



Pharmacy in Elizabeth. Respondent denied these charges which were later dismissed pursuant to an agreement with the Union County Prosecutor's office. Subsequently, Respondent was charged in Accusation No. 11-03-0295A with one count of Uttering a Forged Instrument, a 3<sup>rd</sup> degree crime, in violation of N.J.S.A. 2C:21-1(a)(3). The Accusation alleges that on or about November 23, 2010, respondent, with purpose to defraud or knowledge that she was facilitating a fraud, provided a forged or falsely made prescription for Lidocaine and Phenergan, while knowing that the prescription was forged or falsely made.

On March 9, 2011, Respondent, in resolution of the criminal charges resulting from the incidents at Mabel's Pharmacy, entered into a consent order with the Union County Prosecutor's office which was filed in the Superior Court of New Jersey, Law Division, Union County, with an effective date of April 25, 2011. By the terms of that Order, respondent surrendered her DEA Controlled Substance Registration Certificate, her New Jersey Permit to Operate a Pharmacy, and her New Jersey Permit to Distribute Controlled Substances. In addition, Respondent was barred from applying for or holding any permit or license issued or administered by the Board of Pharmacy for a period of two (2) years, and was required to refrain from engaging in any operation of any pharmacy in the State of New Jersey, including conducting any business with insurers or third party payors on behalf of any pharmacy, whether on or off the permitted premises. Respondent entered the consent order with the understanding that she would be admitted into the Pre-Trial Intervention Program and that the Board of Pharmacy may take further action with respect to penalties and discipline above and beyond the scope of the criminal disposition.

The Pretrial Intervention Order of Postponement provides that the proceedings are to be postponed for a period of twelve (12) months from April 25, 2011 until April 25, 2012, and requires

that Respondent submit to mandatory drug testing and/or counseling as directed by probation, perform sixty (60) hours of community service, obtain and maintain full-time employment, and pay fines in the amount of \$1,225.00.

The Board, having reviewed all of the information presented, finds that Respondent's actions provide grounds for disciplinary action pursuant to N.J.S.A. 45:1-21(b), (e) and (f) in that Respondent has engaged in deception, professional misconduct, and in acts constituting a crime or offense relating adversely to the activity regulated by the Board. Respondent, being desirous of resolving this matter without the necessity of further formal proceedings, and agreeing to waive any right to same and the Board having determined that this Order is sufficiently protective of the public health, safety and welfare, and all parties agreeing to the terms of this Order;

**IT IS THEREFORE** on this 22<sup>ND</sup> day of FEBRUARY, 2011,2

**ORDERED AND AGREED that:**

1. Respondent's license to practice pharmacy in the State of New Jersey be and hereby is suspended for a period of two (2) years effective April 25, 2011. The entire period of suspension shall be served as an active suspension.

2. Respondent shall immediately cease and desist from engaging in the practice of pharmacy, which includes, but is not limited to the following: respondent shall not handle, order, inventory, compound, count, fill, refill or dispense any drug; she shall not handle anything requiring a prescription, including devices and medications; she shall not handle prescriptions; she shall not advise or consult with patients, and she is prohibited from being present within a prescription filling area of a pharmacy.

3. Respondent acknowledges that she has surrendered her original wall certificate and wallet certificate and all renewal cards of her license to Joanne Boyer, the former Executive Director of the Board of Pharmacy.

4. Prior to the Board considering any restoration or reinstatement of her license, Respondent shall:

- a. If requested by the Board, appear before the Board or a committee thereof to discuss her readiness to reenter the practice of pharmacy. At that time Respondent shall be prepared to propose her plans for future practice in New Jersey.
- b. Provide the Board with evidence that she is capable of discharging the functions of a licensee in a manner consistent with the public's health, safety and welfare and that she is not then suffering from any impairment or limitation resulting from the use of any addictive substance which could affect her practice.
- c. Affirmatively establish her fitness, competence and capacity to re-enter the active practice of pharmacy within New Jersey.
- d. Provide the Board with a full account of her conduct during the intervening period of time from the entry of this Order to her appearance pursuant to this Order.
- e. Provide documentation of successful completion of all continuing education credits required by N.J.A.C. 13:39-3A.1- 13:39-3A.7.
- f. Provide documentation of successful completion of the PROBE or PRIM-E Ethics course, or another similar course pre-approved by the Board, during the period of Respondent's active suspension.
- g. Provide documentation of successful completion of the PTI program, and compliance with all of its terms and conditions, as required by the court.
- h. Provide documentation of successful completion of all application requirements including a Criminal History Background Check and payment of all reinstatement fees.

5. Upon reinstatement of Respondent's license to practice pharmacy, the Board, in its discretion, may impose any conditions or restrictions on licensure it deems necessary to protect the public health, safety and welfare.

NEW JERSEY STATE BOARD OF PHARMACY

By: Edward McGinley  
Edward McGinley, R.P.  
President

I have read the within Order and understand its terms. I consent to the entry of this Order by the New Jersey Board of Pharmacy.

Kavitha Pareddy                      1/19/12  
Kavitha Pareddy, R.P.                      Date

Consent is given as to form and entry of this Order.

Pamela Mandel                      1/23/12  
Pamela Mandel, Esq.  
Attorney for Kavitha Pareddy, R.P.