

BEFORE THE IOWA BOARD OF PHARMACY

In the Matter of the Application)
)
For Nonresident Pharmacy Licensure of)
)
HOTZE PHARMACY, LP,)
Applicant)

**LICENSURE BY CONSENT
AGREEMENT**

COMES NOW the Iowa Board of Pharmacy (“Board”) and Hotze Pharmacy, LP, (“Applicant”), 20214 Braidwood Drive, Suite 140, Katy, TX 77450, and enter into this Licensure by Consent Agreement (“Agreement”) pursuant to Iowa Code section 17A.10 (2013).

1. Applicant has applied for a nonresident pharmacy license.
2. Applicant has been providing pharmacy services to Iowa patients prior to licensure.
3. The Board has authority to deny an application for nonresident pharmacy licensure for violations of Iowa Code section 155A.13A and rules of the Board. *See* Iowa Code § 155A.13A(3) and 657 Iowa administrative Code rule 19.10.
4. It is a violation of Iowa Code section 155A.13A(1) and 657 Iowa Administrative Code rules 19.2 and 36.1(4)(v) to provide pharmacy services to Iowa patients prior to obtaining a nonresident pharmacy license from the Board.
5. **THEREFORE, IT IS HEREBY ORDERED** that the Applicant shall be issued an Iowa nonresident pharmacy license with the following conditions:
 - a. Applicant’s license shall be placed on probation for a period of two years.
 - b. Applicant shall pay a civil penalty in the amount of one-thousand dollars (\$1000). This civil penalty shall be made payable to the Treasurer of Iowa and mailed to the Executive Director of the Board within thirty (30) days of the Board’s approval of this Agreement. All civil penalty payments shall be deposited into the State of Iowa general fund.
6. Applicant shall fully and promptly comply with this Agreement. Should Applicant violate the terms of this Agreement, the Board may initiate action to impose other licensee discipline as authorized by Iowa Code chapters 272C and 155A and 657 Iowa Administrative Code chapter 36.
7. By entering into this Agreement, the Applicant voluntarily waives any right to a contested case hearing regarding this matter. Once entered, this Agreement shall have the force and effect of a disciplinary order entered following a contested case hearing.

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8. Applicant acknowledges that it has read this Agreement in its entirety, that it understands its content, and that it executed this Agreement freely and voluntarily.

9. The State's legal counsel may present this Agreement to the Board *ex parte*.

10. Applicant acknowledges that it has a right to be represented by counsel on this matter.

11. This Agreement is subject to approval by a majority of the full Board. If the Board fails to approve this Agreement, it shall be of no force or effect to either the Board or Applicant. If the Board approves this Agreement, it shall be the full and final resolution of this matter.

12. Applicant understands that this Agreement is a public record available for inspection and copying in accordance with Iowa Code chapter 22.

This Licensure by Consent Agreement is voluntarily submitted by Applicant to the Board for its consideration on the 4th day of June, 2014.

Kimberly Baldwin Haddock, R.Ph.
HOTZE PHARMACY, LP
Applicant

By this signature, Kimberly Baldwin Haddock acknowledges s/he is the PIC for Hotze Pharmacy, LP, and is authorized to sign this Agreement on behalf of Transition Pharmacy.

This Licensure by Consent Agreement is accepted by the Iowa Board of Pharmacy on the 2 day of July, 2014.

[Signature]
EDWARD MAIER, Chairperson
Iowa Board of Pharmacy
400 SW Eighth Street, Suite E
Des Moines, Iowa 50309-4688

Copy to:

Laura Cathelyn
Assistant Attorney General
Hoover Building, 2nd Floor
Des Moines, IA 50319