



Commonwealth of Massachusetts
Executive Office of Health and Human Services
Department of Public Health
Bureau of Health Professions Licensure
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Secretary

MONICA BHAREL, MD, MPH
Commissioner

July 10, 2017

VIA FIRST-CLASS AND CERTIFIED MAIL RETURN
RECEIPT REQUESTED NO. 7015 1730 0000 7974 0670,
Paul M. Garbarini, Esq.
P.O. Box 1551
Northampton, MA 01061

RE: In the matter of Todd Mathews, PH License No. 24657
Board of Registration in Pharmacy, Docket No. PHA-2015-0147

Dear Attorney Garbarini:

Enclosed is the Final Decision and Order ("Final Order") issued by the Board of Registration in Pharmacy ("Board") in connection with the matter referenced above. The effective date of the Board's Final Order is ten (10) days from the date appearing on page 3 of the Final Order ("Date Issued"). Your client's appeal rights are noted on page 3 of the Final Order.

Sincerely,

David A. Sencabaugh, R.Ph.
Executive Director
Board of Registration in Pharmacy

Enc.

Cc: Prosecution (by interoffice mail)
Administrative Hearing Counsel (by interoffice mail)

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK COUNTY

BOARD OF REGISTRATION
IN PHARMACY

In the Matter of)
Todd Mathews)
License No. PH24657)
Expires December 31, 2018)
_____)

Docket No. PHA-2015-0147

FINAL DECISION AND ORDER

Final Decision

On November 18, 2016, the Board of Registration in Pharmacy ("Board") issued and duly served on Todd Mathews ("Respondent") an Order to Show Cause ("Show Cause Order") related to a complaint pending against Respondent's pharmacist license. On March 7, 2017, Respondent and Prosecuting Counsel filed a Sanction Hearing Document stipulating and agreeing to those facts alleged in paragraphs 2 through 69 and those violations of Board regulations and laws in paragraphs A through CC, both found in the Show Cause Order. The parties stipulated the Board has authority to discipline Respondent's license. Respondent waived his right to a full adjudicatory hearing on the complaint and requested a sanction hearing. The Sanction Hearing Document and Show Cause Order are attached hereto and incorporated by reference into the Board's Final Decision and Order.

The Board held a Sanction Hearing on June 15, 2017. Respondent averred that he was an employee of the pharmacy, that the pharmacy owners did not invest in sufficient resources and staffing to safely operate the pharmacy and the owners failed to abide by their promises (and his efforts) to bring the pharmacy into compliance after Office of Patient Protection investigators observed numerous deficiencies on five separate inspections conducted between March 2015 and April 2016. Respondent was not able to address Board member concerns that he failed to remediate those deficiencies within his responsibilities as MOR at 247 CMR 6.07(1) that were not dependent on owner resources. Ultimately, after being questioned by Board members, Respondent offered that he would leave a pharmacy were he to confront similar circumstances again. Prosecuting Counsel recommended that probation of Respondent's license for the two years is consistent with Board precedent. See *In the matter of George Kontos*: PHA-2015-0083; *In the matter of*

Mbadiwe R. Okongwu: PH-07-120 and *In the matter of Bruce J. Zippin*: PHA-2011-0120.

The Board voted to adopt the within Final Decision at its meeting held on June 29, 2017, by the following vote:

In favor: Philippe D. Bouvier; Garrett J. Cavanaugh; Susan Cornacchio; William E. Cox; Timothy D. Fensky; Patrick M. Gannon; Ali S. Raja; Andrew T. Stein and Richard J. Tinsley
Opposed: none
Abstained: none
Recused: Catherine T. Basile and Edmund Taglieri, Jr.
Absent: Karen A. Conley and Michael J. Godek

Order

On June 29, 2017, in accordance with the Board's authority and statutory mandate, the Board voted to issue this Final Decision and Order and place Respondent's pharmacist license, PH24657, on **PROBATION** for two years running from the Effective Date ("Probation Period"), and require the Respondent during the Probation Period, to comply with each of following conditions to the Board's satisfaction:

- a. comply in all material respects with all laws and regulations governing the practice of pharmacy and the United States Pharmacopeia;
- b. refrain from serving as Manager of Record in any pharmacy; and
- c. refrain from precepting any pharmacy student.

by the following vote:

In favor: Philippe D. Bouvier; Garrett J. Cavanaugh; Susan Cornacchio; William E. Cox; Timothy D. Fensky; Patrick M. Gannon; Ali S. Raja; Andrew T. Stein and Richard J. Tinsley
Opposed: none
Abstained: none
Recused: Catherine T. Basile and Edmund Taglieri, Jr.
Absent: Karen A. Conley and Michael J. Godek

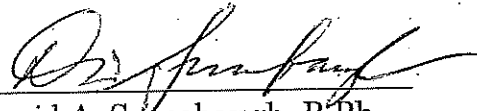
EFFECTIVE DATE OF FINAL DECISION AND ORDER

This Final Decision and Order becomes effective upon the tenth (10th) day from the Date Issued below.

RIGHT TO APPEAL

Respondent is hereby notified of the right to appeal this Final Decision and Order to a Superior Court with jurisdiction pursuant to M.G.L. c. 30A, § 14. Respondent must file his appeal within thirty (30) days of receipt of notice of this Final Decision and Order.

Board of Registration in Pharmacy,



David A. Sencabaugh, R.Ph.
Executive Director

Date Issued: July 10, 2017

Notify:

By first-class and certified mail no.
7015 1730 0000 7974 0670,
return receipt requested
Paul M. Garbarini, Esq.
P.O. Box 1551
Northampton, MA 01061

By Interoffice mail
Eugene Langner, Esq.
Prosecutor
Department of Public Health
Bureau of Health Professions Licensure
239 Causeway Street, 4th Floor
Boston, MA 02114

By Interoffice mail
Jason Barshak, Esq.
Chief Administrative Hearings Counsel
Department of Public Health
Bureau of Health Professions Licensure
250 Washington Street, 8th Floor
Boston, MA 02108

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK COUNTY

BOARD OF REGISTRATION
IN PHARMACY

In the Matter of)
Todd Mathews)
License No. 24657)
License Expires 12/31/18)

Docket No. PHA-2015-0147

SANCTION HEARING DOCUMENT

Pursuant to the January 20, 2017 Order of Chief Administrative Magistrate Barshak in the above-referenced matter, the parties, by and through counsel, hereby state as follows:

A. Agreed-upon facts

The parties agree to the facts alleged in Paragraphs 2 through 69 of the Factual Allegations in the Order to Show Cause.

