

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN
BEFORE THE PHARMACY EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY :
PROCEEDINGS AGAINST :
ALICE L. HINNAWI, R.PH., : FINAL DECISION AND ORDER
RESPONDENT. :
0004566

Division of Legal Services and Compliance Case No. 14 PHM 129

The parties to this action for the purpose of Wis. Stat. § 227.53 are:

Alice L. Hinnawi, R.Ph.
779 Pheasant Woods Drive
Canton, MI 48188

Wisconsin Pharmacy Examining Board
P.O. Box 8366
Madison, WI 53708-8366

Division of Legal Services and Compliance
Department of Safety and Professional Services
P.O. Box 7190
Madison, WI 53707-7190

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final disposition of this matter, subject to the approval of the Pharmacy Examining Board (Board). The Board has reviewed this Stipulation and considers it acceptable.

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT

1. Respondent Alice L. Hinnawi, R.Ph., (dob March 23, 1971) is licensed in the state of Wisconsin to practice pharmacy, having license number 12099-40, first issued on June 17, 1994 and current through May 31, 2016. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is 779 Pheasant Woods Drive, Canton, Michigan 48188.

2. On July 31, 2014, the State of Michigan Department of Licensing and Regulatory Affairs – Board of Pharmacy Disciplinary Subcommittee suspended Respondent's Michigan license after Respondent failed to participate in a disciplinary investigation and proceeding. The

Michigan Department of Licensing and Regulatory Affairs found that Respondent had dispensed oxycodone to numerous patients on the basis of suspect prescriptions, paid for in cash.

3. On May 8, 2015, the Michigan Board of Pharmacy reinstated Respondent's Michigan pharmacy license, with limitations. The limitations prohibit Respondent from owning or having a financial interest in a pharmacy. Respondent may petition the Michigan Board of Pharmacy for removal of the limitations on or after May 8, 2016.

4. In resolution of this matter, Respondent consents to the entry of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

1. The Wisconsin Pharmacy Examining Board has jurisdiction to act in this matter pursuant to Wis. Stat. § 450.10(1), and is authorized to enter into the attached Stipulation pursuant to Wis. Stat. § 227.44(5).

2. By the conduct described in the Findings of Fact, Alice L. Hinnawi, R.Ph., engaged in unprofessional conduct as defined by Wis. Admin. Code § Phar 10.03(17), by having a pharmacist license subject to disciplinary action in another state by the licensing authority thereof.

3. As a result of the above violation, Alice L. Hinnawi, R.Ph., is subject to discipline pursuant to Wis. Stat. § 450.10(1)(b)1.

ORDER

1. The attached Stipulation is accepted.

2. Respondent Alice L. Hinnawi's license (no. 12099-40) is LIMITED by the conditions that she may not (a) have any ownership interest in any Wisconsin pharmacy, or (b) be the managing pharmacist or pharmacist in charge in any Wisconsin pharmacy.

3. Within ninety (90) days from the date of this Order, Alice L. Hinnawi, R.Ph., shall pay COSTS of this matter in the amount of \$250.00.

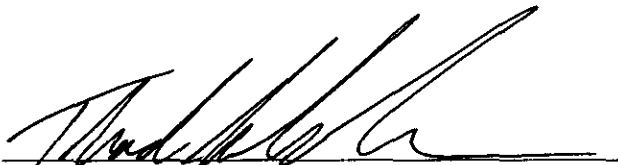
4. Payment of costs (made payable to the Wisconsin Department of Safety and Professional Services) shall be sent by Respondent to the Department Monitor at the address below:

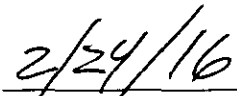
Department Monitor
Division of Legal Services and Compliance
Department of Safety and Professional Services
P.O. Box 7190, Madison, WI 53707-7190
Telephone (608) 267-3817; Fax (608) 266-2264
DSPSMonitoring@wisconsin.gov

5. Violation of any of the terms of this Order may be construed as conduct imperiling public health, safety and welfare and may result in a summary suspension of Respondent's license. The Board in its discretion may in the alternative impose additional conditions and limitations or other additional discipline for a violation of any of the terms of this Order. In the event Respondent fails to timely submit payment of costs as ordered, Respondent's license (no. 12099-40) may, in the discretion of the Board or its designee, be SUSPENDED, without further notice or hearing, until Respondent has complied with payment of costs.

