

INDIANA BOARD OF PHARMACY
Indiana Government Center South
402 West Washington Street, Room W064
Indianapolis, IN 46204

MINUTES OF AUGUST 13, 2018

Mark Smosna, R.Ph., Vice President, called the meeting to order at 8:36 a.m. and declared a quorum in accordance with IC 25-26-13-3(d), pursuant to public notice posted at the principal office of the board at least forty-eight (48) hours before the time of the meeting.

Members Present: Donna Wall, R.Ph., Member
Del Fanning, R.Ph., Member
Mark Smosna, R.Ph., Vice President
John Wilson, J.D., Member
Steve Anderson, R.Ph., Member (inat8:45am)
Matt Balla, R.Ph., Member(inats:4sam)

Member Absent: Winnie Landis, R.Ph., President

Staff Present: Darren Covington, J.D., Board Director
Professional Licensing Agency
Jody Edens, Assistant Board Director
Professional Licensing Agency
Zaneta Nunnally, Compliance Director
Professional Licensing Agency
Gordon White, J.D., Deputy Attorney General
Office of the Attorney General
Nicole Schuster, J.D., Deputy Attorney General
Office of the Attorney General

The Board voted to adopt the agenda as amended.

Fanning/Wall, 4/0/0
Motion carries

The following board members voted aye:
Mark Smosna, Del Fanning, Donna Wall, John Wilson
The following board members voted nay: none
The following board members abstained: none

The Board voted to adopt the July 9, 2018 minutes as written:

Wall/Wilson, 4/0/0
Motion carries

The following board members voted aye:
Mark Smosna, Del Fanning, Donna Wall, John Wilson
The following board members voted nay: none
The following board members abstained: none

FULL BOARD APPEARANCES

Randy Hitchens, R.Ph., IPA update:

Participating Members: Donna Wall, R.Ph., Del Fanning, R.Ph., Mark Smosna, R.Ph., John Wilson, J.D., Steve Anderson, R.Ph., Matt Balla, R.Ph.

Mr. Hitchens gave the following report to the Board:

- IPA total membership has grown 32% since 2015 and 10% in 2018
 - 2018 total membership will grow beyond 1,000 members, including 400 paid student members
 - Pharmacist membership grew 11% in 2017

2018-2019 Legislative Priorities

- Reimbursement for Pharmacy Services: Educate policy makers on the public health contributions of pharmacists through broadened pharmacy services, and secure reimbursement for scope of practice services that are identical to healthcare peers
- Pharmacy Benefit Manager (PBM) Practices: Educate policymakers on current healthcare reimbursement models and work to promote fair business principles by promoting legislation that addresses issues such as prescription drug pricing and reimbursement, fair audit practices, mandatory-mail-order programs, and PBM transparency
- Opioid Crisis: Work with stakeholders to create and enforce effective public health policy, including the implementation of utilization and reporting methods that decrease diversion and keep patients safe, while also maintain access to medications for appropriate use.
- Immunizations: Work with stakeholders to ensure that patients have access to immunizations. Additionally, educate policy makers on the importance of pharmacists in providing accessibility to vaccinations in the community.

- Medication Safety: Educate policymakers on methods for promoting and supporting a culture of safe medication use, while emphasizing the potential healthcare risks that arise when medication errors are not reported due to a punitive culture.

IPA partnered with Butler University and Purdue University to hold a MPJE law review on May 9th at Butler and a NAPLEX review on May 10th at Butler. Information regarding both is on IPA's website.

Key meetings coming up are:

- Indiana Pharmacists 2018 Convention - September 27-28, 2018, Embassy Suites, Noblesville featuring U.S. Assistant Surgeon General, Pam Schweitzer, PharmD and Darren Covington, J.D., Pharmacy Board Director on law update.
- Residency Showcase- October 19, 2018, 2pm-4:30pm at Marion College Lilly Pavilion, Indianapolis
- Midwest Pharmacogenomics Conference - October 26, 2018 at Manchester University, Ft. Wayne
- Pharmacists Legislative Day - March 6, 2019 at Westin and State House
- Indiana Pharmacists 2019 Convention -April 12-13, 2019, Embassy Suites, Noblesville

The Board thanked Mr. Hitchens for his report.

Indiana Professionals Recovery Program. Rodrigo Garcia. MSN. CRNA. MBA. Compliance Director and Dr. Terry Harman. Director of IPRP:

Participating Members: Donna Wall, R.Ph., Del Fanning, R.Ph., Mark Smosna, R.Ph., John Wilson, J.D., Steve Anderson, R.Ph., Matt Balla, R.Ph.

IRPR is the Pharmacy Board's new program to monitor and assist impaired pharmacists.

Mr. Garcia and Dr. Harman discussed the specifics of the program with the Board.

The transition of pharmacists from the IPA program to IRPR will be complete by September 17, 2018. IRPR staff are working with Carol Dunham at IPA on the transition.

The Board thanked Carol Dunham and IPA for their years of service with the Board.

The Board thanked them both for the presentation.

Grandview Healthcare/Moore Healthcare Enterprises d/b/a Middletown Nursing & Rehab Center - Remote Location App:

Participating Members: Donna Wall, R.Ph., Del Fanning, R.Ph., Mark Smosna, R.Ph., John Wilson, J.D., Steve Anderson, R.Ph., Matt Balla, R.Ph.

No one appeared on behalf of this application.

Davis Drugs - Remote Dispensing Facility App - Leslie Davis, R.Ph.:

Participating Members: Donna Wall, R.Ph., Del Fanning, R.Ph., Mark Smosna, R.Ph., John Wilson, J.D., Steve Anderson, R.Ph., Matt Balla, R.Ph.

Ms. Davis informed the Board that they have licensed pharmacy technicians that will staff the facility. One has at least 2,000 hours of working as a technician.

They have Hi-Definition security, with both video and audio so they can see and hear what's going on at the remote site.

They are going to use Pioneer Rx that can see everywhere they go and everything they do. They also have photo capture - each prescription is shown on the video and a picture is captured and kept so they can refer back if there is an issue. The photos will be kept for the same time frame a prescription is kept.

After discussion, the Board moved to APPROVE the Remote Dispensing Facility application for Davis Drugs.

Fanning/Wall, 6/0/0
Motion carries

The following board members voted aye:

Mark Smosna, Del Fanning, Donna Wall, John Wilson, Matt Balla, Steve Anderson

The following board members voted nay: none

The following board members abstained: none

Nicholas Jones - K9 Training - CSR App:

Participating Members: Donna Wall, R.Ph., Del Fanning, R.Ph., Mark Smosna, R.Ph., John Wilson, J.D., Steve Anderson, R.Ph., Matt Balla, R.Ph.

Mr. Jones is an Officer with the Marion County Sherriff's office. Although he is an Officer this is not a part of his work duties. He has been hired to train K-9's by the county as an independent contractor.

Duvall is a work release center that uses canines to search the inside and outside premises for drugs.

Mr. Jones indicated he does use scent logic and the "fake stuff" to train his dogs but using the real drugs is more effective.

He has a secure location to store the drugs that he will use to train the dogs and will eventually return it and get new.

After discussion, the Board moved to APPROVE Nicholas Jones K-9 CSR application.

