



DEPARTMENT OF HEALTH

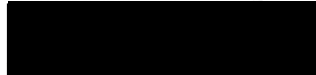
Wes Moore, Governor · Aruna Miller, Lt. Governor · Laura Herrera Scott, M.D., M.P.H., Secretary

Maryland Board of Pharmacy

Neil B. Leikach R.Ph. MSc, Board President
Deena Speights-Napata, M.A., Executive Director
4201 Patterson Avenue
Baltimore, MD 21215-2299

**REGULAR AND CERTIFIED MAIL
RETURN RECEIPT REQUESTED
ARTICLE # 7019 2280 0000 6567 5804**

Geipe Pharmacy
c/o Oluwaseun Ogunwuyi, R.Ph., Owner



Re: Geipe Pharmacy
Permit No. P08222
Case No: 23-397
Notice of Deficiencies, Imposition of Civil Monetary Penalty, and
Opportunity for Hearing

Dear Ms. Ogunwuyi:

On March 29, 2023, the Maryland Board of Pharmacy (the "Board") conducted a closing inspection of Geipe Pharmacy located in Catonsville, Maryland (the "Pharmacy"). The Pharmacy had ceased operations on February 28, 2023. The inspector noted that the Pharmacy failed to notify the Board at least 14 days prior to ceasing operations, and failed to have confidential prescription records appropriately transferred or destroyed at the time of inspection in accordance with COMAR 10.34.14.

I. FINDINGS AND CONCLUSION

The Board finds that the Pharmacy ceased operations without due notice to the Board, and failed to timely arrange for the appropriate disposition of confidential prescription records at the time of the closing inspection.

Based upon the Pharmacy's failure to file proper notice of closure and failure to transfer or appropriately dispose of confidential prescription records at the time of the closing inspection, the Board finds that the Pharmacy is in violation of the Maryland Pharmacy Act and the regulations adopted thereunder. Specifically, the Board finds the Pharmacy in violation of Health Occ. Art., § 12-403(c)(1) and COMAR 10.34.14.

II. RECOMMENDED CIVIL MONETARY PENALTY

Under Maryland Health Occupations Article § 12-410 and COMAR 10.34.11, the Board of Pharmacy has the authority to impose a civil monetary penalty based upon violations of the Maryland Pharmacy Act.

Based upon the deficiencies reported at the Pharmacy, the Board hereby recommends the imposition of a **civil monetary penalty of \$500.00**. The deficiencies upon which the civil monetary penalty is based are set forth in the findings above and the Closing Inspection Report, dated March 29, 2023.

In determining the recommended civil monetary penalty, the Board took into consideration the factors set forth in COMAR 10.34.11.08.

III. OPPORTUNITY FOR HEARING

If the Pharmacy disputes the findings, conclusions or the recommended civil monetary penalty, the Pharmacy may request an evidentiary hearing on the Board's decision in this matter. In the event that the Pharmacy requests an evidentiary hearing, the Board shall initiate formal proceedings that will include the opportunity for a full evidentiary hearing. The hearing will be held in accordance with the Administrative Procedure Act, Md. Code Ann. State Gov't § 10-201 *et seq.*, and COMAR 10.34.01. Any request for a hearing must be submitted in writing to Donna Goldberg, R.Ph., J.D., Compliance Officer, Maryland Board of Pharmacy, 4201 Patterson Ave., 5th Floor, Baltimore, Maryland 21215, **no later than thirty (30) days of the date of this Notice**.

Please be advised that at the hearing the Pharmacy would have the following rights: to be represented by counsel, to subpoena witnesses and evidence, to call witnesses on its own behalf, to present evidence, to cross-examine witnesses, to testify,

and to present summation and argument. Should the Board find the Pharmacy guilty of the violations cited herein, the Board may suspend or revoke the pharmacy permit, impose civil penalties, or both. If the Pharmacy requests a hearing but fails to appear, the Board may nevertheless hear and determine the matter in its absence.

IV. OPTION TO PAY RECOMMENDED CIVIL MONETARY PENALTY

Alternatively, the Pharmacy may pay the recommended civil monetary penalty **within thirty (30) days** of the date of this Notice, in the form of a certified check or money order made payable to the Maryland Board of Pharmacy.

Please mail the check or money order to:

Wells Fargo Bank
Attn: State of MD - Board of Pharmacy
Lockbox 2051
401 Market Street
Philadelphia, PA 19106

NOTE: Please include the case number, 23-397, on your check or money order to ensure proper assignment to your case.

Upon the Pharmacy's payment of the civil monetary penalty, this Notice will constitute the Board's final action with respect to this matter, and shall be a public document in accordance with the Maryland Public Information Act and posted and reported in accordance with State and federal laws.

If you have any questions concerning the instructions contained in this letter, please contact Donna Goldberg, R.Ph., J.D., Compliance Officer, at 410-764-3768.

Sincerely,



Deena Speights- Napata, M.A.
Executive Director

cc: Linda Bethman, AAG, Board Counsel