

UNITED STATES DISTRICT COURT  
DISTRICT OF CONNECTICUT

Grand Jury N-18-3

UNITED STATES OF AMERICA

No. 3:18cr

*BD (RVC)*

v.

VIOLATIONS:

ERIC TINGLEY

21 U.S.C. §§ 841(a)(1), (b)(1)(C), and (b)(2)  
(Possession with Intent to Distribute  
Oxycodone and Alprazolam)

21 U.S.C. §§ 843(a)(3) and (d)(1)  
(Obtaining Oxycodone and Alprazolam by  
Fraud and Forgery)

FILED

2018 JUN 20 P 12:51

U.S. DISTRICT COURT  
NEW HAVEN, CT.

INDICTMENT

The Grand Jury charges:

GENERAL ALLEGATIONS

1. At all relevant times, the defendant, ERIC TINGLEY (“TINGLEY”), was a pharmacist licensed by the State of Connecticut to dispense controlled substances to persons who presented valid prescriptions for such controlled substances. TINGLEY was employed at a pharmacy in Norwich, Connecticut.

2. Between in or about October 2016 and in or about July 2017, on approximately 182 occasions, TINGLEY forged prescriptions and/or falsified pharmacy records to obtain Oxycodone, a Schedule II controlled substance. During the same period, on approximately 26 occasions, TINGLEY forged prescriptions and/or falsified pharmacy records to obtain Alprazolam, a Schedule IV controlled substance.

3. In total, by means of the forged prescriptions and/or falsified pharmacy records, TINGLEY unlawfully obtained approximately 232 Oxycodone 10 milligram

("mg") tablets; 18,013 Oxycodone 15 mg tablets; 200 Oxycodone 20 mg tablets; 16,305 Oxycodone 30 mg tablets; 310 Oxycodone-Acetaminophen 10-325 mg tablets; and 2,095 Alprazolam 2 mg tablets.

4. TINGLEY diverted the Oxycodone and Alprazolam tablets he obtained by means of the forged prescriptions and/or falsified pharmacy records for his own benefit.

COUNT ONE

(Possession with Intent to Distribute Oxycodone and Alprazolam)

5. The allegations in Paragraphs 1 through 4 are reincorporated as if fully stated herein.

6. Between in or about October 2016 and in or about July 2017, in the District of Connecticut, TINGLEY knowingly and intentionally possessed with intent to distribute Oxycodone, a Schedule II controlled substance, and Alprazolam, a Schedule IV controlled substance, outside the scope of professional practice and not for a legitimate medical purpose.

In violation of Title 21, United States Code, Sections 841(a)(1), (b)(1)(C), and (b)(2).

COUNTS TWO THROUGH TWELVE

(Obtaining Oxycodone and Alprazolam by Fraud and Forgery)

7. The allegations in Paragraphs 1 through 4 are reincorporated as if fully stated herein.

8. Between in or about October 2016 and in or about July 2017, in the District of Connecticut, TINGLEY knowingly and intentionally acquired and obtained possession of tablets containing Oxycodone, a Schedule II controlled substance, and

tablets containing Alprazolam, a Schedule IV controlled substance, by misrepresentation, fraud, forgery, deception, and subterfuge, that is, by forging prescriptions and/or falsifying pharmacy records, including but not limited to on or about the following specific dates:

Count	Date	Drug Tablet Type	Quantity	Prescription Number
2	10/27/2016	Oxycodone 15 mg	150	Rx #23513
3	11/4/2016	Oxycodone 15 mg	120	Rx #23878
4	12/21/2016	Oxycodone 30mg	150	Rx #26156
5	1/31/2017	Oxycodone 15 mg	150	Rx #28261
6	3/31/2017	Alprazolam 2 mg	90	Rx #31394
7	4/5/2017	Oxycodone 15 mg	240	Rx #31634
8	4/5/2017	Oxycodone 15 mg	210	Rx #31635
9	4/5/2017	Oxycodone 30 mg	240	Rx #31636
10	4/16/2017	Oxycodone 15 mg	240	Rx #32139
11	5/11/2017	Oxycodone 15 mg	210	Rx #33842
12	7/14/2017	Oxycodone 30 mg	240	Rx #37273

All in violation of Title 21, United States Code, Sections 843(a)(3) and (d)(1).

FORFEITURE ALLEGATION  
(Controlled Substance Offenses)

9. Upon conviction of one or more of the controlled substance offenses alleged in Counts One through Twelve of this Indictment, TINGLEY shall forfeit to the United States, pursuant to Title 21, United States Code, Section 853, all right, title, and

interest in any property constituting, or derived from, proceeds obtained, directly or indirectly, as a result of the violations of Title 21, United States Code, Sections 841 and 843, and any property used, or intended to be used, in any manner or part, to commit, or to facilitate the commission of, the said violations, and a sum of money equal to the total amount of proceeds obtained as a result of the offenses.

10. If any of the above-described forfeitable property, as a result of any act or omission of the said defendant named in this Indictment: (a) cannot be located upon the exercise of due diligence; (b) has been transferred or sold to, or deposited with, a third person; (c) has been placed beyond the jurisdiction of the United States District Court for the District of Connecticut; (d) has been substantially diminished in value; or (e) has been commingled with other property that cannot be subdivided without difficulty; it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of the said defendant, up to the value of the above-described forfeitable property.

All in accordance with Title 21, United States Code, Section 853 and Rule 32.2(a)  
of the Federal Rules of Criminal Procedure.

A TRUE BILL

/s/

FOREPERSON

UNITED STATES OF AMERICA



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JOHN H. DURHAM  
UNITED STATES ATTORNEY



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AVI M. PERRY  
ASSISTANT UNITED STATES ATTORNEY



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JOHN T. PIERPONT, JR.  
ASSISTANT UNITED STATES ATTORNEY