Anderson/Balla, 6/0/0
Motion carries

The following board members voted aye:
Mark Smosna, Del Fanning, Donna Wall, John Wilson, Matt Balla, Steve Anderson
The following board members voted nay: none
The following board members abstained: none

Medscript Long Term Care Pharmacy-4 Remote Location Apps:

Participating Members: Donna Wall, R.Ph., Del Fanning, R.Ph., Mark Smosna, R.Ph., John Wilson, J.D., Steve Anderson, R.Ph., Matt Balla, R.Ph.

Daniel Lynch appeared on behalf of this matter.

They have four (4) remote location applications in skilled nursing facilities. They use Tallas machines that use bubble packs. All canisters will be filled and verified by the Pharmacists then will be taken to the facility. The canisters will be stored in a locked area and the pharmacy staff will then fill the machine during the day. They will use their own staff as well as a delivery service to deliver the canisters.

After discussion, the Board moved to approve all four (4) remote location applications.

Wall/Anderson, 6/0/0
Motion carries

The following board members voted aye:
Mark Smosna, Del Fanning, Donna Wall, John Wilson, Matt Balla, Steve Anderson
The following board members voted nay: none
The following board members abstained: none

PROBATIONARY APPEARANCES

Participating Members: Donna Wall, R.Ph., Del Fanning, R.Ph., Mark Smosna, R.Ph., Steve Anderson, R.Ph., Matt Balla, R.Ph., John Wilson, J.D.

The following made their probationary appearance:

CVS #6648
Troy Martin
Kristina Luers
Estil Caton
Elizabeth Sanders

Ms. Nunnally reported that Alyanna Nguyen did not appear for her scheduled probationary appearance and she will reach out to her and reschedule for next month.

Ms. Nunnally reported that Kathryn Bearss did not appear again this month for her scheduled probation appearance. That's two (2) months in a row that she has not appeared and she also has not submitted any of the documentation required in her order.

After discussion, the Board moved to ORDER an Order to Show Cause be issued in this matter.

Wall/Wilson, 6/0/0
Motion carries

The following board members voted aye:
Mark Smosna, Del Fanning, Donna Wall, John Wilson, Matt Balla, Steve Anderson
The following board members voted nay: none
The following board members abstained: none

PERSONAL APPEARANCES

The following did not appear for their scheduled personal appearances and will be rescheduled:

- Shawnita Harvey - 67023630A Reinstatement Renewal
- Jennifer Gunn - Tech in Training App
- Corey Powers - Technician App
- Denise Brown - 67031506A Tech Renewal
- Tristan Allman -67017893A Tech Renewal
- Jennifer Wood Saler- 67016751A Tech Renewal

For the personal appearances the Board divided up into two Committees with three (3) members on each Committee and proceeded as an ALJ with the appearances. The Compliance Committee met in Room A of the Conference Center. The Standing Committee met in W064. Once the Board was back together as a full board they voted on all the personal appearances.

Azadeh Sarafraz - MPJE Retake Exam App:

Ms. Sarafraz appeared before the Compliance Committee and discussed her studying habits with the Committee.

Compliance Committee Participating Members: Donna Wall, R.Ph., Matt Balla, R.Ph., John Wilson, J.D.

After discussion, the Compliance Committee recommended APPROVAL of Ms. Sarafraz's MPJE retake exam application.

The Compliance Committee's recommendation was presented to the full Board. After discussion, the full Board moved to APPROVE the recommendation.

Wall/Anderson, 6/0/0
Motion carries

The following board members voted aye:

Mark Smosna, Del Fanning, Donna Wall, John Wilson, Matt Balla, Steve Anderson

The following board members voted nay: none

The following board members abstained: none

Cheri Cole, 67011373A Reinstatement Renewal:

Ms. Cole appeared before the Compliance Committee regarding her reinstatement renewal application and was not represented by counsel.

Compliance Committee Participating Members: Donna Wall, R.Ph., Matt Balla, R.Ph., John Wilson, J.D.

Ms. Cole has been working in a nursing home since her technician license expired in 2010. She is going to nursing school and has a job pending with CVS, who will train her through their technician training program.

After discussion, the Compliance Committee recommended APPROVAL of Ms. Cole's reinstatement renewal application.

The Compliance Committee's recommendation was presented to the full Board. After discussion, the full Board moved to APPROVE the recommendation.

Wall/Anderson, 6/0/0
Motion carries

The following board members voted aye:

Mark Smosna, Del Fanning, Donna Wall, John Wilson, Matt Balla, Steve Anderson

The following board members voted nay: none

The following board members abstained: none

Patricia Hollenbeck, 67001934A Reinstatement Renewal:

Ms. Hollenbeck appeared before the Compliance Committee regarding her reinstatement renewal application and was not represented by counsel.

Compliance Committee Participating Members: Donna Wall, R.Ph., Matt Balla, R.Ph., John Wilson, J.D.

Ms. Hollenbeck currently works at Wal-Mart as a cashier in the pharmacy. She previously retired from Osco Drug. She will be trained through their technician training program.

After discussion, the Compliance Committee recommended APPROVAL of Ms. Hollenbeck's reinstatement renewal application.

The Compliance Committee's recommendation was presented to the full Board. After discussion, the full Board moved to APPROVE the recommendation.

Wall/Anderson, 6/0/0
Motion carries

The following board members voted aye:

Mark Smosna, Del Fanning, Donna Wall, John Wilson, Matt Balla, Steve Anderson

The following board members voted nay: none

The following board members abstained: none

Courtney Salas -Tech in Training App:

Ms. Salas appeared before the Compliance Committee regarding her positive response on her technician in training application and was not represented by counsel.

Compliance Committee Participating Members: Donna Wall, R.Ph., Matt Balla, R.Ph., John Wilson, J.D.

Ms. Salas had a 2008 arrest for possession of marijuana, paraphernalia and possession of a controlled substance. She pled guilty to possession of marijuana. She reports no drug use since 2008.

After discussion, the Compliance Committee recommended APPROVAL of Ms. Salas's technician in training application.

The Compliance Committee's recommendation was presented to the full Board. After discussion, the full Board moved to APPROVE the recommendation.

Wall/Anderson, 6/0/0
Motion carries

The following board members voted aye:
Mark Smosna, Del Fanning, Donna Wall, John Wilson, Matt Balla, Steve Anderson
The following board members voted nay: none
The following board members abstained: none

Tommy Linville. Tech in Training App:

Mr. Linville appeared before the Compliance Committee regarding his positive response on his technician in training application and was not represented by counsel.

Compliance Committee Participating Members: Donna Wall, R.Ph., Matt Balla, R.Ph., John Wilson, J.D.

Mr. Linville had an arrest for a DUI in 2013; Driving While Suspended in 2014; and a DUI in 2015. He currently works at CVS as a cashier and reports his last drink was in February 2018.

After discussion, the Compliance Committee recommended APPROVAL of Mr. Linville's technician in training application.

The Compliance Committee's recommendation was presented to the full Board. After discussion, the full Board moved to APPROVE the recommendation.

