

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA	:	Crim. No.
	:	
	:	18 U.S.C. § 1365(a), and
v.	:	21 U.S.C. § 843(a)(3)
	:	
JOHN KAKOWSKI	:	<u>INFORMATION</u>

The defendant having waived in open court prosecution by indictment,
the United States Attorney for the District of New Jersey charges that:

COUNT 1
(Tampering with a Consumer Product)

1. At all times relevant to this Information:
 - a. JOHN KAKOWSKI was a pharmacist licensed to practice in the state of New Jersey.
 - b. JOHN KAKOWSKI was employed as a pharmacist at Hospital One and Hospital Two—two hospitals in the state of New Jersey.
2. From in or about December 2013 through in or about December 2014, JOHN KAKOWSKI used his position as a pharmacist to tamper with and steal hundreds of vials of medication from the pharmacies at Hospital One and Hospital Two. Specifically, JOHN KAKOWSKI tampered with vials of, and stole, Morphine Sulfate, Dilaudid, and Fentanyl from Hospital One, and Morphine Sulfate from Hospital Two.
3. Specifically, JOHN KAKOWSKI tampered with and stole medications from Hospital One by taking vials of medication from the Pyxis machine, an automated medication dispensing system, which he had access to as a

pharmacist. JOHN KAKOWSKI tampered with and stole medications from Hospital Two by taking vials of medication from a cabinet, which he had access to as a pharmacist.

4. JOHN KAKOWSKI tampered with these medications by injecting a needle into medication vials to extract medication for his own personal use, and then refilling those vials with saline solution.

5. From in or about December 2013 through in or about December 2014, in the District of New Jersey, and elsewhere, defendant

JOHN KAKOWSKI

with reckless disregard for and extreme indifference to the risk that another person would be placed in danger of bodily injury, did tamper with consumer products, that affected interstate commerce, and the containers for such products by removing, mixing and diluting the contents of vials containing Morphine Sulfate, Dilaudid and Fentanyl maintained at Hospital One and vials containing Morphine Sulfate at Hospital Two, knowing the vials were intended to be dispensed to patients.

In violation of Title 18, United States Code, Section 1365(a).

COUNT 2

(Obtaining a Controlled Substance by Misrepresentation, Fraud, Forgery,
Deception and Subterfuge)

1. Paragraphs 1 through 4 of Count 1 are incorporated as if set forth at length herein.

2. From in or about December 2013 through in or about December 2014, in the District of New Jersey and elsewhere, defendant

JOHN KAKOWSKI

did knowingly and intentionally acquire and obtain a controlled substance, specifically, Morphine Sulfate, Dilaudid and Fentanyl at Hospital One, and Morphine Sulfate at Hospital Two, by misrepresentation, fraud, forgery, deception and subterfuge.

In violation of Title 21, United States Code, Sections 843(a)(3).



PAUL J. FISHMAN
United States Attorney