



Arizona State Board of Pharmacy
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**THE ARIZONA STATE BOARD OF PHARMACY
HELD A REGULAR MEETING AUGUST 19 & 20, 2015
MINUTES FOR REGULAR MEETING**

AGENDA ITEM 1 – Call to Order – August 19, 2015

President McAllister convened the meeting at 9:00 A.M. and welcomed the audience to the meeting.

The following Board Members were present: President Dennis McAllister, Michael Blaire, William Francis, Darren Kennedy, Kyra Locnikar, Reuben Minkus, Kristen Snair and Tom Van Hassel. The following Board Member was not present: John Musil. The following staff members were present: Compliance Officers Tom Petersen, Karol Hess, Steve Haiber, and Dennis Waggoner, Drug Inspector Melanie Thayer, CSPMP Director Dean Wright, Executive Director Kamlesh Gandhi, Deputy Director Cheryl Frush, and Assistant Attorney General Jeanne Galvin.

AGENDA ITEM 2– Declaration of Conflicts of Interest

Due to having a “substantial interest” in the matter, Mr. McAllister recused himself from participating under Arizona’s conflict of interest laws in the review, discussion, and proposed actions concerning Agenda Item 6, Schedule M, Non-Resident Pharmacy Application for Accredo Health Group, Inc.

Due to having a “substantial interest” in the matter, Mr. Blaire recused himself from participating under Arizona’s conflict of interest laws in the review, discussion, and proposed actions concerning Agenda Item 8, Schedule O, License Application for Marvin Edwards.

Due to having a “substantial interest” in the matter, Mr. Blaire recused himself from participating under Arizona’s conflict of interest laws in the review, discussion, and proposed actions concerning Agenda Item 14, Schedule S, Complaint #4417.

Due to having a “substantial interest” in the matter, Ms. Snair recused herself from participating under Arizona’s conflict of interest laws in the review, discussion, and proposed actions concerning Agenda Item 4, Schedule B, Non-Resident Pharmacy Application for Catamaran Home Delivery.

Due to having a “substantial interest” in the matter, Mr. Kennedy recused himself from participating under Arizona’s conflict of interest laws in the review, discussion, and proposed actions concerning Agenda Item 14, Schedule S, Complaints #4367, #4412, #4420, #4425, #4426, #4434, and #4435.

AGENDA ITEM 3– Approval of Minutes

Following a review of the minutes and an opportunity for questions and **on motion by Mr. Blaire and seconded by Ms. Snair**, the Board Members unanimously approved the minutes for the Regular Meeting held on June 24, 2015. A date correction on page 32 will be made to correct the date to read July 18, 2015.

AGENDA ITEM 4- Consent Agreement

Items listed on the Consent Agenda were considered as a single action item by the Board Members. **On motion by Mr. Francis and seconded by Mr. Kennedy**, the Board unanimously approved the following items listed on the Consent Agenda.

4. (1) Resident Pharmacy Permits – Schedule A

RESIDENT PHARMACY PERMITS

Pharmacy	Location	Owner
Sun Life Family Health Center - Maricopa	44572 W. Bowlin Rd., Maricopa, AZ 85139	Sun Life Family Health Center Inc.
CVS/Pharmacy #10529	7111 E. Bell Rd., Scottsdale, AZ 85254	German Dobson CVS, LLC
Wal-Mart Pharmacy #10-4490	2565 E. Commerce Center, Tucson, AZ 85706	Wal-Mart Store, Inc.
Albertsons Pharmacy #1025	21001 N. Tatum Blvd. Phoenix, AZ 85050	Albertsons Safeway

4. (2) Non-Resident Pharmacy Permits – Schedule B

NON-RESIDENT PHARMACY PERMITS (Out of State)

Pharmacy	Location	Owner
United Specialty Pharmacy	425 W. Parkway, Suite 2, Euless, TX 76040	Southlake Pharmacy Group, LLC
Rx of Boca, LLC	5801 N. Federal Hwy, Boca Raton, FL 33487	Rx of Boca, LLC
Berkley Pharmacy	28577 Schoenherr Rd., Warren, MI 48088	Alpesh Patel, Manish Patel
US Bioservices	5100 E. Hunter Ave., Suite 101, Anaheim, CA 92807	PharmPlus Acquisition, Inc

4. (2) Non-Resident Pharmacy Permits – Schedule B - Continued

NON-RESIDENT PHARMACY PERMITS (Out of State)

Pharmacy	Location	Owner
Apothecary by Design Specialty and Retail	141 Preble St. , Portland, ME 04101 (O)	Apothecary by Design Acquisition Co., LLC
Wellmart Pharmacy, Inc.	802 FM 2234 Rd., Ste. 2A, Stafford, TX 77477	Wellmart Pharmacy, Inc.
Regents Pharmacy	4150 Regents Park Row #155, La Jolla, CA 92037	Shanzo Inc.
The Apothecary Shop	6303 Forest Park Rd., BLA - 1256, Suite 255A, Dallas, TX 75235	Executive Healthcare, LLC
Condo Pharmacy, Inc.	28 Montcalm Ave., Plattsburgh, NY 12901	Condo Pharmacy, Inc.
Inverness Lone Star Pharmacy, LLC	223 E. FM 544 Suite 806, Murphy, TX 75094	Inverness Lone Star Pharmacy, LLC
Homescripts.com, LLC	500 Kirts Blvd., Ste. 300, Troy, MI 48084	Homescripts.com, LLC
Medicine Shoppe Pharmacy of Reading	1170 Perkiomen Ave., Reading, PA 19602	Scott Wertz
Skyemed Pharmacy & Infusion Services	1332 N. Federal Hwy., Pompano Beach, FL 33062	Deepak Ranade
IV Med Services	11207 S. La Cienega Blvd., Los Angeles, CA 90045	Nutrition Plus
Hillmoor Pharmacy	1401 SE Goldtree Dr., Unit 103, Port St. Lucie, FL 33351	Eduardo Gil
Giant Generic Pharmacy	2925 Senna Dr., Matthews, NC 28105	Positive Health Solutions, LLC
Arrow Pharmacy and Nutrition Center	461 Cooke St., Farmington, CT 06032	Arrow Envoy Holdings, LLC
US Med, LLC	1480 NW 79 Ave., Miami, FL 33126 (O)	US Med Acquisition, Inc.
Vanderbilt Integrated Pharmacy	726 Melrose Ave., Nashville, TN 37211	The Vanderbilt University
Scott Drugs	701 Park Avenue, Plainfield, NJ 07060	Onyeze, Inc
Boardwalk Pharmacy	1110 Cottonwood, Ste. 115, Irving, TX 75038	Health Care Associates of Irving
Ethical Factor Rx, LLC	330 Montage Mtn. Rd., Moosic, PA 18507	Ethical Factor Rx, LLC
Gardens Pharmacy, LLC	1019 Government St., Suite F & D, Ocean Springs, MS 39564	Gardens Pharmacy, LLC
Coram CVS/Specialty Infusion Services	12450 East Arapahoe Rd. Suite A1, Centennial, CO 80112	Coram Specialty Infusion Services, Inc.
Med Specialties Compounding Pharmacy	4862 Olinda, Yorba Linda, CA 92886	Mark Gonzalez

(O) = Ownership Change

4. (2) Non-Resident Pharmacy Permits – Schedule B - Continued

NON-RESIDENT PHARMACY PERMITS (Out of State)

Pharmacy	Location	Owner
Metro Drugs Hoboken, LLC	79 Hudson St., Suite 302, Hoboken, NJ 07030	Metro Drugs Hoboken, LLC
Y Medical Associates, Inc.	8840 N. MacArthur Blvd., Irving, TX 75063	YMA Acquisition, LLC
Custom Compounding Pharmacy, LLC	1880 Santa Fe Dr., Suite 200, Weatherford, TX 76086	Custom Compounding Pharmacy, LLC
VRx Pharmacy	50 East South Temple #145, Salt Lake City, UT 84107	Veridicus Health
AllCare Plus Pharmacy, Inc	12 Plymouth St., Worcester, MA 01608	AllCare Plus Pharmacy, Inc.
Astro Pharmacy	617 E. Colorado St., Glendale, CA 91205	Glen Rx Drugs, Inc.
ProCare Pharmacy, LLC	9555 Kings Charter Dr., Suite D, Ashland, VA 23005	CVS Pharmacy, Inc.

4. (3) Non- Resident Wholesaler Permits – Schedule C

NON-RESIDENT WHOLESALER PERMITS

Wholesaler	Location	Owner
Drogueria Las Rosas, Inc. (Full Service)	Plaza Sol De Borinquen, Suite 101Calle Villa #139, Ponce, Puerto Rico 00730	Drogueria Las Rosas, Inc
MDS Medical Device Specialty, Inc. (Full Service)	2441 S. 1560 W., Wood Cross, UT 84087	MDS Medical Device Specialty, Inc.
HemaSource, Inc. (Full Service)	158 West Nike Dr., Suite B, West Jordan, UT 84088	HemaSource, Inc.
Mission Pharmacal Company (Non-Prescription)	1325 Cesar E. Chavez , San Antonio, TX 78210	Mission Pharmacal Company
Medical Purchasing Solutions, LLC (Full Service)	3660 Parkway Ln, Ste. J, Hillard, OH 43026	Medical Purchasing Solutions, LLC
Metro Medical Supply (Full Service)	6645 Echo Ave., Ste. C, Reno, NV 89506(O)	Cardinal Health
Metro Medical Supply (Full Service)	200 Cumberland Bend, Nashville, TN 37228 (O)	Cardinal Health
Phillips Refurbished Systems (Full Service)	595 Miner Rd., Highland Heights, OH 44143	Phillips Refurbished Systems
Intermed Distributors (Full Service)	15201 N. Commerce Dr., Dearborn, MI 48120	Intermed Distributors

(O) = Ownership Change

4. (3) Non- Resident Wholesaler Permits – Schedule C - Continued

NON-RESIDENT WHOLESALER PERMITS

Wholesaler	Location	Owner
McKesson Medical-Surgical, Inc. (Full Service)	1400 AIP Dr., Middletown, PA 17057	McKesson Medical-Surgical, Inc.
A.P.I Solutions, Inc (Full Service)	25309 Friendship Rd., Daphne, AL 36526	A.P.I Solutions, Inc.
Letco Medical, LLC (Full Service)	1316 Commerce Dr. NW, Decatur, AL 35601	Letco Medical, LLC
SI-Bone, Inc. (Full Service)	3055 Olin Ave., Suite 2200, San Jose, CA 95128	SI-Bone, Inc.
GlaxoSmithKline Consumer Healthcare LP (Non-Prescription)	5 Willow Springs Ln., York, PA 17406	GlaxoSmithKline Consumer Healthcare LP
GlaxoSmithKline Consumer Healthcare LP (Non-Prescription)	4480 Swinnea Rd., Memphis, TN 38118	GlaxoSmithKline Consumer Healthcare LP
GlaxoSmithKline, LLC (Full Service)	1704 Mid Park Dr., Knoxville, TN 37921	GlaxoSmithKline, LLC
GlaxoSmithKline, LLC (Full Service)	1600 Ruffin Mill Rd., Colonial Heights, VA 23834	GlaxoSmithKline, LLC

4. (4) Resident Manufacturer Permits – Schedule D

RESIDENT MANUFACTURER PERMITS

Manufacturer	Location	Owner
Dsquared Pharmaceuticals, Inc.	4050 E. Cotton Center Blvd., Ste. 63, Phoenix, AZ 85040	Dsquared Pharmaceuticals, Inc.

