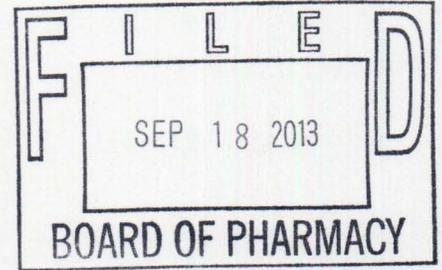


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STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
BOARD OF PHARMACY

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IN THE MATTER OF THE SUSPENSION OF  
THE LICENSE OF:

**DANIEL L. GARVEY, R.Ph.**  
License No. 28RI01692100

TO PRACTICE PHARMACY IN THE STATE  
OF NEW JERSEY

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Administrative Action

**ORDER OF SUMMARY  
SUSPENSION**

This matter was opened to the New Jersey State Board of Pharmacy (the "Board") upon receipt and review of the following information:

1. Daniel L. Garvey ("Respondent"), License No. 2828RI01692100, was initially licensed to practice pharmacy in New Jersey on August 1, 1982.
2. Respondent is alleged to have diverted Tussionex and Hycodan from his employer, CVS Pharmacy, on various dates between December 7 and December 21, 2009. According to reports, respondent was charged with 3<sup>rd</sup> degree possession of controlled dangerous substances and 3<sup>rd</sup> degree theft. Respondent provided no

information to the Board concerning the circumstances underlying the arrest or any resolution of criminal charges.

3. Respondent did not renew his license to practice pharmacy technician prior to its expiration on April 30, 2011, and has not renewed or attempted to renew his registration since that time.

4. Pursuant to N.J.S.A. 45:1-7.1(b), any pharmacy license has not been renewed within thirty (30) days of its expiration date is suspended without a hearing.

ACCORDINGLY, IT IS on this 18th day of September, 2013,

ORDERED THAT:

1. Respondent's license to practice pharmacy in the State of New Jersey shall be, and hereby is, suspended by operation of N.J.S.A. 45:1-7.1(b), without a hearing. Any practice of pharmacy during the period in which respondent does not hold an active license shall be deemed unlicensed practice and shall subject him to disciplinary action.

2. Respondent may not make application for reinstatement until any and all pending criminal charges against him are resolved.

3. In the event that respondent seeks reinstatement of his New Jersey license, he shall appear before the Board or a committee of the Board: to provide information concerning the facts underlying criminal charges set forth above; the arrest and resolution of any and all criminal charges; and to establish that he is fit to practice pharmacy in this State.

4. The Board reserves the right to deny reinstatement, take disciplinary action and place restrictions and/or limitations upon respondent's license to practice pharmacy in the State of New Jersey.

NEW JERSEY STATE BOARD OF PHARMACY

By: Thomas F.X. Bender, Jr., R.Ph.  
Thomas F.X. Bender, R.Ph.  
Board President