B. Agreed violations of law

The parties agree that the Respondent's conduct as agreed in the preceding paragraph constitutes violations of the laws and regulations cited in Paragraphs A through CC of the Legal Basis for Discipline in the Order to Show Cause.

C. Authority of the Board

The parties agree that the Board of Registration in Pharmacy (the Board) has authority to discipline the Respondent's license.

D. Respondent's Waiver

The Respondent waives his right to a full adjudicatory hearing in this matter.

E. Request for Sanction Hearing

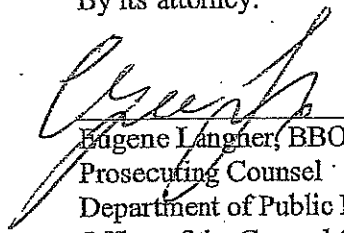
The Respondent requests a sanction hearing before the Board.

F. Proposed Resolution

The parties having agreed relative to all the matters contained in the Order to Show Cause, there are no other matters requiring resolution.

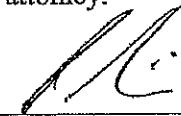
TODD MATHEWS, Respondent

DEPARTMENT OF PUBLIC HEALTH,
By its attorney:

 3/15/17
Eugene Langner, BBO # 630701
Prosecuting Counsel
Department of Public Health
Office of the General Counsel
239 Causeway Street, 5th Floor
Boston, MA 02114
(617) 973 - 0838

February __, 2017
March 7th, 2017

TODD MATHEWS,
By his attorney:


Paul M. Garbarini, Esq., BBO # 561400
P.O. Box 1551
Northampton, MA 01061
(413) 727-8191

The Respondent requests a sanction hearing before the Board.

F. Proposed Resolution

The parties having agreed relative to all the matters contained in the Order to

Show Cause, there are no other matters requiring resolution.



TODD MATHEWS, Respondent

DEPARTMENT OF PUBLIC HEALTH,
By its attorney:

Eugene Langner, BBO # 630701
Prosecuting Counsel
Department of Public Health
Office of the General Counsel
239 Causeway Street, 5th Floor
Boston, MA 02114
(617) 973 - 0838

February __, 2017

TODD MATHEWS,
By his attorney:

Paul M. Garbarini, Esq., BBO # 561400
P.O. Box 1551
Northampton, MA 01061
(413) 727-8191

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK COUNTY

BOARD OF REGISTRATION
IN PHARMACY

In the Matter of)
Todd Mathews)
License No. 24657)
License Expires 12/31/16)

Docket No. PHA-2015-0147

ORDER TO SHOW CAUSE

Todd Mathews, you are hereby ordered to appear and show cause why the Massachusetts Board of Registration in Pharmacy (Board) should not suspend, revoke or otherwise take action against your license to practice as a pharmacist in the Commonwealth of Massachusetts, License No. 24657, or your right to renew such license, pursuant to Massachusetts General Laws (G.L.) chapter 112, § 61 and Code of Massachusetts Regulations (CMR), Title 247, §§ 6.02, 6.07, 8.06, 9.01, 9.04, 9.07 and 10.03, based upon the following facts and allegations:

Factual Allegations

1. On or about January 24, 2000, the Board issued you a license to practice as a pharmacist in the Commonwealth of Massachusetts, License No. 24657. Your license is current and expires on December 31, 2016.
2. On or about March 25, 2013, Get Well Pharmacy, located at 646 Blue Hill Avenue, Dorchester, Massachusetts (Get Well) was licensed by the Board to operate as a pharmacy, License No. DS89862.¹
3. You began working as a pharmacist at Get Well on or about October 1, 2013.
4. On or about May 6, 2014, you became the Manager of Record (MOR) of Get Well.
5. As a qualified licensed health care professional, pharmacist and MOR of Get Well, you knew or should have known that your responsibilities included the proper keeping and maintenance of records and inventories of controlled substances as required by the Massachusetts Controlled Substances Act (G.L. c.

¹ On or about March 31, 2016, Get Well agreed to the indefinite continuation of a Cease and Desist Notice, previously issued by the Board on March 25, 2016. A copy of the Cease and Desist Notice (including the agreement to the continuation thereof) is attached hereto as Exhibit A and incorporated into this Order to Show Cause by reference. On or about July 28, 2016, Get Well closed pursuant to 247 CMR 6.09.

94C), Board regulations at 247 CMR 2.00 *et seq.*, and all other applicable state and federal laws and regulations.

6. As a qualified licensed health care professional, pharmacist and MOR of Get Well, you knew or should have known that your responsibilities included the use of the date on which controlled substances were actually received at Get Well as the date of receipt.
7. As a qualified licensed health care professional, pharmacist and MOR of Get Well, you knew or should have known that your responsibilities included the maintenance on a current basis of complete and accurate records of each controlled substance disposed of by you.
8. As a qualified licensed health care professional, pharmacist and MOR of Get Well, you knew or should have known that your responsibilities included the keeping of a perpetual inventory of each of Get Well's Schedule II Controlled Substances, and to reconcile that inventory at least once every ten (10) days.
9. As a qualified licensed health care professional, pharmacist and MOR of Get Well, you knew or should have known that Get Well was required to have available for inspection a power of attorney authorizing one or more individuals to order Schedule I and II Controlled Substances on Get Well's behalf.
10. As a qualified licensed health care professional, pharmacist and MOR of Get Well, you knew or should have known that Get Well was required to use an automated data-processing system for the storage and retrieval of information pertaining to the refilling of prescriptions for controlled substances in Schedules III through VI, or, in the alternative, to record on any refilled prescription for controlled substance in Schedules III through VI the following information:
 - a. the date of dispensing;
 - b. the amount of the drug dispensed; and
 - c. the initials of the pharmacist refilling the prescription.
11. As a qualified licensed health care professional, pharmacist and MOR of Get Well, you knew or should have known that you were obligated not to dispense or distribute expired, outdated or otherwise substandard drugs or devices or counterfeit drugs or devices to any person or entity who is not licensed or legally authorized to receive such drugs or devices.
12. As a qualified licensed health care professional, pharmacist and MOR of Get Well, you knew or should have known of your obligation under 247 CMR 9.01(3) to observe and comply with the standards of the current United States Pharmacopoeia, including, but not limited to, United States Pharmacopoeia Standard <795> Pharmaceutical Compounding – Nonsterile Preparations (USP 795).

