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NOV 20 2012

BOARD OF PHARMACY

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

IN THE MATTER OF THE
REGISTRATION OF

Administrative Action

New England Compounding Center
Registration No. 28RO00029300

Consent Order

TO OPERATE AS AN "OUT-OF-STATE"
PHARMACY PURSUANT TO
N.J.A.C. 13:39-4.19

This matter was opened to the New Jersey State Board of Pharmacy ("Board") upon receipt of information that New England Compounding Center ("the Pharmacy"), located in Massachusetts, voluntarily surrendered it's permit to operate a pharmacy in the State of Massachusetts following an inspection of the Pharmacy on October 2, 2012 concerning the sterility of certain drug products compounded and dispensed by the Pharmacy. The Pharmacy further agreed to

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124 HALSEY ST., 6TH FL., P.O. BOX 45013
NEWARK, NJ 07101

immediately commence recall procedures regarding all in use date methylprednisolone acetate and to continue to quarantine the medication, which has been implicated in a nationwide outbreak of fungal meningitis. All of the Pharmacy's products have since been recalled and the Pharmacy has ceased operations.

Pursuant to N.J.A.C. 13:39-4.20(d), an out-of-state pharmacy registered with the Board shall maintain, at all times, a valid unexpired license, permit or registration to conduct the pharmacy in compliance with the law and regulations of the State in which it is located.

The parties, having agreed to resolution of this matter without further formal proceedings, and New England Compounding Center, having agreed and given voluntary consent to the within order and waiving any right to a hearing, and the Board finding the within disposition adequately protective of the public health, safety, and welfare, and other good cause having been shown:

IT IS THEREFORE on this 20th day of Nov, 2012,

ORDERED AND AGREED that:

1. The registration of New England Compounding Center to operate as an out-of-state pharmacy pursuant to N.J.A.C. 13:39-4.20(d) is hereby revoked, effective immediately.

2. Within 30 days following the entry of this Order, New England Compounding Center shall surrender its most recent registration to an authorized representative of the Board or mail

these items to: Executive Director Anthony Rubinaccio, New Jersey Board of Pharmacy, P.O. Box 45013, Newark, New Jersey 07101.

3. New England Compounding Center shall continue to cease and desist shipping, mailing, distributing or delivering in any manner, legend drugs or devices or controlled substances pursuant to a prescription into the State of New Jersey and shall cease and desist participation in any and all central prescription handling arrangements involving New Jersey facilities.

NEW JERSEY STATE BOARD OF PHARMACY

By:

Edward G. McGinley
Edward G. McGinley, R.Ph.
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.

Barry J. Cadden
Barry J. Cadden, President
on behalf of and duly authorized
by New England Compounding Center

Dated: 11/19/12