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OFFICE OF TRADE

DEPT. OF COMMERCE
AND CONSUMER AFFAIRS
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Petitioner, DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS'

A. UNCONTESTED FACTS

This decision has been redacted and reformatted for publication purposes and contains all of the original text of the actual decision.

PMP 386. The miscellaneous permit was issued on or about August 26, 2004. The miscellaneous permit will expire or forfeit on or about December 31, 2015.

2. Respondent's mailing address for purposes of this action is 2503 East 54th Street North, Sioux Falls, South Dakota 57104.

3. On or about November 21, 2011, Respondent submitted a renewal application indicating it had, within the last three years, been disciplined by the State of Colorado.

4. Respondent attached a copy of a January 19, 2011 Stipulation and Final Agency Order with the Colorado State Board of Pharmacy in In the Matter of the Disciplinary Proceeding Regarding the Non-Resident Prescription Drug Outlet Registration of Ameripharma, Inc. dba Med Vantx Pharmacy Services), Registration No. OSP 5525 (Case No. 2011-002283) (hereinafter "the January 19, 2011 Colorado action") (Exhibit "1"), and a copy of an August 11, 2011 Stipulation and Final Agency Order with the Colorado State Board of Pharmacy in In the Matter of the Disciplinary Proceeding Regarding the Non-Resident Prescription Drug Outlet Registration of Ameripharma, Inc. dba Med Vantx Pharmacy Services), Registration No. OSP 5525 (Case No. 2011-003141) (hereinafter "the August 11, 2011 Colorado action") (Exhibit "2"). The January 19, 2011 Colorado action alleged Respondent failed to submit required data into Colorado's Electronic Prescription Monitoring Program and assessed a \$5,000 fine. The August 11, 2011 Colorado action alleged Respondent failed to timely submit an application detailing a change in pharmacist manager and assessed a \$5,000 fine.

5. RICO alleges that disciplinary action was taken against Respondent by the State of Colorado, and that Respondent failed to report these actions within thirty days as required by law.

6. The foregoing allegations, if proven at an administrative hearing before the Board, would constitute violations of the following statute(s) and/or rule(s): Hawaii Revised Statutes ("HRS") § 436B-19(13) (disciplinary action by another state) and § 436B-19(15) (failure to report disciplinary decision within thirty days).

7. The Board has jurisdiction over the subject matter herein and over the parties hereto.

B. REPRESENTATIONS BY RESPONDENT:

1. Respondent is fully aware that Respondent has the right to be represented by an attorney and voluntarily waives that right.

2. Respondent enters into this Settlement Agreement freely, knowingly, voluntarily, and under no coercion or duress.

3. Respondent is aware of the right to have a hearing to adjudicate the issues in the case. Pursuant to HRS § 91-9(d), Respondent freely, knowingly, and voluntarily waives the right to a hearing and agrees to dispose of this case in accordance with the terms and conditions of this Settlement Agreement.

4. Respondent being at all times relevant herein the holder of a miscellaneous permit acknowledges that Respondent is subject to penalties including but not limited to, revocation, suspension or limitation of the permit and administrative fines, if the foregoing allegations are proven at hearing.

5. Respondent represents Exhibit "1" is a true and correct copy of the January 19, 2011 Stipulation and Final Agency Order with the Colorado State Board of Pharmacy in In the Matter of the Disciplinary Proceeding Regarding the Non-Resident Prescription Drug Outlet

Registration of Ameripharma, Inc. dba Med Vantx Pharmacy Services), Registration No. OSP 5525 (Case No. 2011-002283) (“the January 19, 2011 Colorado action”).

6. Respondent represents Exhibit “2” is a true and correct copy of the August 11, 2011 Stipulation and Final Agency Order with the Colorado State Board of Pharmacy in In the Matter of the Disciplinary Proceeding Regarding the Non-Resident Prescription Drug Outlet Registration of Ameripharma, Inc. dba Med Vantx Pharmacy Services), Registration No. OSP 5525 (Case No. 2011-003141) (“the August 11, 2011 Colorado action”).

7. Respondent understands that any false or untrue statement or any material misrepresentation or omission of fact by Respondent in this settlement agreement may be grounds for further disciplinary action under HRS chapters 436B and 461.

8. Respondent further understands that RICO enters into this settlement agreement, and agrees to the specific terms contained in this settlement agreement, based upon Respondent’s representations made herein.