13. As a qualified licensed health care professional, pharmacist and MOR of Get Well, you knew or should have known that adherence to the requirements of USP 795 included, but was not limited to, assigning applicable beyond-use dates (BUD) to drugs and preparations prepared and dispensed by Get Well.
14. As a qualified licensed health care professional, pharmacist and MOR of Get Well, you knew or should have known that your responsibilities included the establishment, monitoring and enforcement of policies and procedures which maintain the standards of professional practice as such standards related to the dispensing of pharmaceuticals, including the proper supervision of technicians, and the delegation of authority to another pharmacist when not on duty.
15. As a qualified licensed health care professional, pharmacist and MOR of Get Well, you knew or should have known that your responsibilities included the maintenance of adequate staff at Get Well in order to ensure that the practice of pharmacy was carried out in accordance with Board regulations at 247 CMR 2.00 *et seq.* and all other applicable federal and state laws and regulations.
16. As a qualified licensed health care professional, pharmacist and MOR of Get Well, you knew or should have known that your responsibilities included the utilization of support personnel in accordance with the following ratio requirements:
 1. 1:4 One (1) pharmacist for a maximum of four (4) support personnel; provided:
 - a. at least one (1) of the four (4) support personnel is a certified pharmacy technician and one (1) is a pharmacy intern; or
 - b. at least two (2) of the support personnel are certified pharmacy technicians;
 2. 1:3 One (1) pharmacist for a maximum of three (3) support personnel; provided at least one (1) of the three (3) support personnel is a pharmacy intern or certified pharmacy technician.
17. As a qualified licensed health care professional, pharmacist and MOR of Get Well, you knew or should have known that you were responsible for the proper preservation and security of all drugs at Get Well, including the proper refrigeration and storage of said drugs.
18. As a qualified licensed health care professional, pharmacist and MOR of Get Well, you knew or should have known that you were required to ensure that all drugs stored at, prepared by or dispensed from Get Well were properly secured.
19. As a qualified licensed health care professional, pharmacist and MOR of Get Well, you knew or should have known that you were required to ensure that proper refrigerator temperature (36° to 46°F/ 2° to 8°C) was maintained at all

times through the use of a daily temperature log or certified thermometer equipped with an audible out-of-range alarm for monitoring of refrigerator compartments.

20. As a qualified licensed health care professional, pharmacist and MOR of Get Well, you knew or should have known that every prescription was required to be in a format that conformed to the requirements as set forth in 105 CMR 721.020.
21. As a qualified licensed health care professional, pharmacist and MOR of Get Well, you knew or should have known that you were required to affix to any package of any controlled substance you filled a label displaying all elements required by G.L. c. 94C, § 21.
22. As a qualified licensed health care professional, pharmacist and MOR of Get Well, you knew or should have known of your obligation, or the obligation of your designee, to offer your services to discuss, with all persons presenting new prescriptions, issues that in your professional judgment are deemed to be significant for the health and safety of the patient.
23. As a qualified licensed health care professional, pharmacist and MOR of Get Well, you knew or should have known of your obligation to administer influenza vaccine and other immunizations designated by the Department of Public Health (DPH) as follows:
 - a. only to persons eighteen (18) years of age or older;
 - b. pursuant to the order of a practitioner;
 - c. with a standing order for the administration of single dose emergency epinephrine;
 - d. with evidence of current Cardiopulmonary Resuscitation (CPR) certification;
 - e. in accordance with guidelines adopted by DPH, including:
 - (i) requirements for training accredited by the Centers for Disease Control and Prevention, the American Council on Pharmaceutical Education or similar health authority or professional body; and
 - (ii) requirements for vaccine storage and handling.
24. As a qualified licensed health care professional, pharmacist and MOR of Get Well, you knew or should have known of your obligation to remedy or correct a violation cited in a deficiency statement by the date specified in the plan of correction (POC) submitted in accordance with 247 CMR 6.13.

March 25, 2015 Inspection

25. On or about March 25, 2015, investigators from the DPH Office of Public Protection (OPP) of the Commonwealth of Massachusetts conducted a compliance inspection of Get Well.

26. During the inspection referenced in the preceding paragraph, OPP investigators observed that Get Well's forms for the ordering of Schedule I and II Controlled Substances (Form 222) were not properly completed.
27. During the inspection referenced in Paragraph 25 above, OPP investigators observed multiple errors in the reconciliation of Get Well's perpetual inventory of Schedule II Controlled Substances, including, but not limited to, the following:
 - a. reconciliations at intervals greater than ten (10) days;
 - b. inconsistencies between the perpetual inventory and Get Well's transmittals to DPH's Prescription Monitoring Program (PMP);
 - c. entries out of chronological order;
 - d. partially-filled prescriptions for which the balance was not filled; and
 - e. entries indicating a negative or zero balance.
28. During the inspection referenced in Paragraph 25 above, OPP investigators observed that a power of attorney authorizing one or more individuals to order Schedule I and II Controlled Substances on Get Well's behalf was unavailable for inspection.
29. During the inspection referenced in Paragraph 25 above, OPP investigators observed that Get Well used an automated data-processing system for the storage and retrieval of information pertaining to the refilling of prescriptions for Controlled Substances in Schedules III through VI.
30. During the inspection referenced in Paragraph 25 above, OPP investigators observed that the automated data-processing system referenced in the preceding paragraph did not enable the provision of end-of-day reports, transfer reports, returns to stock, or voided prescriptions.
31. During the inspection referenced in Paragraph 25 above, OPP investigators observed incompletely or inaccurately labeled vials, and blister packs and vials bearing labels from other pharmacies.
32. During the inspection referenced in Paragraph 25 above, OPP investigators observed a ninety (90) day beyond-use date assigned to a prescription to which a fourteen (14) day beyond-use date should have been assigned.
33. During the inspection referenced in Paragraph 25 above, OPP investigators observed the area used for compounding at Get Well not to be in a clean, orderly or sanitary condition, and not maintained in a good state of repair.
34. On or about April 24, 2015, on behalf of Get Well, you submitted a POC to the Board to address the alleged deficiencies described in Paragraphs 26 through 33 above.