Wall/Anderson, 6/0/0
Motion carries

The following board members voted aye:
Mark Smosna, Del Fanning, Donna Wall, John Wilson, Matt Balla, Steve Anderson
The following board members voted nay: none
The following board members abstained: none

Damon Williams. Tech in Training App:

Mr. Williams appeared before the Compliance Committee regarding his positive response on his technician in training application and was not represented by counsel.

Compliance Committee Participating Members: Donna Wall, R.Ph., Matt Balla, R.Ph., John Wilson, J.D.

Mr. Williams had an arrest for Disorderly Conduct in 1996 (dismissed); Driving While Suspended in 1997; Possession of Cocaine in 1997; and Possession of Marijuana in 2009. He reports no drug use since 2009. He presently works for Anthem and has a job opportunity with CVS.

After discussion, the Compliance Committee recommended APPROVAL of Mr. Williams's technician in training application.

The Compliance Committee's recommendation was presented to the full Board. After discussion, the full Board moved to APPROVE the recommendation.

Wall/Anderson, 6/0/0
Motion carries

The following board members voted aye:

Mark Smosna, Del Fanning, Donna Wall, John Wilson, Matt Balla, Steve Anderson

The following board members voted nay: none

The following board members abstained: none

Lindsey Swindell. 67028872A Technician Renewal:

Ms. Swindell appeared before the Compliance Committee regarding her positive response on her technician renewal application and was not represented by counsel.

Compliance Committee Participating Members: Donna Wall, R.Ph., Matt Balla, R.Ph., John Wilson, J.D.

Ms. Swindell was charged with a DUI in 2017 and pled guilty to Public Intoxication. She completed all court requirements in January 2018.

After discussion, the Compliance Committee recommended APPROVAL of Ms. Swindell's technician application.

The Compliance Committee's recommendation was presented to the full Board. After discussion, the full Board moved to APPROVE the recommendation.

Wall/Anderson, 6/0/0
Motion carries

The following board members voted aye:

Mark Smosna, Del Fanning, Donna Wall, John Wilson, Matt Balla, Steve Anderson

The following board members voted nay: none

The following board members abstained: none

Jason Loughmiller. 67021819A Technician Renewal:

Mr. Loughmiller appeared before the Compliance Committee regarding his positive response on his technician renewal application and was not represented by counsel.

Compliance Committee Participating Members: Donna Wall, R.Ph., Matt Balla, R.Ph., John Wilson, J.D.

Mr. Loughmiller is on criminal probation until March 2019 relating to a battery conviction. He presently works for Alixa Pharmacy.

After discussion, the Compliance Committee recommended APPROVAL on INDEFINITE PROBATION with terms and conditions of Mr. Loughmiller's technician renewal application.

The Compliance Committee's recommendation was presented to the full Board. After discussion, the full Board moved to APPROVE the recommendation.

Wall/Anderson, 6/0/0
Motion carries

The following board members voted aye:
Mark Smosna, Del Fanning, Donna Wall, John Wilson, Matt Balla, Steve Anderson
The following board members voted nay: none
The following board members abstained: none

Sonya Ward, 67001429A Technician Renewal App:

Ms. Ward appeared before the Compliance Committee regarding her positive response on her technician renewal application and was not represented by counsel.

Compliance Committee Participating Members: Donna Wall, R.Ph., Matt Balla, R.Ph., John Wilson, J.D.

Ms. Ward was disciplined in South Carolina for transferring a prescription without authorization to do so as a technician. Texas also imposed reciprocal discipline.

After discussion, the Compliance Committee recommended APPROVAL of Ms. Ward's technician renewal application.

The Compliance Committee's recommendation was presented to the full Board. After discussion, the full Board moved to APPROVE the recommendation.

Wall/Anderson, 6/0/0
Motion carries

The following board members voted aye:
Mark Smosna, Del Fanning, Donna Wall, John Wilson, Matt Balla, Steve Anderson
The following board members voted nay: none
The following board members abstained: none

Robert Jensen, 45019961A Intern Permit Renewal App:

Mr. Jensen appeared before the Compliance Committee regarding his positive response on his intern permit renewal application and was not represented by counsel.

Compliance Committee Participating Members: Donna Wall, R.Ph., Matt Balla, R.Ph., John Wilson, J.D.

Mr. Jensen pled guilty to a DUI in March 2018. He is enrolled in Sullivan College and is participating in Kentucky's PRN program.

He indicated he may not need the intern permit as he may not do any rotations in Indiana this time. He will check and if he doesn't need it he will withdraw his application.

After discussion, the Compliance Committee recommended APPROVAL of Mr. Jensen's intern permit renewal application PENDING the receipt of a PRN contract.

The Compliance Committee's recommendation was presented to the full Board. After discussion, the full Board moved to APPROVE the recommendation.

Wall/Anderson, 6/0/0
Motion carries

The following board members voted aye:

Mark Smosna, Del Fanning, Donna Wall, John Wilson, Matt Balla, Steve Anderson

The following board members voted nay: none

The following board members abstained: none

Jeremy Wolfe - 26022573A Pharmacist Renewal App:

Mr. Wolfe appeared before the -standing Committee regarding his positive response on his pharmacist renewal application and was represented by counsel, Ed Holleran.

Standing Committee Participating Members: Steve Anderson, R.Ph., Mark Smosna, R.Ph., Del Fanning, R.Ph.

In January 2018 DEA completed an audit at George's Pharmacy where he was working as the PIG.

While working on issues the DEA found the Owner decided to terminate the entire staff including Mr. Wolfe. He worked for four (4) weeks after the audit and was then called at home right before his shift and was told he was terminated.

After discussion, the Standing Committee recommended APPROVAL of Mr. Wolfe's pharmacist renewal application.

The Standing Committee's recommendation was presented to the full Board. After discussion, the full Board moved to APPROVE the recommendation.

AndersonNVall, 6/0/0
Motion carries

The following board members voted aye:
Mark Smosna, Del Fanning, Donna Wall, John Wilson, Matt Balla, Steve Anderson
The following board members voted nay: none
The following board members abstained: none

Tonette Ramion, 26017206A Pharmacist Renewal App:

Ms. Ramion appeared before the Standing Committee regarding her positive response on her pharmacist renewal application and was not represented by counsel.

Standing Committee Participating Members: Steve Anderson, R.Ph., Mark Smosna, R.Ph., Del Fanning, R.Ph.

This was Ms. Ramion's first DUI. Her BAC was .09

She entered into a diversion program with the courts and completed the program on June 26, 2018.

After discussion, the Standing Committee recommended APPROVAL of Ms. Ramion's pharmacist renewal application.

The Standing Committee's recommendation was presented to the full Board. After discussion, the full Board moved to APPROVE the recommendation.

AndersonNVall, 6/0/0
Motion carries

The following board members voted aye:
Mark Smosna, Del Fanning, Donna Wall, John Wilson, Matt Balla, Steve Anderson
The following board members voted nay: none
The following board members abstained: none

Lucas Sweet, 26025388A Pharmacist Renewal App:

Mr. Sweet appeared before the Standing Committee regarding his positive response on his pharmacist renewal application and was not represented by counsel.

Standing Committee Participating Members: Steve Anderson, R.Ph., Mark Smosna, R.Ph., Del Fanning, R.Ph.

