

PAULA T. DOW
ATTORNEY GENERAL OF NEW JERSEY
Attorney for the Board of Pharmacy
Division of Law - 5th Floor
124 Halsey Street
P.O. Box 45029
Newark, New Jersey 07101

FILED

OCT 13 2010

By: Megan Cordoma
Deputy Attorney General
Tel. (973)648-3453

BOARD OF PHARMACY

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

IN THE MATTER OF

: Administrative Action

Vitthal I. Patel, R.Ph.

:
: **CONSENT ORDER**

LICENSED TO PRACTICE PHARMACY
IN THE STATE OF NEW JERSEY

:
:

This matter was opened to the New Jersey State Board of Pharmacy (the "Board") upon receipt of information that Vitthal I. Patel ("Respondent") had violated the terms of a Reinstatement Order, which was filed on February 24, 2005. Among other things, Respondent was required to serve a copy of the Reinstatement Order on any employer prior to commencing work and to ensure that each employer forward documentation to the Board that he or she reviewed the complete Reinstatement Order. By letter dated April 29, 2010 and by fax dated July 21, 2010, Robert Wood Johnson University Hospital alerted the Board that Respondent failed to provide the Hospital with a copy of the Reinstatement Order at the time of his hire on May 7, 2007, or at any time during employment.

The Board hereby finds that Respondent's conduct, namely,

failing to provide an employer with a copy of the Reinstatement Order in direct violation of the terms of the Order, constitutes a failure to comply with the provisions of any act or regulation administered by the Board in violation of N.J.S.A. 45:1-21(h) and N.J.A.C. 13:45C-1.4.

The parties having agreed to the resolution of this matter without further formal proceedings, and the Respondent having agreed and given his voluntary consent to the within order and waiving any right to a hearing in this matter, and the Board finding the within disposition adequately protective of the public's health, safety, and welfare, and other good cause having been shown;

ACCORDINGLY, IT IS on this 13th day of October, 2010,

ORDERED AND AGREED:

1. Respondent is hereby reprimanded for failing to comply with the terms of the Reinstatement Order in violation of N.J.S.A. 45:1-21(h) and N.J.A.C. 13:45C-1.4.
2. Respondent shall immediately serve a copy of the Reinstatement Order filed on February 24, 2005 on any current employer and any future employer prior to commencing work as a licensee and shall ensure that each employer forwards documentation to the Board that he or she has reviewed the complete Order.
3. Until further Order of the Board, Respondent shall immediately serve a copy of this Order on any current employer and any future employer prior to commencing work as a licensee and

shall ensure that each employer forwards documentation to the Board that he or she has reviewed the complete Order.

4. Respondent shall pay a civil penalty in the amount of \$2,500.00 in consecutive monthly installments of no less than \$210 per month, which shall be due by the 15th of each month, commencing September 15, 2010. Payment shall be made by check or money order made payable to the New Jersey Board of Pharmacy and mailed to the New Jersey State Board of Pharmacy, ATTN: Joanne Boyer, Executive Director, 125 Halsey Street, P.O. Box 45013, Newark, New Jersey 07101. In the event that Respondent fails to make any required monthly installment within 15 days of the date it is due, then the full amount shall become immediately due, interest shall begin to accrue at the annual court rule rate, and a Certificate of Debt shall be issued.

5. Respondent shall comply with all statutes, regulations, and professional standards applicable to the practice of pharmacy.

NEW JERSEY STATE BOARD OF PHARMACY

By: Edward G. McGinley
Edward G. McGinley, R.Ph.
Board President

I have read the within Order and understand it. I agree to be bound by its terms and hereby consent to it being entered by the New Jersey Board of Pharmacy.

Vitthal J. Patel 10/11/2010
Vitthal J. Patel, R.Ph.
Respondent