9. Respondent does not admit to violating any law or rule, but acknowledges that RICO has sufficient cause to file a Petition for Disciplinary Action against Respondent’s miscellaneous permit.

10. Respondent enters into this Settlement Agreement as a compromise of the claims and to conserve on the expenses of proceeding with an administrative hearing on this matter.

11. Respondent agrees that this Settlement Agreement is intended to resolve the issues raised in RICO’s investigation in RICO No. PHA 2014-14-L.

12. Respondent understands that this Settlement Agreement may be subject to reporting requirements.

13. Respondent understands this Settlement Agreement is public record pursuant to Hawaii Revised Statutes chapter 92F.

C. TERMS OF SETTLEMENT:

1. Administrative fine. Respondent agrees to pay a fine in the amount of TWO THOUSAND AND NO/100 DOLLARS (\$2,000.00). Payment shall be made by **cashier's check or money order made payable to "DCCA - Compliance Resolution Fund"** and mailed to the Regulated Industries Complaints Office, Attn: John T. Hassler, Esq., 235 S. Beretania Street, 9th Floor, Honolulu, Hawaii 96813. Payment of the fine shall be due at the time this Settlement Agreement is returned to RICO.

2. Failure to Comply with Settlement Agreement. If Respondent fails to fully and timely comply with the terms of this Settlement Agreement as set forth in paragraph(s) C.1 above, Respondent's permit shall be automatically revoked upon RICO's filing of an affidavit with the Board attesting to such failure. In case of such revocation, Respondent shall turn in all indicia of the permit to the Executive Officer of the Board within ten (10) days after receipt of notice of the revocation. In case of such revocation, Respondent understands Respondent cannot apply for a new permit until the expiration of at least five (5) years after the effective date of the revocation. Respondent understands that if Respondent desires to become permitted again, Respondent must apply to the Board for a new permit pursuant to and subject to HRS §§ 92-17, 436B-21, and all other applicable laws and rules in effect at the time.

3. Possible further sanction. The Board, at its discretion, may pursue additional disciplinary action as provided by law to include further fines and other sanctions as the Board may deem appropriate if Respondent violates any provision of the statutes or rules governing the

conduct of miscellaneous pharmacy permit holders in the State of Hawaii, or if Respondent fails to abide by the terms of this Settlement Agreement.

4. Approval of the Board. Respondent agrees that, except for the representations, agreements and covenants contained in Paragraphs C.5, C.6, C.7 and C.8 below, this Settlement Agreement shall not be binding on any of the parties unless and until it is approved by the Board.

5. No Objection if Board Fails to Approve. If the Board does not approve this Settlement Agreement, does not issue an order pursuant thereto, or does not approve a lesser remedy, but instead an administrative hearing is conducted against Respondent in the Board's usual and customary fashion pursuant to the Administrative Procedure Act, Respondent agrees that neither Respondent nor any attorney that Respondent may retain, will raise as an objection in any administrative proceeding or in any judicial action, to the Board's proceeding against Respondent on the basis that the Board has become disqualified to consider the case because of its review and consideration of this Settlement Agreement.

6. Any Ambiguities Shall be Construed to Protect the Consuming Public. It is agreed that any ambiguity in this Settlement Agreement is to be read in the manner that most completely protects the interests of the consuming public.

7. No Reliance on Representations by RICO. Other than the matters specifically stated in this Settlement Agreement, neither RICO nor anyone acting on its behalf has made any representation of fact, opinion or promise to Respondent to induce entry into this Settlement Agreement, and Respondent is not relying upon any statement, representation or opinion or promise made by RICO or any of its agents, employees, representatives or attorneys concerning

the nature, extent or duration of exposure to legal liability arising from the subject matter of this Settlement Agreement or concerning any other matter.

8. Complete Agreement. This Settlement Agreement is a complete settlement of the rights, responsibilities and liabilities of the parties hereto with respect to the subject matter hereof; contains the entire agreement of the parties; and may only be modified, changed or amended by written instrument duly executed by all parties hereto.

IN WITNESS WHEREOF, the parties have signed this Settlement Agreement on the date(s) set forth below.

DATED: JULY, 8, 2014.

AMERIPHARM, INC.
Respondent

By: Ron Bertsch RPH
Its GENERAL MGR RON BERTSCH

DATED: Honolulu, Hawaii, July 14, 2014.

