

**IN THE MATTER OF
GETINGE USA SALES, LLC
Distributor Permit: D07025**

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**BEFORE THE
MARYLAND STATE
BOARD OF PHARMACY
Case No. 24-029**

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PRE-CHARGE CONSENT ORDER

Background

The Maryland Board of Pharmacy (the “Board”) received a self-report from Getinge USA Sales, LLC, (“Getinge”) of a Summary Order issued by the Kansas Board of Pharmacy for distributing products into Kansas without a Kansas distributor’s registration. The Board subsequently opened an investigation and received documents indicating that Getinge had distributed prescription medical devices into Maryland prior to the issuance of its Maryland wholesale distributor’s permit.

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

FINDINGS OF FACT

1. Getinge USA Sales, LLC, is a wholesale drug distributor located and licensed in Wayne, New Jersey.
2. On or about January 31, 2022, Getinge self-reported to the Board a Summary Order issued by the Kansas Board of Pharmacy, dated December 9, 2021. The Summary Order was based upon findings by the Kansas Board of Pharmacy that Getinge distributed prescription products into Kansas without a Kansas wholesale distributor’s registration.

3. Upon receiving the self-report from Getinge, the Board opened an investigation into the matter.
4. Getinge cooperated with the Board's investigation and provided requested documents. The Board's investigation determined that Getinge distributed certain prescription devices into Maryland prior to obtaining a Maryland wholesale distributor's permit.
5. Getinge provided requested copies of shipping records for products shipped into Maryland. Specifically, between January 1, 2020, and September 24, 2021, Getinge reported shipping prescription medical devices into Maryland without a Maryland wholesale distributor's permit.
6. Wholesale distributors must hold a permit issued by the Board before the wholesale distributor engages in the wholesale distribution of prescription drugs or prescription devices into Maryland.
7. Getinge obtained a Maryland wholesale distributor's permit on September 24, 2021, which permit remains active and in good standing to date.

CONCLUSIONS OF LAW

Based on the foregoing Findings of Fact, the Board concludes that Getinge USA Sales, LLC, is subject to a sanction in accordance with Md. Code Ann., Health Occ. §§ 12-6C-03 and 12-6C-11.

ORDER

Based upon an affirmative vote of the Maryland Board of Pharmacy under the authority of Md. Code Ann., Health Occ. § 12-101, *et seq.*, it this 15th day of April 2024, hereby,

ORDERED that Getinge USA Sales, LLC, shall pay a FINE in the amount of FIVE THOUSAND DOLLARS (\$5,000.00), payable to the Maryland Board of Pharmacy within thirty (30) days of the date of this Order, and mailed 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, 24-029, on your check or money in order to ensure proper assignment to this case; and be it further,

ORDERED that in the event that Getinge 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 sanction it deems appropriate, including the imposition of further fines in accordance with Health Occ. § 12-6C-11; and be it further,

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

4-15-24

Date



Deena Speights-Napata, M.A.
Executive Director for:

Neil Leikach, R.Ph.
Board President

CONSENT

1. Getinge acknowledges the validity of this Pre-Charge 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.

2. Getinge acknowledges that, by entering into this Pre-Charge Consent Order, it is waiving its right to appeal any adverse ruling of the Board that might have followed such an evidentiary hearing.

3. Getinge acknowledges the legal authority and jurisdiction of the Board to enter and enforce this Pre-Charge Consent Order.

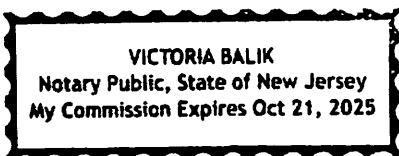
4. Getinge signs this Pre-Charge Consent Order freely and voluntarily, after having had the opportunity to consult with counsel. Getinge fully understands the language, meaning, and effect of this Pre-Charge Consent Order.

April 11, 2024
Date

Stephanie Lu
Name: Stephanie Trzinski
Title: CFO - North America

STATE OF NEW JERSEY,
COUNTY/CITY OF Wayne:

I hereby certify that on this 11 day of April, 2024, before me, a Notary Public of the State of New Jersey, County/City aforesaid, personally appeared Stephanie Trzinski, and made an oath in due form that the foregoing Consent was his/her voluntary act and deed on behalf of Getinge USA Sales, LLC.



Victoria Balik
Notary Public
My commission expires: 10/21/25