4. (5) Non-Resident Manufacturer Permits – Schedule E

NON-RESIDENT MANUFACTURER PERMITS

Manufacturer	Location	Owner
Baxter Healthcare Corporation	2026 W. Winton Ave., Hayward, CA 94545	Baxter Healthcare Corporation
Kedrion Biopharma, Inc.	400 Kelby St. Suite G,, Fort Lee, NJ 07024	Kedrion Biopharma, Inc.
RXQ Compounding, LLC	340 West State St. Unit 9, Athens, OH 45701	RXQ Compounding, LLC
Collegium Pharmaceutical, Inc.	780 Dedham St., Suite 800, Canton, MA 02021	Collegium Pharmaceutical, Inc.
Isomeric Pharmacy Solutions, LLC	2401 Foothill Dr., Suite C, Salt Lake City, UT 84109	Isomeric Pharmacy Solutions, LLC

4. (5) Non-Resident Manufacturer Permits – Schedule E - Continued

NON-RESIDENT MANUFACTURER PERMITS

Manufacturer	Location	Owner
SI-Bone, Inc.	3055 Olin Avenue, Suite 2200, San Jose, CA 95128	SI-Bone, Inc.
Leading Pharma, LLC	3-G Oak Rd., Fairfield, NJ 07004	LP Investors, LLC
Merit Medical Systems, Inc.	1600 W. Merit Parkway, South Jordan, UT 84095	Merit Medical Systems, Inc.
Cadence Pharmaceuticals, Inc.	675 McDonnell Blvd., Hazelwood, MO 63042	Mallinckrodt Hospital Products, Inc.

4. (6) – New Pharmacists – Schedule F

The Board approved the 165 New Pharmacist Licenses listed on the attachments.

4. (7) – New Interns – Schedule G

The Board approved the 181 New Intern Licenses listed on the attachments.

4. (8) – New Pharmacy Technicians – Schedule H

The Board approved the 914 New Pharmacy Technicians listed on the attachments.

4. (9) -Pharmacy Technician Trainee Requests for Approval to Reapply for Licensure – Schedule I

The Board approved the following individuals for one additional two year period.

Aguayo, Alexandria Nicole	Alabdly, Abdulmohaimen	Alberts, Laurie Ann
Alvarez, Emma Ruby	Anderson, Felicia Inez	Angell, Katelynn Nicole
Araiza, Francisco Xavier	Arbgast, Donald Warren	Armenta, Araceli
Ascencion, Ariel Dominique	Alouf, Ihab Adnan	Baba, Mariam Margaret
Bakunowski, Brianna Mae	Ballesteros, Janett	Benner, Tyler John
Bigas, Malgorzata	Castellanos, Stephen D.	Castillo Jr. , Patrick Manuel
Castro, Jackeline	Chambers, Krystal Lee	Chang, Shan Tzu
Chimerica, Tasha Michelle	Collins, Jamie Roanne	Cooper, Maresha Joi
Cornejo, Anneliesa Michelle	Covarrubias, Brenda	Crinklaw, Luise Andrea
Dale, Syra Lynne	Decker, Catherine Noelle	Demery, Katlene Kae
DePiero, Lori Michele	Dickens, Veronica Amelia	Diego, Valeria
Dowell, Maximiliana Danielle	Edwards, Dawn Lenora	El-Sayed, Mohammed Soud
Fels, Coleen Michelle	Flores Adame, Kazandra	Fontanez III, Luis Xavier
Fox, Mary Irene	Galban, Raquel Prieto	Gamez, Ruby B.
Garica, Lucy Jasmin	Gonzales, Marta Teresa	Guerra, Kimberly
Havlicek, James Aaron	Henry, Brenda Lynn	Hernandez Castro, Mario Alberto
High, Kyla Terrae	Holland, Gary Joseph	Holley, Bethany Hope
Holliday, Louise	Hubbard, Kaylee Marie	Huynh, Chi N.
Huynh, Katie M.	Huynh, Kimberly M.	Hyde, Kimberly Sue
Jaime Jr. , Aldemaro	Johar, Syed Nofil Ahmed	Kaster, Amanda Marie
Khanal, Kaushila	Leach, Robin Rae	Lee, Catherine Ruth
Lee, Stephanie Elizabeth	Lehman, Frederick Philip	Leon, Analicia
Leonor, Christine Daryl!	Levi, Emily Dawn	Loera, Francisco Javier
Lopez, Jessica Marlen	Lopez, Remedios	Ly, Khoi
Maass, Kashica Charmae	Mancilla, Ilena	Mathews, Taylor
Mathis, Jeremy David	Meigs, Sona Uhrovskva	Melgoza, Ltzel
Mendoza, Melissa Areliy	Mondoro, Jennifer Marie	Mullen, Austin
Nevarez, Daniel Valenzuela	Nolasco -Ramos, Ana Evelin	O'Donnell, Daniel Reilly

4. (9) -Pharmacy Technician Trainee Requests for Approval to Reapply for Licensure – Schedule I - Continued

The Board approved the following individuals for one additional two year period.

O'Laughlin, Emma Jo	Osorio, Victor Manuel	Patel, Isha
Peck, Jalen	Pigg, Melissa Evette	Pinon, Danielle Nicole
Piotrowski, Brian Taylor	Pitner, Mark Thomas	Pittman, Danny Ray
Rajkovicz, Mary Grace Cantutay	Rees, Christopher Nunez	Roberts, Erika
Rodriguez, Jennifer Michelle	Roman, Carlos Alexander	Rowe, John Patrick
Ruiz, Ana Maritza	Schroeter, Carol K.	Scoggins, Helen Nichole
Scott, Dusty A	Sever, Karen	Shaw, Jessica Marie
Shaw, Krystal Lynn	Sillas, Enevy Monserrat	Sisic, Zlnka
Smith, Allegra	Sosa, Keanu Jesus	Tejeda, Cynthia Gabriela
Tienda, Nestor Daniel	Toledo, Shannon Marie	Tran, Quy Dang
Tschida, Melanie Marie	Valencia, Valmira	Valenzuela, Mayra Alexandra
Vargas, Giancarlo Jay-Bradly	Vasquez, David	Vickhammer, Taylor Ray
Villagrana, Daniela	Wagner, Christina Nicole	Walsh, Shaye Erin
Ware, Kendra Reigh	White, Adam Michael	Wilber, Kendra Lee
Williams, Nicole Savanna	Willmon, Ellie Joy	Zavala, Alexander Salvador

4. (10) – Consent Agreements – Schedule J

The Board accepted the following Consent Agreements:

1. Eberenna Battle (Egwu) - 11-0030-PHR
2. Colin Gerber - 15-0020-PHR

4. (11) – Complaints with No Violations – Schedule K

The Board unanimously agreed to dismiss the following complaints and take no further action on the complaints:

Complaint #4422	Complaint #4431
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AGENDA ITEM 5– Resident Pharmacy Permits – Schedule L

1. PhxRx, LLC

President McAllister stated that a representative from PhxRx, LLC was present to answer questions from Board Members.

Christopher Mach, Pharmacist in Charge, was present to answer questions from Board Members.

Mr. Mach stated that he attended the last Board Meeting and the Board had tabled his permit application due to the IV suite being in the pharmacy space. Mr. Mach stated that they have removed the IV suite and the rest of the space in that area would be the pharmacy space. Mr. Mach stated that they would have two offices up front and the offices would be separated from the pharmacy space by a door.

The Board Members noted that the floor plans were not professional. Mr. Mach stated that he had asked the billing manager to send him a more detailed floor plan and this is the floor plan that he received from his corporate. Mr. Mach stated that they would not be compounding any medications on site.

Mr. McAllister told Mr. Mach that his business plan meets the needs of the Board and he should send a new detailed floor plan without additional notations to the Board Staff.

Mr. Van Hassel asked Mr. Mach what medications would be dispensed from the pharmacy. Mr. Mach stated that they specialize in Hepatitis C medications and oral medications for Crohns disease.

On motion by Mr. Francis and seconded by Ms. Locnikar, the Board unanimously agreed to approve the permit application for PhxRx, LLC with satisfactory floor plans being sent to the Board Office to be reviewed by Board Staff.

2. Cobalt Rehabilitation Hospital

President McAllister stated that representatives from Cobalt Rehabilitation Hospital were present to answer questions from Board Members. Mr. McAllister indicated that the Hospital is also asking for a space deviation.

Sharon Noe, CEO, and Aftehar Sweis, Pharmacist in Charge, were present to answer questions from Board Members.

Mr. McAllister asked the applicants to address their waiver for square footage. Ms. Noe stated that they are a 40 bed rehabilitation hospital and they are requesting a waiver for the 500 sq. feet requirement. Ms. Noe stated that their pharmacy space is approximately 405 sq. feet.

Mr. McAllister asked about the sterile products that would be prepared in the pharmacy. Ms. Sweis stated that they would be preparing mainly hydration and antibiotics.

Mr. Van Hassel asked about the clean room requirements. Ms. Sweis stated that they would have an ISO 5 compliant hood and an ISO 7 room.

Mr. Blaire asked if they would be preparing any hazardous products or chemo medications. Ms. Sweis stated that they would not be preparing anything on the NIOSH list and there are no hazardous products on the formulary for the facility.

