

DEPARTMENT OF HEALTH & HUMAN SERVICES
Centers for Medicare & Medicaid Services
7500 Security Boulevard, Mail Stop S3-13-15
Baltimore, Maryland 21244-1850



Center for Medicaid and State Operations

September 18, 2009

TO: Drug Rebate Technical Contacts
FROM: Medicaid Drug Rebate Program
SUBJECT: Deleted Product--Immediate Action Required

The following NDC does not meet the definition of a covered outpatient drug as set forth in Section 1927(k)(2) of the Social Security Act (the Act). As a result, it is no longer eligible for inclusion in the Medicaid Drug Rebate Program. The product that is no longer rebate eligible is:

24338 0620 XYLAREX3

Consequently, this NDC should be deleted from your state Medicaid Drug Rebate system as of the date of this notice. The labeler of this product is responsible for paying rebates on this NDC if it was dispensed prior to the date of this notice. In addition, states should be aware that the third quarter 2009 tape to states will be the last quarterly tape that will include this NDC in order to facilitate rebate billing for any utilization that occurred in good faith prior to the date of this notice. However, states are reminded that no Federal Financial Participation will be available for this NDC after the date of this notice.