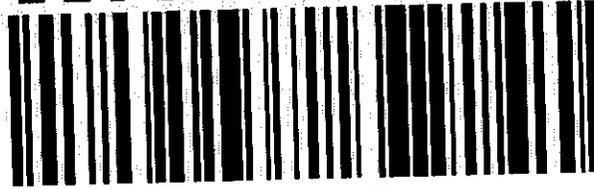


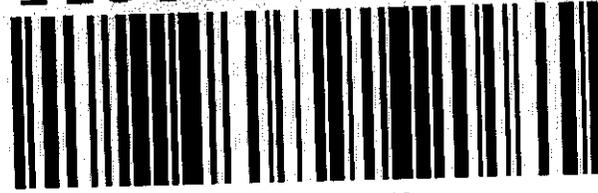
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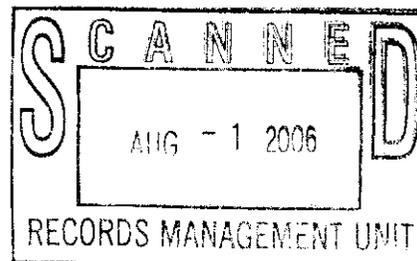
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12/16/2006  
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License  
12/16/2005  
keywords  
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description  
author Donna Franklin  
expiration\_date 12/16/2070



CERTIFIED TRUE COPY

**FILED**

DEC 16 2005

**BOARD OF PHARMACY**

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

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

**ROY THOMAS PESCIOTTA, R.P.**  
License No. RI20704

TO PRACTICE PHARMACY IN THE  
STATE OF NEW JERSEY

:  
: Administrative Action  
:  
: **CONSENT ORDER**  
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This matter was opened to the New Jersey State Board of Pharmacy upon the receipt of allegations that respondent, between January 22, 2003 and February 28, 2005, and his wife Barbara Pesciotta (unlicensed), dispensed from respondent's employer's active drug stock 26 Soma prescriptions, a prescription legend drug, and one Klonopin prescription, a Schedule IV controlled

dangerous substance, for respondent's consumption that were not authorized by the prescribing physician.

ACCORDINGLY, IT IS ON THIS 14<sup>th</sup> DAY OF December, 2005,

**ORDERED AND AGREED**, pending further order of the Board that the license of Roy Thomas Pesciotta, R.P. to practice pharmacy in the State of New Jersey is hereby suspended, 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; shall not handle anything requiring a prescription including devices and medications; he shall not handle prescriptions; he shall not advise or consult with any patient, 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 by 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**, prior to the Board's entertaining an application for reinstatement, the Board may

require that respondent appear before a Committee of the Board and document sobriety and that he is capable of safely discharging the functions of a licensee and is in documented recovery from abuse of mood altering substances. Respondent shall submit in advance of any appearance, if so granted, documentation satisfactory to the Board inclusive of, but not limited, to weekly, random, witnessed urine screens negative for the presence of any mood altering substances, (unless documentation and notice is provided at the time the prescription is written and in advance of the drug screen that respondent has a legitimate medical reason for the prescription and that such dosage is consistent with the prescription's direction for use), complete treatment records of all diagnostic and rehabilitative therapy and an in-depth, current evaluation from a Board approved psychiatrist or psychologist attesting to respondent's recovery and his ability to safely practice. It is further

**ORDERED AND AGREED**, nothing herein shall preclude the Board from reinstating respondent's license with restrictions, denying reinstatement until further documentation of recovery is supplied or taking any additional action in this matter permitted by law and it is further

**ORDERED AND AGREED**, that this Order is entered without prejudice to action by any other agency or action by this agency for information received in the future.

NEW JERSEY STATE BOARD OF PHARMACY

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

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

Roy Thomas Pesciotta  
Roy Thomas Pesciotta, R.P.,  
Respondent