Recently, Mr. Sweet consumed alcohol drinks and then chose to drive home. He went off the road and was stuck. The Police came and arrested him for a DUI.

His BAC was .16. His case is still open at this time, his next court appearance is scheduled for September 11, 2018.

After discussion, the Standing Committee recommended to TABLE Mr. Sweet's pharmacist renewal application until the October 2018 meeting.

The Standing Committee's recommendation was presented to the full Board. After discussion, the full Board moved to APPROVE the recommendation.

Anderson/Wall, 6/0/0
Motion carries

The following board members voted aye:

Mark Smosna, Del Fanning, Donna Wall, John Wilson, Matt Balla, Steve Anderson

The following board members voted nay: none

The following board members abstained: none

Ziad Khader, 26020778A Pharmacist Renewal App:

Mr. Khader did not appear before the Standing Committee regarding his positive response on his pharmacist renewal application and was represented by counsel, Joshua Burris.

Standing Committee Participating Members: Steve Anderson, R.Ph., Mark Smosna, R.Ph., Del Fanning, R.Ph.

In 2017, Mr. Khader was Federally Indicted for giving false information on a benefits application.

After discussion, the Standing Committee recommended APPROVAL of Mr. Khader's pharmacist renewal application and to FILE A COMPLAINT with the AG's Office.

The Standing Committee's recommendation was presented to the full Board. After discussion, the full Board moved to APPROVE the recommendation.

Anderson/Wall, 6/0/0
Motion carries

The following board members voted aye:

Mark Smosna, Del Fanning, Donna Wall, John Wilson, Matt Balla, Steve Anderson

The following board members voted nay: none

The following board members abstained: none

Heather Groh, 67026750A Technician Renewal App:

Ms. Groh appeared before the Standing Committee regarding her positive response on her technician renewal application and was not represented by counsel.

Standing Committee Participating Members: Steve Anderson, R.Ph., Mark Smosna, R.Ph., Del Fanning, R.Ph.

Ms. Groh received her second (2nd) DUI on February 10, 2017. She received her first (1st) DUI wail she was underage.

For the 2017 arrest, she was charged with a Level 6 Felony. Her BAC was .24

She was on house arrest for thirty (30) days and once she completed the deferral program the charge was reduced to a Class A Misdemeanor.

After discussion, the Standing Committee recommended to TABLE Groh's technician renewal application and requested she obtain an Addictionology Evaluation.

The Standing Committee's recommendation was presented to the full Board. After discussion, the full Board moved to APPROVE the recommendation.

Anderson/Wall, 6/0/0
Motion carries

The following board members voted aye:
Mark Smosna, Del Fanning, Donna Wall, John Wilson, Matt Balla, Steve Anderson
The following board members voted nay: none
The following board members abstained: none

Shay Gautier, 67017359A Technician Renewal App:

Ms. Gautier appeared before the Standing Committee regarding her positive response on her technician renewal application and was not represented by counsel.

Standing Committee Participating Members: Donna Wall, R.Ph, Steve Anderson, R.Ph., Matt Balla, R.Ph.

Ms Gautier was terminated from 1.U. Health Pharmacy due to issues with her attendance. She stated she missed a lot of work as she was taking care of her Mom who was very ill at the time.

In 2017, she was arrested and charged with a DUI and Possession of Marijuana. She indicated she last smoked Marijuana in 2017 and her BAG was .15

She also stated her last alcoholic drink was a couple of weeks ago for her birthday.

After discussion, the Standing Committee recommended to APPROVE Ms. Gautier's technician renewal application PENDING receipt of her court evaluation and proof of completion of the impact panel. Mr. Anderson agreed to review the documents.

The Standing Committee's recommendation was presented to the full Board. After discussion, the full Board moved to APPROVE the recommendation.

Anderson/Wall, 6/0/0
Motion carries

The following board members voted aye:

Mark Smosna, Del Fanning, Donna Wall, John Wilson, Matt Balla, Steve Anderson

The following board members voted nay: none

The following board members abstained: none

Ryan Downey, 67022983A Technician Renewal App:

Mr. Downey appeared before the Standing Committee regarding his positive response on his technician renewal application and was not represented by counsel.

Standing Committee Participating Members: Steve Anderson, R.Ph., Mark Smosna, R.Ph., Del Fanning, R.Ph.

Mr. Downey informed the Committee that he specifically went to a Hotel to abuse alcohol one last time before going to treatment. He indicated he is on twelve different medications due to his addiction to alcohol.

He left the Hotel to go to Harris House in Missouri. While leaving the Hotel he hit another car and was arrested for a DUI.

He did make it to Harris House where he completed a twenty-eight (28) day inpatient program. Today he is forty (40) days sober. He left Harris House on June 1, 2018.

He goes to two (2) AA meetings per week.

He has had three (3) relapses since leaving Harris House as he admitted to the Board he drank alcohol on three (3) different days since he left.

He was also arrested for a DUI back in 2012.

After discussion, the Standing Committee recommended to APPROVE Mr. Downey's technician renewal application on INDEFINITE PROBATION with terms and conditions.

The Standing Committee's recommendation was presented to the full Board. After discussion, the full Board moved to APPROVE the recommendation.

Anderson/Wall, 6/0/0
Motion carries

The following board members voted aye:
Mark Smosna, Del Fanning, Donna Wall, John Wilson, Matt Balla, Steve Anderson
The following board members voted nay: none
The following board members abstained: none

Patricia Ebraheme - Technician in Training App:

Ms. Ebraheme did not appear before the Board regarding a positive response on her technician in training application and was not represented by counsel.

This is Ms. Ebraheme's second time not appearing for a scheduled personal appearance.

After discussion, the Board moved to DENY Ms. Ebraheme's technician in training application.

Fanning/Wall, 6/0/0
Motion carries

The following board members voted aye:
Donna Wall, John Wilson, Mark Smosna, Del Fanning, Steve Anderson, Matt Balla
The following board members voted nay: none
The following board members abstained: none

Michael McRoy, 67021501A Technician Renewal App:

Mr. McRoy did not appear before the Board regarding a positive response on his technician renewal application and was not represented by counsel.

This is Mr. McRoy's second time not appearing for a scheduled personal appearance.

After discussion, the Board moved to DENY Mr. McRoy's technician renewal application.

Fanning/Wall, 6/0/0
Motion carries

The following board members voted aye:
Donna Wall, John Wilson, Mark Smosna, Del Fanning, Steve Anderson, Matt Balla
The following board members voted nay: none
The following board members abstained: none

ADMINISTRATIVE HEARINGS

The following administrative hearings were continued:

- **David Ringel, D.O., No License, Cause No. 2018 IPB 0024**
- **Nicholas Martin, Ph.T., License No. 6703659+A, Cause No. 2017 IPB 0087**

Tamara Brugh, Ph.T., License No. 67031284A, Cause No. 2017 IBP 0096

Respondent did not appear in person and was not represented by counsel regarding an Extension of Summary Suspension scheduled before the Board. The State of Indiana was represented by Tim Weber, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Rutledge Independent Reporting.

Ms. Brugh has been charged with a level 6 Felony - theft where value of property is between \$750 and \$50K.