On motion by Mr. Van Hassel and seconded by Mr. Kennedy, the Board unanimously agreed to approve the permit application for Cobalt Rehabilitation Hospital with the deviation granted for less than 500 sq. feet in the pharmacy. (405 sq. feet).

3. Pinnacle Pharmacy

President McAllister stated that representatives from Pinnacle Pharmacy were present to answer questions from Board Members.

Chidi Nnorom, Pharmacist in Charge, was present to answer questions from Board Members. Mark Boesen, Legal Counsel for Pinnacle Pharmacy, was also present.

President McAllister opened the discussion by asking the applicants about their business model. Ms. Nnorom stated that they would be a retail pharmacy specializing in dermatology products.

Mr. McAllister asked Ms. Nnorom if she had ever been a Pharmacist in Charge. Ms. Nnorom replied no.

Mr. Van Hassel asked if they would be compounding any products. Ms. Nnorom stated that they would not be compounding any products that they would be dispensing commercially available products.

Mr. Van Hassel asked if they would compound an item if requested by the patient or doctor. Ms. Nnorom stated that compounding would not be part of the pharmacy practice. Ms. Nnorom stated that the doctors would know what products they stocked.

Mr. Van Hassel asked if they would only be servicing patients in this state. Ms. Nnorom stated that they would start by filling prescriptions for Arizona patients and then expand to other states later.

Mr. Boesen stated that the owners also own GenRx which is a similar business. Mr. Boesen stated that this pharmacy will handle the overflow from the first pharmacy.

Mr. Van Hassel asked if this would be a shared services operation. Mr. Boesen stated that as service expands it could become a shared service operation.

Mr. Minkus asked who drew the floor plans. Mr. Boesen stated that the plans were drawn by the two pharmacists in charge.

Mr. Minkus stated that the floor plans should be complete and show all the details.

Mr. Blaire asked where the sink is located. Mr. Boesen stated that it is located in the corner.

Mr. Blaire asked if there is a refrigerator located in the pharmacy. Mr. Boesen stated that they do not need a refrigerator because they will not stock any refrigerated items.

On motion by Mr. Van Hassel and seconded by Mr. Kennedy, the Board unanimously agreed to approve the permit application for Pinnacle Pharmacy pending final inspection.

4. PharmBlue Arizona, LLC.

President McAllister stated that representatives from PharmBlue Arizona, LLC were present to answer questions from Board Members.

Louis Dell'Olio, Vice President and Managing Pharmacist, and Anna Avolio, Pharmacist in Charge, were present to answer questions from Board Members.

President McAllister opened the discussion by asking the applicants to describe their business model. Mr. Dell'Olio stated that the pharmacy would be a pharmacy located in a community health center in Green Valley.

Mr. McAllister asked about the staffing. Mr. Dell'Olio stated that they would start with one pharmacist and one technician and would increase staffing as the volume increases.

Mr. McAllister asked about the predicted volume of prescriptions to be filled daily. Mr. Dell'Olio stated that they anticipate filling 350 to 400 prescriptions daily.

Mr. McAllister stated that the space would be tight for staffing. Mr. McAllister asked how many people could work in the pharmacy space. Ms. Frush stated that the space is almost 360 square feet which would allow 4 people to work in the space. Ms. Frush stated that they would need 60 additional square feet for each additional employee. Mr. Dell'Olio stated that is the space that is available to the pharmacy.

Mr. Van Hassel asked if there is any other room that can be designated as pharmacy space. Mr. Dell'Olio stated that the consultation room could be moved to the adjacent room to free up some space.

Dr. Gandhi asked about the storage space if that area could be used for pharmacy space. Mr. Dell'Olio stated that they have a limited number of supplies that comes from their headquarters. Dr. Gandhi asked how the prescriptions are stored. Mr. Dell'Olio stated that the prescriptions would be kept electronically and the records would not take up any pharmacy space.

Mr. Dell'Olio stated that their calculated capture rate is based on volume and it is assumed that they can maintain that volume in the space.

Mr. Minkus asked if they could expand the pharmacy now since it is in the start-up phase. Mr. Dell'Olio stated that he would check to see if they have additional space available because they want to retain their counseling area.

On motion by Mr. Van Hassel and seconded by Mr. Kennedy, the Board unanimously agreed to approve the permit application for PharmBlue Arizona, LLC pending final inspection.

5. Caremark Arizona Specialty Pharmacy, LLC

President McAllister stated that a representative from Caremark Arizona Specialty Pharmacy, LLC was present to answer questions from Board Members.

Al Carter, Senior Director of Pharmacy Regulatory Affairs, was present to answer questions from Board Members.

President McAllister asked Mr. Carter to describe their business model. Mr. Carter stated that the pharmacy would be a front end only. Mr. Carter stated that they will store no drugs on site and there will be no compounding done at this site.

Mr. Carter stated that the following activities would be performed at the site: Data entry, DUR reviews, and Data verification. Mr. Carter stated that the pharmacy would be open from 7:30 A.M. to 7:30 P.M. Monday through Friday and from 8:00 A.M. to 5:00 P.M. on Saturday. Mr. Carter stated that they would have a pharmacist on call after hours. Mr. Carter stated that they plan to hire about 300 employees.

On motion by Mr. Van Hassel and seconded by Mr. Kennedy, the Board unanimously agreed to approve the permit application for Caremark Arizona Specialty Pharmacy, LLC pending final inspection.

6. Fatima Pharmacy

President McAllister stated that a representative from Fatima Pharmacy was present to answer questions from Board Members.

Huy Vu, Owner and Pharmacist in Charge, was present to answer questions from Board Members.

President McAllister opened the discussion by asking Mr. Vuy to describe his business model. Mr. Vuy stated that his pharmacy would be a small community retail pharmacy and he would not be doing any sterile compounding. Mr. Vuy stated that his pharmacy work area is about 500 sq. feet.

Mr. McAllister asked Mr. Vuy if this is the first time that he has owned a pharmacy. Mr. Vuy replied yes and he has been planning to own a pharmacy for a while.

Mr. Kennedy asked Mr. Vuy about his staffing. Mr. Vuy stated that he would be the pharmacist and he would be hiring one technician.

On motion by Mr. Van Hassel and seconded by Mr. Kennedy, the Board unanimously agreed to approve the permit application for Fatima Pharmacy pending final inspection.

7. Total Wellness Pharmacy

President McAllister stated that representatives from Total Wellness Pharmacy were present to answer questions from Board Members.

The following individuals were present to address the Board:

1. Paul Gibbs – Pharmacist at Texas Pharmacy
2. Matthew Fisher – Pharmacist in Charge at Arizona Pharmacy
3. Adam Lerner – Legal Counsel

President McAllister asked the applicants to describe their business model. Mr. Gibbs stated that the pharmacy would be a retail pharmacy. Mr. Gibbs stated that they would prepare non-sterile compounds.

Mr. McAllister asked if the owner is a physician. Mr. Gibbs stated that the owner is a physician but would not have any patients that he sees serviced by this pharmacy in Arizona.

Mr. Minkus asked the applicants who prepared their floorplans. Mr. Gibbs stated that they were prepared by an architectural firm.

On motion by Mr. Van Hassel and seconded by Mr. Kennedy, the Board unanimously agreed to approve the permit application for Total Wellness Pharmacy pending final inspection.

8. AMC Pharmacy

President McAllister stated that representatives from AMC Pharmacy were present to answer questions from Board Members.

The following individuals were present to address the Board:

1. Arnita Green – Pharmacist in Charge
2. Allen Jeter – CEO and Owner

President McAllister asked the applicants to describe their business model. Ms. Green stated that they would be a pharmacy servicing assisted living facilities and group homes.

Mr. McAllister asked Ms. Green where she would be purchasing her pharmacy products. Ms. Green stated that they would be purchasing their medications from McKesson.

Mr. McAllister asked Ms. Green if this is the first time that she has been a pharmacist in charge. Ms. Green replied no.

Mr. Minkus asked Ms. Green who prepared their floorplans. Ms. Green stated that she drew the floorplans and included all the requirements on the floorplan.

Mr. Blaire asked if the pharmacy was a closed door pharmacy. Ms. Green replied yes.

Mr. Blaire asked if she would be shipping the medications to the patients. Ms. Green stated that they would either ship the medication to the patient or deliver the medication to the patient.

Mr. Van Hassel asked Ms. Green how they planned to obtain prescriptions. Ms. Green stated that they have made arrangements with assisted living and group homes.

Mr. Van Hassel asked Ms. Green if they plan to do any internet prescriptions. Ms. Green replied no.

On motion by Mr. Van Hassel and seconded by Mr. Kennedy, the Board unanimously agreed to approve the permit application for AMC Pharmacy pending final inspection.

9. Spring Valley Pharmacy

President McAllister stated that a representative from Spring Valley Pharmacy was present to answer questions from Board Members.

Ronda Hicks, Owner and Pharmacist in Charge, was present to answer questions from Board Members.

President McAllister asked Ms. Hicks to describe her business model. Ms. Hicks stated that the pharmacy would be a community pharmacy. Ms. Hicks stated that she is taking over a space where a pharmacy used to be located. Ms. Hicks stated that they would be servicing the Cordes Junction and Meyer area.

Ms. Hicks stated that the pharmacy is about 1,500 sq. feet. Ms. Hicks stated that the pharmacy portion would be about 700 sq. feet and the front end would be 800 sq. feet.

Mr. Van Hassel asked Ms. Hicks if she would be doing any compounding. Ms. Hicks stated that she would not be doing any sterile compounding and the most complicated compound she would make is Miracle Mouthwash.

On motion by Mr. Van Hassel and seconded by Ms. Locnikar, the Board unanimously agreed to approve the permit application for Spring Valley Pharmacy pending final inspection.

10. Dignity Kindred Rehabilitation Hospital – East Valley

President McAllister stated that representatives from Dignity Kindred Rehabilitation Hospital were present to answer questions from Board Members.

The following individuals were present:

1. James Poullard– Vice President of Pharmacy for Kindred
2. Matthew Manning – Architect for the hospital

President McAllister asked the applicants to address their application and deviation request. Mr. Manning stated that they are building a 50 bed rehab hospital and have submitted the proposed floor plans. Mr. Manning stated that the square footage is under the minimum requirements. Mr. Manning stated that the IV area meets the required square footage. Mr. Manning stated that the square footage of the pharmacy area is 347 sq. feet which is below the required 500 sq. feet. Mr. Manning stated that they have built other rehab hospitals with the square footage from 199 sq. feet to 357 sq. feet depending on the services offered.

