

IN THE MATTER OF

*

BEFORE THE

XTTRIUM LABORATORIES

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MARYLAND STATE

*

BOARD OF PHARMACY

Distributor Permit: APPLICANT

*

Case No. 26-052

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PRE-CHARGE CONSENT ORDER

Background

The Maryland Board of Pharmacy (the “Board”) received an application for a change of ownership from Xttrium Laboratories (the “Xttrium” or “Distributor”) on August 9, 2025 for the purchase of the distributor operations formerly operating under Distributor Permit Number D03058. On the application, the Distributor stated that the change of ownership had already occurred on July 1, 2024. The Board subsequently opened an investigation and received documents indicating that the Distributor applicant had distributed prescription products into Maryland that totaled over \$1,000,000.00 in sales without the requisite permit.

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

FINDINGS OF FACT

1. Xttrium is a wholesale distributor located and licensed in Mount Prospect, Illinois.
2. Xttrium was formerly licensed in Maryland under different ownership under Distributor Permit Number D03058.
3. On or about August 9, 2025, Xttrium submitted a change of ownership application

to the Board. The application indicated that the change of ownership occurred on July 1, 2024, over a year prior, possibly indicating that the new owner had been distributing into Maryland prior to the issuance of a new distributor's permit.

4. Maryland distributor permits are not transferrable.
5. Upon review of the information in the application, the Board opened an investigation into the matter.
6. Xttrium cooperated with the Board's investigation and provided requested documents. The Board's investigation determined that Xttrium distributed certain prescription products into Maryland prior to obtaining a Maryland distributor's permit.
7. Specifically, between July 1, 2024, and September 26, 2025, Xttrium distributed prescription orders totaling over \$1,000,000 in sales to clients in Maryland without a Maryland distributor's permit.
8. A distributor located outside of Maryland must hold distributor's permit issued by the Board before the distributor may distribute any prescription products into Maryland.
9. Xttrium did not distribute controlled dangerous substances into Maryland during the period at issue.

CONCLUSIONS OF LAW

Based on the foregoing Findings of Fact, the Board concludes that Xttrium Laboratories is subject to a sanction in accordance with Md. Code Ann., Health Occ. §§ 12-601, 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 8th day of January, 2026, hereby,

ORDERED that XTTRIUM LABORATORIES 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:

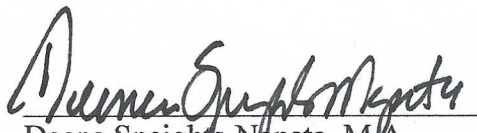
Santander Bank
Attn: State of Maryland - Board of Pharmacy
Lockbox Operations – Box #2051
101 Woodcrest Road, Suite 201
Cherry Hill, New Jersey 08003

NOTE: Please include the case number, 26-052, on your check or money order in order to ensure proper assignment to this case; and be it further,

ORDERED that in the event that Xttrium Laboratories 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.*

1-8-26
Date


Deena Speights-Napata, M.A.
Executive Director for:
Kris Rusinko, Pharm.D., Board President

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CONSENT

1. Xttrium Laboratories 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. Xttrium Laboratories 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.

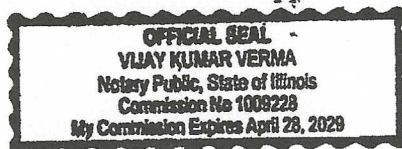
3. Xttrium Laboratories acknowledges the legal authority and jurisdiction of the Board to enter and enforce this Pre-Charge Consent Order.

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

Date 12/23/2025 Name: Kevin Creevy
Title: Vice President

STATE OF ILLINOIS,
COUNTY/CITY OF Cook:

I hereby certify that on this 23rd day of DEC, 2025, before me, a Notary Public of the State of Illinois, County/City aforesaid, personally appeared KEVIN L CREEVY, and made an oath in due form that the foregoing Consent was his/her voluntary act and deed on behalf of Xttrium Laboratories.



Vijay Verma
Notary Public
My commission expires: 04/28/2029