States Exhibit:

D - Chronological Case Summary

After having considered the evidence presented and taking official, judicial notice of the pleadings, evidence and orders in this matter, the Board moved to EXTEND the SUMMARY SUSPENSION for ninety (90) days.

Fanning/Anderson, 6/0/0
Motion carries

The following board members voted aye:
Donna Wall, John Wilson, Mark Smosna, Del Fanning, Steve Anderson, Matt Balla
The following board members voted nay: none
The following board members abstained: none

Misty Johnson-Dennis, Ph.T., License No. 67017728A, Cause No. 2018 IBP 0028

Respondent did not appear in person and was not represented by counsel regarding an Extension of Summary Suspension scheduled before the Board. The State of Indiana was represented by Tim Weber, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Rutledge Independent Reporting.

A settlement agreement between the Respondent, her counsel and the Attorney General's Office was presented to the Board.

The settlement agreement included an EXTENSION of the SUMMARY SUSPENSION for a period of ninety (90) days.

After reviewing the settlement agreement and taking official, judicial notice of the pleadings, evidence and orders in this matter the Board moved to APPROVE the Settlement Agreement.

Fanning/Wall, 6/0/0
Motion carries

The following board members voted aye:

Donna Wall, John Wilson, Mark Smosna, Del Fanning, Steve Anderson, Matt Balla

The following board members voted nay: none

The following board members abstained: none

Michael Love, M.D., License No. 01048505B, Cause No. 2016 IBP 0086

Respondent did not appear in person and was not represented by counsel regarding an Extension of Summary Suspension scheduled before the Board. The State of Indiana was represented by Stacy Oliver, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Rutledge Independent Reporting.

A settlement agreement between the Respondent and the Attorney General's Office was presented to the Board.

The settlement agreement included an EXTENSION of the SUMMARY SUSPENSION for a period of ninety (90) days.

After reviewing the settlement agreement and taking official, judicial notice of the pleadings, evidence and orders in this matter the Board moved to APPROVE the Settlement Agreement.

Fanning/Wall, 6/0/0
Motion carries

The following board members voted aye:

Donna Wall, John Wilson, Mark Smosna, Del Fanning, Steve Anderson, Matt Balla

The following board members voted nay: none

The following board members abstained: none

Shawntelle Morris, Ph.T., License No. 67021660A, Cause No. 2018 IBP 0032

Respondent did not appear in person and was not represented by counsel regarding an Extension of Summary Suspension scheduled before the Board. The State of Indiana was represented by Ryan Eldridge, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Rutledge Independent Reporting.

Circumstances in this matter has not changed since she was placed on summary suspension. The trial is scheduled in September 2018.

After having considered the evidence presented and taking official, judicial notice of the pleadings, evidence and orders in this matter, the Board moved to EXTEND the SUMMARY SUSPENSION for ninety (90) days.

Fanning/Wall, 6/0/0
Motion carries

The following board members voted aye:
Donna Wall, John Wilson, Mark Smosna, Del Fanning, Steve Anderson, Matt Balla
The following board members voted nay: none
The following board members abstained: none

Richard Sarna, R.Ph., License No. 26025399A, Cause No. 2018 IBP 0023

Respondent did not appear in person and was not represented by counsel regarding an Extension of Summary Suspension scheduled before the Board. The State of Indiana was represented by Ryan Eldridge, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Rutledge Independent Reporting.

States Exhibits:
C - Employment File
C1 - Copy of Positive Drug Test

After having considered the evidence presented and taking official, judicial notice of the pleadings, evidence and orders in this matter, the Board moved to EXTEND the SUMMARY SUSPENSION for ninety (90) days.

Fanning/Balla, 6/0/0
Motion carries

The following board members voted aye:
Donna Wall, John Wilson, Mark Smosna, Del Fanning, Steve Anderson, Matt Balla
The following board members voted nay: none
The following board members abstained: none

Andrew Smith, P.T.I.T., License No. 99083624A, Cause No. 2018 IBP 0018

Respondent did not appear in person and was not represented by counsel regarding an Extension of Summary Suspension scheduled before the Board. The State of Indiana was represented by Roxanne Hilton, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Rutledge Independent Reporting.

The circumstances have not changed.

After having considered the evidence presented and taking official, judicial notice of the pleadings, evidence and orders in this matter, the Board moved to EXTEND the SUMMARY SUSPENSION for ninety (90) days.

Fanning/Balla, 6/0/0
Motion carries

The following board members voted aye:

Donna Wall, John Wilson, Mark Smosna, Del Fanning, Steve Anderson, Matt Balla

The following board members voted nay: none

The following board members abstained: none

Amex Pharmacy, License No. 64000903A, Cause No. 2017 IBP 0048

Respondent did appear in person and was represented by counsel, Alex Emerson regarding a Petition to Withdraw Probation scheduled before the Board. The State of Indiana was represented by Tim Weber, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Rutledge Independent Reporting.

Amex Pharmacy was placed on probation by agreement in Indiana after their Florida license was placed on probation for several serious issues.

Their Florida license has now been place back to active status with no restrictions. They passed two (2) inspections in Florida before being reinstated to active status.

After having considered the evidence presented and taking official, judicial notice of the pleadings, evidence and orders in this matter, the Board moved to WITHDRAW the Order of Probation.

Anderson/Wall, 6/0/0
Motion carries

The following board members voted aye:

Donna Wall, John Wilson, Mark Smosna, Del Fanning, Steve Anderson, Matt Balla

The following board members voted nay: none

The following board members abstained: none

Ronald Deckard, D.D.S., License No. 120079828, Cause No. 2018 IBP 0039

Respondent did appear in person and was not represented by counsel regarding an Order to Show Cause regarding his CSR Reinstatement Application. The State of Indiana was represented by Roxanne Hilton, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Rutledge Independent Reporting.

In March 2015, Dr. Deckard surrendered his DEA for cause. Unbeknownst to him, his wife was using his DEA to order very large quantities of Hydrocodone for her personal use.

He indicated he did not know she was doing this until the DEA came to see him. His wife passed away shortly after in 2015.

His dental license is on indefinite probation. He last practiced in 2015.

After having considered the evidence presented and taking official, judicial notice of the pleadings, evidence and orders in this matter, the Board moved to APPROVE Dr. Deckard's controlled substance registration application.

Wall/Fanning, 6/0/0
Motion carries

The following board members voted aye:

Donna Wall, John Wilson, Mark Smosna, Del Fanning, Steve Anderson, Matt Balla

The following board members voted nay: none

The following board members abstained: none

Charles Gabet, D.D.S., License No. 12011308, Cause No. 2018 IBP 0040

Respondent did appear in person and was represented by counsel, Mike Gaerate regarding an Order to Show Cause regarding his CSR Reinstatement Application. The State of Indiana was represented by Roxanne Hilton, Deputy Attorney General and the court reporter sworn in on this matter was Sherri Rutledge with Rutledge Independent Reporting.

Dr. Gabet informed the Board that he has addiction issues. On November 2, 2016 he was arrested after he was found shooting up midazolam and tramadol in a Wal-Mart parking lot. He diverted the medications from his practice.

The next day he contacted Candace Backers program Dental Wellbeing. Three (3) days later he went to Positive Sobriety Institute in Chicago and has signed a five (5) year contact with Dental Wellbeing Program.

