

1 01-0023-HO

2 **BEFORE THE ARIZONA STATE BOARD OF PHARMACY**

3 In the Matter of :

4 JEFFREY P. YANNELLO)
5 Pharmacist License)
6 Number 9192)

**FINDINGS OF FACT, CONCLUSIONS
OF LAW AND BOARD ORDER
NO. 01-0023-PHR**

7 DIRECTED TO: JEFFREY P. YANNELLO
8 54 Firebush Road
9 Levittown, PA 19056

10 Pursuant to Notice of Hearing Number 01-0023-PHR ("Notice") this matter came before the
11 Arizona State Board of Pharmacy ("Board") on January 10, 2002.

12 Gerald G. Ritt, president, presided with members Susan V. Ford, Dennis McAllister, Paul
13 Draugalis, William Jones, Daniel Ketcherside and Eugene Drake in attendance.

14 The State was represented by the Office of the Attorney General, Victoria Martin, Assistant
15 Attorney General, Licensing and Enforcement Section.

16 The respondent, JEFFREY P. YANELLO was not present and not represented by counsel..

17 **FINDINGS OF FACT**

18 **I**

19 1. JEFFREY P. YANNELLO is the holder of Pharmacist License Number 9192 issued by the
20 Arizona State Board of Pharmacy which permits the holder to practice pharmacy in the State of Arizona.

21 2. The evidence presented in this matter sustained the factual allegations in section IV of the
22 Notice. The Board finds that:

23 JEFFREY P. YANNELLO has violated A.R.S. § 32-1927(A)(2) & (11) and A.R.S. § 32-
24 1927(B)(2), to wit:

25 (A)(2) The licensee has been convicted of a felony.

26 (A)(11) The licensee is found by the board to have had his license to practice pharmacy denied,
suspended or revoked in another jurisdiction and the license was not reinstated.

1 (B)(2) The licensee is found by the board, or is convicted in a federal or state court, of having
2 violated federal or state laws or administrative rules pertaining to marijuana, prescription-only
3 drugs, narcotics, dangerous drugs or controlled substances.

4 **CONCLUSIONS OF LAW**

5 **II**

6 1. The Board concludes that it has jurisdiction in this Matter pursuant to A.R.S. § 32-1927
7 (A)(2) & (11) and 32-1927(B)(2).

8 2. The Board concludes that JEFFREY P. YANNELLO violated A.R.S. § 32-1927(A)(2) & (11)
9 and A.R.S. § 32-1927(B)(2).

10 **ORDER**

11 **III**

12 The Pharmacist License Number 9192 issued to JEFFREY P. YANNELLO is hereby suspended
13 and this suspension is immediately effective. If the Pennsylvania pharmacist license number RP-033196-L
14 is reinstated by the Pennsylvania Board of Pharmacy, JEFFREY P. YANNELLO may apply to the Arizona
15 Board to terminate the suspension imposed by the Board.

16 **RIGHT TO REHEARING**

17 **IV**

18 JEFFREY P. YANELLO is hereby notified that he has the right to petition this Board for a
19 rehearing or review of this decision within thirty (30) days after the receipt of this Order pursuant to
20 A.A.C. R4-23-109 (D). A request for a rehearing or review of this decision shall be in writing and satisfy
21 the prerequisites in A.R.S. R4-23-109(D). Pursuant to A.R.S. § 42-1092.09(B), failure to file a motion
22 for rehearing or review has the effect of prohibiting judicial review of this Order.
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DATED this 10th day of January, 2002

ARIZONA STATE BOARD OF PHARMACY

By Llyn A. Lloyd

Llyn A. Lloyd
Executive Director

Copies of the foregoing Finding of Fact,
Conclusions of Law and Board Order
sent via Certified US mail this
15th day of January, 2002 to:

JEFFREY P. YANNELLO
54 Firebush Road
Levittown, PA 19056

and by Courier Mail to:

Victoria Martin
Assistant Attorney General
1275 W. Washington
Phoenix, AZ 85007
Attorney for the State

and

Victoria Mangiapane
Assistant Attorney General
1275 W. Washington
Phoenix, AZ 85007
Civil Appeals Section