John T. Hassler
DARIA A. LOY-GOTO
JOHN T. HASSLER
Attorneys for Department of Commerce and
Consumer Affairs

IN THE MATTER OF THE MISCELLANEOUS PERMIT OF AMERIPHARM, INC., dba
MEDVANTX PHARMACY SERVICES; SETTLEMENT AGREEMENT PRIOR TO FILING
OF PETITION FOR DISCIPLINARY ACTION AND BOARD'S FINAL ORDER;
CASE NO(S). PHA 2014-14-L; EXHIBITS "1" – "2"

APPROVED AND SO ORDERED:
BOARD OF PHARMACY
STATE OF HAWAII

JILL OLIVEIRA GRAY

Marcena S. Chuck
~~TODD INAFUKU~~ Marcena S. chuck

Lydia Kumasaka
LYDIA KUMASAKA

CAROLYN S.J. MA

8/21/14
DATE

Mary Jo Keefe
MARY JO KEEFE

Garrett A. Lau
GARRETT A. LAU

Kerri Okamura
KERRI OKAMURA

PVL 07/01/13

STATE OF South Dakota)
) SS.
COUNTY OF Munnehaha)

On this 8th day of July, 20 14, before me personally appeared
Ron Bertsch, to me known to be the person described, and who executed the
foregoing instrument on behalf of AmeriPharm, Inc. as its
General Manager, and acknowledged that he/she executed the same as
his/her free act and deed.

This 21 -page RICO Case No. PHA 2014-14-L
document dated June 30, 20 14 was acknowledged before me by
Lynne Koppinger this 8th day of July, 20 14, in the
City of Sioux Falls, in the County of Munnehaha, in the State of
South Dakota.

Lynne Koppinger

Name:

Notary Public, State of

My Commission expires: 8/7/2018



BEFORE THE STATE BOARD OF PHARMACY

STATE OF COLORADO

Case No. 2011-002283

STIPULATION AND FINAL AGENCY ORDER*

IN THE MATTER OF THE DISCIPLINARY PROCEEDING REGARDING THE NON-RESIDENT PRESCRIPTION DRUG OUTLET REGISTRATION OF AMERIPHARM, INC. DBA MED VANTX PHARMACY SERVICES, REGISTRATION NO. OSP 5525,

RESPONDENT PHARMACY.

IT IS HEREBY STIPULATED by and between the Colorado State Board of Pharmacy ("Board") and AmeriPharm, Inc. dba Med Vantx Pharmacy Services ("Respondent Pharmacy"), to resolve all matters pertaining to Board Case Number 2011-002283 as follows:

1. On July 29, 2004, Respondent Pharmacy became registered by the Board as a non-resident prescription drug outlet in the State of Colorado and was issued Registration No. OSP 5525 ("Colorado Registration").
2. The Board has jurisdiction over Respondent Pharmacy, its Colorado Registration, and the subject matter of this Stipulation and Final Agency Order ("Final Agency Order") pursuant to the provisions of title 12, article 22, C.R.S. (2009), otherwise known as the Pharmaceuticals and Pharmacists Act.
3. Respondent Pharmacy's address of record with the Board and current location is 2503 East 54th Street N, Sioux Falls. SD 57104.
4. Respondent Pharmacy admits these findings and hereby waives any further proof in this or any other proceeding before the Board regarding the following facts.
5. On January 29, 2010, Board staff initiated a Complaint against Respondent Pharmacy because it failed to comply with the data submission requirements of Colorado's Electronic Prescription Drug Monitoring Program ("PDMP") for the reporting period of January 1 through January 10, 2010.
6. Respondent Pharmacy subsequently failed to submit the required data to the PDMP reporting dispensing transactions of controlled substances in the State of Colorado for the reporting period of December 1 through December 10, 2010, and did not

EXHIBIT "1"

submit a "zero" report indicating no dispensing transactions for said reporting period(s) as required by Board rule.

7. Respondent Pharmacy admits that the conduct described above constitutes a violation of §§12-22-125(1)(c) and 12-22-708, C.R.S. and that such conduct provides grounds for disciplinary action against Respondent Pharmacy's Colorado Registration pursuant to Board Policy 30-8.