November 3, 2016 is his sobriety date.

His dental license was originally placed on summary suspension by agreement. His dental license is now on indefinite probation.

He indicated that in the last eighteen (18) months he has had approximately forty (40) to fifty (50) drug screens and has not had a positive screen. He attends two to three (2-3) AA meetings per week and has a Sponsor that he speaks with about three (3) times per week. He also has probationary appearances with the Dental Board every two (2) months.

Respondent Exhibits:

1 - Letter from Candace Backer

After having considered the evidence presented and taking official, judicial notice of the pleadings, evidence and orders in this matter, the Board moved to APPROVE Dr. Gabet's Controlled Substance Registration Application on INDEFINITE PROBATION with terms and conditions.

Wall/Anderson, 6/0/0
Motion carries

The following board members voted aye:

Donna Wall, John Wilson, Mark Smosna, Del Fanning, Steve Anderson, Matt Balla

The following board members voted nay: none

The following board members abstained: none

Roger Piatek, M.D., License No. 010369468, Cause No. 2016 IPB 0053

Respondent did appear in person and was represented by counsel, James Voyles regarding an Order to Show Cause & Petition to Modify Probation scheduled before the Board. The State of Indiana was represented by Jessica Krug, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Rutledge Independent Reporting.

Mr. Voyles informed the Board that he has been retained as counsel by the Attorney General's Office on another matter. He indicated there is a firewall between it and this matter.

Dr. Bryman has been reviewing Dr. Piatek's files for a while. Dr. Raymond submitted a letter indicating that Dr. Piatek has been following his probationary guidelines and feels he no longer needs to review the charts. He stated monitoring is no longer necessary.

Dr. Piatek indicated that he wants to prescribe legend drugs to family and friends. He indicated he will treat his family and friends as patients and request to write non-controlled prescriptions for family and non-controlled & weight loss drugs from friends.

After having considered the evidence presented and taking official, judicial notice of the pleadings, evidence and orders in this matter, the Board moved to DISMISS the ORDER TO SHOW CAUSE and to MODIFY his PROBATIONARY ORDER as follows:

Delete: h. Dr. Piatek must meet with Dr. Bryman every four to six months to review his record keeping and prescribing practices. Those meetings may take place electronically.

Change d. Dr. Piatek may not write controlled substances for family or himself. He may write for friends and colleagues as long as they are a patient of the practice.

Change g. Consultant Pharmacist must review INSPECT report for patients of the clinic. Any discrepancies must be reported to the Board and submit the review to the Board with an attached INSPECT report.

Anderson/Balla, 6/0/0
Motion carries

The following board members voted aye:
Donna Wall, John Wilson, Mark Smosna, Del Fanning, Steve Anderson, Matt Balla
The following board members voted nay: none
The following board members abstained: none

Cindy Narvaez Espinosa, P.T.I.T., License No. 99081965A, Cause No. 2018 IBP 0020

Respondent did not appear in person and was not represented by counsel regarding a Final Disciplinary Hearing scheduled before the Board. The State of Indiana was represented by Ryan Eldridge, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Rutledge Independent Reporting.

Scott Wilson, Asset Protection Manager with Walgreens was sworn in as a witness.

After having considered the evidence presented and taking official, judicial notice of the pleadings, evidence and orders in this matter, the Board moved to issue a NOTICE OF PROPOSED DEFAULT.

Fanning/Wall, 6/0/0
Motion carries

The following board members voted aye:
Donna Wall, Mark Smosna, Steve Anderson, Matt Balla, John Wilson, Del Fanning
The following board members voted nay: none
The following board members abstained: none

Mr. Wilson testified that the Respondent admitted to him that she took the phentermine.

The Respondent admitted to creating a fraudulent sale using another patients ID to check out the medication.

States Exhibits:

A - Affidavit of Brian Pier

B - Employee Personnel File

After having considered the evidence presented, testimony of the witness and taking official, judicial notice of the pleadings, evidence and orders in this matter, the Board moved to EXTEND the SUMMARY SUSPENSION for ninety (90) days.

Fanning/Smosna, 6/0/0
Motion carries

The following board members voted aye:

Donna Wall, Mark Smosna, Steve Anderson, Matt Balla, John Wilson, Del Fanning

The following board members voted nay: none

The following board members abstained: none

Melissa Ferguson, Ph.T., License No. 67019731A, Cause No. 2018 IBP 0036

Respondent did not appear in person and was not represented by counsel regarding a Final Disciplinary Hearing scheduled before the Board. The State of Indiana was represented by Ryan Eldridge, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Rutledge Independent Reporting.

Andi Wagner, Asset Protection Manager with Walgreens was sworn in as a witness.

After having considered the evidence presented and taking official, judicial notice of the pleadings, evidence and orders in this matter, the Board moved to issue a NOTICE OF PROPOSED DEFAULT.

Fanning/Wall, 6/0/0
Motion carries

The following board members voted aye:

Donna Wall, Mark Smosna, Steve Anderson, Matt Balla, John Wilson, Del Fanning

The following board members voted nay: none

The following board members abstained: none

The Board heard the witness.

Ms. Wagner testified that the Respondent admitted to diverting medications. She said she was approached at a gas station by someone that wanted to get promethazine.

She stated she was desperate and needed the money. She agreed to a \$40 payment for each prescription of promethazine she could sell through the drive-up window.

States Exhibit:
D - Employee File

Hongxing Zhang, R.Ph., License No. 26021608A, Cause No. 2017 IBP 0019

Respondent did not appear in person and was not represented by counsel regarding a Final Disciplinary Hearing & Extension of Summary Suspension scheduled before the Board. The State of Indiana was represented by Stacy Oliver, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge, with Rutledge Independent Reporting.

Mr. Zhang is currently in China, and is working with Ms. Oliver, Deputy Attorney General on a settlement agreement.

After having considered the evidence presented and taking official, judicial notice of the pleadings, evidence and orders in this matter, the Board moved CONTINUE this matter and further determined that the SUMMARY SUSPENSION does not need extended.

Fanning/Wall, 6/0/0
Motion carries

The following board members voted aye:
Donna Wall, Mark Smosna, Steve Anderson, Matt Balla, John Wilson, Del Fanning
The following board members voted nay: none
The following board members abstained: none

Kimberly Herrell-Stone, Ph.T., License No. 67029799A, Cause No. 2017 IBP 0094

Respondent did not appear in person and was not represented by counsel regarding a Default Hearing scheduled before the Board. The State of Indiana was represented by Stacy Oliver, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Rutledge Independent Reporting.

After having considered the evidence presented and taking official, judicial notice of the pleadings, evidence and orders in this matter, the Board moved to hold the Respondent's license in DEFAULT

Anderson/Balla, 6/0/0
Motion carries

The following board members voted aye:
Donna Wall, Mark Smosna, Steve Anderson, Matt Balla, John Wilson, Del Fanning
The following board members voted nay: none

The following board members abstained: none

The Respondent entered a plea of guilty to Count #1, Theft, a Level 6 Felony and Count #IV, Possession of a Controlled Substances, a Class A Misdemeanor.

