order of the Board, respondent shall cease and desist from engaging in the practice of pharmacy including the following: respondent shall not handle, order, inventory, compound, count, fill, refill or dispense any drug; he shall not handle anything requiring a prescription including devices and medications; he shall not handle prescriptions; he shall not advise or consult with patients, and he is prohibited from being present within a prescription filling area of a pharmacy, and it is further

ORDERED AND AGREED, pending further order of the Board, that respondent shall, simultaneous with the execution of the within Order surrender his original wall certificate, his wallet certificate, and his most recent renewal card of his license to an authorized representative of the Board, and it is further

ORDERED AND AGREED, upon application for reinstatement, respondent shall submit documentation satisfactory to the Board of [REDACTED] evidencing sobriety inclusive of, but not limited to weekly random witnessed urine screens, complete treatment records of all diagnostic and rehabilitative therapy and an

in-depth, current evaluation from a Board approved psychiatrist or psychologist.

NEW JERSEY STATE BOARD OF PHARMACY

By: Pamela Allen, RPh
Pamela Allen, R.P.
President

I have read the within Order and understand it. I agree to be bound by its terms and hereby consent to it being entered by the New Jersey Board of Pharmacy.

Brian Pucci
Brian Pucci, R.P.

I am aware that Brian Pucci may not enter the premises of Rita Pharmacy until further Order of the Board.

Eddie Morales 12/17/04 Eddie MORALES
RPIC
Southwood Rita Pharmacy

Gorgette M. Hunt
GORGETTE M. HUNT RPIC
Roselle Park Rita Pharmacy

Mark C. Cinello
Mark Cinello
Owner of Southwest Rita Pharmacy and
Roselle Park Rita Pharmacy