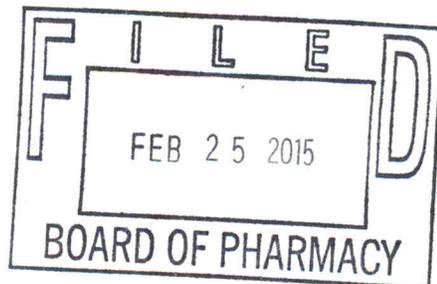


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STATE OF NEW JERSEY
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF COMSUMER AFFAIRS
STATE BOARD OF PHARMACY

IN THE MATTER OF THE SUSPENSION :
OR REVOCATION OF THE LICENSE OF: : Administrative Action
: :
AHMED F. ALY, R.P. : **CONSENT ORDER**
License No.: 28RI02713900 :
: :
TO PRACTICE AS A PHARMACIST :
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 on August 30, 2013, respondent Ahmed F. Aly (“respondent”) was convicted of one count of first degree racketeering in violation of N.J.S.A. 2C:41-2C and N.J.S.A. 2C:41-2D. Specifically, respondent plead guilty to count one of an indictment that charged that he committed the racketeering conduct by “engaging in or conspiring to commit repeated acts of unlawful distribution of controlled dangerous substances, unlawful possession with intent to distribute controlled dangerous substances, forgery, and identity theft... .” Respondent was sentenced to three years of probation, 155 days credit for time served, and certain costs and fees. The judgment of conviction further provided that respondent may not obtain or possess a pharmacy license during the three years of probation.

Respondent’s license to practice pharmacy in New Jersey expired on April 30, 2007. The Board retains jurisdiction over respondent’s expired license and notes respondent can reactivate the

license at any time after meeting the applicable requirements for reinstatement, including the filing of proper documents, payment of fees, taking and passing NAPLEX and completion of a criminal history background check.

The conviction and its underlying conduct provide grounds for disciplinary action pursuant to N.J.S.A. 45:1-21(e) and (f) in that respondent was convicted of a crime of moral turpitude and a crime relating adversely to the pharmacy profession and has engaged in professional or occupational misconduct. Accordingly, on July 23, 2014, a Provisional Order of Discipline was filed by the Board, preliminarily revoking respondent's license to practice pharmacy.

Following service of that Provisional Order of Discipline, counsel for respondent sent a letter of representation and requested the opportunity to resolve the matter via this Consent Order. Respondent acknowledges his conduct and agrees to the voluntary surrender of his license to practice pharmacy in New Jersey, to be deemed a revocation, in accordance with the terms of this Order, but seeks the opportunity to reinstate his license at some future time. The Board notes that in the event of any application for reinstatement, respondent will not have engaged in the practice of pharmacy for a minimum of nine years, so respondent will be required to prove competence to practice as part of any application for reinstatement.

The Board, having reviewed the information presented, finds the within disposition adequately protective of the public health, safety and welfare, and respondent having waived any right to a hearing in this matter, and other good cause having been shown, and this Order resolving the allegations set forth in the Provisional Order of Discipline filed on July 23, 2014,

ACCORDINGLY, IT IS on this 25th day of February, 2015,

ORDERED and AGREED that:

1. Respondent hereby voluntarily surrenders his license to practice pharmacy in the State of New Jersey, to be deemed a revocation of respondent's license, effective upon entry of this

Order. The Board will not entertain an application for reinstatement of respondent's license until the later of successful termination of respondent's criminal probation or August 30, 2016.

2. Respondent shall continue to 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; he shall not handle anything requiring a prescription, including devices and medications; he shall not handle prescriptions; he shall not advise or consult with patients, and he is prohibited from being present within a prescription filling area of a pharmacy.

3. Respondent shall surrender his wall certificate, wallet certificate, and his most recent renewal card of his license to the Executive Director of the Board immediately upon the entry of this Order by mailing them to Anthony Rubinaccio, Executive Director, Board of Pharmacy, P.O. Box 45013, Newark, New Jersey 07101. If the certificates and renewal card are not in respondent's possession or cannot be located, respondent shall provide a certification indicating that he is not in possession of these items.

4. Any practice in this State in violation of the above conditions shall constitute grounds for discipline for violation of a Board Order and professional misconduct pursuant to N.J.A.C. 13:45C-1.4.

5. Prior to any application for reinstatement of his license to practice pharmacy in New Jersey, Respondent shall:

- a. At the discretion of the Board, appear before the Board or a committee thereof to discuss his readiness to reenter practice as a pharmacist. At that time, Respondent shall be prepared to propose his plans for future practice in New Jersey and demonstrate evidence of rehabilitation to the Board's satisfaction.
- b. Affirmatively establish his fitness, competence and capacity to actively practice as a pharmacist in New Jersey. As part of this requirement, Respondent shall take and pass the NAPLEX and MPJE examinations required for initial licensure. Respondent may not take these examinations prior to February 28, 2016.

- c. Respondent shall fully attend and successfully complete the ProBE or PRIM-E Ethics course, or another similar course pre-approved by the Board. Respondent shall send the Board proof of successful completion of the course at the time of any application for reinstatement.
 - d. Provide the Board with a full account of his conduct during the intervening period of time from the expiration of his license in April 2007 to any application for reinstatement of his license.
 - e. Provide the Board with documentary proof that he has satisfied all the terms and conditions of his criminal sentence, including but not limited to the period of probation.
 - f. Provide documentation of successful completion of all application requirements including a Criminal History Background Check and payment of all reinstatement fees.
6. If Respondent's license to practice as a pharmacist is reinstated, 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

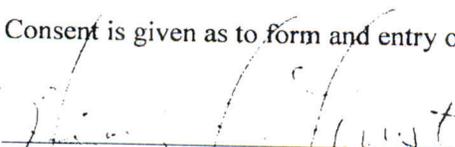
By: Thomas F.X. Bender, Jr., R.Ph.
Thomas F.X. Bender, R.Ph.
Board President

I have read and understood the foregoing Order and agree to be bound by its terms. Consent is hereby given to the Board of Pharmacy to enter this Order.



Ahmed F. Aly, R.P.

Consent is given as to form and entry of this Order



Henry F. Furst, Esq.
Counsel for Respondent Ahmed F. Aly, R.P.