6. This Order is effective on the date of its signing.

WISCONSIN PHARMACY EXAMINING BOARD

by: 
A Member of the Board


Date

STATE OF WISCONSIN
BEFORE THE PHARMACY EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY :
PROCEEDINGS AGAINST :
 : STIPULATION
ALICE L. HINNAWI, R.PH., :
RESPONDENT. :

0004566

Division of Legal Services and Compliance Case No. 14 PHM 129

Respondent Alice L. Hinnawi, R.Ph., and the Division of Legal Services and Compliance, Department of Safety and Professional Services stipulate as follows:

1. This Stipulation is entered into as a result of a pending investigation by the Division of Legal Services and Compliance. Respondent consents to the resolution of this investigation by Stipulation.

2. Respondent understands that by signing this Stipulation, Respondent voluntarily and knowingly waives the following rights:

- the right to a hearing on the allegations against Respondent, at which time the State has the burden of proving those allegations by a preponderance of the evidence;
- the right to confront and cross-examine the witnesses against Respondent;
- the right to call witnesses on Respondent's behalf and to compel their attendance by subpoena;
- the right to testify on Respondent's own behalf;
- the right to file objections to any proposed decision and to present briefs or oral arguments to the officials who are to render the final decision;
- the right to petition for rehearing; and
- all other applicable rights afforded to Respondent under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin Administrative Code, and other provisions of state or federal law.

3. Respondent is aware of Respondent's right to seek legal representation and has been provided an opportunity to obtain legal counsel before signing this Stipulation. Respondent is represented by Attorney Robert S. Iwrey.


4. Respondent agrees to the adoption of the attached Final Decision and Order by the Wisconsin Pharmacy Examining Board (Board). The parties to the Stipulation consent to the entry of the attached Final Decision and Order without further notice, pleading, appearance or consent of the parties. Respondent waives all rights to any appeal of the Board's order, if adopted in the form as attached.

5. If the terms of this Stipulation are not acceptable to the Board, the parties shall not be bound by the contents of this Stipulation, and the matter shall then be returned to the Division of Legal Services and Compliance for further proceedings. In the event that the Stipulation is not accepted by the Board, the parties agree not to contend that the Board has been prejudiced or biased in any manner by the consideration of this attempted resolution.

6. The parties to this Stipulation agree that the attorney or other agent for the Division of Legal Services and Compliance and any member of the Board ever assigned as an advisor in this investigation may appear before the Board in open or closed session, without the presence of Respondent or Respondent's attorney, for purposes of speaking in support of this agreement and answering questions that any member of the Board may have in connection with deliberations on the Stipulation. Additionally, any such advisor may vote on whether the Board should accept this Stipulation and issue the attached Final Decision and Order.

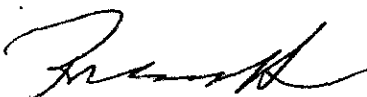
7. Respondent is informed that should the Board adopt this Stipulation, the Board's Final Decision and Order is a public record and will be published in accordance with standard Department procedure.

8. The Division of Legal Services and Compliance joins Respondent in recommending the Board adopt this Stipulation and issue the attached Final Decision and Order.



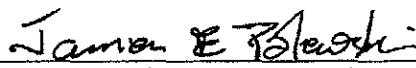
Alice L. Hinnawi, R.Ph., Respondent
779 Pheasant Woods Drive
Canton, MI 48188
License No. 12099-40

1/22/16
Date



Attorney Robert S. Iwrey, Attorney for Respondent
The Health Law Partners
29566 Northwestern Hwy., Ste. 200
Southfield, MI 48034

1/27/16
Date



James E. Polewski, Prosecuting Attorney
Division of Legal Services and Compliance
P.O. Box 7190
Madison, WI 53707-7190

January 20, 2016
Date