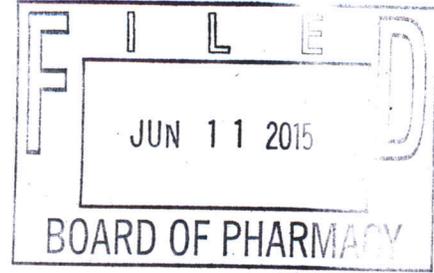


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STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF PHARMACY

IN THE MATTER OF THE : Administrative Action
APPLICATION OF :
: **CONSENT ORDER OF**
CALVIN OSEI, R.Ph. : **REINSTATEMENT OF LICENSE**
License No. 28RI02843500 :
:
FOR REINSTATEMENT OF LICENSURE:
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 an application from respondent Calvin Osei ("respondent") for reinstatement of his license to practice pharmacy in the State of New Jersey. Respondent previously entered into a Consent Order of suspension of license with the Board on January 10, 2013, following his conviction on May 4, 2012 on one count of Health Care Claims Fraud in violation of N.J.S.A 30:4D-17.

Pursuant to the 2013 Consent Order, respondent's license was suspended for a minimum of two years effective May 4, 2012, the date of his conviction. Additionally, as a result of his conviction, on September 4, 2012, Respondent's name was added to the New Jersey Debarment List which disqualifies Respondent from participation in Medicare, Medicaid and all other Federal and State funded health care programs for a period of five years. On December 31, 2012, his name was added to the Federal OIG List of Excluded Individuals/Entities (LEIE) for an exclusion period of five years.

On November 5, 2014, Respondent appeared with counsel and testified before a committee of the Board in support of his application for reinstatement of his license to practice pharmacy in the State of New Jersey. Respondent testified that he was the pharmacist-in-charge at Campus Pharmacy. His testimony regarding the events leading up to his arrest and conviction was unclear, but based upon the transcript of his guilty plea, respondent admitted that he billed Medicaid for a prescription and failed to reverse the charges when the patient did not return to pick up the prescription. Respondent was required to pay civil penalties and fines of approximately \$100,000 as a result of the criminal conduct.

Respondent discussed his future plans should his license be reinstated. He stated that he is exploring the field of

geriatric consulting or possibly clinical assessments from a pharmacy perspective. He would consider returning to retail pharmacy after the period of debarment was complete.

The Board finding that Respondent has complied with the conditions of his criminal sentence, and the Board having determined that this Order is sufficiently protective of the health, safety and welfare of the public, and all parties agreeing to the terms of this Order;

ACCORDINGLY, IT IS on this _____ day of _____, 2015,

ORDERED AND AGREED THAT:

1. Respondent's license to practice pharmacy in the State of New Jersey shall be reinstated following payment of all necessary fees and completion of the criminal history background check, assuming no additional criminal history is disclosed.

2. Within 12 months of the reinstatement of respondent's license, respondent shall provide to the Executive Director of the Board proof of successful completion, at his own expense, of either the ProBe or Prime ethics course, or another similar course pre-approved by the Board. Successful completion means that all sessions were attended, all assignments were properly and appropriately completed, and a passing grade was achieved, which was unconditional and without reservation.

3. Upon reinstatement of his license, Respondent shall provide a copy of this Order to all prospective employers where a pharmacy license is required for employment, where Respondent has access to medication, prescriptions or patient profiles or where Respondent is responsible for any tasks related to the billing of patients.

4. 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 also provide a detailed description of each job, his role and responsibilities.

5. Until further order of the Board, 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.

6. Respondent may petition the Board to remove these restrictions upon submission of written documentation that he is no longer on the Federal OIG exclusion list and the New Jersey State debarment list.

7. In the event the Board receives information which the Board in its sole discretion deems reliable that respondent has failed to comply with any of the terms of this Consent Order, or has practiced in violation of the orders of debarment, the Board may enter an immediate order of suspension of respondent's license. Respondent shall have the right to apply to the Board to request a hearing, on seven (7) days' notice, for removal of the automatic suspension, but the application shall be limited to a showing that the information submitted to the Board was false or inaccurate.

NEW JERSEY STATE BOARD OF PHARMACY

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

Calvin Osei
Calvin Osei, R.Ph.

5/29/2015
Date

Consent as to form and entry:

Angelo Cifaldi, Esq.
Angelo Cifaldi, Esq.
Attorney for Calvin Osei, R.Ph.

_____ Date

Consent as to form and entry:

Matt D. Mansel 6-8-15
Matt D. Mansel, Esq. Date
Attorney for Pravin K. Patel, R.Ph.

I have read the attached Consent Order. I agree to serve as preceptor for Pravin Patel, and to report to the Board as set forth above.

Patel
Supervisor Signature

06/06/15
Date

Print Name: CHANDRAKANT PATEL