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FILED

MAR 25 2010

BOARD OF PHARMACY

By: Megan Cordoma
Deputy Attorney General
Tel. No. (973) 648-3453

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

Leonard Miller, R.P.
Licence No. 28RI01118700

TO PRACTICE PHARMACY IN THE
STATE OF NEW JERSEY

Administrative Action

CONSENT ORDER

This matter was opened to the New Jersey State Board of Pharmacy upon receipt of information that on October 19, 2009, in the Superior Court of New Jersey, Bergen County Leonard Miller, R.P. ("Respondent") pled guilty and was convicted of one count of Distribution of Prescription Legend Drugs in violation of N.J.S.A. 2C:35-10.5.

The Board finds that the above criminal action taken by the Superior Court of New Jersey, Bergen County, provides grounds to take disciplinary action against Respondent's license to practice pharmacy in New Jersey pursuant to N.J.S.A. 45:1-21 (e) and (f), in that, Respondent has engaged in acts constituting a crime or offense involving moral turpitude and relating adversely to the activity regulated by the Board and has engaged in professional misconduct.

The parties, having agreed to the resolution of this matter without further formal proceedings, and respondent having agreed and given his voluntary consent to the within Order and waiving any

right to a hearing in this matter, and the Board finding the within disposition adequately protective of the public health, safety and welfare, and other good cause having been shown;

**IT IS THEREFORE on this 10 day of ~~Mar~~ 2010,
ORDERED AND AGREED**

1. Respondent's license to practice pharmacy in the State of New Jersey be and hereby is surrendered, such surrender to be deemed a revocation of respondent's license, with prejudice. Respondent shall not hereafter apply for reinstatement of licensure.

2. 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; shall not handle prescriptions; shall not advise or consult with any patient, and is prohibited from being present within the prescription filling area of any pharmacy.

3. Respondent shall surrender his original wall certificate, his wallet certificate and the most recent renewal card of his license to the Executive Director of the Board immediately upon the entry of this Order by mailing same to Joanne Boyer, Executive Director, Board of Pharmacy, P. O. Box 45013, Newark, New Jersey 07101.

NEW JERSEY STATE BOARD OF PHARMACY

By: Edward G. McGinley R.P.
Edward G. McGinley, R.Ph.
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.

Leonard Miller
Leonard Miller, R.Ph.

Consent as to form and entry:

James B. Sepowitz, Esq.
Attorney for Respondent

right to a hearing in this matter, and the Board finding the within disposition adequately protective of the public health, safety and welfare, and other good cause having been shown;

**IT IS THEREFORE on this _____ day of _____, 2010,
ORDERED AND AGREED**

1. Respondent's license to practice pharmacy in the State of New Jersey be and hereby is surrendered, such surrender to be deemed a revocation of respondent's license, with prejudice.

Respondent shall not hereafter apply for reinstatement of licensure.

2. 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; shall not handle prescriptions; shall not advise or consult with any patient, and is prohibited from being present within the prescription filling area of any pharmacy.

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NEW JERSEY STATE BOARD OF PHARMACY

By: _____
Edward G. McGinley, R.Ph.
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.

Leonard Miller, R.Ph.

Consent as to form and entry:

James B. Seplowitz, Esq.
Attorney for Respondent