

Mission:

To protect, promote & improve the health of all people in Florida through integrated state, county & community efforts.



Rick Scott
Governor

John H. Armstrong, MD, FACS
State Surgeon General & Secretary

Vision: To be the **Healthiest State** in the Nation

**MINUTES
PUBLIC PORTION OF THE
PROBABLE CAUSE AGENDA
BOARD OF PHARMACY**

Meeting Date: February 25, 2016 Meeting Time: 9:00 am

Toll Free Number- 1-888-670-3525, Conference Code Number – 5134896685

Lee Fallon Chairman, called the public portion of this meeting of the Probable Cause Panel to order at 9:00 am. Those present for the meeting included the following:

Members Present:

Michele Weizer, PharmD
Lee Fallon, BPharm, Chairman
Lawrence Harris, Assistant Attorney General & Board Counsel

Others Present included:

Christopher Jurich, Assistant General Counsel
Nicole Jordan, Assistant General Counsel
Court Reporter- For the Record (850)222-5491

Opening Remarks:

Larry Harris, Assistant Attorney General advised the panel to direct all questions concerning your procedures, your authority, your duty, your practice act, your rules, and the Florida Statutes to him. Please direct to the Department's attorney any questions concerning the facts of cases, the manner in which cases were investigated, and the reasons for the department's recommendation. Mr. Jurich then asked the Department's attorney to state for the record the materials that the Department provided to the Panel Members prior to this Meeting. Mr. Jurich stated the case files were made available to the panel members and Counsel to the Board. Mr. Harris asked the panel members if they had received the materials and had sufficient time to review the materials on the agenda prior to now. Both panel members answered affirmative.

Mr. Harris asked that the opening remarks be included should anyone request a transcript of the meeting.

Florida Department of Health

Division of Medical Quality Assurance • Bureau of Health Care Practitioner Regulation
4052 Bald Cypress Way, Bin C-03 • Tallahassee, FL 32399-3256
PHONE: 850/245-4131 • FAX 850/488-0596

www.FloridaHealth.gov

TWITTER: HealthyFLA
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FLICKR: HealthyFla
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RECONSIDERATIONS

R-01

CB Pharmacy, Inc. Case No. 2015-07980

Nicole Jordan with Prosecution Services presented this case involving the alleged violation of Section by violating section 456.072(1)(k), FS (2014), by and through a violation of Section 465.023(1)(c), FS (2014), by violating Rule 64B16-28.2021(1), FAC; violation of Section 456.072(1)(k) FS (2014), by violating a rule of the Board of Pharmacy, through a violation of Rule 64B16-28.202(3), FAC, by failing to notify the Board of Pharmacy in writing as to the effective date of closure and return the pharmacy permit to the Board of Pharmacy office or arrange with the local Bureau of Investigative Services of the Department to have the pharmacy permit returned to the Board of Pharmacy, and notify the Board of Pharmacy which permittee is to receive the prescription files.

This case was previously brought before the panel as an Administrative Complaint on August 27, 2015 and has been brought back as a reconsideration for dismissal. Based on the current status of Respondent's license, further prosecution of this case is not warranted. Should the Respondent reapply for licensure, the allegations addressed in this case shall be addressed before a new license will be issued by the Board of Pharmacy.

After discussion, a motion was made, seconded and carried unanimously to DISMISS this case.

Action taken: Pursuant to Section 456.073(2), Florida Statutes, this case is hereby DISMISSED.

R-02 Pareek, Inc. d/b/a American Specialty Pharmacy Case No. 2015-18271

Christopher Jurich with Prosecution Services presented this case involving the alleged violation of Section by violating section 456.072(1)(f), FS (2014), having a license or the authority to practice any regulated profession revoked, suspended, or otherwise acted against, including denial of licensure, by the licensing authority of any jurisdiction, including its agencies and subdivisions, for a violation that would constitute a violation under Florida law.

This case was previously brought before the panel as an Administrative Complaint on August 27, 2015 and has been brought back as a reconsideration for dismissal.

After discussion, a motion was made, seconded and carried unanimously to DISMISS this case.

Action taken: Pursuant to Section 456.073(4), Florida Statutes, this case is hereby DISMISSED.

The public portion of this Probable Cause Panel adjourned at 9:10 am.