Mr. Van Hassel asked why they could not meet the square footage requirements if the pharmacy is just being built. Mr. Manning stated that they have already enlarged the space. Mr. Manning stated that the hospital feels that this is space that they need to operate. Mr. Manning stated that if the enlarged the area it would take square footage away from other areas.

Mr. Poullard stated that the pharmacy bumps against an elevator shaft so there is a number of challenges in enlarging the pharmacy.

Mr. Van Hassel asked what would happen if the hospital business changes or the business is greater than anticipated. Mr. Manning stated that there is no expansion capacity for the entire hospital. Mr. Manning indicated that the space could not be changed due to growth potential and they would probably need to move to a different facility if the business grew.

Mr. Blaire asked how many products would be stocked in the pharmacy because it appears there is no storage space. Mr. Poullard stated that they would stock about 250 oral medications. Mr. Poullard also stated that they would stock some subq medications such as heparin, Lovenox, and insulin. Mr. Poullard stated that most medications would be stocked in automated dispensing machines on the floor. Mr. Poullard stated that they would not be stocking a large number of IV bags.

On motion by Mr. Van Hassel and seconded by Ms. Locnikar, the Board unanimously agreed to approve the permit application for Dignity Kindred Rehabilitation Hospital East Valley with the deviation granted for less than 500 sq. feet in the pharmacy. (357 sq. feet).

RESIDENT PHARMACY PERMITS

The Board unanimously approved the following resident pharmacy applications listed below pending final inspection.

RESIDENT PHARMACY PERMITS – Schedule L

Pharmacy	Location	Owner
PhxRx, LLC.	4515 S. McClintock Dr., Suite 210, Tempe, AZ 85282	PhxRx, LLC
Cobalt Rehabilitation Hospital	13060 W. Bell Rd., Surprise, AZ 85378	Cobalt Rehabilitation Hospital, IV, LLC
Pinnacle Pharmacy	17255 N. 82 nd St., Scottsdale, AZ 85225	FSHS Enterprises, INC.
PharmBlue Arizona, LLC	1260 S. Campbell Rd., Building 1, Suite 100, Green Valley, AZ 85614	PharmBlue Holdings, LLC
Caremark Arizona Specialty Pharmacy, LLC	2700 West Frye Rd., Suite 200, Chandler, AZ 85224	Caremark Arizona Specialty Pharmacy, LLC
Fatima Pharmacy	66 S. Dobson Rd., #104, Mesa, AZ 85202	Fatima Pharmacy, LLC
Total Wellness Pharmacy	9787 N. 91 st St., Ste A-100, Scottsdale, AZ 85258	Dennis Karasek, MD
AMC Pharmacy	3146 W. Wier Ave., Phoenix, AZ 85040	Allen Jeter
Spring Valley Pharmacy	17301 E. Spring Valley Rd., Mayer, AZ 86333	Reehs Arizona, LLC
Dignity Kindred Rehabilitation Hospital- East Valley	SW Chandler Blvd. & S. Arrowhead Drive, Chandler AZ	Dignity Kindred

AGENDA ITEM 6– Non- Resident Pharmacy Permits – Schedule M

1. Catamaran Home Delivery

Ms. Snair was recused due to a conflict of interest.

On motion by Mr. Van Hassel and seconded by Mr. Kennedy, the Board unanimously agreed to approve the permit application for Catamaran Home Delivery.

2. Accredo Health Group, Inc.

Mr. McAllister was recused due to a conflict of interest.

On motion by Mr. Van Hassel and seconded by Mr. Francis, the Board unanimously agreed to approve the permit application for Accredo Health Group, Inc.

3. Avella of Orlando, Inc.

On motion by Mr. Kennedy and seconded by Mr. Van Hassel, the Board unanimously agreed to approve the permit application for Avella of Orlando, Inc.

4. Coram CVS/ Specialty Infusion Services

President McAllister stated that a representative from Coram CVS/Specialty Infusion Services was present to answer questions from Board Members.

Al Carter, Senior Director of Pharmacy Regulatory Affairs, was present to answer questions from Board Members.

President McAllister stated that the applicant was asked to appear because the pharmacy was disciplined by the New Mexico Board for not reporting to the Controlled Substance Monitoring Program.

Mr. Carter stated that there was a change of Pharmacist in Charge and the old pharmacist in charge failed to communicate with the new Pharmacist in Charge concerning the reporting to the Controlled Substance Monitoring Program.

Mr. Carter stated that the New Mexico Board cited both the new Pharmacist in Charge and the permit holder.

On motion by Mr. Blaire and seconded by Mr. Francis, the Board unanimously agreed to approve the permit application for Coram CVS/ Specialty Infusion Services.

NON-RESIDENT PHARMACY PERMITS – Schedule M

The Board unanimously approved the following non- resident pharmacy applications listed below.

Pharmacy	Location	Owner
Catamaran Home Delivery	2441 Warrenville Rd., 5 th Floor, Lisle, IL 69532	Catamaran Home Delivery of Illinois, LLC
Accredo Health Group, Inc.	2 Boulden Circle St., New Castle, DE 19720 (O)	Accredo Health Group, Inc.
Avella of Orlando, Inc.	100 Technology Park, Ste. 155, Lake Mary, FL 32746	Apothecary Holdings, Inc.
Coram CVS/Specialty Infusion Services	7400 Washington Street NE, Albuquerque, NM 87109	Coram CVS/Specialty Infusion Services, Inc.

(O) = Ownership Change

AGENDA ITEM 7– Non- Resident Manufacturer Permits – Schedule N

1. Pharmedix

President McAllister stated that a representative from Pharmedix was present to answer questions from Board Members.

Richard Mangini, President, was present to answer questions from Board Members.

President McAllister opened the discussion by asking Mr. Mangini to describe his business model. Mr. Mangini stated that the company is a drug repackager that supplies medications to clinics for dispensing. Mr. Mangini stated that most of their clinics are indigent care clinics and student health centers. Mr. Mangini stated that most of the patients that go to these clinics cannot afford their medications or have difficulty getting to a pharmacy.

Mr. Mangini stated that they are licensed in 30 states. Mr. Mangini stated that it was due to a clerical oversight that they did not obtain a license in Arizona.

Mr. McAllister asked if the dispensing of the medications is done by a physician at the clinic. Mr. Mangini stated that the physician would label the bottle with the patient's name and place the appropriate stickers on the bottle. The stickers are provided with the medication. Mr. Mangini stated that in some states physician assistants are allowed to dispense.

Mr. Mangini stated that they develop a formulary with the client to cut costs for the client.

Dr. Gandhi asked if there is a generic label placed on top of the manufacturer's label. Mr. Mangini stated that there is the package medication label and another label for dispensing.

Dr. Gandhi asked if the original package insert is given to the client. Mr. Mangini stated that the original package insert is supplied and the original and their own NDC number is also on the label. Mr. Mangini stated that their labeling is FDA compliant.

Dr. Gandhi asked when they last had an inspection. Mr. Mangini stated that they are licensed with the FDA and have not had an observation by the FDA.

Mr. McAllister asked about the period that they were shipping into Arizona without a license. Mr. Mangini stated that they can track by lot number. Mr. Mangini stated that during that period there were no complaints or no concerns about patient harm.

Mr. Minkus asked Mr. Mangini to describe the process. Mr. Mangini stated that they buy medications from distributors and break the bottles down to smaller units of use. Mr. Mangini stated that they could buy a bottle of 1,000 and break it down into bottles of 100. Mr. Mangini stated that they would label the bottle and it would be ready to dispense to a patient.

Mr. Minkus asked if the medication is used by the patient. Mr. Mangini stated that the physician would dispense the medication to the patient. Mr. Mangini stated that if the doctor is able to dispense the medication then patient compliance is improved.

Mr. Minkus asked who pays for the medication. Mr. Mangini stated that his company is paid by the clinic. Mr. Mangini stated that since his company buys medications in bulk they are able to supply the medication to the clinic at a lower cost. Mr. Mangini stated that they have direct accounts with the manufacturers and are able to pass the savings on to their clients.

Mr. Kennedy asked Mr. Mangini about his other non- resident permits. Mr. Mangini stated that they are licensed differently in different states. Mr. Mangini stated that in some states they are licensed as a wholesaler and in other states they are licensed as a manufacturer.

Mr. Blair asked how many shipments were sent to Arizona. Mr. Mangini replied that he does not know how many were shipped to Arizona. Mr. Mangini stated that the products shipped to Arizona were shipped to small volume clinics.

Ms. Locnikar asked why they were appearing in front of the Board. Dr. Gandhi stated that they were shipping to a remote area clinic in Bagdad Arizona. Dr. Gandhi stated that they were asked to stop shipping to the clinic until they appeared in front of the Board to obtain a license.

Dr. Gandhi asked if they had a training tool for their clients. Mr. Mangini stated that they provide information to their clients to check with state regulators regarding reporting requirements. Mr. Mangini stated that they do ship controlled substances and they ask the clients to fill out questionnaires. Mr. Mangini stated that they have turned down clients and they have policies in place for clinics that order excessive amounts of controlled substances.

NON-RESIDENT MANUFACTURER PERMITS – Schedule N

On motion by Mr. Van Hassel and seconded by Mr. Kennedy unanimously approved the following non- resident manufacturer application listed below.

Pharmacy	Location	Owner
Pharmedix	3281 Whipple Rd., Union City, CA 94587	Richard Mangini

AGENDA ITEM 8– License Applications Requiring Board Review – Schedule O

#1 Georgina Ybarra

Georgina Ybarra appeared on her own behalf to request to retain her Intern License while on medical leave and not attending school.

Dr. Gandhi swore in the applicant.

President McAllister asked Ms. Ybarra to address her request to retain her Intern license.

Ms. Ybarra stated that she is requesting that the Board allow her to retain her Intern license which would allow her to work as an Intern until she can return to school in the spring of 2016. Ms. Ybarra stated that she is currently working as a technician.

Ms. Ybarra stated that she withdrew from school during the spring semester due to medical issues. Ms. Ybarra stated she has been in the profession for 18 years and was working as an Intern at the Medication Therapy Management center until she became ill.