The court sentenced the Respondent as follows: three hundred and sixty-five (365) days at Indiana Department of Correction on the charge of Count #1, Theft, a Level 6 Felony, concurrent to three hundred and sixty-five (365) days in Jefferson county Jail on the charge of Count #IV, Possession of a Controlled Substances, a Class A Misdemeanor, all suspended except for one (1) day, time served pre-plea incarceration. The court ordered the balance of the three hundred sixty-five (365) days suspended to supervised probation and the defendant is order to report to the Jefferson County Community Corrections Department as a specific term of probation with determination of appropriate program to be made by the Community Corrections Department, and shall include all other terms of probation as outlined in the plea agreement.

States Exhibits:

A - Chronological Case Summary

B - Judgement of Conviction

C - Employee File

After having considered the evidence presented and taking official, judicial notice of the pleadings, evidence and orders in this matter, the Board moved to REVOKE the Respondent's license

Fanning/Balla, 6/0/0
Motion carries

The following board members voted aye:

Donna Wall, Mark Smosna, Steve Anderson, Matt Balla, John Wilson, Del Fanning

The following board members voted nay: none

The following board members abstained: none

Ronica Parker, Ph.T., License No. 67025280A, Cause No. 2017 IBP 0009

Respondent did not appear in person and was not represented by counsel regarding a Notice of Proposed Default and Response scheduled before the Board. The State of Indiana was represented by Stacy Oliver, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Rutledge Independent Reporting.

Ms. Parker responded in a timely manner and did not have transportation to attend her hearing.

After having considered the evidence presented and taking official, judicial notice of the pleadings, evidence and orders in this matter, the Board moved SET ASIDE the

NOTICE OF PROPOSED DEFAULT and to RESCHEDULE this MATTER FOR HEARING.

Wall/Anderson, 6/0/0
Motion carries

The following board members voted aye:
Donna Wall, Mark Smosna, Steve Anderson, Matt Balla, John Wilson, Del Fanning
The following board members voted nay: none
The following board members abstained: none

Robin Shuffitt, P.T.I.T., License No. 99078896A, Cause No. 2017 IBP 0095

Respondent did not appear in person and was not represented by counsel regarding a Default Hearing scheduled before the Board. The State of Indiana was represented by Stacy Oliver, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Rutledge Independent Reporting.

After having considered the evidence presented and taking official, judicial notice of the pleadings, evidence and orders in this matter, the Board moved to hold the Respondent's license in DEFAULT.

Fanning/Wall, 6/0/0
Motion carries

The following board members voted aye:
Donna Wall, Mark Smosna, Steve Anderson, Matt Balla, John Wilson, Del Fanning
The following board members voted nay: none
The following board members abstained: none

Ms. Shuffitt admitted to taking Norco to help her Fiance as he was in pain.

It was documented in a loss of controlled substances report that sixty (60) tablets of Hydrocodone-Acetaminophen 5-325mg; eight (8) Hydrocodone-Acetaminophen 5-325mg and nine (9) Hydrocodone-Acetaminophen 10-325mg were taken.

States Exhibits:

- A - Chronological Case Summary
- A1- Affidavit of Kroger
- B -Affidavid of Christopher Wilson, R.Ph.
- C - Statement from Ms. Shuffitt
- D - 106 Form
- E - Employee records

After having considered the evidence presented and taking official, judicial notice of the pleadings, evidence and orders in this matter, the Board moved to REVOKE the Respondent's license

Fanning/Wilson, 6/0/0
Motion carries

The following board members voted aye:
Donna Wall, Mark Smosna, Steve Anderson, Matt Balla, John Wilson, Del Fanning
The following board members voted nay: none
The following board members abstained: none

Gianna Graham, Ph.T., License No. 67030515A, Cause No. 2018 IBP 0042

Respondent did not appear in person and was not represented by counsel regarding a Petition for Summary Suspension scheduled before the Board. The State of Indiana was represented by Ryan Eldridge, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Rutledge Independent Reporting.

A settlement agreement between the Respondent and the Attorney General's Office was presented to the Board. The settlement agreement included SUMMARY SUSPENSION for ninety (90) days.

After reviewing the settlement agreement and taking official, judicial notice of the pleadings, evidence and orders in this matter the Board moved to APPROVE the Settlement Agreement.

Fanning/Wilson, 6/0/0
Motion carries

The following board members voted aye:
Donna Wall, Mark Smosna, Steve Anderson, Matt Balla, John Wilson, Del Fanning
The following board members voted nay: none
The following board members abstained: none

DISCUSSION

INSPECT Report - Kara Slusser, Inspect Director:

Participating Members: Donna Wall, R.Ph., John Wilson, J.D., Steve Anderson, R.Ph., Matt Balla, R.Ph., Mark Smosna, R.Ph., Del Fanning, R.Ph.

1. Requested Financial Review of INSPECT Contracts

- AWARxE Platform
Oct. 11, 2017 - June 30, 2018 \$ 248,029.00
July 1, 2018 -- June 30, 2019 + \$ 343,000.00

TOTAL: \$ 591,029.00

- Statewide INSPECT Integration Initiative
Contract Effective Date through June 30, 2018: \$525,070
July 1, 2018 to June 30, 2019: \$787,605
July 1, 2019 to June 30, 2020: \$1,049,750
- A comprehensive financial breakdown of the INSPECT program for FY 2017 and FY 2018 will be provided to members of the board.

2. Request for INSPECT funds

- Request for INSPECT funds to send 3 IPLA Compliance Officers to the annual conference for the National Association of Drug Diversion Investigators (NADDI) from Oct 2-5 this year.
 - The early registration closes on September pt_ If we book by that date, the registration fee is \$200/person.
 - Hotel = \$96/ night
 - -Flights to Norfolk, VA= Est. \$260/each
- Request for INSPECT funds to send 2 IPLA Compliance Officers to Sterile compounding Boot Camp in New Jersey from November 5-8 this year.
 - Tim Thomas and Zaneta Nunnally will be attending
 - NABP will pay all fees for Zaneta and registration for Tim
 - INSPECT will cover the cost of Tim's flight, food and lodging

3. INSPECT Integration Initiative

The following health care facilities went live with their integration within the last month:

1. Greencastle Internal Medicine and Primary Care
 2. The Women's Hospital
 3. Community HealthNet Centers
 4. Regional Mental Health Centers
 5. Indiana Health Group
 6. Columbus Regional Hospital
- IPLA has reached an Agreement with Ascension Health and Walmart Pharmacies, which has 128 pharmacy locations in Indiana. The integration kickoff for these facilities is scheduled for the end of the month.

The Board thanked Kara for her report.

Zaneta Nunnally - Compliance Director - Report:

Participating Members: Donna Wall, R.Ph., John Wilson, J.D., Steve Anderson, R.Ph., Matt Balla, R.Ph., Mark Smosna, R.Ph., Del Fanning, R.Ph.

Zaneta Nunnally reported the following:

- 101 inspections were performed for the month of January
 - 53 Pharmacies
 - 13 Home Medical Equipment Facilities
 - 35 Controlled Substance Registrations
- 22 deficiencies were found
- 3 consumer complaints filed

The Board thanked Ms. Nunnally for her report.

