

**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

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

**Meeting Date: April 21, 2016 Meeting Time: 9:00 am**

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

Gavin Meshad, Chairman, called the public portion of this meeting of the Probable Cause Panel to order at 9:03 am. Those present for the meeting included the following:

**Members Present:**

Jeenu Philip, BPharm,  
Gavin Meshad, Consumer Member, Chairman  
Lawrence Harris, Assistant Attorney General & Board Counsel

**Others Present included:**

Christopher Jurich, Assistant General Counsel  
Matthew Witters, 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.

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**Florida Department of Health**

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## **RECONSIDERATIONS**

### **R-01 Miami Dade Pharmacy Discount, Inc. Case No. 2015-29268**

Christopher Jurich with Prosecution Services presented this case involving the alleged violation of section 456.072(1)(k), FS(2014), by violating section 465.023(1)(c), FS (2014), through a violation of Rule 64B16-28.202(3)(a)(b), FAC, which provides that prior to closure of a pharmacy, the permittee shall 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 July 6, 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.

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 Okwudili C.U. Uzozie, R.Ph. Case No. 2014-06281**

PSU pulled this case. It will be placed on an upcoming PCP panel.

### **R-03 K.M.E. Rx, Inc. Case No. 2013-01405**

Nicole Jordan with Prosecution Services presented this case involving the alleged violation of section 456.072(1)(k), FS (2012), by and through a violation of section 465.023(1)(c), FS (2012), by and through a violation of one or more of the following rules of the board: 27.797(1)(i)(4), FAC, 27.797(1)(i)(7), FAC, 27.797(7)(a)(a)(3), FAC, 27.797(7)(b), FAC, 27.410(1), FAC and 28.140, FAC.

This case was previously brought before the panel as an Administrative Complaint on February 25, 2016 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(2), Florida Statutes, this case is hereby DISMISSED.

The public portion of this Probable Cause Panel adjourned at 9:21 am.