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PETER C. HARVEY  
ATTORNEY GENERAL OF NEW JERSEY  
Division of Law, Fifth Floor  
124 Halsey Street  
P.O. Box 45029  
Newark, New Jersey 07101  
Attorney for State Board of Pharmacy

**FILED**

FEB 24 2005

**BOARD OF PHARMACY**

By: Marianne W. Greenwald  
Deputy Attorney General  
Tel. No. (973) 648-4876

STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
STATE BOARD OF PHARMACY

IN THE MATTER OF THE SUSPENSION  
OR REVOCATION OF THE LICENSE OF

**NINO PARADISO**

TO PRACTICE PHARMACY IN THE  
STATE OF NEW JERSEY

and

**SINGAC PHARMACY A/K/A SINGAC  
PHARMACY AND SURGICAL**

TO OPERATE A PHARMACY IN NEW  
JERSEY

Administrative Action

**PROVISIONAL ORDER  
OF DISCIPLINE**

This matter was opened to the New Jersey State Board of Pharmacy upon receipt of information which the Board has reviewed and on which the following preliminary findings of fact and conclusions of law are made;

**FINDINGS OF FACT**

1. Nino Paradiso is a pharmacist in the State of New Jersey and has been a licensee and the owner/registered pharmacist in charge of Singac Pharmacy at all times relevant hereto.

2. On January 14, 2005 respondent pled guilty to the third degree crime of Health Care Claims Fraud in New Jersey Superior Court, Passaic County. Specifically, from February 2001 through August 2001, respondent admitted to knowingly submitting, from Singac Pharmacy, 103 fraudulent health care claims to Medicaid in excess of \$35,000.00.

3. Sentencing will occur on March 18, 2005.

**CONCLUSIONS OF LAW**

The above plea of guilt provides grounds for the revocation of his license to practice pharmacy in New Jersey and his right to operate a pharmacy in New Jersey pursuant to N.J.S.A. 45:1-21(f) in that the crime of which respondent has pled guilty to is one of moral turpitude and relates adversely to the practice of pharmacy.

**ACCORDINGLY, IT IS** on this 23<sup>rd</sup> day of February, 2005,

**ORDERED that:**

1. Respondent's license to practice pharmacy and respondent's permit to operate Singac Pharmacy in the State of New Jersey shall be and hereby are revoked. Respondent shall not be a permit holder nor related by consanguinity or marriage to a permit

holder, nor to a business entity in which any such related individual has a financial interest in a pharmacy in this State. Further respondent shall not manage a pharmacy or participate in the billing and collecting activity for any pharmacy in this State.

Nor shall he be permitted to transfer ownership of Signac to any individual or business entity related to him in any manner by blood or marriage.

2. The within Order shall be subject to finalization by the Board at 5:00 p.m. on the 30<sup>th</sup> business day following entry hereof unless respondent requests a modification or dismissal of the above stated Findings of Fact or Conclusions of law by:

(a) Submitting a written request for modification or dismissal to, Joanne Boyer, Executive Director, State Board of Pharmacy, 124 Halsey Street, Sixth Floor, Newark, New Jersey 07101.

(b) Setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed.

(c) Submitting any and all documents or other written evidence supporting respondent's request for consideration and reasons therefor or offered in mitigation of penalty.

3. Any submissions will be reviewed by the Board, and the Board will thereafter determine whether further proceedings are necessary. If no material discrepancies are raised through the submission by respondent during the thirty-day period, or if the Board is not persuaded that submitted materials merit further

consideration or mitigation of the penalties set forth herein, a Final Order of Discipline will be entered.

4. In the event that respondent's submissions establish a need for further proceedings, including, but not limited to, an evidentiary hearing, respondent shall be notified with regard thereto. In the event an evidentiary hearing is ordered, the preliminary findings of fact and conclusions of law contained herein shall serve as notice of the factual and legal allegations in such proceeding. However, the Board shall not be limited to the sanctions herein and may recoup costs to the State.

NEW JERSEY STATE BOARD OF PHARMACY

By: Pamela Allen, R.P.  
Pamela Allen, R.P.  
President