

IN THE MATTER OF	*	BEFORE THE
KEVIN P. LYNCH, P.D.	*	STATE BOARD
LICENSE NO. 11900	*	OF PHARMACY
Respondent	*	Case Number: 05-032

* * * * *

**FINAL ORDER TO REVOKE RESPONDENT'S LICENCE
TO PRACTICE PHARMACY**

The Board finds:

1. The Respondent is, and at all times relevant to these charges, was licensed to practice pharmacy in the State of Maryland. The Respondent was initially issued a license to practice pharmacy in the State of Maryland on October 31, 1988.
2. At all times relevant hereto, the Respondent was licensed to practice pharmacy in the Commonwealth of Pennsylvania.
3. On or about August 22, 2002, a Criminal Information was filed in the United States District Court for the Eastern District of Pennsylvania in *United States of America v. Kevin Lynch, R.P.H., et al*, Criminal No.: 02-509, charging the Respondent with three counts of Conspiracy to Distribute Controlled Substances, in violation of 21 U.S.C. § 864; one count of Illegal Distribution of Controlled Substances, violation in of 21 U.S.C. § 841(a) (1); one count of Dealing in Counterfeit U.S. Currency, in violation Article 27 § 342; one count of Conspiracy to Commit Theft of Identification, in violation of 18 U.S.C. § 1028 (f); and Illegal Possession of Controlled Substances, in violation of 21 U.S.C. § 844.

[A copy of the Criminal Information in *United States of America V Kevin Lynch , R. PH., et al*, Criminal Case No.: 02-509, is attached hereto and incorporated herein as **Exhibit A**].

4. On or about January 31, 2003, the Respondent plead guilty to three counts of Conspiracy to Distribute Controlled Substances, in violation of 21 U.S.C. § 864; one count of Dealing in Counterfeit U.S. Currency, in violation Article 27 § 342; and one count of Conspiracy to Commit Theft of Identification, in violation of 18 U.S.C. § 1028 (f). [A copy of the Guilty Plea Agreement and the Judgment in a Criminal Case in *United States of America v. Kevin Lynch, R.PH., et al*, Criminal No.: 02-509, are attached hereto and incorporated herein as **Exhibit B**].

5. On February 3, 2003, the Respondent was sentenced by the United States District Judge Harvey Bartle, III, to a term of fifty four (54) months in prison, assessed a fine in the amount of three thousand six hundred (\$3,600) dollars, and ordered placed on supervised release following release from imprisonment.

6. The Respondent was convicted of crimes involving moral turpitude.

7. The Respondent was convicted of a felony.

8. The allegations as set forth in paragraphs 3-6 constitute grounds for revocation of the Respondent's license to practice pharmacy in the State of Maryland.

CONCLUSIONS

Based on the foregoing Findings of Fact, the Board concludes, as a matter of law, that the Respondent does not meet the requirements for licensure to practice pharmacy because he was convicted of crimes involving moral turpitude and was

convicted of a felony. The Respondent violated Md. Health Occ. Code Ann. ("H.O.") §§ 12-313 (a) and (b) (21).

ORDER

ORDERED, that the license issued to Kevin P. Lynch, P.D., to practice pharmacy in the State of Maryland is hereby **REVOKED**; and it is further

ORDERED, that the Respondent is prohibited from practicing pharmacy in the State of Maryland;

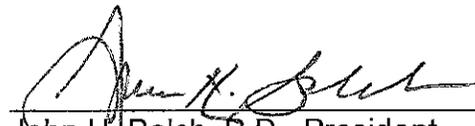
ORDERED, that the Respondent should surrender to the State Board of Pharmacy the following items regarding License Number 11900, within five (5) days upon receipt of said Order:

1. Wall License; and/or
2. Display License; and
3. Pocket License.

ORDERED, that this Final Order is a public document pursuant to Md. State Govt. Code Ann. § 10-601 et seq. (2000 Repl. Vol. and 2004 Supp.).

Date

11/2/05

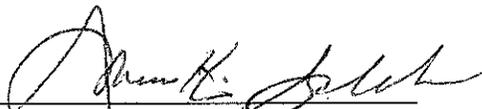


John H. Balch, P.D., President
Board of Pharmacy

NOTICE OF RIGHT TO APPEAL

Pursuant to Md. Health Occ. Code Ann. § 12-316 (2000 Repl. Vol. and 2004 Supp.), you have a right to take a direct judicial appeal. A Petition for Judicial Review must be filed within thirty (30) days of your receipt of the Order Revoking License to Practice Pharmacy shall be made as provided for judicial review of a final decision in the Md. State Govt. Code Ann. §§ 10-201 et seq. (2000 Repl. Vol. and 2004 Supp.), and Title 7, Chapter 200 of the Maryland Rules.

11/2/05
Date



John H. Balch, P.D., President
Board of Pharmacy