July 23, 2015 Inspection

35. On or about July 23, 2015, OPP investigators conducted a compliance inspection of Get Well.
36. During the inspection referenced in the preceding paragraph, OPP investigators observed that, on multiple occasions in July, the Get Well refrigerator temperature was below thirty-six degrees Fahrenheit (36° F) as reflected in the Get Well refrigerator temperature log.
37. During the inspection referenced in Paragraph 35 above, OPP investigators observed that the refrigerator thermometer out-of-range alarm was not set.
38. During the inspection referenced in Paragraph 35 above, OPP investigators observed that Get Well did not have an action policy and procedure to respond to any out-of-range temperature reading.
39. During the inspection referenced in Paragraph 35 above, OPP investigators observed six (6) 0.5 ml influenza virus vaccines pre-drawn into 3 ml syringes, with no label, with the vial accompanying the syringes bearing an expiration date of June 2014.
40. During the inspection referenced in Paragraph 35 above, OPP investigators did not observe any order from a practitioner for the administration of influenza vaccines.
41. During the inspection referenced in Paragraph 35 above, OPP investigators observed a telephone prescription pad that did not permit a practitioner to instruct a pharmacist to dispense a brand name drug product by indicating "no substitution."
42. During the inspection referenced in Paragraph 35 above, OPP investigators observed a pharmacy technician trainee counseling a patient over the telephone.
43. During the inspection referenced in Paragraph 35 above, OPP investigators observed improper staff ratios at Get Well.
44. During the inspection referenced in Paragraph 35 above, and notwithstanding the POC referenced in Paragraph 34 above, OPP investigators observed incompletely or inaccurately labeled vials, and vials bearing labels from other pharmacies.
45. On or about August 20, 2015, on behalf of Get Well, you submitted a POC to the Board to address the alleged deficiencies described in Paragraphs 36 through 44 above.

October 29, 2015 Inspection

46. On or about October 29, 2015, OPP investigators conducted a compliance inspection of Get Well.
47. During the inspection referenced in the preceding paragraph, OPP investigators observed that Get Well was using a refrigerator or freezer that was not self-defrosting.
48. During the inspection referenced in Paragraph 46 above, OPP investigators observed controlled substances packaged in containers whose labels were photocopies stapled to the packages.
49. During the inspection referenced in Paragraph 46 above, and notwithstanding the POCs referenced in Paragraphs 34 and 45 above, OPP investigators observed controlled substances packaged in containers whose labels bore incorrect quantities and/or dates.
50. On or about November 23, 2015, on behalf of Get Well, you submitted a POC to the Board to address the alleged deficiencies described in Paragraphs 47 through 49 above.

March 24, 2016 Inspection

51. On or about October 29, 2015, OPP investigators received a complaint that Get Well had violated duties and standards set out in Board regulation 247 CMR.
52. In connection with the complaint referenced in the preceding paragraph, OPP investigators requested controlled substance inventory, dispensing and patient receipt/delivery records from Get Well.
53. The documentation received by OPP investigators in response to the request referenced in the preceding paragraph revealed inaccuracies and inconsistencies, including, but not limited to, the following:
 - a. missing perpetual inventories for five (5) Schedule II Controlled Substances upon your assumption of MOR duties at Get Well on or about May 6, 2014;
 - b. inventories for three (3) Schedule II Controlled Substances that you had indicated were not in stock at Get Well upon your assumption of MOR duties at Get Well on or about May 6, 2014;
 - c. duplicate fills for controlled substances with the same prescription numbers, including one (1) prescription for which the delivery date preceded the fill date;

- d. multiple discrepancies between delivery logs and prescription fill/refill and Controlled Substance reports relative to the number of prescriptions filled;
 - e. delivery log entries corresponding to dates on which Get Well was closed and no pharmacist was on duty;
 - f. multiple dates for which no delivery logs were provided;
 - g. dispensing or delivery of prescriptions, including maintenance medications and Schedule II Controlled Substances, more than thirty (30) days after the date the prescriptions were written; and
 - h. delivery of one (1) prescription for a Schedule II Controlled Substance on two (2) consecutive dates.
54. On or about March 24, 2016, OPP investigators conducted a compliance inspection of Get Well.
55. During the inspection referenced in the preceding paragraph, and notwithstanding the POC referenced in Paragraph 34 above, Board investigators observed that Get Well's perpetual inventory of Schedule II Controlled Substances contained multiple errors that were either whited out or crossed out.
56. During the inspection referenced in Paragraph 54 above, and notwithstanding the POC referenced in Paragraph 34 above, OPP investigators observed entries in Get Well's perpetual inventory of Schedule II Controlled Substances that indicated that expired Schedule II Controlled Substances had been removed from Get Well's inventory prior to the date they were shipped.
57. During the inspection referenced in Paragraph 54 above, OPP investigators observed expired Schedule II Controlled Substances for which complete and accurate disposal or destruction records were not maintained.
58. During the inspection referenced in Paragraph 54 above, OPP investigators observed records indicating that the date of receipt of controlled substances by Get Well was not the date on which the controlled substances were actually received.
59. During the inspection referenced in Paragraph 54 above, and notwithstanding the POCs referenced in Paragraphs 34, 45 and 50 above, OPP investigators observed that prescription labels were printed on plain paper and taped to the back of the corresponding prescriptions.
60. The labels referenced in the preceding paragraph did not reflect the correct number of refills or the correct date on which the prescriptions had been filled or refilled.

61. During the inspection referenced in Paragraph 54 above, and notwithstanding the POCs referenced in Paragraphs 34 and 45 above, OPP investigators observed unlabeled filled blister packs and vials.
62. During the inspection referenced in Paragraph 54 above, and notwithstanding the POCs referenced in Paragraphs 34 and 45 above, OPP investigators observed medications with labels from other pharmacies.
63. On or about April 13, 2016, on behalf of Get Well, you submitted a POC to the Board to address the alleged deficiencies described in Paragraphs 55 through 62 above.

April 14, 2016 Inspection

64. On or about April 14, 2016, OPP investigators conducted a compliance inspection of Get Well.
65. During the inspection referenced in the preceding paragraph, OPP investigators observed overstocked bottles.
66. During the inspection referenced in Paragraph 64 above, OPP investigators observed capsules from two (2) manufacturers in a single bottle.
67. During the inspection referenced in Paragraph 64 above, OPP investigators observed medications that you had indicated were for disposal being stored in an area of Get Well that was not designated as quarantined.

MOR

68. As a qualified health care professional and a pharmacist, you had additional responsibilities under 247 CMR 6.07 (1) as MOR at Get Well during the inspections referenced in Paragraphs 25, 35, 46, 54 and 64 above, which includes, but is not limited to, a duty to maintain necessary pharmaceutical equipment and reference texts, to properly maintain records, to maintain security consistent with Board regulations and all other state and federal laws and regulations, and to establish, monitor and enforce policies and procedures which encourage acceptable standards of practice, consistent with Board regulations, and all other state and federal laws and regulations, including the proper supervision of technicians.
69. Based on the foregoing Paragraphs 3 through 67 above, you knew or should have known of the numerous violations of state and federal laws and regulations that existed at Get Well during the inspections referenced in Paragraphs 25, 35, 46, 54 and 64 above, and failed to remedy same.

