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SEP 23 2022  
OPLC-FINANCE NT

September 19, 2022

To: New Hampshire Board of Pharmacy

Re: Notice of Citation and Fine

Prasco LLC dba Prasco Laboratories

License/Permit No.: 06497 & 4744

Dear Licensing Authority:

This letter shall serve as notice of a citation and fine ("Citation") issued to the above-referenced licensee from the California State Board of Pharmacy ("Board").

On June 23, 2022 the Citation was issued by the Board to Prasco. The Citation stated that Prasco had failed to notify the Board within 30 days of a change of Designated Representative-In-Charge ("DRIC"). The Citation states that a Change of DRIC occurred on November 8, 2021 and that the change of DRIC application was received by the board on April 22, 2022. Upon review of the Citation and the Change of DRIC form, it was found that there was a clerical error on the form resulting in the incorrect date being listed, which was not due to any fault of Prasco.

An amended Change of DRIC form was submitted to the Board along with a letter explaining the clerical error. During a recent Office Hearing with the Board, we explained that there was a clerical error on the initial form, and that at no time did the facility fail to have the licensed DR in question on staff.

The Board reviewed the information and decided to affirm the Citation. Rather than appeal the Citation in front of the Office of the Attorney General, Prasco decided to pay the Citation and move forward.

The fine in the amount of One Thousand Dollars (\$1,000.00) has been paid to the Board. Please find attached the order associated with this matter.

If you require any additional information, please feel free to email me at the address below.

Kind Regards,

A handwritten signature in black ink, appearing to read "Chris Arington".

Christopher H. Arington  
Vice Chairman & CEO  
Prasco, LLC dba Prasco Laboratories



**California State Board of Pharmacy**  
2720 Gateway Oaks Drive, Suite 100  
Sacramento, CA 95833  
Phone: (916) 518-3100 Fax: (916) 574-8614  
[www.pharmacy.ca.gov](http://www.pharmacy.ca.gov)

Business, Consumer Services and Housing Agency  
Department of Consumer Affairs  
Gavin Newsom, Governor



**June 23, 2022**

**DATED MATERIAL ENCLOSED**

PRASCO LLC DBA PRACSO LABORATORIES  
ATTN: CHRISTOPHER ARINGTON, CEO  
7160 INDUSTRIAL ROW DR  
MASON, OH 45040

**RE: CI 2021 95715**  
**PRASCO LLC DBA PRACSO LABORATORIES**  
**OSD 7332**

The attached Citation and Fine, ("Citation") is being issued pursuant to Business and Professions Code section 125.9 and California Code of Regulations, title 16, section 1775 et. seq., for violations of the laws and regulations that govern the practice of pharmacy in California. (For exact language refer to the California Pharmacy Law and Index, located on the Board's web site, at [www.pharmacy.ca.gov](http://www.pharmacy.ca.gov), under Pharmacy Law and Regulation).

The attached Citation references the specific statutes and regulations violated, defines each violation charged and specifies any fine(s) assessed. The attached Citation details the conduct that resulted in the issuance of the Citation.

**IT IS YOUR RESPONSIBILITY TO READ THE ENTIRE CITATION AND INSTRUCTIONS, TO UNDERSTAND THE PROCESS FOR CONTESTING THE CITATION AND TO RESPOND TO THE CITATION WITHIN THE FOLLOWING TIME FRAMES:**

- July 23, 2022: Unless the Citation is contested payment of fine(s) must be received by the Board.
- July 07, 2022: Any contest of the Citation by request for an informal Office Conference must be received by the Board.
- July 23, 2022: Any contest of the Citation by request for a formal Appeal must be received by the Board.

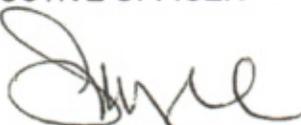
The issuance of a Citation by the Board of Pharmacy is considered an administrative action and substantiated resolution of a complaint and/or investigation. If a hearing is not requested to contest the Citation(s), payment of any fine(s) shall not constitute an admission of the violation(s) charged. Payment in full of the fine(s) assessed shall be represented as a satisfactory resolution of the matter in any public disclosure. (Business and Professions Code section 125.9; California Code of Regulations section 1775).

Additionally, if, at the time of license renewal, the Board has not received full payment of assessed fine(s) and a request to contest the Citation has not been received within the time frames specified, the license shall not be renewed until the assessed fine(s) and renewal fee/s are paid in full.

If you have any questions regarding this Citation please contact Suelynn Yee, Citation and Fine Analyst at (916) 518-3013.