Mr. McAllister stated that the rule states that if the Intern is not attending school then the licensee can petition the Board for approval to continue to practice as an Intern.

Ms. Galvin noted that the licensee is not enrolled in the program at this time.

Mr. Van Hassel noted that the licensee is planning to return to school.

Mr. McAllister asked Ms. Ybarra if she will be able to return to school in the spring. Ms. Ybarra stated that her health is improving and she plans to return to school in the spring of 2016.

On motion by Mr. Van Hassel and seconded by Mr. Francis, the Board unanimously agreed to allow Ms. Ybarra to retain her Intern license while she is on sick leave from the school and the Board Staff will verify the Ms. Ybarra returns to school for the spring semester.

#2 James Thurlkill

James Thurlkill appeared on his own behalf to request to proceed with Pharmacy Technician licensure.

Mr. Gandhi swore in the applicant.

President McAllister opened the discussion by asking Mr. Thurlkill why he was appearing in front of the Board.

Mr. Thurlkill stated that he currently has a pharmacy technician trainee license and has applied for a pharmacy technician license. Mr. Thurlkill stated that he has had two DUI charges that he did disclose. Mr. Thurlkill stated that the first DUI occurred in 2011 and the second DUI in 2014. Mr. Thurlkill stated that he has been sober for 9 months and went to counseling.

Mr. Thurlkill stated that he is currently working as a technician in training.

Mr. McAllister asked Mr. Thurlkill if he has had any issues at work. Mr. Thurlkill replied no.

Ms. Snair asked Mr. Thurlkill if he has attended any counseling sessions. Mr. Thurlkill stated that he had attended counseling sessions. Mr. Thurlkill stated that he attends counseling sessions once or twice a week.

Dr. Gandhi asked if there was a pre-assessment done by his counselor. Mr. Thurlkill replied yes that they wanted him to attend 54 hours of counseling at first. Dr. Gandhi asked Mr. Thurlkill if he had a copy of the assessment. Mr. Thurlkill replied yes.

Mr. McAllister asked Mr. Thurlkill if he is still on probation. Mr. Thurlkill stated that he is currently serving the terms of the DUI. Mr. McAllister asked Mr. Thurlkill what the terms are that he is serving. Mr. Thurlkill stated that he is serving 24 days of jail time on work release and afterwards there would be 96 days on continuous monitoring.

Mr. Kennedy asked if there is any random blood work screens. Mr. Thurlkill replied no. Mr. Thurlkill stated that he is required to have a breathalyzer in his car for one year.

Ms. Locnikar noted that Mr. Thurlkill is in a program but the Board has no jurisdiction over the program. Mr. Thurlkill stated that he is on probation for 3 years.

Ms. Locnikar asked if they were doing any urinalysis screens. Mr. Thurlkill replied no.

Dr. Gandhi asked Mr. Thurlkill how many of the 54 hours of counseling he has completed. Mr. Thurlkill stated that he has completed about 20 hours. Mr. Thurlkill stated that he is currently serving his jail time and will be released next week. Mr. Thurlkill stated that after his release he will be going to counseling three times a week.

Dr. Gandhi asked Mr. Thurlkill how many times he has driven intoxicated. Mr. Thurlkill replied that he has probably driven three or four times intoxicated in the last four years.

Dr. Gandhi asked Mr. Thurlkill if he feels that he has a substance abuse problem with alcohol. Mr. Thurlkill replied that since he has not used alcohol in the last few months that he no longer feels the need to have alcohol. Mr. Thurlkill replied that he used alcohol due to stress. Mr. Thurlkill stated that he has worked out ways to handle his stress.

Mr. Minkus asked Mr. Thurlkill how he handles stress. Mr. Thurlkill stated that he walks away from a situation that causes him stress. Mr. Thurlkill stated that before he would get angry and drink alcohol to resolve the problem. Mr. Thurlkill stated he has worked with his counselor on how to solve problems.

Mr. Minkus asked Mr. Thurlkill about driving intoxicated. Mr. Thurlkill stated that he was driving often to meet other people to drink. Mr. Thurlkill stated at other times he was not the driver

A motion was placed on the floor by Mr. Van Hassel and seconded by Mr. Minkus to deny Mr. Thurlkill's pharmacy technician application.

Mr. Blaire asked if the Board could offer Mr. Thurlkill the opportunity to withdraw his application so that he does not have a denial on record. Mr. McAllister stated that would be a possibility but a motion has been placed on the floor.

Ms. Locnikar asked if the Board could offer Mr. Thurlkill a consent agreement since he is working a program at this time.

Mr. Kennedy noted that Mr. Thurlkill is applying for a technician license and could still work on his pharmacy technician trainee license if the Board denies this application for a certified technician. Ms. Galvin stated that the Board could open a complaint against his trainee license.

Mr. Kennedy stated that he would be in favor of a Consent Agreement for a PAPA contract.

Mr. Van Hassel and Mr. Minkus rescinded their motion.

A motion was placed on the floor by Mr. Kennedy and seconded by Ms. Locnikar to offer a standard PAPA contract.

Ms. Frush indicated that the Standard PAPA contract requires a 30 day inpatient program and a 6 month suspension.

Mr. Kennedy and Ms. Locnikar withdrew their motion.

On motion by Mr. Kennedy and seconded by Mr. Van Hassel, the Board unanimously agreed to accept Mr. Thurlkill's pharmacy technician application with the stipulation that he sign a Consent Agreement for a Standard PAPA contract excluding the 30 day inpatient treatment program and 6 month suspension. If he fails to sign the Consent Agreement, the application would be denied and the case would be brought back to the Board to determine if any action should be taken against his current pharmacy technician trainee license.

#3 Joshua Richardson

Joshua Richardson appeared on his own behalf to request to proceed with Pharmacy Technician Trainee licensure.

Mr. Gandhi swore in the applicant.

President McAllister opened the discussion by asking Mr. Richardson why he was appearing in front of the Board.

Mr. Richardson stated that he has applied for a pharmacy technician trainee license but has a felony charge for sexual exploitation of a minor. Mr. Richardson stated that he is currently on probation. Mr. Richardson stated that he works at Michaels.

Mr. McAllister asked Mr. Richardson why he wants to become a pharmacy technician. Mr. Richardson stated that he wanted to become a pharmacist and would like to pursue his goals. Mr. Richardson stated that he was charged as a minor and will be taken off probation at age 23 if he has no slip ups.

Mr. Richardson stated that he is pursuing an AA degree in Science at Scottsdale Community College. Mr. Richardson stated that is continuing his studies by taking Organic Chemistry.

Mr. McAllister asked Mr. Richardson if he has ever had issues with drugs. Mr. Richardson stated that he had an underage drinking charge in high school.

Ms. Snair asked Mr. Richardson if he has been to any kind of therapy sessions. Mr. Richardson stated that he attended a 5 week inpatient program at Meadows as part of his sentencing. Mr. Richardson stated that he does attend counseling sessions and has been in the program for 2 years. Mr. Richardson stated that the program helps him work out his issues so that they do not become a bigger problem.

Dr. Gandhi asked Mr. Richardson if he has any restrictions that may concern the Board. Mr. Richardson stated that he cannot be around minors. Mr. Richardson stated that he cannot go to schools or parks. Mr. Richardson stated that he cannot use a computer in his home.

Mr. Minkus asked Mr. Richardson what he did to get a felony charge. Mr. Richardson stated that he was charged with an internet crime. Mr. Richardson stated that he was 16 at the time and viewed pictures of minors on three occasions.

On motion by Mr. Minkus and seconded by Mr. Francis, the Board unanimously agreed to deny Mr. Richardson's pharmacy technician trainee application due to his felony conviction. A roll call vote was taken. (Ms. Locnikar – aye, Mr. Blaire – aye, Mr. Francis – aye, Mr. Van Hassel – aye, Ms. Snair – aye, Mr. Minkus – aye, Mr. Kennedy – nay, and Mr. McAllister – aye)

#4 Marvin Edwards

Mr. Blaire was recused due to a conflict of interest.

Marvin Edwards appeared on his own behalf to request to proceed with Pharmacy Technician licensure.

Mr. Gandhi swore in the applicant.

President McAllister opened the discussion by asking Mr. Edwards why he was appearing in front of the Board.

Mr. Edwards stated that he was asked to appear due to charges. Mr. Edwards stated that he was charged in an incident in Georgia and he fulfilled the terms of his probation.

Mr. Edwards stated that he had a DUI charge in 2014 that was due to monetary issues. Mr. Edwards indicated that he could not satisfy the judgment. Mr. Edwards stated that he obtained insurance through the VA and is completing the substance abuse and anger management courses.

Mr. Edwards stated that prior to Hurricane Katrina he was in New Orleans and was stopped for a traffic violation and did not know of the contents that was in charge. Mr. Edwards indicated that he was not charged on any drug related charges on this traffic stop.

Mr. McAllister asked Mr. Edwards why he did not disclose his charges. Mr. Edwards stated that he did not see the request to disclose this information on the application. Mr. Edwards indicated that it was an oversight on his part. Mr. Edwards stated that there were no drug charges or license issues. Mr. Edwards stated that he interpreted the wording incorrectly.

Mr. McAllister asked Mr. Edwards if he is still on probation in Georgia. Mr. Edwards replied yes. Mr. Edwards stated that he is enrolled in the VA program here to complete his required courses.

Mr. Kennedy asked Mr. Edwards if he is a certified technician. Mr. Edwards replied yes.

Ms. Locnikar asked Mr. Edwards about his charges. Mr. Edwards stated that he is not aware of any charges in Louisiana for possession of Marijuana. Mr. Edwards stated that he is aware of the charges in Georgia for battery and DUI.

Ms. Locnikar asked if the Georgia Board was aware of his charges. Mr. Edwards replied yes.

On motion by Mr. Minkus and seconded by Mr. Van Hassel, the Board unanimously agreed to deny Mr. Edward's pharmacy technician application due to his charges and non-disclosure of the charges. A roll call vote was taken. (Ms. Locnikar – aye, Mr. Francis – aye, Mr. Van Hassel – aye, Ms. Snair – aye, Mr. Minkus – aye, Mr. Kennedy – aye, and Mr. McAllister – aye)

#5 Taytiana Meadows

Taytiana Meadows appeared on her own behalf to request to proceed with Pharmacy Technician Trainee licensure.

Mr. Gandhi swore in the applicant.