Legal Basis for Discipline

- A. Your conduct as alleged in Paragraphs 3 through 69 above, and any other evidence that may be adduced at hearing, warrant disciplinary action by the Board against your license to practice as a pharmacist pursuant to G.L. c. 112, § 61 for being guilty of deceit, malpractice, gross misconduct in the practice of the profession, or of any offense against the laws of the Commonwealth relating thereto.
- B. Your conduct, practices and operations, as alleged in Paragraphs 3 through 69 above, and any other evidence that may be adduced at hearing, warrant disciplinary action by the Board against your license to practice as a pharmacist pursuant to G.L. c. 112, §§ 40, 42A and 61; 247 CMR 6.02(6), 6.07(1), 8.06, 9.01(1), (3), (5), (6), (10) and (14), 9.04(6), 9.07(3)(a) and 10.03(1).
- C. Your conduct as alleged, without limitation, in Paragraphs 15-18, 31, 43-44, 56-58; 56-58, 61-62 and 67 above, and any other evidence that may be adduced at hearing, warrant disciplinary action by the Board against your license to practice as a pharmacist pursuant to 247 CMR 6.02(6)(f) for failing to be responsible for pharmacy security and controlling access to the prescription area.
- D. Your conduct as alleged in Paragraphs 3 through 69 above, and any other evidence that may be adduced at hearing, warrant disciplinary action by the Board against your license to practice as a pharmacist pursuant to 247 CMR 6.02(6)(h) for failing to ensure compliance with all other security requirements which the Board may deem necessary for the protection of the public.
- E. Your conduct as alleged, without limitation, in Paragraphs 12, 17-19 and 36-38 above, and any other evidence that may be adduced at hearing, warrant disciplinary action by the Board against your license to practice as a pharmacist pursuant to 247 CMR 6.07(1)(a) for failing to fulfill your responsibilities as MOR including, but not limited to, failing to maintain the necessary pharmaceutical equipment and reference texts.
- F. Your conduct as alleged, without limitation, in Paragraphs 6-10, 21, 26-32, 44, 48-49, 53 and 55-62 above, and any other evidence that may be adduced at hearing, warrant disciplinary action by the Board against your license to practice as a pharmacist pursuant to 247 CMR 6.07(1)(b) for failing to fulfill your responsibilities as MOR including, but not limited to, failing properly to maintain records as required by G.L. c. 94C, Board regulations at 247 CMR 2.00 *et seq.*, and all other applicable state and federal laws and regulations.
- G. Your conduct as alleged, without limitation, in Paragraphs 15-18, 31, 44, 56-58, 61-62 and 67 above, and any other evidence that may be adduced at hearing, warrant disciplinary action by the Board against your license to practice as a pharmacist pursuant to 247 CMR 6.07(1)(c) for failing to fulfill your

responsibilities as MOR including, but not limited to, failing to properly maintain pharmacy security.

- H. Your conduct as alleged in Paragraphs 3 through 69 above, and any other evidence that may be adduced at hearing, warrant disciplinary action by the Board against your license to practice as a pharmacist pursuant to 247 CMR 6.07(1)(d) for failing to fulfill your responsibilities as MOR including, but not limited to, failing to establish, monitor, and enforce policies and procedures which encourage acceptable standards of practice.
- I. Your conduct as alleged in Paragraphs 3 through 69 above, and any other evidence that may be adduced at hearing, warrant disciplinary action by the Board against your license to practice as a pharmacist pursuant to 247 CMR 6.07(1)(e) for failing to fulfill your responsibilities as MOR including, but not limited to, failing to establish, monitor, and enforce policies and procedures which maintain the standards of professional practice as such standards relate to the dispensing of pharmaceuticals, including the proper supervision of technicians, and the delegation of authority to another pharmacist when not on duty.
- J. Your conduct as alleged, without limitation, in Paragraphs 14-16 and 42-43 above, and any other evidence that may be adduced at hearing, warrant disciplinary action by the Board against your license to practice as a pharmacist pursuant to 247 CMR 6.07(1)(f) for failing, as MOR, to maintain adequate staff at Get Well in order to ensure that the practice of pharmacy was carried out in accordance with Board regulations at 247 CMR 2.00 *et seq.* and all other applicable federal and state laws and regulations.
- K. Your conduct as alleged, without limitation, in Paragraphs 14-16 and 43 above, and any other evidence that may be adduced at hearing, warrant disciplinary action by the Board against your license to practice as a pharmacist pursuant to 247 CMR 8.06(3) for failing to utilize support personnel in accordance with the following ratio requirements:
 - 1. 1:4 One (1) pharmacist for a maximum of four (4) support personnel; provided:
 - a. at least one (1) of the four (4) support personnel is a certified pharmacy technician and one (1) is a pharmacy intern; or
 - b. at least two (2) of the support personnel are certified pharmacy technicians.
 - 2. 1:3 One (1) pharmacist for a maximum of three (3) support personnel; provided at least one (1) of the three (3) support personnel is a pharmacy intern or certified pharmacy technician.
- L. Your conduct as alleged in Paragraphs 3 through 69 above, and any other evidence that may be adduced at hearing, warrant disciplinary action by the Board against your license to practice as a pharmacist pursuant to 247 CMR 9.01(1) for

failing to conduct professional activities in conformity with federal, state and municipal laws, ordinances and/or regulations, including the regulations of the Board.

- M. Your conduct as alleged, without limitation, in Paragraphs 13 and 32 above, and any other evidence that may be adduced at hearing, warrant disciplinary action by the Board against your license to practice as a pharmacist pursuant to 247 CMR 9.01(3) and USP 795 for failing to assign applicable BUD to drugs and preparations prepared and dispensed at Get Well.
- N. Your conduct as alleged, without limitation, in Paragraphs 15-18, 31, 44, 48-49, 56-62 and 67 above, and any other evidence that may be adduced at hearing, warrant disciplinary action by the Board against your license to practice as a pharmacist pursuant to 247 CMR 9.01(5) for failing to be responsible for the proper preservation and security of all drugs in the pharmacy or pharmacy department, including the proper refrigeration and storage of said drugs.
- O. Your conduct as alleged in Paragraphs 3 through 69 above, and any other evidence that may be adduced at hearing, warrant disciplinary action by the Board against your license to practice as a pharmacist pursuant to 247 CMR 9.01(6) for engaging in any fraudulent or deceptive act.
- P. Your conduct as alleged, without limitation, in Paragraphs 11-14, 17-19, 21, 23, 31-33, 36-40, 44, 47-49, 58-62 and 65-67 above, and any other evidence that may be adduced at hearing, warrant disciplinary action by the Board against your license to practice as a pharmacist pursuant to 247 CMR 9.01(10) for dispensing or distributing expired, outdated or otherwise substandard drugs or devices or counterfeit drugs or devices to any person or entity who is not licensed or legally authorized to receive such drugs or devices.
- Q. Your conduct as alleged, without limitation, in Paragraphs 7-8, 27, 53 and 55-56 above, and any other evidence that may be adduced at hearing, warrant disciplinary action by the Board against your license to practice as a pharmacist pursuant to 247 CMR 9.01(14) for failing to keep a perpetual inventory of each controlled substance in Schedule II which you received, dispensed or disposed of in accordance with law, and to have failed to reconcile this inventory at least once every ten days.
- R. Your conduct as alleged, without limitation, in Paragraphs 7, 10, 14, 29-31, 44, 48-49, and 59-61 above, and any other evidence that may be adduced at hearing, warrant disciplinary action by the Board against your license to practice as a pharmacist pursuant to 247 CMR 9.04(6) for failing properly to use an automated data-processing system for the storage and retrieval of information pertaining to the refilling of prescriptions for controlled substances in Schedules III through VI.

