

**STATE OF RHODE ISLAND  
AND PROVIDENCE PLANTATIONS**

**DEPARTMENT OF HEALTH  
HEALTH SERVICES REGULATION  
BOARD OF PHARMACY**

**vs.**

**JOHN B. PETRINI (RPH04605)**

**CONSENT ORDER**

Pursuant to Rhode Island General Laws Sections 5-19.1-21 and the Rules and Regulations promulgated thereunder, the Department of Health, Board of Pharmacy (hereinafter "Department") has investigated a complaint charging John B. Petrini, RPh (hereinafter "Respondent"), with violations of Chapter 5-19.1 of the Rules and Regulations. After consideration by the Department, the following constitutes the Findings of Fact with respect to the professional performance of the Respondent:

1. Respondent is a registered pharmacist licensed to operate in the State of Rhode Island.
2. That on or about January of 2011, Respondent was responsible for the diversion of the schedule IV controlled substances, Phentermine and Provigil. Respondent was responsible for the diversion while employed at Rite Aid Pharmacy located at 655 Warren Avenue, East Providence, RI and Rite Aid Pharmacy located at 1200 North Main Street, Providence, RI.

Pursuant to Section 5-19.1-21, this conduct constitutes unprofessional conduct in the State of Rhode Island

The parties agree as follows:

1. Respondent is a registered pharmacist and is able to conduct business under and by virtue of the laws of the State of Rhode Island.
2. Respondent admits to the jurisdiction of the Department and hereby agrees to remain under the jurisdiction of the Department.
3. Respondent has read this Consent Order and understands that it is a proposal of the Department and is subject to the final ratification by the Department. This Consent Order and the contents thereof are not binding on Respondent until final ratification by the Department.
4. Respondent hereby acknowledges and waives:
  - a) The right to appear personally or by counsel or both before the Department;
  - b) The right to produce witnesses and evidence in its behalf at a hearing;
  - c) The right to cross-examine witnesses;
  - d) The right to have subpoenas issued by the Department;
  - e) The right to further procedural steps except for those specifically contained herein;
  - f) Any and all rights of appeal of this Consent Order;
  - g) Any objection to the fact that this Consent Order will be presented to the Department for consideration and review;
  - h) Any objection to the fact that it will be necessary for the Department to become acquainted with all evidence pertaining to this matter in order to adequately review this Consent Order;

- i) Any objection to the fact that the Department reviewing this Consent Order may be the same as the hearing committee presiding over this matter should it later be brought to an administrative hearing.
  - j) Any objection to the fact that potential bias against the Respondent may occur as a result of the presentation of this Consent Order to the Department.
- 5. This Consent Order shall become part of the public record of this proceeding once it is accepted by all parties and accepted by the Department.
  - 6. Acceptance by the Respondent and approval by the Department of this Consent Order constitutes an admission of the facts contained herein.
  - 7. Respondent agrees to a three (3) year suspension of his registered pharmacist license. Said period of suspension will commence upon ratification of this order and will remain in full force pending further order or action of the Department.
  - 8. That upon the termination of the three (3) year period of suspension, if Respondent complies with the Laws and Regulations governing the practice of pharmacy in Rhode Island, he must, in writing, apply for reinstatement of his registered pharmacist license. In addition, upon approval of his reinstatement by the Department, Respondent must submit a new application to the Department and fulfill any prerequisites, certifications, and fees required of the application. Respondent shall not commence practice as a registered pharmacist prior to the approval of his application by the Department.
  - 9. That should Respondent violate the terms of this Consent Order, Respondent shall be subject to further disciplinary sanctions.

3/7/2012  
Date

John B. Petrini  
John B. Petrini, PharmD, RPh  
License # RPH04605

Approved on this 22 day of MARCH 2012

Jonathan M. Mundy  
Jonathan M. Mundy, RPh  
Chairperson  
Rhode Island Board of Pharmacy

CERTIFICATION

I hereby certify that the within Consent Order was mailed by certified mail and regular mail to John B. Petrini at 32 Dean Avenue, Johnston, RI 02919 AND PO Box 8695, Cranston, RI 02920 on this 22<sup>nd</sup> day of February, 2011.

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