

74218

JOHN J. HOFFMAN
ACTING ATTORNEY GENERAL OF NEW JERSEY
Division of Law
124 Halsey Street - 5th Floor
P.O. Box 45029
Newark, New Jersey 07101
Attorney for New Jersey Board of Pharmacy

FILED

JAN 09 2014

BOARD OF PHARMACY

By: Megan Cordoma
Deputy Attorney General
Tel. No. (973) 648-3453

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

_____	:	
IN THE MATTER OF THE LICENSE OF	:	Administrative Action
	:	
Alfredo Balleras, R.Ph.	:	<u>AMENDED</u>
License No. 28RI02409500	:	ORDER OF REINSTATEMENT
	:	
TO PRACTICE PHARMACY	:	
IN THE STATE OF NEW JERSEY	:	
_____	:	

This matter was first opened to the State Board of Pharmacy (the "Board") upon receipt of Respondent Alfredo Balleras' petition for removal of an employment restriction from his license to practice pharmacy in the State of New Jersey. Mr. Balleras originally entered into a Consent Order of Suspension of his license with the Board on December 9, 2010, after admitting he filled faxed prescriptions for CDS without verifying the source or validity of the prescriptions, and that he unlawfully shipped drugs to states requiring in-state

registration which he did not possess. Pursuant to the 2010 Order, Mr. Balleras' license was suspended for four years retroactive to and effective on October 1, 2010.

On or about July 20, 2011, Mr. Balleras' name was added to the Federal OIG list of Excluded Individuals/Entities (LEIE) and to the New Jersey Debarment List, which disqualified him from participation in Medicare, Medicaid, and all other Federal and State funded health care programs.

After successful completion of two years of suspension, Mr. Balleras petitioned the Board to convert the remaining two years to a period of stayed suspension to be served as probation. This request was granted, and on March 21, 2013, a Consent Order was filed, reinstating his license with certain restrictions. Pursuant to ordered paragraph two (2) of the March 2013 Order:

Respondent shall provide a Copy of this Order to all employers where a pharmacy license is required for employment or where the Respondent has access to medication, prescriptions or patient files. Respondent shall ensure that each employer notifies the Board in writing that he or she has received this Order and is aware of his Federal and State exclusion/debarment status prior to Respondent beginning employment. Respondent shall inform the Board in writing of any employment changes, including periods of unemployment, and shall provide a detailed description of each job, his role and responsibilities. Respondent may petition the Board to remove this requirement upon submission of written documentation that he is no longer on the Federal OIG exclusion list and New Jersey State debarment list.

On September 23, 2013, Mr. Balleras provided the Board with documentation that he had been removed from the Federal OIG list as of July 17, 2013. Additionally, he provided documentation that on September 13, 2013, he was reinstated to participate in New Jersey State funded programs. Accordingly, the Board has determined that the notification and reporting requirements contained in ordered paragraph two (2) of the March 2013 Order are no longer required.

The Board having determined that the within Order is adequately protective of the public health, safety, and welfare,

IT IS ON THIS 9th **DAY OF** January, 2014

ORDERED:

1. The license of Alfredo Balleras, R.Ph. to practice pharmacy in the State of New Jersey shall continue on probationary status through October 1, 2014. During the period of probation, Respondent shall not act as a preceptor or pharmacist-in-charge (RPIC) at any pharmacy, and shall not own or have an ownership interest in any pharmacy.

STATE BOARD OF PHARMACY

Thomas F.X. Bender, Jr.

By: _____
Thomas F.X. Bender, R.Ph.
Board President