- S. Your conduct as alleged, without limitation, in Paragraphs 22 and 42 above, and any other evidence that may be adduced at hearing, warrant disciplinary action by the Board against your license to practice as a pharmacist pursuant to 247 CMR 9.07(3)(a) for failing to offer your services to discuss, with all persons presenting new prescriptions, issues that in your professional judgment were deemed to be significant for the health and safety of the patient.
- T. Your conduct as alleged in Paragraphs 3 through 69 above, and any other evidence that may be adduced at hearing, warrant disciplinary action by the Board against your license to practice as a pharmacist pursuant to 247 CMR 10.03(1)(a) for violating duties and standards set out in Board regulations (247 CMR 2.00 *et seq.*) or any rule or written policy adopted by the Board.
- U. Your conduct as alleged in Paragraphs 3 through 69 above, and any other evidence that may be adduced at hearing, warrant disciplinary action by the Board against your license to practice as a pharmacist pursuant to 247 CMR 10.03(1)(b) for violating any provision of G.L. c. 112, §§ 24 through 42A or any provision of state or federal statutes or rules or regulations promulgated thereunder related to the practice of the profession.
- V. Your conduct as alleged, without limitation, in Paragraphs 34, 44-45, 49-50, 55-56 and 59-62 above, and any other evidence that may be adduced at hearing, warrant disciplinary action by the Board against your license to practice as a pharmacist pursuant to 247 CMR 10.03(1)(d) for failing to remedy or correct a violation cited in a deficiency statement by the date specified in the POC submitted in accordance with 247 CMR 6.13
- W. Your conduct as alleged in Paragraphs 3 through 69 above, and any other evidence that may be adduced at hearing, warrant disciplinary action by the Board against your license to practice as a pharmacist pursuant to 247 CMR 10.03(1)(e) for engaging in misconduct in the practice of the profession.
- X. Your conduct as alleged in Paragraphs 3 through 69 above, and any other evidence that may be adduced at hearing, warrant disciplinary action by the Board against your license to practice as a pharmacist pursuant to 247 CMR 10.03(1)(k) for engaging in conduct that has the capacity or potential to place the public health, safety or welfare at risk.
- Y. Your conduct as alleged in Paragraphs 3 through 69 above, and any other evidence that may be adduced at hearing, warrant disciplinary action by the Board against your license to practice as a pharmacist pursuant to 247 CMR 10.03(1)(l) for engaging in conduct that has the capacity or potential to deceive or defraud.
- Z. Your conduct as alleged in Paragraphs 3 through 69 above, and any other evidence that may be adduced at hearing, warrant disciplinary action by the Board against your license to practice as a pharmacist pursuant to 247 CMR 10.03(1)(u)

for engaging in conduct which undermines public confidence in the integrity of the profession.

- AA. Your conduct as alleged in Paragraphs 3 through 69 above, and any other evidence that may be adduced at hearing, warrant disciplinary action by the Board against your license to practice as a pharmacist pursuant to 247 CMR 10.03(1)(v) for committing an act that violates recognized standards of pharmacy practice.
- BB. Your conduct as alleged in Paragraphs 3 through 69 above, and any other evidence that may be adduced at hearing, warrant disciplinary action by the Board against your license to practice as a pharmacist pursuant to 247 CMR 10.03(1)(w) for failing to comply with recognized ethical standards of the profession, including, but not limited to, the standards of practice of pharmacists, pharmacies and pharmacy departments set forth in 247 CMR 9.01: *Code of Conduct for Registered Pharmacists, Pharmacies and Pharmacy Departments*.
- CC. Your conduct as alleged in Paragraphs 3 through 69 above, and any other evidence that may be adduced at hearing, also constitute unprofessional conduct and conduct which undermines public confidence in the integrity of the profession. *Sugarman v. Board of Registration in Medicine*, 422 Mass. 338, 342 (1996); *see also*, *Kvitka v. Board of Registration in Medicine*, 407 Mass. 140, *cert. denied*, 498 U.S. 823 (1990); *Raymond v. Board of Registration in Medicine*, 387 Mass. 708, 713 (1982).

You have a right to an adjudicatory hearing (hearing) on the allegations contained in the Order to Show Cause before the Board determines whether to suspend, revoke, or impose other discipline against your license. G.L. c. 112, § 61. Your right to a hearing may be claimed by submitting a written request for a hearing *within twenty-one (21) days of receipt of this Order to Show Cause*. You must also submit an Answer to this Order to Show Cause in accordance with 801 CMR 1.01(6)(d) *within twenty-one (21) days of receipt of this Order to Show Cause*. The Board will give you prior written notice of the time and place of the hearing following receipt of a written request for a hearing.

Hearings shall be conducted in accordance with the State Administrative Procedure Act, G.L. c. 30A, §§ 10 and 11, and the Standard Adjudicatory Rules of Practice and Procedure, 801 CMR 1.01 and 1.03, under which you are granted certain rights including, but not limited to, the rights: to a hearing; to secure legal counsel or another representative to represent your interests; to call and examine witnesses; to cross-examine witnesses who testify against you; to testify on your own behalf; to introduce evidence; and to make arguments in support of your position.

