

## DISCIPLINARY ACTIONS

### **Harbor Freight Tools USA, Inc.**

Date: April 7, 2014

Violation: ALA. CODE § 34-14C-4 (a) (1975 as amended) \*by engaging in the provisioning of home medical equipment services without having first obtained a license from the Board.

Finding: Fined a total of \$3,000.00 for said violations, in accordance with ALA. CODE § 34-14C-6 (a) (1975 as amended) ("Violations; penalties").\*\*

### **Southern Patient Care, Inc.**

Date: February 18, 2014

Violation: ALA. CODE § 34-14C-4 (a) (1975 as amended) \*by engaging in the provisioning of home medical equipment services without having first obtained a license from the Board.

Finding: Fined a total of \$3,000.00 for said violations, in accordance with ALA. CODE § 34-14C-6 (a) (1975 as amended) ("Violations; penalties").\*\*

### **Steve Henry**

Date: May 14, 2013

Violation: ALA. CODE § 34-14C-4 (a) (1975 as amended) \*by engaging in the provisioning of home medical equipment services without having first obtained a license from the Board; and ALA. ADMIN. CODE r. 473-x-4-.01(2) (2011) by failing for maintain a physical facility on an appropriate site as required.

Finding: Fined a total of \$4,000.00 for said violations, in accordance with ALA. CODE § 34-14C-6 (a) (1975 as amended) ("Violations; penalties").\*\*

### **Medical Necessities and Services, LLC**

Date: February 12, 2013

Violation: ALA. CODE § 34-14C-4(a) (1975 as amended) \*by engaging in the provisioning of home medical equipment services without having first obtained a license from the Board.

Finding: Fined a total of \$1,000.00 for said violation, in accordance with ALA. CODE § 34-14-C-6 (a) (1975 as amended) ("Violations; penalties").\*\*

### **Custom Healthcare, LLC D/B/A Phoenix Rehab and Mobility/PPS Orthotic and Prosthetic Services**

Date: February 12, 2013

Violation: ALA. CODE § 34-14C-4(a) (1975 as amended) \*by engaging in the provisioning of home medical equipment services without having first obtained a license from the Board.

Finding: Fined a total of \$2,000.00 for said violation, in accordance with ALA. CODE § 34-14-C-6 (a) (1975 as amended) ("Violations; penalties").\*\*

### **Rehabitat, LLC**

Date: February 12, 2013

Violation: ALA. CODE § 34-14C-4(a) (1975 as amended) \*by engaging in the provisioning of home medical equipment services without having first obtained a license from the Board.

Finding: Fined a total of \$3,000.00 for said violation, in accordance with ALA. CODE § 34-14-C-6 (a) (1975 as amended) (“Violations; penalties.”).\*\*

**National HME, Inc.**

Date: January 24, 2012

Violation: Section 34-14C-4 (a) (“Licensure; inspections.”), Code of Alabama 1975 (as amended)\* by engaging in the provisioning of home medical equipment services without having first obtained a license from the Board.

Finding: Fined a total of \$2,000.00 for each of the three locations, in accordance with Section 34-14-C-6 (a) (“Violations; penalties.”), Code of Alabama 1975 (as amended).\*\*

**ConvaCare Services, Inc.**

Date: August 31, 2011

Violation: Section 34-14C-4 (a) (“Licensure; inspections.”), Code of Alabama 1975 (as amended)\* by engaging in the provisioning of home medical equipment services without having first obtained a license from the Board.

Finding: Fined a total of \$30,000.00 in accordance with Section 34-14-C-6 (a) (“Violations; penalties.”), Code of Alabama 1975 (as amended).\*\*

**Kerley Medical Equipment & Supply, Inc.**

Date: August 31, 2011

Violation: Section 34-14C-4 (a) (“Licensure; inspections.”), Code of Alabama 1975 (as amended)\* by engaging in the provisioning of home medical equipment services without having first obtained a license from the Board.

Finding: Fined a total of \$2,000.00 in accordance with Section 34-14-C-6 (a) (“Violations; penalties.”), Code of Alabama 1975 (as amended).\*\*

**One Coast Medical, Inc.**

Date: August 31, 2010

Violation: Section 34-14C-4 (a) (“Licensure; inspections.”), Code of Alabama 1975 (as amended)\* and Ala. Admin. Code r. 473-X-6-.01 (c) and (d)6. (2007) by failing to maintain a physical facility on an appropriate site and engaging in the falsification of records.

Finding: Fined a total of \$15,000.00 in accordance with Section 34-14-C-6 (a) (“Violations; penalties.”), Code of Alabama 1975 (as amended).\*\*

**Choice Healthcare, Inc.**

Date: April 27, 2010

Violation: Section 34-14C-4 (a) (“Licensure; inspections.”), Code of Alabama 1975 (as amended)\* and Ala. Admin. Code r. 473-X-4-.01 (2) (2007) by failing to maintain a physical facility on an appropriate site.

Finding: Fined a total of \$4,750.00 in accordance with Section 34-14-C-6 (a) (“Violations; penalties.”), Code of Alabama 1975 (as amended).\*\*

**Omni Diabetes Care, L.L.C.:**

Date: July 27, 2009

Violation: Section 34-14C-4(a) ("Licensure; inspections."), Code of Alabama 1975 (as amended)\*

Finding: Fined a total of \$2,500 in accordance with Section 34-14-C-6(a) ("Violations; penalties."), Code of Alabama 1975 (as amended).\*\*

**Southland Medical, Inc.:**

Date: November 12, 2008

Violation: Section 34-14C-4(a) ("Licensure; inspections."), Code of Alabama 1975 (as amended)\* and Ala. Admin. Code r. 473-X-4-.01 (2006) by failing to maintain a physical facility on an appropriate site.