Third-Party Logistics Providers rule discussion:

Participating Members: Donna Wall, R.Ph., John Wilson, J.D., Steve Anderson, R.Ph., Matt Balla, R.Ph., Mark Smosna, R.Ph., Del Fanning, R.Ph.

Darren indicated he has uploaded a draft incorporating Donna Wall's comments informed the Board to send any comments they have regarding third-party logistics providers.

The emergency rule will be effective until the final rule is done.

VAWD is working on an inspection for WDD's and possibly 3PL's.

After reviewing the document with the most current changed, the Board moved to APPROVE the emergency rule.

Wall/Fanning, 6/0/0
Motion carries

The following board members voted aye:
Donna Wall, Mark Smosna, Steve Anderson, Matt Balla, John Wilson, Del Fanning
The following board members voted nay: none
The following board members abstained: none

HEA 1245:

Participating Members: Donna Wall, R.Ph., John Wilson, J.D., Steve Anderson, R.Ph., Matt Balla, R.Ph., Mark Smosna, R.Ph., Del Fanning, R.Ph.

The Board discussed which crimes should be listed as "disqualifying crimes" for licensure as required by HEA 1245. Final decision was tabled until September meeting.

Type 1 Pharmacies delivering medications to Institutions in collaboration with Type 2 Pharmacies:

The Board discussed generally whether a Type 2 pharmacy could deliver medications to the bedside of an institutional pharmacy. No formal decisions were made. The Board's general consensus was that this was an acceptable practice.

REVIEW OF APPLICATIONS

Individual Application Review:

The Board reviewed and APPROVED the following individual application(s).

Smosna/Balla, 6/0/0

Motion carries

The following board members voted aye:

Donna Wall, Winnie Landis, John Wilson, Steve Anderson, Matt Balla, Mark Smosna

The following board members voted nay: none

The following board members abstained: none

- Zachery Fisher, Pharmacist Exam App, Special Accommodations
- Tyler Puggle Reum, Tech in Training App

The Board reviewed the following individual application(s) and a PERSONAL APPEARANCE was requested.

Smosna/Balla, 6/0/0

Motion carries

The following board members voted aye:

Donna Wall, Winnie Landis, Mark Smosna, John Wilson, Steve Anderson, Matt Balla,

The following board members voted nay: none

The following board members abstained: none

- Linda Binion-Reaves - Tech in Training App
- Robert Mack- Tech in Training App

Pharmacy Technician Programs:

The Board reviewed and APPROVED the following Pharmacy Technician Program(s):

Wall/Wilson, 6/0/0

Motion carries

The following board members voted aye:

Donna Wall, Mark Smosna, John Wilson, Steve Anderson, Matt Balla, Del Fanning
The following board members voted nay: none
The following board members abstained: none

- Medscript Tech Program - initial app

Controlled Substance Registrations, HME & EDI Applications:

The Board reviewed and APPROVED the following CSR, HME & EDI application(s):

Anderson/Balla, 6/0/0

Motion carried

The following board members voted aye:

Donna Wall, Mark Smosna, John Wilson, Steve Anderson, Matt Balla, Del Fanning

The following board members voted nay: none

The following board members abstained: none

- Indiana University School of Medicine, Bloomington Medical Sciences Program/Peter Hollenhorst - Researcher CSR App - Schedule 3
- Advanced Pain Care Clinic - Out Patient Clinic CSR App - Schedules **2,2N,3,3N,4,5**
- David Wexler, D.D.S. - CSR App

The Board reviewed and APPROVED the following CSR, HME & EDI application(s):

Fanning/Wall, 6/0/0

Motion carried

The following board members voted aye:

Donna Wall, Mark Smosna, John Wilson, Steve Anderson, Matt Balla, Del Fanning

The following board members voted nay: none

The following board members abstained: none

- Indiana University School of Medicine, Bloomington/Richard Carpenter - Researcher CSR App - Schedule 3

The Board reviewed and requested a PERSONAL APPEARANCE the following CSR, HME & EDI application(s):

Anderson/Balla, 6/0/0

Motion carried

The following board members voted aye:

Donna Wall, Mark Smosna, John Wilson, Steve Anderson, Matt Balla, Del Fanning

The following board members voted nay: none

The following board members abstained: none

- David Wexler, D.D.S. - CSR App

Facility Applications:

The Board reviewed and APPROVED the following facility application(s).

Fanning/Wilson, 6/0/0
Motion carried

The following board members voted aye:

Donna Wall, Mark Smosna, John Wilson, Steve Anderson, Matt Balla, Del Fanning

The following board members voted nay: none

The following board members abstained: none

- Value Specialty Pharmacy - Non Resident App
- Good Health d/b/a Premier Pharmacy Services - Non Resident App
- Rainwood Rx - Non Resident App
- Noble Health Services d/b/a Transcript Pharmacy - Non Resident App
- MAH Pharmacy d/b/a CHO Pharmacy - Non Resident Change of Location App

The Board reviewed and APPROVED the following compounding facility application(s).

Anderson/Wall, 6/0/0
Motion carries

The following board members voted aye:

Donna Wall, Mark Smosna, John Wilson, Steve Anderson, Matt Balla, Del Fanning

The following board members voted nay: none

The following board members abstained: none

- Family Pharmacy d/b/a Bux Healthcare - Non Resident App
- Collaborative Pharmacy Services - Non Resident App
- Vetcara d/b/a VetRx Direct - Non Resident App
- Jungle Jim's Pharmacy - Non Resident Change of Location App
- Lei Compounding - Non Resident App
- Bond Pharmacy d/b/a Advanced Infusion Solutions - Non Resident Change of Ownership App
- Northmark Pharmacy - Non Resident App

The Board reviewed and TABLED the following compounding facility application(s) for additional documentation.

Anderson/Wall, 6/0/0
Motion carries

The following board members voted aye:
Donna Wall, Mark Smosna, John Wilson, Steve Anderson, Matt Balla, Del Fanning
The following board members voted nay: none
The following board members abstained: none

- Westlab Pharmacy - Non Resident App
- Mark Drugs Northshore - Non Resident App

Renewal Applications:

The Board reviewed and APPROVED the following renewal application(s).

Wall/Anderson, 6/0/0
Motion carried

The following board members voted aye:
Donna Wall, Mark Smosna, John Wilson, Steve Anderson, Matt Balla, Del Fanning
The following board members voted nay: none
The following board members abstained: none

- Danox Environmental Services - 48002064A

The Board reviewed and requested a PERSONAL APPEARANCE for the following renewal application(s).

Wall/Anderson, 6/0/0
Motion carried

The following board members voted aye:
Donna Wall, Mark Smosna, John Wilson, Steve Anderson, Matt Balla, Del Fanning
The following board members voted nay: none
The following board members abstained: none

- Andrea Cover, 26024738A
- Midwest Vet Supply, 48000065A
- Midwest Vet Supply, 48002045A
- Midwest Vet Supply, 48001908A
- Kelley Branchfield, 26017946A

There being no further business the Board adjourned at 5:45 p.m.

Winnie Landis, R.Ph., President

A handwritten signature in black ink, appearing to read "Mark Smosna", written over a horizontal line.

Mark Smosna, R.Ph., Vice President