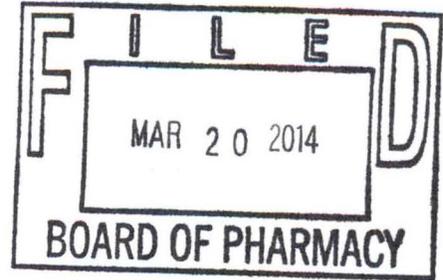


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STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF PHARMACY

IN THE MATTER OF THE : Administrative Action
APPLICATION OF :
 :
 Pascal F. Osei, R.Ph. : CONSENT ORDER OF
License No.28RI02118000 : REINSTATEMENT OF LICENCSE
 :
 :
 FOR REINSTATEMENT OF LICENSURE :
 TO PRACTICE PHARMACY IN THE :
 STATE OF NEW JERSEY :

This matter was opened to the New Jersey State Board of Pharmacy ("The Board") upon receipt of respondent Pascal F. Osei's ("respondent") application for reinstatement of his license to practice pharmacy in the State of New Jersey. On or about March 24, 2008, respondent pled guilty to one count of Uttering a Forged Instrument contrary to of N.J.S.A. 2C:21-1a(3). Specifically, he admitted to presenting to his employer, CVS Pharmacy, a prescription for hydrocodone compound syrup, a controlled dangerous substance, knowing that the prescription

was not written, signed or authorized by the doctor. On or about October 24, 2008, respondent was sentenced to, among other things, a three-year period of non-custodial probation conditioned on his consent to a three-year suspension of his license to practice pharmacy. By Consent Order filed on December 10, 2008, respondent's license to practice pharmacy was revoked, with no right to request reinstatement for a period of three years from entry of the Order.

At the time of the incident, Respondent admitted to his employer and to law enforcement that he had diverted controlled dangerous substances from his employer's pharmacy without a valid prescription. He explained that on multiple occasions while working as a pharmacist at CVS in Montclair, he filled a prescription for Hydrocodone on behalf of a "friend" and paid for the prescription with his ATM card. He stated that this occurred from November of 2005 to September 2006. He stated that he "began to think something was wrong" as the prescription dose and quantity began to increase, and yet he continued to fill the prescription without verifying the authenticity of the prescription. Respondent admitted that while filling in for a shift at the CVS in Randolph, New Jersey, on or about September 9, 2006, he knowingly filled a forged prescription. Eventually he was confronted and terminated when the controlled substance was reported missing, and he was observed on surveillance video

removing it from the store.

Respondent appeared with counsel, Pamela Mandel, Esq., to discuss his plans for practice in New Jersey. Respondent testified concerning his criminal conviction, and noted that he is debarred from participating in Medicaid and Medicare programs until at least July 2014.

The Board finding that Respondent has complied with the conditions set forth in the Consent Order of December 10, 2008; and the Board having determined that this Order is sufficiently protective of the health, safety and welfare of the public, and all parties agreeing to the terms of this Order;

ACCORDINGLY, IT IS on this 20th day of March, 2014,

ORDERED AND AGREED THAT:

1. Respondent's license to practice pharmacy in the State of New Jersey shall be reinstated subject to the conditions set forth this Order.

2. Prior to his license being reinstated, Respondent shall pay all reinstatement fees, complete the criminal history background check, and provide to the Executive Director of the Board the following which shall be to the satisfaction of the Board:

a. Documentation of successful completion of the Pharmacist Assessment for Remediation Evaluation ("PARE") examination; and

b. Documentation of completion of continuing education credits required by N.J.S.A. 13:39-3A.1 to 13:39-3A.7, up to a maximum of 5 years or 75 credits.

3. Until further Order of the Board, after reinstatement of respondent's license to practice pharmacy, he shall provide a copy of this Order to all employers where a pharmacy license is required for employment or where Respondent has access to medication, prescriptions or patient profiles.

4. Respondent shall ensure that each employer notifies the Board in writing that he or she has received this Order and is aware of his Federal and State exclusion/debarment status prior to Respondent beginning employment. Respondent shall inform the Board in writing of any employment changes, including periods of unemployment, and shall also provide a detailed description of each job, his role and responsibilities. Respondent may petition the Board to remove this requirement after two years or upon submission of written documentation that he is no longer on the Federal OIG exclusion list and the New Jersey State debarment list, whichever is longer.

5. Until further Order of the Board, Respondent shall not act as a preceptor or pharmacist-in-charge (RPIC) at any pharmacy, and shall not own or have an ownership interest in any pharmacy.