Anne Sodergren  
EXECUTIVE OFFICER

By:



Suelynn Yee

Citation and Fine Analyst

Attachments

**BOARD OF PHARMACY  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA**

**CITATION AND FINE**

<b>Citation Number</b>	<b>Name, License No</b>
CI 2021 95715	PRASCO LLC DBA PRACSO LABORATORIES, OSD 7332

**JURISDICTION: Bus. & Prof. Code § 4314; CCR, title 16, § 1775; Bus. & Prof. Code § 4301, subd. (o)**

<b>VIOLATION CODE SECTION</b>	<b>OFFENSE</b>	<b>AMT OF FINE</b>
<b>Bus. &amp; Prof. Code § 4161 subd. (j)</b>	<b>A nonresident wholesaler or non resident third-party logistics provider shall identify and notify the board of a new designated representative in charge ceases to be the designated representative in charge</b>	<b>\$1,000.00</b>

**CONDUCT:**

Failure to Notify within 30 Days – Business and Professions Code section 4161(j) requires a representative-in-charge to be responsible for compliance with state and federal laws governing wholesalers. Additionally, the section requires every nonresident wholesaler to notify the board of a new designated representative-in-charge within 30 days of the date that the prior designated representative-in-charge ceases to be the designated representative-in-charge. Specifically, on April 22, 2022, the Board received an Application for Change of Designated Representative-In-Charge (DRIC) from Prasco LLC DBA Prasco Laboratories. The form indicated that the prior DRIC, Bradley Parkhurst (EXC 24817), dissociated on November 8, 2021 and that Andrew Lucke (EXC 26519) took over as the new DRIC the same day. Prasco LLC DBA Prasco Laboratories failed to notify the Board of the change for 165 days.

**CITATION ISSUED ON: June 23, 2022**

**TOTAL AMOUNT OF FINE(S): \$1,000.00**

**PAYMENT OF FINE(S) DUE BY: July 23, 2022**

**California State Board of Pharmacy**

**DECLARATION OF SERVICE BY CERTIFIED MAIL**

**Name: PRASCO LLC DBA PRACSO LABORATORIES, OSD 733  
Citation and Fine CI 2021 95715**

I declare:

I am employed in the County of Sacramento, California. I am over 18 years of age and not a party to the within entitled cause. My business address is 2720 Gateway Oaks Drive, Suite 100, Sacramento, California 95833.

On June 23, 2022, I served the attached:

**Cover Letter, Instructions to Respondent, Citation, Copy of Citation, Request for Office Conference, Request for Appeal.**

in said cause, by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid by Certified Mail, in the United States mail at Sacramento, California,

NAME

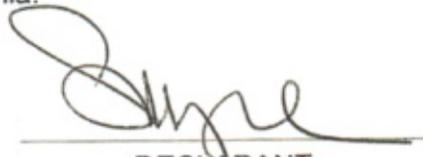
PRASCO LLC DBA PRACSO LABORATORIES  
ATTN: CHRISTOPHER ARINGTON, CEO  
7160 INDUSTRIAL ROW DR  
MASON, OH 45040

CERTIFIED MAIL NO

7019 2970 0002 2051 1356

I declare under penalty of perjury that the forgoing is true and correct.

Executed on June 23, 2022, at Sacramento, California.



DECLARANT

Suelynn Yee  
Citation and Fine Analyst



**California State Board of Pharmacy**  
2720 Gateway Oaks Drive, Suite 100  
Sacramento, CA 95833  
Phone: (916) 518-3100 Fax: (916) 574-8614  
www.pharmacy.ca.gov

Business, Consumer Services and Housing Agency  
Department of Consumer Affairs  
Gavin Newsom, Governor



**August 31, 2022**

**CERTIFIED MAIL**

PRASCO LLC DBA PRACSO LABORATORIES  
ATTN: ANDREW LUCKE, EIC  
7160 INDUSTRIAL ROW DR  
MASON, OH 45040

Christine Cannon  
1751 State Route 17A, Ste 3  
Florida, NY 10921

**RE: CI 2021 95715**

**PRASCO LLC DBA PRACSO LABORATORIES  
OSD 7332**

After thorough and careful consideration of the explanation and information you provided at the office conference, the committee determined that the information presented had been previously considered and was not new information. The committee decided to affirm the above-referenced Citation and Fine, CI 2021 95715 as originally issued.

Since you submitted a timely request for a hearing to contest the Citation pursuant to California Code of Regulations, title 16, section 1775.4, subdivision (a), your appeal will now proceed in accordance with the provisions of Government Code section 11500 et seq.

Please be advised that this matter is now being forwarded to the Office of the Attorney General. That office will contact you concerning your appeal.

Sincerely,

Julia Ansel  
Chief of Enforcement

**DECLARATION OF SERVICE BY CERTIFIED MAIL**

**RE: PRASCO LLC DBA PRACSO LABORATORIES OSD 7332**

**Citation CI 2021 95715**

I declare:

I am employed in the County of Sacramento, California. I am over 18 years of age and not a party to the within entitled cause. My business address is 2720 Gateway Oaks Drive, Suite 100, Sacramento, California 95833.

On August 31, 2022, I served the attached:

Decision letter from office conference.

in said cause, by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid by Certified Mail, in the United States mail at Sacramento, California, addresses as follows:

NAME

CERTIFIED MAIL NO

PRASCO LLC DBA PRACSO LABORATORIES  
ATTN: ANDREW LUCKE, EIC  
7160 INDUSTRIAL ROW DR  
MASON, OH 45040

7019 2970 0002 2050 4549

Christine Cannon  
1751 State Route 17A, Ste 3  
Florida, NY 10921

7019 2970 0002 2050 4532

I declare under penalty of perjury that the forgoing is true and correct.

Executed on August 31, 2022, at Sacramento, California.



DECLARANT

Suelynn Yee

Citation and Fine Analyst