

NEWS RELEASE



Monmouth County Prosecutor's Office
71 Monument Park
Freehold, New Jersey 07728
732/ 431-7160
Luis A. Valentin, Prosecutor

LOCAL DOCTOR CHARGED WITH CONSPIRING TO SELL PRESCRIPTION DRUGS

On August 27, 2010, Detectives from the Monmouth County Prosecutor's Office, in conjunction with the Neptune Township Police Department, filed criminal charges against a local anesthesiologist at the conclusion of a criminal investigation. Officers arrested Barry K. Ray, Jr., M.D., 36, of Autumn Drive, Tinton Falls, New Jersey, and charged him with the following: One count of Second Degree Conspiracy to Distribute a Prescription Legend Drug in violation of N.J.S.A. 2C:5-2 and N.J.S.A. 2C:35-10.5a(4); two counts of Fourth Degree Destruction, Falsification or Alteration of Records Relating to Medical Care, in violation of N.J.S.A. 2C:21-4.1; one count of Third Degree Possession of a Controlled Dangerous Substance (Cocaine), in violation of N.J.S.A. 2C:35-10; one count of Fourth Degree Possession of a Controlled Dangerous Substance (Roxycodone), in violation of N.J.S.A. 2C:35-10; one count of Fourth Degree Possession of a Controlled Dangerous Substance (Xanax), in violation of N.J.S.A. 2C:35-10; and, one count of Fourth Degree Possession of Hollow Point Bullets, in violation of N.J.S.A. 2C:39-3(f).

Members of the Monmouth County Prosecutor's Office commenced an investigation into Ray's activities with respect to prescription pain medications earlier this summer. The investigation led to the use of an undercover detective who met with Ray at a restaurant in Tinton Falls, New Jersey. Over the course of meetings with the undercover detective, Ray agreed to provide prescriptions for pain medications in exchange for a fee based on the number of pills sold by the undercover detective. Ultimately, Ray received payments of over \$1,000 for the purported sales of the prescribed pills by the undercover detective. During a lawful search of Ray's residence a small quantity of cocaine was seized along with Roxycodone and Xanax pills. Also seized were hollow point bullets which are prohibited weapons.

Following the arrest, The Honorable Richard W. English, Judge of the Superior Court, set bail for Ray at \$100,000. Ray will not be permitted to practice at Jersey Shore University Medical Center while his charges are pending. The New Jersey State Board of Medical Examiners has been notified of Ray's arrest.

If convicted of a second degree crime, the maximum potential custodial penalty is a State Prison sentence of up to ten years. If convicted of a third degree crime, the maximum potential custodial penalty is a State Prison sentence of up to five years. If convicted of a fourth degree crime, the maximum potential custodial penalty is a State Prison sentence of up to eighteen months.

Monmouth County Prosecutor Luis A. Valentin stated, "The activities of Dr. Ray that were uncovered by this investigation undermine society's trust in our medical professionals. The illicit sale of prescription medication poses a great danger in our communities. Such conduct will be vigorously investigated and prosecuted by this office no matter where it takes place or who is behind the activity." Prosecutor Valentin commended the cooperative efforts of the Neptune Township Police Department.

Despite these charges, every defendant is presumed innocent, unless and until found guilty beyond a reasonable doubt, following a trial at which the defendant has of the trial rights guaranteed by the United State Constitution and State law.

The case is assigned to Assistant Monmouth County Prosecutor James E. Jones, Jr.

Released: August 27, 2010