

NORTH CAROLINA BOARD OF PHARMACY

In Re: )  
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 )  
New England Compounding Center ) ORDER SUMMARILY  
(Permit No. 08439) ) 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 Gene Minton, E. Lazelle Marks, Robert (Joey) McLaughlin, Jr., and Parker Chesson, find that the protection of the public health, safety and welfare requires emergency action. Accordingly, the Board hereby Summarily Suspends Permit No. 8439 issued to New England Compounding Center (“Respondent Pharmacy”) located on 697 Waverly Street, Framingham, Massachusetts 01702, effective upon service of this Order. Respondent Pharmacy shall immediately cease any practice of pharmacy in North Carolina pending issuance by the Board of a Final Agency Decision, and shall not dispense, ship, mail or deliver any dispensed legend drugs into North Carolina.

Respondent Pharmacy 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 Pharmacy of the date and time of the hearing, which will be set within the discretion of the Board. In the event that Respondent Pharmacy requests a hearing, this summary suspension remains in effect until the issuance of a further decision by the Board.

If Respondent Pharmacy does not request a hearing as set forth above, the Respondent Pharmacy waives the right to contest the Board’s decision and the suspension imposed upon the

permit by this order. However, the Respondent Pharmacy 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 30 day of October, 2012.

NORTH CAROLINA BOARD OF PHARMACY



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Jack W. Campbell, IV., Executive Director

CERTIFICATE OF SERVICE

I hereby certify that I caused a copy of the foregoing Order Summarily Suspending Permit No. 08439, to be served Respondent Pharmacy New England Compounding Center by Clinton R. Pinyan, Esq., as general counsel and agent for the Board:

Barry J. Cadden, R.Ph.  
Pharmacist Manager  
New England Compounding Center  
697 Waverly Street  
Framingham, MA 01702

A large, stylized handwritten signature in black ink, appearing to read 'Jack W. Campbell, IV', is written over a horizontal line.

Jack W. Campbell, IV  
Executive Director  
North Carolina Board of Pharmacy