President McAllister opened the discussion by asking Ms. Meadows why she was appearing in front of the Board.

Ms. Meadows stated that she was asked to appear because she was convicted of a DUI in 2011 but charges were not brought to court until 2014. Ms. Meadows stated that she was charged with the misdemeanor in 2014. Ms. Meadows stated that she is on unsupervised probation and must do community service.

Ms. Snair asked Ms. Meadows why she was not aware of the charges. Ms. Meadows stated that she was stopped upon leaving a restaurant with her family and she was driving. Ms. Meadows stated that she did the sobriety test and was not charged with a DUI then.

Mr. McAllister asked Ms. Meadows if she is currently attending school. Ms. Meadows replied yes. Ms. Meadows replied that she starts her externship in August.

Mr. McAllister noted that Ms. Meadows did disclose the charges on her application.

On motion by Mr. Van Hassel and seconded by Mr. Minkus, the Board unanimously agreed to approve Ms. Meadows's pharmacy technician trainee application.

#6 Cory McGuinn-Parks

Cory McGuinn-Parks appeared on his own behalf to request to proceed with Pharmacist licensure.

Mr. Gandhi swore in the applicant.

President McAllister opened the discussion by asking Mr. Parks why he was appearing in front of the Board.

Mr. McGuinn-Parks stated that in 2000 he was arrested for the sale of 2.0 grams of cocaine base and was convicted of distribution of cocaine. Mr. McGuinn-Parks stated that he began serving his sentence in 2002 and was released in 2004. Mr. McGuinn-Parks stated that his sentence was reduced by 11 months for good time and participation in a substance abuse program. Mr. McGuinn-Parks stated that he was released in 2005 and began his probation period.

Mr. McGuinn-Parks stated that he started pharmacy school in 2010 and graduated in 2014.

Mr. McAllister asked Mr. McGuinn-Parks if he is licensed in New Mexico. Mr. McGuinn-Parks stated that his license is current and in good standing in New Mexico.

Mr. Van Hassel asked Mr. McGuinn-Parks why he wanted an Arizona license. Mr. McGuinn-Parks stated that he is having a difficult time finding employment because he cannot work where there are controlled substances. Mr. McGuinn-Parks stated that he has an opportunity to do remote data entry. Mr. McGuinn-Parks stated that he would work 7 days on and then be off for 7 days.

On motion by Mr. Van Hassel and seconded by Mr. Francis, the Board unanimously agreed to approve the pharmacist application submitted by Mr. McGuinn-Parks.

#7 Kenwaljit Singh Bains

Kenwaljit Singh Bains appeared on his own behalf to request to proceed with Pharmacist licensure.

Mr. Gandhi swore in the applicant.

President McAllister opened the discussion by asking Mr. Bains why he was appearing in front of the Board.

Mr. Bains stated that he received an administrative fine for \$500 from the Michigan Pharmacy Board in 2006. Mr. Bains indicated that he declared the charges on his application. Mr. Bains stated that he is licensed in Florida, Texas, Nevada, and Michigan and all the licenses are in good standing.

Mr. McAllister asked Mr. Bains why he was fined by the Michigan Board. Mr. Bains stated that he was working at the pharmacy on an H1B visa in a pharmacy in Detroit. Mr. Bains stated that he was sponsored by the company. Mr. Bains stated that it was a very busy store. Mr. Bains stated that one day he was stopped by Loss Prevention. Mr. Bains stated that a technician had told Loss Prevention that he was leaving the pharmacy with a bag of drugs. Mr. Bains stated that he was not stealing drugs but was transferring the medications to another store. Mr. Bains stated that he admitted to Loss Prevention that he stole the drugs to get out of the office. Mr. Bains stated that he paid the fine with the Board because he did not want to fight with the Board because he did not want to be deported.

Ms. Snair asked Mr. Bains why the technician would bring such charges against him. Mr. Bains stated that he was a scapegoat.

Mr. McAllister asked Mr. Bains why he wanted an Arizona license. Mr. Bains stated that he is currently acting as Director at Compass Health.

Mr. Van Hassel told Mr. Bains that his stories do not match. Mr. Van Hassel stated that the Board Complaint indicates that he told the Loss Prevention personnel that he had taken medication for his wife and gave other medications to the purchasers of a pharmacy he had owned. Mr. Bains stated that he wrote what the Loss Prevention personnel told him to write. Mr. Bains stated that the signature on the confession was not his signature.

Ms. Snair asked if they have any video surveillance. Mr. Bains replied no.

Mr. Kennedy asked Mr. Bains if he owned a pharmacy previously. Mr. Bains replied yes.

Mr. Kennedy asked Mr. Bains if he wrote the statement that was referred to by Loss Prevention. Mr. Bains stated that they wrote the statement for him and he signed the statement so that he would not be terminated.

Mr. Kennedy asked Mr. Bains about signing the Consent Order with the Michigan Board. Mr. Bains stated that the fine was not for theft of drug.

Dr. Gandhi noted that the Consent Order stated that Mr. Bains denied he stole the drugs and his confession was coerced.

Mr. McAllister noted that a disconnect exists between the documents supplied by the Board and Mr. Bains' story. Mr. McAllister noted that Mr. Bains has not had any issues since that time.

On motion by Mr. Van Hassel and seconded by Mr. Francis, the Board unanimously agreed to approve the pharmacist application submitted by Mr. Bains.

#8 Jason Harsanye

Jason Harsanye appeared on his own behalf to request to proceed with Pharmacist licensure.

Mr. Gandhi swore in the applicant.

President McAllister opened the discussion by asking Mr. Harsanye why he was appearing in front of the Board.

Mr. Harsanye stated that he is applying for an Arizona pharmacist license. Mr. Harsanye stated that in 2008 he was cited for a OVI (Operating a vehicle while intoxicated) and failure to stop after an accident. Mr. Harsanye stated that he reported the incident to the Ohio State Board of Pharmacy and no action was taken against his license. Mr. Harsanye stated that he received his pharmacist license from Ohio and has worked in Ohio as a pharmacist.

Mr. McAllister asked Mr. Harsanye why his license was denied by the Pennsylvania Board. Mr. Harsanye stated that when he first graduated he decided he would pursue employment in Ohio and Pennsylvania. Mr. Harsanye stated that he was hired at the Cleveland clinic in Ohio and had worked there for 3 years. Mr. Harsanye stated that when he applied to Pennsylvania they wanted him to attend a recovery program. Mr. Harsanye stated that since he had a job in Ohio he had no intent to go to Pennsylvania. Mr. Harsanye stated that he did not take any action or contact the Pennsylvania Board. Mr. Harsanye stated that one year later the Pennsylvania Board decided to deny his license. Mr. Harsanye stated that he did not realize that the denial was a form of disciplinary action. Mr. Harsanye stated that he should have contacted the Pennsylvania Board to explain the he no longer wanted to pursue licensure in Pennsylvania.

Mr. Harsanye stated that his Ohio license is in good standing and he has a possible position for employment in Kingman and that is why he wants to reciprocate to Arizona.

On motion by Mr. Van Hassel and seconded by Ms. Locnikar, the Board unanimously agreed to approve the pharmacist application submitted by Mr. Harsanye.

#9 Michael Kinstedt

Mr. Kennedy was recused due to a conflict of interest.

Michael Kinstedt appeared on his own behalf to request to proceed with Pharmacy Intern licensure.

Mr. Gandhi swore in the applicant.

President McAllister opened the discussion by asking Mr. Kinstedt why he was appearing in front of the Board.

Mr. Kinstedt stated that he was arrested in November of 2014 for an OVI (Operation of a vehicle while intoxicated) in Ohio. Mr. Kinstedt stated that in March of 2015 when he went to court the charge was reduced to Physical Control of the vehicle. Mr. Kinstedt stated that he was placed on

probation in Ohio for 2 years. Mr. Kinstedt stated that he declared the charges on his application. Mr. Kinstedt stated that he has a job offer in Arizona.

Mr. McAllister asked Mr. Kinstedt if he attended a recovery program or alcohol treatment program. Mr. Kinstedt stated that he attended a 72 hour program. Mr. Kinstedt stated that he completed his alcohol and drug assessment and they decided that no follow up was required.

Mr. McAllister asked if any action was taken on his Intern License in Ohio. Mr. Kinstedt stated that he reported the information to the Board.

Ms. Locnikar asked Mr. Kinstedt about his schooling. Mr. Kinstedt stated that he attended pharmacy school in Ohio and graduated in May. Mr. Kinstedt stated that he moved to Arizona in June.

Ms. Locnikar asked about court approval. Mr. Kinstedt stated that the court approved his move. Mr. Kinstedt stated that he cannot start working until he becomes licensed.

Ms. Locnikar asked Mr. Kinstedt if he notified the Ohio Board. Mr. Kinstedt stated that he contacted the Board and his school right after the incident happened.

Mr. McAllister noted that there is not a recorded of continued issues. Mr. McAllister stated that if the Ohio Board takes action, then the Arizona Board could follow suit.

On motion by Mr. Van Hassel and seconded by Mr. Francis, the Board unanimously agreed to approve the Graduate Intern application submitted by Mr. Kinstedt.

#10 Douglas McDowell

Douglas McDowell appeared on his own behalf to request that the Board reinstate his voluntarily surrendered pharmacist license. Deb Marcum, PAPA administrator, was also present.

Mr. Gandhi swore in the applicant.

President McAllister opened the discussion by asking Mr. McDowell why he was appearing in front of the Board.

Mr. McDowell stated that he surrendered his license in 2008 which was considered a revocation by the Board.

Mr. McDowell stated that in May of 2013 he had a bout where he was drinking. Mr. McDowell stated that he had DUI charges in July and August of 2013. Mr. McDowell stated that he joined PAPA in May of this year and is attending counseling sessions and drug screens.

Mr. McAllister asked Mr. McDowell when he last practiced in a pharmacy. Mr. McDowell stated that he last practiced in 2008. Mr. McDowell stated that he has completed 20 hours of community service. Mr. McDowell stated that he has been studying for the NAPLEX exam.

Mr. McAllister stated that after leaving the practice of pharmacy he felt that the PARE exam would give the Board confidence that a pharmacist could return to practice.

On motion by Mr. Kennedy and seconded by Mr. Van Hassel, the Board unanimously agreed to table Mr. McDowell's request to reinstate his pharmacist license until he passes the PARE exam.