DISPOSITION

\$5,000.00 Fine with 10% Surcharge and Terms

8. **Fine with Surcharge.** Respondent Pharmacy accepts the following discipline: Pursuant to §12-22-125.2(5), C.R.S. Respondent Pharmacy shall pay a fine of **Five Thousand Dollars and No Cents (\$5,000.00)**. Respondent Pharmacy understands and acknowledges that, pursuant to §24-34-108, C.R.S., the Executive Director of the Department of Regulatory Agencies shall impose an additional surcharge of 10% of this fine. Respondent Pharmacy shall therefore pay a total amount of **Five Thousand, Five Hundred Dollars and No Cents (\$5,500.00)**. The total amount shall be payable to the State of Colorado and shall be remitted in one lump sum to be included when Respondent Pharmacy submits this signed Final Agency Order to the Board.
9. **Compliance with PDMP.** At all times Respondent Pharmacy is registered with the Colorado State Board of Pharmacy, it shall comply with the data submission requirements of the PDMP. Respondent Pharmacy understands and acknowledges that future violations of PDMP reporting requirements, including failure to submit a "zero" report in the event of no dispensing transactions in Colorado during the relevant reporting period, shall lead to additional penalties pursuant to Board Policy 30-8.
10. **Advisements and Waivers.** Respondent Pharmacy enters into this Final Agency Order freely and voluntarily, after having had the opportunity to consult with its own legal counsel and/or choosing not to do so. Respondent Pharmacy acknowledges its understanding that it has the following rights:
 - a. To have a formal notice of hearing and charges served upon it;
 - b. To respond to said formal notice of charges;
 - c. To have a formal disciplinary hearing pursuant to §12-22-125, C.R.S.; and
 - d. To appeal this Board order.

Respondent Pharmacy freely **waives** these rights, and acknowledges that such waiver is made voluntarily in consideration for the Board's limiting the action taken against it to the sanctions imposed herein.

11. **Acknowledgments.** The undersigned authorized agent of Respondent Pharmacy has read this Final Agency Order in its entirety and acknowledges, after having had the opportunity to consult with its own legal counsel and/or choosing not to do so, that Respondent Pharmacy understands the legal consequences and agrees that none of the terms or conditions herein is unconscionable. Respondent Pharmacy is not relying on any statements, promises or representations from the Board other than as may be contained in this Final Agency Order. Respondent Pharmacy further acknowledges that it is not entering into this Final Agency Order under any duress.
12. **Violations.** Time is of the essence to this Final Agency Order. It is the responsibility of Respondent Pharmacy to take all appropriate steps to comply fully with this Final Agency Order. Respondent Pharmacy acknowledges and agrees that any violation of this Final Agency Order may be sanctioned as provided under §12-22-125.2(4), C.R.S., and may be sufficient grounds for additional discipline, including but not limited to revocation of its registration. The pendency of any suspension or disciplinary action arising out of an alleged violation of this Final Agency Order shall not affect the obligation of Respondent Pharmacy to comply with all terms and conditions of this Final Agency Order.
13. **Integration and Severability.** Upon execution by all parties, this Final Agency Order shall represent the entire and final agreement of and between the parties in this case. In the event any provision of this Final Agency Order is deemed invalid or unenforceable by a court of law, it shall be severed and the remaining provisions of this Final Agency Order shall be given full force and effect.
14. **Public Record.** Upon execution by all parties, this Final Agency Order shall be a public record, maintained in the custody of the Board.
15. **Effective Date.** This Final Agency Order shall become effective upon signature of a Board member or representative.

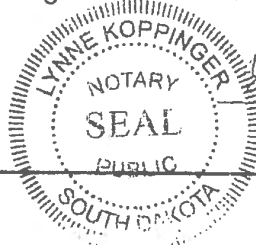
ACCEPTED AND AGREED BY

Ron Bertsch
Authorized Agent of Respondent Pharmacy

Dated: 1-6-2011

Subscribed and sworn to before me in the County of Minnehaha, State of South Dakota, this 6th day of January, 2011 by Ron Bertsch in his/her capacity as an authorized agent of AmeriPharm, Inc. dba Med Vantx Pharmacy Services.

My commission expires: 8/7/2012



Lynne Koppinger
Notary Public

FINAL AGENCY ORDER

WHEREFORE, the within Stipulation and Final Agency Order is approved, accepted, and hereby made an Order of the Board.

DONE AND EFFECTIVE THIS 14th DAY OF January, 2011.