The Board will make an audio recording of any hearing conducted in the captioned matter. In the event that you wish to appeal a final decision of the Board, it is incumbent on you to supply a reviewing court with a "proper record" of the proceeding,

which may include a written transcript. *New Bedford Gas and Light Co. v. Board of Assessors of Dartmouth*, 368 Mass. 745, 749-750 (1975). Upon request, the Board will make available a copy of the audio recording of the proceeding at your own expense. Pursuant to 801 CMR 1.01(10)(i)(1), upon motion, you "may be allowed to provide a public stenographer to transcribe the proceedings at [your] own expense upon terms ordered by the Presiding Officer." Those terms may include a requirement that any copy of the transcript produced must be sent immediately upon completion, and on an ongoing basis, directly to the Presiding Officer by the stenographer or transcription service. The transcript will be made available to the Prosecutor representing the Board. Please note that the administrative record of the proceedings, including, but not limited to, the written transcript of the hearing, is a public record and subject to the provisions of G.L. c. 4, § 7 and G.L. c. 66, § 10.

Your failure to submit a written request for a hearing within twenty-one (21) days of receipt of this Order to Show Cause *shall constitute a waiver of the right to a hearing* on the allegations herein and on any Board disciplinary action. Your failure to submit an Answer to the Order to Show Cause within twenty-one (21) days of receipt of the Order to Show Cause *shall result in the entry of default* in the captioned matter.

Notwithstanding the earlier filing of an Answer and/or request for a hearing, your failure to respond to notices or correspondence, your failure to appear for any scheduled status conference, pre-hearing conference or hearing dates, or your failure to otherwise defend this action shall result in the entry of default.

If you are defaulted, the Board may enter a Final Decision and Order that assumes the truth of the allegations in this Order to Show Cause, and may revoke, suspend, or take other disciplinary action against your license to practice as a pharmacist in the Commonwealth of Massachusetts, including any right to renew your license.

Your Answer to the Order to Show Cause and your written request for a hearing must be filed with Eugene Langner, Prosecuting Counsel, at the following address:

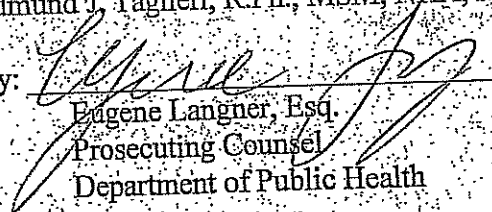
Eugene Langner, Esq.
Prosecuting Counsel
Department of Public Health
Office of the General Counsel, 5th Floor
239 Causeway Street
Boston, MA 02114

You or your representative may examine Board records relative to this case prior to the date of the hearing during regular business hours at the office of the Prosecuting

Counsel. If you elect to undertake such an examination, then please contact Prosecuting Counsel in advance at (617) 973-0838 to schedule a time that is mutually convenient.

BOARD OF REGISTRATION IN PHARMACY
Edmund J. Taglieri, R.Ph., MSM, NHA, President

By:



Eugene Langner, Esq.

Prosecuting Counsel

Department of Public Health

Date: November 18, 2016

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Order to Show Cause was served upon the Respondent:

Todd Mathews

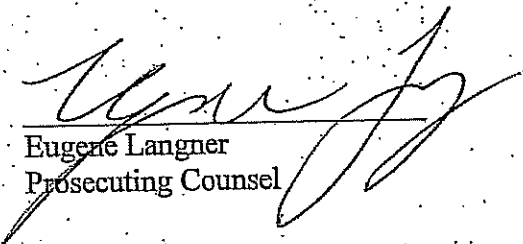


by first class mail, postage prepaid, and by Certified Mail No. 7016 1370 0001 4117 6681 and upon the attorney for the Respondent:

Paul M. Garbarini
P.O. Box 1551
Northampton, MA 01061

by first class mail, postage prepaid.

This 18th day of November, 2016.


Eugene Langner
Prosecuting Counsel

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK COUNTY

BOARD OF REGISTRATION
IN PHARMACY

In the Matter of
GET WELL PHARMACY
Registration No. DS89862
Expires December 31, 2017

Docket No. PHA-2015-0148

CEASE AND DESIST NOTICE

The Board of Registration in Pharmacy ("Board") hereby notifies Get Well Pharmacy, Registration No. DS89862, located at 646 Blue Hill Avenue in Dorchester, Massachusetts ("Get Well"), to IMMEDIATELY CEASE AND DESIST all packaging, repackaging and re-dispensing of any controlled substance.

1. The Board issues this Notice pursuant to M.G.L. c. 112, §§ 42A & 61 and 247 CMR 10.08. The restrictions shall be non-disciplinary.
2. During an unannounced compliance inspection on March 24, 2016, Board Investigators observed violations of Board regulations, including but not limited to:
 - a. Unlabeled blister packages filled with controlled substances that cannot be verified as to manufacturer and expiration date;
 - b. Unlabeled vials of medications in return to stock basket;
 - c. A prescription bottle from CVS for Diclofenac intermingled with other labeled and unlabeled vials of medication in return to stock basket;
 - d. Prescription bottles from other pharmacies intermingled with other labeled and unlabeled medication vials that have not been quarantined and were found in blister packaging area;
 - e. One unlabeled vial of mixed medications found in blister packaging area;
 - f. Unlabeled organizer holding assorted drugs grouped by appearance and stored out in the open in the blister packaging area;



- g. Cut open medication packaging that is missing the lot number and expiration date found in blister packaging area;
- h. Blister packaging with labels bearing hand-written instructions that are photocopied and easily removable;
- i. Blister packaging found for patient that is incorrectly filled.

3. The observations and conditions described in Paragraph 2 constitute violations of laws and regulations governing the practice of pharmacy, including but not limited to M.G.L. c. 94C, § 21; 247 CMR 9.01(2); 247 CMR 9.01(4); 247 CMR 9.01(5); 247 CMR 9.01(10); 247 CMR 9.01(3) and Board Policy No. 98-011, Policy on Customized Patient Packaging. The conditions described in Paragraph 2 are grounds for discipline pursuant to M.G.L. c. 112, §§ 42A and 61 and 247 CMR 10.03(1)(b), (k), (v), and (x).

4. Get Well's continued or further packaging, repackaging and re-dispensing of any controlled substance presents an immediate or serious threat to the public health, safety, or welfare warranting the issuance of this Cease and Desist Notice as set forth in 247 CMR 10.08.

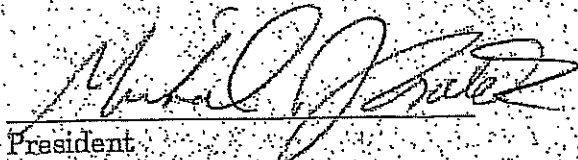
5. Get Well must immediately cease all activities related to or constituting the packaging, repackaging or re-dispensing of any controlled substance. Pursuant to this Notice, Get Well may NOT conduct any activity that constitutes a specialty repackaging program or repackage or re-dispense any controlled substance without the express approval of the Board.

6. Get Well may NOT resume packaging, repackaging or re-dispensing controlled substances without the express written approval of the Board.