#11 Blake Stine

Blake Stine appeared on his own behalf to request to proceed with Pharmacist licensure.

Mr. Gandhi swore in the applicant.

President McAllister opened the discussion by asking Mr. Stine why he was appearing in front of the Board.

Mr. Stine stated that he is applying to take the NAPLEX and MPJE exams. Mr. Stine stated that he had a DUI in 2008 and is currently on probation. Mr. Stine explained the circumstances that resulted in his current probation being delayed from 2008.

Mr. McAllister asked Mr. Stine when he graduated. Mr. Stine stated that he just graduated in 2015 and has an active Intern license.

Mr. McAllister asked Mr. Stine if he has a drinking problem. Mr. Stine replied no.

On motion by Ms. Locnikar and seconded by Mr. Francis, the Board unanimously agreed to approve the pharmacist application submitted by Mr. Stine.

AGENDA ITEM 9– Ascribe's Automated Dispensing Machine Deviation and Update

The following individuals were present to address Ascribe's Deviation request to place an automated dispensing machine in an Assisted Living Facility:

1. Steven Kaufer – Pharmacist in Charge – Ascribe
2. Dr. Reef Gillum
3. Roger Morris – Legal Counsel for Ascribe

President McAllister stated that Ascribe would like to update the Board concerning their deviation request concerning the use of automated dispensing machines in the long term care and assisted living facilities.

Mr. Morris stated that when they initially appeared they requested a deviation to place automated dispensing machines in assisted living facilities. Mr. Morris stated that it was his understanding and the Board's understanding that the machines would be new machines placed in assisted living facilities. Mr. Morris stated that the pharmacy has two locations that have both long term care patients and assisted living patients in the same facility. Mr. Morris stated that the pharmacy is currently providing medications for the long term care facility through the automated dispensing machine. Mr. Morris stated that the machines are in compliance. Mr. Morris stated that they are requesting to service both the long term care patients and the assisted living patients from the same automated dispensing machine.

Mr. Morris stated that Dr. Gandhi, Dr. Frush, Ms. Sutcliffe, and Mr. Waggoner visited Friendship Village to observe the automated dispensing machine.

Dr. Gandhi stated that the operation of the machine was observed. Dr. Gandhi stated that they want to piggyback off the existing machine that currently services the long term care patients. Dr. Gandhi stated that they would like to service the assisted living patients from the same machine.

Dr. Gillum stated that in other states they are allowed to deliver to residents in the same building. Dr. Gillum stated that it was their intention and understanding that they would be able to service assisted living patients from the same machine as they do in other states.

Mr. Morris stated that if the Board allows them to use the same machine for both long term care and assisted living patients the pharmacy could report back to the Board in January.

Mr. McAllister asked who would be administering the medications. Dr. Gillum stated that the medications would only be administered by licensed personnel.

Dr. Gandhi asked Mr. Gillum if they would be servicing the cottages. Dr. Gillum replied that they would not be servicing the cottages because they are independent living.

Mr. McAllister stated that the machine has an audit trail and the compliance officers could drop in at any time to observe the machine and operations.

Dr. Gillum stated that the machine is monitored for accuracy.

The Board Members decided to allow the waiver to continue using the same machine in the two facilities for both long term and assisted living patients.

Dr. Gandhi stated that the rules state that hardcopy prescriptions must be presented for assisted living patients prior to dispensing. Dr. Gandhi stated that the Board may need to issue a substantive policy for the receiving of hard copy prescriptions when the medication is dispensed from the machine.

AGENDA ITEM 10– Banner Health Deviation Request for Current Good Compounding Practices

President McAllister stated that a representative from Banner Hospital was present to discuss Banner Health's deviation request.

Mr. McNemar stated that Banner hospitals have been told that they would be cited at future inspections if a process is not in place to document the manufacturer, lot #, and expiration date for all components of all compounded sterile products. Mr. McNemar stated that Banner is requesting a change in this documentation requirement to only apply to batched IV admixture products, excluding patient specific IV admixture products administered within 48 hours.

Mr. McNemar indicated that New Mexico and Oregon have changed their regulations to only include only batched products. Mr. McNemar noted that Nevada has no requirements to record the information. Mr. McNemar stated that California exempts documentation for a one time IV preparation administered in 24 hours.

Mr. Van Hassel recommended that the Board tell the Compliance Staff to not issue violations for these infractions since other states are changing their regulations.

Mr. Blaire stated that if the hospitals are requesting this change then it would also apply to community pharmacies that compound sterile products.

Mr. McAllister recommended that the Board place this item on a future agenda for discussion.

AGENDA ITEM 11– Reports

Executive Director

Budget

Dr. Gandhi reviewed the Budget with the Board Members.

Operations Update – Applications Presented at the Office

Dr. Gandhi stated that applications presented at the office would not be processed while the applicants wait. Dr. Gandhi stated that the applications would be reviewed for required documentation and the applicant would be given a copy of their check as their receipt and a copy of the checklist. Dr. Gandhi stated that the application would be processed and when the fingerprints are returned the applicant would be mailed their license.

Board Law Book- Online

Dr. Gandhi stated that the law book is now posted online and all applicants would be referred to the online version.

FDA Commission Status

Dr. Gandhi stated that all Compliance Staff has now received FDA Commission Status and that will enable the FDA to share information with the compliance staff on investigations.

DEA Meeting with Michael Grafton

Dr. Gandhi stated that staff had met with Mr. Grafton from the Phoenix DEA office.

A.R.S. 32-3218 – Health Care Regulatory Board Required Training

Dr. Gandhi stated that all Board Members are required to complete 12 hours of training. Dr. Gandhi stated that 4 hours of training would be provided on the second day of the Board Meeting. Dr. Gandhi stated that the remaining 8 hours would be offered through FARB in November. Dr. Gandhi stated that he would provide the Board Members with additional information concerning the FARB training.

Sterile Compounding Training Seminar

Dr. Gandhi stated that Compliance Officers Steve Haiber, Karol Hess, and Sandy Sutcliffe attended the Sterile Compounding Training Seminar. Mr. Haiber and Ms. Hess gave a brief overview of the training course.

CE Discussion for Pharmacists not meeting the basic CE requirements (30 hours during the renewal period)

Dr. Gandhi stated that an CE audit was conducted and there were individuals that did not meet the CE requirements. Dr. Gandhi stated that he is asking for guidance from the Board on how to proceed. It was decided that a committee would be formed to review the possible solutions. The committee members would be: Darren Kennedy, Kristin Snair, and Mike Blaire. Dr. Gandhi and Jeanne Galvin would also serve on the committee.

Deputy Director Report

Dr. Frush reviewed the Compliance Officers Activity Report and the Drug Inspector Report with the Board Members.

During the month of June and July, the Compliance Staff issued letters for the following violations:

Pharmacy Violations

1. Expired OTC and Rx products in Pharmacy -2
2. Hot water not working properly -3
3. Pharmacy Technician not wearing protective garments while compounding – 1
4. Pharmacy sanitation –Ants in pharmacy – 1

5. Area added to pharmacy did not have appropriate barrier – 1
6. Front pharmacy counter less than 66 inches in height – 1

Controlled Substance Violations

1. Controlled Substance Overage -2
2. Controlled Substance Shortage - 2
3. Controlled Substance Recordkeeping not complete – 2
4. Hardcopy of Emergency CII prescription not obtained from prescriber – 1
5. Controlled Substance prescription missing patient's address – 1
6. CII invoices need to be filed separately – 1
7. CIII –CV prescriptions stamped with a red "C" or filed separately from other invoices – 1
8. CII inventory not signed by pharmacist completing the inventory – 1

Documentation Violations

1. Mechanical Storage Documentation - 4
2. Current license not maintained in pharmacy – 1
3. Pharmacy Technician Compounding without training – 1
4. Compounding records incomplete for utensils used, lot number, manufacturer – 1
5. Compounding records not signed by pharmacist - 1
6. Pharmacist administered immunizations information sent to physician – 1

PAPA Report – Schedule P

Deb Marcum, PAPA administrator, was present to represent the PAPA program. Ms. Marcum stated that there are a total of thirty– eight (38) participants in the PAPA program. Ms. Marcum stated that two participants have completed the program. Ms. Marcum stated that there have been two new participants who have signed a PAPA contract. One new participant is a confidential participant and the other participant is a non-confidential participant.

AGENDA ITEM 12– Conferences – Schedule Q

Conference 1– Complaint #4406

Mr. Kennedy was recused due to a conflict of interest.

The following individuals were present to discuss the complaint:

1. Krasen Boshnakow – Pharmacist- Respondent
2. Ashley Willeford – Pharmacy Technician Trainee – Respondent
3. Patrick Jerome- Pharmacy Supervisor – Witness
4. Hazen Abawi – Pharmacy Supervisor - Witness
3. Christine Cassetta – Legal Counsel

President McAllister asked Mr. Petersen to give a brief overview of the complaint. Mr. Petersen stated that the Board Office received notice of a claim that was paid pursuant to a mis-filled prescription. Mr. Petersen stated that a prescription for omeprazole 40mg was entered and dispensed as quinapril 40mg. The prescription was entered by the technician at the central pharmacy operations. The pharmacist who verified the prescription stated that hew was

involved with some other clarifications of another prescription for the same patient and missed the error when comparing the label to the scanned prescription. The pharmacist stated that the patient refused counseling but there was no documentation of counseling. The error was discovered when the patient called the pharmacy and complained that she was groggy.

Ms. Cassetta stated that the pharmacist and the pharmacy technician no longer work for the company.

Mr. McAllister asked the respondents to walk him through the process using the central processing facility.

Mr. Boshnakow stated that the prescription is scanned at the store, the data entry is completed at the mail order site, and the prescription is sent back to the store for verification.

Mr. McAllister asked where in the process did the breakdown occur. Mr. Boshnakow stated that an image of the prescription pops up on the verification screen and the pharmacist can match the information (Demographics, Prescription information, and Doctor information).

Mr. McAllister asked how the wrong drug was missed. Mr. Boshnakow stated that the prescription was illegible. Mr. Boshnakow stated that the patient refused counseling. Mr. Boshnakow stated that the patient took the medication because she thought it was a different generic form.

Mr. McAllister asked what happens if the central processing technician determines that the prescription is illegible. Mr. Abawi stated that the prescription would be sent back to the store and the pharmacist at the store would call the doctor for clarification.