State Board of Pharmacy

BY: Susan S. Martin
Susan S. Martin
Acting Program Director

CERTIFICATE OF MAILING

This is to certify that I have duly mailed the within **STIPULATION AND FINAL AGENCY ORDER** upon all parties herein by depositing copies of same in the United States mail, postage prepaid, at Denver, Colorado this 27th day of December 2010, addressed as follows:

AmeriPharm, Inc. dba Med Vantx Pharmacy Services
Attn: Randy Jones, RPH
2503 E. 54th Street N
Sioux Falls, SD 57104



Lauri A. Rose

CERTIFICATE OF SERVICE

This is to certify that I have duly served the within **STIPULATION AND FINAL AGENCY ORDER** upon all parties herein by depositing copies of same in the United States mail, postage prepaid, at Denver, Colorado this 19th day of January 2011, addressed as follows:

AmeriPharm, Inc. dba Med Vantx Pharmacy Services
Attn: Randy Jones, RPH
2503 E. 54th Street N
Sioux Falls, SD 57104


Agent of the Board

BEFORE THE STATE BOARD OF PHARMACY

STATE OF COLORADO

Case Nos. 2011-003141

STIPULATION AND FINAL AGENCY ORDER

IN THE MATTER OF THE DISCIPLINARY PROCEEDING REGARDING THE NON-RESIDENT PRESCRIPTION DRUG OUTLET REGISTRATION OF AMERIPHARM, INC. DBA MED VANTX PHARMACY SERVICES, REGISTRATION NO. OSP 5525,

RESPONDENT.

IT IS HEREBY STIPULATED by and between the Colorado State Board of Pharmacy ("Board") and AmeriPharm, Inc. DBA Med Vantx Pharmacy Services ("Respondent") to resolve all matters pertaining to Colorado State Board of Pharmacy Case Number 2011-003141 as follows:

1. The Board has jurisdiction over Respondent, its registration as a non-resident prescription drug outlet, and the subject matter of this Stipulation and Final Agency Order pursuant to the provisions of title 12, article 22, C.R.S., otherwise known as the Pharmaceuticals and Pharmacists Act.
2. Respondent has been registered as a non-resident prescription drug outlet in the State of Colorado at all times relevant to this disciplinary action.
3. Respondent admits to these findings and hereby waives any further proof in this proceeding before the Board regarding the following facts.
4. Respondent's address of record with the Board and current location is 2503 East 54th Street N, Sioux Falls, SD 57014.
5. Respondent failed to timely submit to the Board an application detailing a change in pharmacist manager and fee. In this case, 758 days transpired between January 1, 2009, the date the previous pharmacist manager ceased the position, and January 28, 2011, the date the application and fee were received.
6. On or about February 22, 2011, the Board initiated a complaint against Respondent because of the delay of 758 days in submitting an application detailing a change in pharmacist manager and fee.
7. Respondent admits that the conduct described above constitutes a violation of section 12-22-125(1)(c) and (k) and 12-22-130(4)(a), C.R.S., and Regulation

EXHIBIT "2"

5.00.70(b) and that such conduct provides grounds for disciplinary action against Respondent:

12-22-125. Unprofessional conduct – grounds for discipline.

(1) The board may suspend, revoke, refuse to renew, or otherwise discipline any license or registration issued by it, after a hearing held in accordance with the provisions of this section, upon proof that the licensee or registrant:

(c) Has violated:

(I) Any of the provisions of this part 1, including but not limited to any acts in section 12-22-126;

(II) The lawful rules of the board; or

(III) Any state or federal law pertaining to drugs; and

(k) Has failed to meet generally accepted standards of pharmacy practice.

12-22-130. Nonresident prescription drug outlet - registration.

(4) (a) The board may deny, revoke, or suspend a nonresident prescription drug outlet registration for failure to comply with any provision of this section or with any reasonable rule promulgated by the board.

Regulation 5.00.70. Change in Pharmacist Manager.

b. The registration of any in-state and non-resident prescription drug outlet shall become void if the pharmacist manager in whose name the registration was issued ceases to be engaged as the manager, and the owner shall close the outlet unless such owner has employed a pharmacist manager and, within fourteen days after termination of the former manager's employment, has made application to transfer the registration to the new pharmacist manager and has paid the transfer fee therefor.

DISPOSITION

\$5,000.00 Fine with Surcharge and Terms

8. **Fine with Surcharge.** Pursuant to section 12-22-125.2(5), C.R.S., Respondent shall pay a fine of Five Thousand Dollars and No Cents (\$5,000.00). Respondent understands and acknowledges that, pursuant to section 24-34-108, C.R.S., the Executive Director of the Department of Regulatory Agencies shall impose an additional surcharge of 10% of this fine. Respondent shall therefore pay a total

amount of Five Thousand Five Hundred Dollars and No Cents (\$5,500.00). The total amount shall be payable to the State of Colorado and shall be remitted in one lump sum to be included when Respondent submits this signed Stipulation and Final Agency Order to the Board.

