

NORTH CAROLINA BOARD OF PHARMACY

In Re:)
)
States Medical Products, LLC) ORDER SUMMARILY
(Permit No. 01335)) SUSPENDING PERMIT

Pursuant to G.S. § 150B-3(c) and 21 N.C.A.C. 46.2006(b), the North Carolina Board of Pharmacy (“Board”), vis Members Rebecca W. Chater, L. Stan Haywood, J. Parker Chesson, Jr., Betty H. Dennis, Wallace E. Nelson and Robert (Joey) McLaughlin, Jr. find that the protection of the public health, safety and welfare requires emergency action. Accordingly, the Board hereby Summarily Suspends Device and Medical Equipment (DME) Permit No. 01335 issued to States Medical Products, LLC (“Respondent DME”), effective upon service of this Order. Respondent DME shall immediately cease the dispensing of devices and medical equipment in North Carolina pending issuance by the Board of a Final Agency Decision.

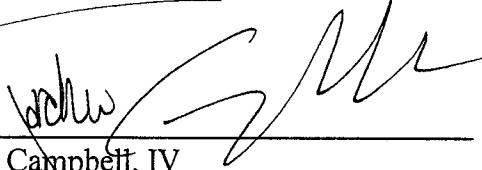
Respondent DME may request a hearing on the charges against the permit by submitting a written request within sixty (60) days of service of this order, pursuant to 21 N.C.A.C. 46.2004. Within sixty (60) days of receipt of a written request, the Board will issue a notice of hearing with respect to whether the summary suspension should be continued. That notice will advise Respondent DME of the date and time of the hearing, which will be set within the discretion of the Board. In the event that Respondent DME requests a hearing, this summary suspension remains in effect until the issuance of a further decision by the Board.

If Respondent DME does not request a hearing as set forth above, the Respondent DME waives the right to contest the Board’s decision and the suspension imposed upon the permit by this order. However, the Respondent DME retains the right to file a written petition for reinstatement of the permit at any time following this order.

The Board will set a hearing at a time and place within its discretion and will rule on the petition for reinstatement in its discretion under its duty to consider the public health, safety and welfare.

By Order of the Board, this 15th day of September, 2009.

NORTH CAROLINA BOARD OF PHARMACY



Jack W. Campbell, IV
Executive Director

CERTIFICATE OF SERVICE

I hereby certify that I am an employee of the North Carolina Board of Pharmacy and that on the 3, day of November 2009, I served the foregoing Order on Permit 01335 by mailing a true copy by US Postal Service to:

States Medical Products, LLC
c/o Nnenna Cornett
911 Linden Avenue, Suite 115
Oxford, N.C. 27565



Karen S. Matthew Director Investigations and Inspections
North Carolina Board of Pharmacy