

UNITED STATES OF AMERICA
BEFORE THE FOOD AND DRUG ADMINISTRATION
DEPARTMENT OF HEALTH AND HUMAN SERVICES

In the Matter of)
)
)
KORANGY RADIOLOGY ASSOCIATES, P.A.,)
trading as BALTIMORE IMAGING CENTERS,)
a corporation,)
)
and)
)
AMILE A. KORANGY, M.D.,)
an individual.)
_____)

ADMINISTRATIVE COMPLAINT
FOR CIVIL MONEY PENALTY

FDA Docket: 2003H-0432

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ORDER

On January 26, 2004 Respondents Korangy Radiology Associates, P.A., trading as Baltimore Imaging Centers, and Amile A. Korangy, M.D., filed a Respondents' Request For Protective Order citing as a basis therefore, *inter alia*, a lack of relevancy of the material sought in the discovery phase of this proceeding. On April 5, Respondents submitted a Second Request For Protective Order, more limited in scope, and again citing lack of relevancy of material sought through discovery by Complainant, the Center for Devices and Radiological Health.

Both requests are denied.

Respondents' financial data would be relevant to any determination under 21 C.F.R. § 17.34. Should confidentially be a consideration, an appropriate order limiting access to the material should be sought.

Additionally, Respondents' requests failed to include a proposed order as required by 21 C.F.R. § 17.32 as modified in the scheduling Order of November 13, 2003, in this proceeding. Accordingly,

IT IS ORDERED, that Respondents' requests for protective orders are denied.

Dated this 7th day of April, 2004.

/s/ Daniel J. Davidson
Daniel J. Davidson
Administrative Law Judge

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