9. **Compliance.** Respondent shall submit all future applications to the Board detailing changes in pharmacist manager and fees within fourteen (14) days of the previous pharmacist manager ceasing the position.
10. **Acknowledgments.** The undersigned authorized agent for Respondent has read this Stipulation and Final Agency Order in its entirety and acknowledges, whether or not Respondent has consulted with legal counsel, that Respondent understands its legal consequences and agrees that none of its terms or conditions are unconscionable.
11. **Other Requirements.** Respondent acknowledges and agrees that, as a condition of this Stipulation and Final Agency Order, it shall:
 - a. promptly pay all its own fees and costs associated with this Stipulation and Final Agency Order;
 - b. comply fully with this Stipulation and Final Agency Order; and
 - c. comply fully with the Pharmacists and Pharmaceuticals Act, all Board rules and regulations, and any other state and federal laws and regulations related to pharmacists and pharmaceuticals in the State of Colorado.
12. **Advisements and Waivers.** Respondent enters into this Stipulation and Final Agency Order freely and voluntarily, whether or not it has consulted with legal counsel. The undersigned authorized agent for Respondent acknowledges Respondent's understanding that it has the following rights:
 - a. To have formal notice of hearing and charges served upon it;
 - b. To respond to said formal notice of charges;
 - c. To have a formal disciplinary hearing pursuant to section 12-22-125, C.R.S.; and
 - d. To appeal this Board order.

Respondent freely **waives** these rights, and acknowledges that such waiver is made voluntarily in consideration for the Board's limiting the action taken against it to the sanctions imposed herein.

13. **Violations.** Time is of the essence to this Stipulation and Final Agency Order. It is the responsibility of Respondent to take all appropriate steps to comply fully with this Stipulation and Final Agency Order. Respondent acknowledges and agrees that any

violation of this Stipulation and Final Agency Order may be sanctioned as provided under section 12-22-125.2(4), C.R.S., and may be sufficient grounds for additional discipline, including but not limited to revocation of its registration. The pendency of any suspension or disciplinary action arising out of an alleged violation of this Stipulation and Final Agency Order shall not affect the obligation of Respondent to comply with all terms and conditions of this Stipulation and Final Agency Order.

14. **Integration and Severability.** Upon execution by all parties, this Stipulation and Final Agency Order shall represent the entire and final agreement of and between the parties. In the event any provision of this Stipulation and Final Agency Order is deemed invalid or unenforceable by a court of law, it shall be severed and the remaining provisions of this Stipulation and Final Agency Order shall be given full force and effect.
15. **Public Record.** Upon execution by all parties, this Stipulation and Final Agency Order shall be a public record, maintained in the custody of the Board.
16. **Effective Date.** This Stipulation and Final Agency Order shall become effective upon signature of a Board member or representative.

ACCEPTED AND AGREED BY

Ron Bertisch
Authorized Agent of Respondent Pharmacy

Dated: 8-4-2011

Subscribed and sworn to before me in the County of Minnehaha, State of South Dakota, this 4th day of August, 2011 by RON BERTSCH, in his/her capacity as an authorized agent of AmeriPharm, Inc. DBA Med Vantx Pharmacy Services.



My commission expires

8/7/2012

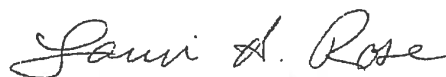
Lynne Koppinger
Notary Public

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CERTIFICATE OF MAILING

This is to certify that I have mailed the within **STIPULATION AND FINAL AGENCY ORDER** to all parties herein by depositing copies of same in the United States mail, first class postage prepaid, at Denver, Colorado, this 6th day of May, 2011, addressed as follows:

AmeriPharm, Inc. DBA Med Vantx Pharmacy Services
Attn: Lora Van Dyke, RPH
2503 East 54th Street N
Sioux Falls, SD 57104



Lauri A. Rose

CERTIFICATE OF SERVICE

This is to certify that I have duly served the within **STIPULATION AND FINAL AGENCY ORDER** upon all parties herein by depositing copies of same in the United States mail, postage prepaid, at Denver, Colorado this 11th day of August, 2011, addressed as follows:

AmeriPharm, Inc. DBA Med Vantx Pharmacy Services
Attn: Lora Van Dyke, RPH
2503 East 54th Street N
Sioux Falls, SD 57104



Agent of the Board