

October 16, 2015

Dear Manufacturers,

I am writing on behalf of Niagara Falls Memorial Medical Center, 340B ID DSH330065 to inform manufacturers that Niagara Falls Memorial Medical Center recently underwent an audit by the Health Resources and Services Administration (HRSA) of Niagara Falls Memorial Medical Center's compliance with 340B Drug Pricing Program (340B Program) requirements.

As background, Niagara Falls Memorial Medical Center qualified for the 340B Program as a Disproportionate Share Hospital located at 621 Tenth Street Niagara Falls, NY 14301 and has participated in the 340B Program since October 1<sup>st</sup>, 2006.

Through the audit process Niagara Falls Memorial Medical Center was found to have non-compliance within their 340B Program and responsible for repayment as a result of the following finding:

1. NFMCC dispensed 340B to ineligible individuals, as prohibited by 42 USC 256b(a)(5)(B).
2. NFMCC did not have adequate controls in place to ensure proper accumulation and prevention of diversion of 340B drugs, as prohibited by 42 USC 256b(a)(5)(B).
3. NFMCC was billing Medicaid contrary to information contained in the HRSA Medicaid Exclusion File. This action resulted in inaccurate information in the HRSA Medicaid Exclusion File.

Niagara Falls Memorial Medical Center has identified all affected manufacturers and has contacted each to notify them of these violations to begin a dialogue on a method for repayment to affected manufacturers. If manufacturers have not received notification from Niagara Falls Memorial Medical Center and believe repayment may be owed for the violations described in this letter, or if you have any questions or comments regarding the violations described in this letter please contact Tristan Greer, 340B Program Coordinator, 621 Tenth Street Niagara Falls, NY, 716-278-4537.

Sincerely,

Raj Mehta  
Chief Financial Officer