Finding: Fined a total of \$3,500 in accordance with Section 34-14-C-6(a) ("Violations; penalties."), Code of Alabama 1975 (as amended).\*\*

**Kinex Medical Company, LLC:**

Date: November 12, 2008

Violation: Section 34-14C-4(a) ("Licensure; inspections."), Code of Alabama 1975 (as amended)\* and Ala. Admin. Code r. 473-X-4-.01 (2006) by failing to maintain a physical facility on an appropriate site.

Finding: Fined a total of \$11,000 in accordance with Section 34-14-C-6(a) ("Violations; penalties."), Code of Alabama 1975 (as amended).\*\*

**D & D Medical Equipment Company:**

Date: July 22, 2008

Violation: Section 34-14C-4(a) ("Licensure; inspections."), Code of Alabama 1975 (as amended).\*

Finding: Fined a total of \$2,500 in accordance with Section 34-14-C-6(a) ("Violations; penalties."), Code of Alabama 1975 (as amended).\*\*

**Secrets:**

Date: July 22, 2008

Violation: Section 34-14C-4(a) ("Licensure; inspections."), Code of Alabama 1975 (as amended).\*

Finding: Fined a total of \$1,500 in accordance with Section 34-14-C-6(a) ("Violations; penalties."), Code of Alabama 1975 (as amended).\*\*

**Fred's Stores of Tennessee, Inc.:**

Date: May 2, 2007

Violation: Section 34-14C-4(a) ("Licensure; inspections."), Code of Alabama 1975 (as amended).\*

Finding: Fined a total of \$2,000 in accordance with Section 34-14-C-6(a) ("Violations; penalties."), Code of Alabama 1975 (as amended).\*\*

**Nationwide Medical Equipment, Inc.:**

Date: May 2, 2007

Violation: Section 34-14C-4(a) ("Licensure; inspections."), Code of Alabama 1975 (as amended).\*

Finding: Fined a total of \$2,500 in accordance with Section 34-14-C-6(a) ("Violations; penalties."), Code of Alabama 1975 (as amended).\*\*

**Caring Medical Equipment & Supplies:**

Date: May 2, 2007

Violation: Section 34-14C-4(a) ("Licensure; inspections."), Code of Alabama 1975 (as amended).\*

Finding: Fined a total of \$1,000 in accordance with Section 34-14-C-6(a) ("Violations; penalties."), Code of Alabama 1975 (as amended).\*\*

**Mid-South Home Care Services:**

Date: May 2, 2007

Violation: Section 34-14C-4(a) ("Licensure; inspections."), Code of Alabama 1975 (as amended).\*

Finding: Fined a total of \$2,000 in accordance with Section 34-14-C-6(a) ("Violations; penalties."), Code of Alabama 1975 (as amended).\*\*

**Companion Health Services:**

Date: May 2, 2007

Violation: Section 34-14C-4(a) ("Licensure; inspections."), Code of Alabama 1975 (as amended).\*

Finding: Fined a total of \$10,000 in accordance with Section 34-14-C-6(a) ("Violations; penalties."), Code of Alabama 1975 (as amended).\*\*

**Healthcare Solutions**

Date: July 26, 2006

Violation: Section 34-14C-4(a) ("Licensure; inspections."), Code of Alabama 1975 (as amended).\*

Finding: Fined a total of \$60,000 in accordance with Section 34-14-C-6(a) ("Violations; penalties."), Code of Alabama 1975 (as amended).\*\*

**Alexander Orthotics and Mobility and Lifeaid Medical Equipment:**

Date: August 22, 2006

Violation: Section 34-14C-4(a) ("Licensure; inspections."), Code of Alabama 1975 (as amended).\*

Finding: Fined a total of \$41,650 in accordance with Section 34-14-C-6(a) ("Violations; penalties."), Code of Alabama 1975 (as amended).\*\*

**IMS Home Medical Equipment:**

Date: August 22, 2006

Violation: Section 34-14C-4(a) ("Licensure; inspections."), Code of Alabama 1975 (as amended).\*

Finding: Fined a total of \$2,500 in accordance with Section 34-14-C-6(a) ("Violations; penalties."), Code of Alabama 1975 (as amended).\*\*

**EZ Mobility:**

Date: August 22, 2006

Violation: Section 34-14C-4(a) (“Licensure; inspections.”), Code of Alabama 1975 (as amended).\*

Finding: Fined a total of \$15,000 and one year probation in accordance with Section 34-14-C-6(a) (“Violations; penalties.”), Code of Alabama 1975 (as amended).\*\*

\*Section 34-14C-4(a) (“Licensure, inspections.”), Code of Alabama 1975 states, “Except as otherwise provided in this chapter, a home medical equipment services provider shall be licensed annually by the board before the provider may engage in the provision of home medical equipment services. In Alabama, when a single business entity provides home medical equipment services from more than one location within the state, each such location shall be required to obtain a license on its own merit. Out-of-state home medical equipment services providers are not required to maintain a physical location in state; however, out-of-state applicants must provide a physical location meeting requirements of Section 473-X-4-.01, Subsection a-f, Alabama Administrative Code, or its successors, and may be subject to inspection by the board.”

\*\*Section 34-14C-6 (a) (“Violations; penalties.”), Code of Alabama 1975 states, “An entity or person found providing home medical equipment services without a license as required by this act shall be subject to an administrative fine of up to one thousand dollars (\$1,000) per day that services were provided without a license. Funds collected pursuant to this act shall be allocated to the administration of the program.”