7. Get Well shall conduct an orderly transition of patient care consistent with 247 CMR 9.02 that is related to its packaging or repackaging of controlled substances or any specialty packaging program consistent.

8. In accordance with 247 CMR 10.08, a hearing limited to the determination of the necessity of this Notice to immediately Cease and Desist those pharmacy operations specifically delineated shall be afforded to Get Well within 15 business days of the issuance of this Notice.

BOARD OF REGISTRATION IN PHARMACY



President

Effective Date: March 25, 2016

Acknowledgement of receipt
Todd Matthews, R.Ph.
Manager of Record, Get Well.

Date: _____
Time: _____

NOTICE OF HEARING ON CEASE AND DESIST

Get Well Pharmacy, Registration No. DS89862 ("Get Well" or "Respondent"), is also hereby notified that, pursuant to 247 CMR 10.08, an ADJUDICATORY HEARING on the necessity of continuing the Cease and Desist Notice has been scheduled to be held before the Board on Friday, April 8, 2016 at 10:00 a.m. at the Division of Health Professions Licensure, Room 421, 239 Causeway Street, Boston, Massachusetts 02114.

Please be advised that the Respondent may request that the Board reschedule this hearing to a date and time that is mutually agreeable to you and the Board. Note carefully, however, that any rescheduling of the hearing shall NOT operate to lift the Cease and Desist Notice.

The adjudicatory hearing on the necessity for Cease and Desist Notice shall be conducted in accordance with M.G.L. c. 30A, §§ 10, 11, and 12, and the Standard Adjudicatory Rules of Practice and Procedure at 801 CMR 1.01 *et seq.* under which the Respondent is granted certain rights including, but not limited to: the right to be represented by counsel or other representative, the right to confront and cross-examine witnesses who testify, to call witnesses, to present evidence, to testify on its own behalf, and to present oral argument. At the adjudicatory hearing on the necessity for the Cease and Desist Notice, the Board shall receive oral and documentary evidence limited to determining whether the summary Notice shall continue in effect pending the final disposition of the complaint against Get Well's registration.

The Board will make an audio recording of any hearing conducted in the captioned matter. In the event that the Respondent wishes to appeal a final decision of the Board, it is incumbent on the Respondent to supply a reviewing court with a "proper record" of the proceeding, which may include a written transcript. *New Bedford Gas and Light Co. v. Board of Assessors of Dartmouth*, 368 Mass. 745, 749-750 (1975). Upon request, the Board will make available a copy of the audio recording of the proceeding at the Respondent's expense. Pursuant to 801 CMR 1.01(10)(i)(1), upon motion, the Respondent "may be allowed to provide a public stenographer to transcribe the proceedings at [your] own expense upon terms ordered by the Presiding Officer." Those terms may include a requirement that any copy of the transcript produced must be sent promptly upon completion directly to the Presiding Officer by the stenographer or transcription service. The transcript will be made available to the Prosecutor representing the Board. Please note that the administrative record of the proceedings, including but not limited to, the written transcript of the hearing is a public record and subject to the provisions of M.G.L. c. 4, § 7 and M.G.L. c. 66, § 10.

All papers filed with the Board in this matter shall be addressed to the attention of:


Jason Barshak, Esq.
Chief Administrative Hearings Counsel
Division of Health Professions Licensure
239 Causeway Street
Boston, Massachusetts 02114

Prosecuting Counsel for this matter is:

Eugene Langner, Esq.
Department of Public Health
Office of General Counsel
239 Causeway Street, Fourth Floor
Boston, MA 02114

The Respondent or the Respondent's representative may examine Board records relative to this matter prior to the date of the hearing during regular business hours at the Office of the Prosecuting Counsel. If the Respondent elects to undertake such an examination, please contact the Prosecuting Counsel in advance at (617) 973-0923 to schedule a time that is mutually convenient.

BOARD OF REGISTRATION
IN PHARMACY,


David Sencabaugh, R.Ph.
Executive Director
Board of Registration in Pharmacy

Dated: March 25, 2016

CERTIFICATE OF SERVICE

I, Samuel W. Leadholm, hereby certify that a copy of the foregoing Cease and Desist Notice and Notice of Hearing was served upon the Respondent, Get Well Pharmacy, first-class mail, postage prepaid, and UPS Next Day, tracking number 1Z 014 9VV 22 1000 8226, to the following address:

Get Well Pharmacy
646 Blue Hill Avenue
Dorchester, Massachusetts 02121

on this 25th day of March, 2016.

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK COUNTY

BOARD OF REGISTRATION
IN PHARMACY

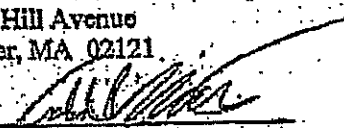
In the Matter of)
 GET WELL PHARMACY)
 Registration No. DS89862)
 Expires December 31, 2017)

Docket No. PHA-2015-0148

STIPULATION OF THE PARTIES TO
CONTINUATION OF CEASE AND DESIST NOTICE

We, the undersigned, as owner and manager of record of the Respondent in the above-entitled and numbered cause, hereby stipulate that it is necessary to continue the non-disciplinary restrictions on packaging, repackaging and re-dispensing of any controlled substance, imposed on Get Well Pharmacy pursuant to the Cease and Desist Notice issued by the Board of Registration in Pharmacy on March 25, 2015, until the final resolution of this matter.

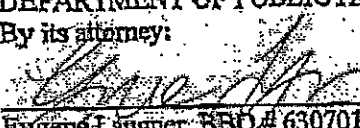
GET WELL PHARMACY, Respondent
 646 Blue Hill Avenue
 Dorchester, MA 02121


 Todd Matthews, R.Ph.
 Manager of Record

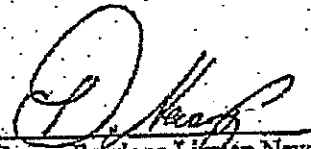
Date: 3/31/16

Respectfully submitted,

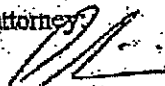
DEPARTMENT OF PUBLIC HEALTH,
 By its attorney:


 Eugene Langner, BBO # 630701
 Prosecuting Counsel
 Department of Public Health
 Office of the General Counsel
 239 Causeway Street, 5th Floor
 Boston, MA 02114
 (617) 973-0838

Date: 4/1/16


 Donna Ragdana Lidian Nevarez
 Owner

GET WELL PHARMACY,
 By its attorney:

 3/31/16
 Paul Garbarini, BBO # 64511-561400 (A)
 P.O. Box 1551
 Northampton, MA 01061
 (413) 727-8191

