

IN THE MATTER OF

*

BEFORE THE

**COMPLETE PHARMACY AND
MEDICAL SOLUTIONS, LLC**

*

MARYLAND STATE

*

BOARD OF PHARMACY

PERMIT NO. P07479

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PRE-CHARGE CONSENT ORDER

Background

The Maryland Board of Pharmacy (the “Board”) received a self-report from Complete Pharmacy and Medical Solutions, LLC (the “Pharmacy”) disclosing that it had been disciplined by various other state licensing boards from 2015 through 2017. Upon receiving this information, the Board reviewed previous applications filed by the Pharmacy and determined that it had not duly disclosed these disciplinary actions on its 2017 initial application or 2018 renewal application to the Board. The Board also determined that the Pharmacy had dispensed approximately 22 prescriptions into the State prior to receiving its Maryland non-resident pharmacy permit.

In lieu of instituting formal proceedings against the Pharmacy, in accordance with the Maryland Pharmacy Act, Md. Code Ann., Health Occ. § 12-101 *et seq.*, the Board and the Pharmacy have agreed to resolve this matter as set forth in this Consent Order.

FINDINGS OF FACT

1. Complete Pharmacy and Medical Solutions is located in Hialeah, Florida. The Pharmacy was issued a Maryland non-resident pharmacy permit, Permit Number P07479, on August 16, 2017. The Pharmacy’s permit expires on May 31, 2020.
2. On or about April 5, 2018, the Pharmacy self-reported to the Board that it had been disciplined by: the Florida Board of Pharmacy in 2015 (sterile compounding

without a license); the Oregon Board of Pharmacy in 2015 (dispensing into the state without a permit); the South Carolina Board of Pharmacy in 2016 (settlement of fraud allegations); the Ohio Board of Pharmacy in 2017 (failing to disclose disciplinary action on application); and the Alabama Board of Pharmacy in 2017 (dispensing into the state without a permit).

3. The Board's records reflect that the Pharmacy failed to disclose the above disciplinary actions on its 2017 initial application to the Board, and on its 2018 renewal application.
4. The Board's investigation also determined that the Pharmacy dispensed approximately 22 prescription products into Maryland prior to obtaining its Maryland non-resident pharmacy permit.
5. The Pharmacy has since obtained vendor services to track and ensure compliance with all states' licensing and permit requirements.

CONCLUSIONS OF LAW

Based on the foregoing Findings of Fact, the Board concludes that Complete Pharmacy and Medical Solutions is subject to discipline in accordance with Md. Code Ann., Health Occ. §§ 12-403(e)(1) and 12-403(g)(1).

ORDER

Based upon an affirmative vote of the Board under the authority of Md. Code Ann., Health Occ. § 12-410, on this 22 day of March, 2019, hereby,

ORDERED that Complete Pharmacy and Medical Solutions, LLC, Permit No. P07479, shall pay a FINE in the amount of TWO THOUSAND FIVE HUNDRED DOLLARS (\$2,500.00), payable to the Maryland Board of Pharmacy within sixty (60) days of the date of this Order, and sent to:

Wells Fargo Bank
Attn: State of Maryland – Board of Pharmacy
Lockbox 2051
7175 Columbia Gateway Drive
Columbia, Maryland 21046
(Please include the Case Number 18-270 to ensure proper assignment);

and be it further,

ORDERED that Complete Pharmacy and Medical Solutions shall comply with all relevant laws and regulations governing the dispensing of prescription drugs into the State of Maryland; and be it further,

ORDERED that, in the event, that Complete Pharmacy and Medical Solutions violates any of the terms above, the Board, after notice and an opportunity for a hearing, and a determination of a violation, may impose any disciplinary sanction it deems appropriate, including suspension, revocation, and fines, said violation being proven by a preponderance of the evidence; and be it further,

ORDERED that this is a formal order and, as such, is a public document pursuant to Md. Code Ann., General Provisions Art. § 4-101 *et seq.*

3-22-19

Date



Deena Speights-Napata
Executive Director for:

Kevin Morgan, Pharm.D.
Board President

CONSENT

1. By signing this Consent, Complete Pharmacy and Medical Solutions submits to the foregoing Consent Order as a resolution of this matter and agrees to be bound by its terms and conditions.


2. Complete Pharmacy and Medical Solutions acknowledges the validity of this Consent Order as if it were made after a hearing in which it would have had the right to counsel, to confront witnesses, and to all other substantial procedural protections provided by law.

3. Complete Pharmacy and Medical Solutions acknowledges that, by entering into this Consent Order, it is waiving its right to appeal any adverse ruling of the Board that might have followed such an evidentiary hearing.

4. Complete Pharmacy and Medical Solutions acknowledges the legal authority and the jurisdiction of the Board to enter and enforce this Consent Order.

5. Complete Pharmacy and Medical Solutions signs this Consent Order freely and voluntarily, after having had the opportunity to consult with counsel. Complete Pharmacy and Medical Solutions fully understands the language, meaning, and effect of this Consent Order.

03/20/19
Date


Name: Gregory A. Kaiser
Title: CEO

STATE OF Florida
COUNTY/CITY OF Miami-Dade:

I hereby certify that on this 20th day of March, 2019, before me, a Notary Public of the State of Florida and County/City aforesaid, personally appeared before me, and made an oath in due form that the foregoing Consent was his/her voluntary act and deed on behalf of Complete Pharmacy and Medical Solutions.

Viviana Rodriguez
Notary Public
My commission expires: July 30, 2022

[Signature]

03/20/2019