Ms. Willeford stated that she read the prescription as Quinipril. Ms. Willeford stated that if she is not able to read a prescription the prescription would be sent back to the store for clarification and she would not enter the prescription.

Mr. Blaire asked Ms. Willeford if she typed in Quinapril or an abbreviation. Ms. Willeford stated that she types in five letters and the strength.

On motion by Ms. Snair and seconded by Ms. Locnikar, the Board agreed to dismiss the complaint. A roll call vote was taken. (Ms. Locnikar – aye, Mr. Francis – aye, Mr. Van Hassel – nay, Mr. Blaire – aye, Ms. Snair – aye, Mr. Minkus – nay, Mr. Kennedy – aye, and Mr. McAllister – aye)

Mr. Van Hassel stated that he is willing to dismiss the complaint against the technician but feels that the pharmacist should complete CE on error prevention because he had the responsibility for counseling.

Ms. Cassetta stated that the offer to counsel was declined by the patient. Ms. Cassetta stated that the pharmacist has taken CE since that time. Ms. Cassetta stated that the district manager has reviewed the documentation of counseling with the pharmacy staff.

Ms. Locnikar asked if the number on the counseling sheet was for the Hydrocodone prescription. Ms. Cassetta indicated that they did not document the denial for the other prescription.

Ms. Snair stated that the prescription was from a gastroenterologist and it doesn't appear hard to read.

Mr. Blaire asked if the pharmacist sees the original prescription. Ms. Cassetta stated that they see the scanned image. Mr. Blaire stated that it does not look like quinapril.

Mr. Francis stated that the dosage should have been questioned because Quinapril is a once a day dose. Ms. Cassetta stated that the dosage can be given more than once a day.

Ms. Cassetta stated that in most cases the pharmacist does not look at the doctor's practice to determine if the prescription is appropriate.

Mr. McAllister stated that there were missed opportunities in this case to correct the error. Mr. McAllister noted that it is the pharmacist's responsibility to look at the type of practice to determine if the doctor could write that prescription.

AGENDA ITEM 13 - Consent Agreements – Schedule R

On motion by Mr. Kennedy and seconded by Mr. Van Hassel, the Board unanimously agreed to accept the following Consent Agreement:

1. Ralph Troller - 14-0007-PHR (Amended)

AGENDA ITEM 14– Complaint Review – Consideration of Complaints on Schedule S

President McAllister opened the discussion by stating the Board Members would review all the complaints on schedule R.

Complaint #4367

Mr. Kennedy was recused due to a conflict of interest.

On motion by Mr. Van Hassel and seconded by Mr. Francis, the Board unanimously agreed to dismiss the complaint and take no further action on the complaint.

Complaint #4405

On motion by Mr. Blaire and seconded by Mr. Minkus, the Board unanimously agreed to dismiss the complaint and take no further action on the complaint.

Complaint #4412

Mr. Kennedy was recused due to a conflict of interest.

The Complainant asked to address the Board. Jeremy Helfgot, the complainant, stated that he and his wife have been patients at Walgreens since 2013. Mr. Helfgot stated that the pharmacists have been negligent and offered poor patient care. Mr. Helfgot stated that on two occasions he had received expired test strips. Mr. Helfgot stated that he had also received a prescription for Levothyroxine that was the wrong strength. Mr. Helfgot stated that when he went to pick up his wife's prescription it was filled for a 90 day supply when they had requested a 30 day supply. Mr. Helfgot stated that the pharmacist had left the pharmacy while he was there and left the pharmacy technicians working alone. Mr. Helfgot stated that there was a technician in the pharmacy not wearing a name badge indicating that she was a technician. Mr. Helfgot stated that when the pharmacist returned to the pharmacy and he asked for her license number she would not provide the number.

On motion by Mr. Van Hassel and seconded by Ms. Snair, the Board unanimously agreed to issue a non-disciplinary advisory letter to the pharmacist requesting the pharmacist to complete 6 hours of CE on error prevention. The CE units must be completed within 120 days of the letter date.

Complaint #4417

Mr. Blaire was recused due to a conflict of interest.

On motion by Mr. Francis and seconded by Mr. Van Hassel, the Board unanimously agreed to dismiss the complaint and take no further action on the complaint.

Complaint #4418

The Complainant asked to address the Board. Tom Retzlaff, the complainant stated that his friend was discharged with a prescription for an injectable blood thinner. Mr. Retzlaff stated that the patient was given only 4 doses instead of the 10 doses that he should have received. Mr. Retzlaff stated that the pharmacy was contacted and they admitted to the error. Mr. Retzlaff stated that he is trying to help his friend get compensation for his injuries. Mr. Retzlaff stated that his friend suffered from deep vein thrombosis and was hospitalized. Mr. Retzlaff indicated that the pharmacy personnel refused to show him the licenses when requested.

A Motion was placed on the floor by Mr. Minkus and seconded by Mr. Blaire to dismiss the complaint. A roll call vote was taken. (Ms. Locnikar – nay, Mr. Francis – nay, Mr. Van Hassel – nay, Mr. Blaire – nay, Ms. Snair – aye, Mr. Minkus – aye, Mr. Kennedy – nay, and Mr. McAllister – nay). The motion failed.

On motion by Mr. Van Hassel and seconded by Mr. Francis, the Board unanimously agreed to ask the pharmacist and the pharmacy intern to appear for a conference.

Complaint #4420

Mr. Kennedy was recused due to a conflict of interest.

On motion by Mr. Francis and seconded by Ms. Snair, the Board unanimously agreed to dismiss the complaint and take no further action on the complaint.

Complaint #4425

Mr. Kennedy was recused due to a conflict of interest.

On motion by Mr. Van Hassel and seconded by Mr. Minkus, the Board unanimously agreed to dismiss the complaint and take no further action on the complaint.

Complaint #4426

Mr. Kennedy was recused due to a conflict of interest.

On motion by Mr. Van Hassel and seconded by Mr. Minkus, the Board unanimously agreed to issue a non-disciplinary advisory letter to the pharmacist in charge and the pharmacy technician requesting them to complete 6 hours of CE on error prevention. The CE units must be completed within 120 days of the letter date.

Complaint #4430

On motion by Mr. Van Hassel and seconded by Mr. Blaire, the Board unanimously agreed to ask the pharmacist to appear for a conference.

Complaint #4433

On motion by Mr. Blaire and seconded by Ms. Snair, the Board unanimously agreed to issue a non-disciplinary advisory letter to the pharmacist and pharmacy technician concerning the selling of the correct medication to the correct patient.

Complaint #4434

Mr. Kennedy was recused due to a conflict of interest.

On motion by Ms. Locnikar and seconded by Mr. Minkus, the Board unanimously agreed to ask the pharmacist and the pharmacy technician to appear for a conference.

Complaint #4435

Mr. Kennedy was recused due to a conflict of interest.

On motion by Mr. Van Hassel and seconded by Ms. Snair, the Board unanimously agreed to issue a non-disciplinary advisory letter to the pharmacist concerning the final accuracy check.

AGENDA ITEM 15 – Peter Steinken – Case#15-0018-PHR

President McAllister stated that Mr. Steinken was asked to appear due to positive drug screens that he has had recently which violates his PAPA contract.

President McAllister asked Mr. Steinken to address these issues. Mr. Steinken stated that he had a relapse about 60 days ago.

Mr. McAllister asked Deb Marcum, PAPA administrator, about Mr. Steinken's status. Ms. Marcum stated that PAPA has asked Mr. Steinken to have a second evaluation with Dr. Sucher. Ms. Marcum stated that Dr. Pickens has recommended that Mr. Steinken participates in an inpatient treatment program.

Mr. Steinken stated that he is awaiting the second opinion from Dr. Sucher. Mr. Steinken stated that an inpatient program would not accept his insurance because he has been clean for 30 days,

Mr. Steinken stated that he is taking Vyvanse and that is why he tested positive for amphetamines. Mr. Steinken stated that he tested positive for alcohol but he did not drink. Mr. Steinken stated that it could possibly be the use of hand sanitizer or mouthwash that caused the positive screen for alcohol.

Mr. McAllister stated that 2 counselors are recommending that he participate in an inpatient program.

Mr. Steinken stated that he cannot afford an inpatient program and he would be willing to go to relapse prevention.

Mr. McAllister recommended that Mr. Steinken follow the recommendations of the PAPA program.

AGENDA ITEM 16 – Consumer Request for Board Members to reconsider the Board's Decision to dismiss Complaint #4368

President McAllister stated that he feels the Board should uphold their decision.

On motion by Mr. Van Hassel and seconded by Mr. Minkus, the Board unanimously agreed to uphold their decision to dismiss the complaint.

AGENDA ITEM 17 – Call to the Public

President McAllister announced that interested parties have the opportunity at this time to address issues of concern to the Board; however the Board may not discuss or resolve any issues because the issues were not posted on the meeting agenda. No One came forth to address the Board.

AGENDA ITEM 18 – Future Agenda Items

The following items will be placed on a future agenda for discussion:

1. Complaint Review

There being no further business to come before the Board, President McAllister recessed the meeting at 4:00 P.M.

AGENDA ITEM 1 – Call to Order – August 20, 2015

Board Member Darren Kennedy convened the meeting at 9:00 A.M. and welcomed the audience to the meeting.

The following Board Members were present: Michael Blaire, William Francis, Darren Kennedy, Kyra Locnikar, Reuben Minkus, Kristen Snair and Tom Van Hassel. The following Board Members were not present: John Musil and Dennis McAllister. The following staff members were present: Executive Director Kamlesh Gandhi, and Assistant Attorney General Jeanne Galvin.

AGENDA ITEM 2 – Board Member Training

Health Care Regulatory Board Members must have 12 hours of training prior to January. The Board Members received 4 hours of training today.

The following areas of training were provided by to the Board Members:

1. Rule Making Process – Dean Wright
2. Addiction Education (PAPA) – Jim Corrington
3. Fingerprinting Process – Jennifer Mitchell
4. Open Meeting Rules – Jeanne Galvin

AGENDA ITEM 3– Call to the Public

Board Member Kennedy announced that interested parties have the opportunity at this time to address issues of concern to the Board; however the Board may not discuss or resolve any issues because the issues were not posted on the meeting agenda. No One came forth to address the Board.

AGENDA ITEM 4 – Adjournment

There being no further business to come before the Board, Mr. Kennedy adjourned the meeting at 1:00P.M.