

# **INDIANA BOARD OF PHARMACY**

**Indiana Professional Licensing Agency**  
Indiana Government Center South, Conference Room C  
402 W. Washington St.  
Indianapolis, IN 46204

## **MINUTES OF the July 9, 2012 Board Meeting**

### **I. CALL TO ORDER & ESTABLISHMENT OF QUORUM**

President and Presiding Officer Del Fanning called the meeting to order at 8:49 a.m. in Conference Room C of the Indiana Government Center-South, 402 West Washington Street, Indianapolis, Indiana 46204, and declared a quorum with seven members present, in accordance with IC § 25-26-13-3.

#### **Board Members Present:**

Del T. Fanning, R.Ph., President  
Sara St. Angelo, PharmD., R.Ph., Vice President  
Winnie Landis, R.Ph., Member  
Donna S. Wall, PharmD., R.Ph., Member  
Lora N. R. Williams, JD, Member (*Consumer Member*)  
William J. Cover, R.Ph., Member  
Steven Anderson, R.Ph., Member

**Present At:** 8:49 a.m.

#### **Board Members Not In Attendance:**

All Board Members in Attendance

#### **State Officials Present:**

Greg Pachmayr, Director, Indiana Professional Licensing Agency  
Amy Hall, Assistant Board Director, Indiana Professional Licensing Agency  
Deborah Frye, Compliance Director, Indiana Professional Licensing Agency  
Wanda Levensoski, Compliance Officer, Indiana Professional Licensing Agency  
Eric Pearcy, Compliance Officer, Indiana Professional Licensing Agency  
Zaneta Nunnally, Compliance Officer, Indiana Professional Licensing Agency  
Amy Phillips, Compliance Officer, Indiana Professional Licensing Agency  
Tim Thomas, Compliance Officer, Indiana Professional Licensing Agency  
Lorena Sipe, Compliance Officer, Indiana Professional Licensing Agency  
Gordon White, Board Advisory Counsel, Office of the Attorney General  
Darren R. Covington, Deputy Attorney General - Office of the Attorney General

### **II. ADOPTION OF THE AGENDA**

A motion was made by Member Landis and seconded by Member Cover to adopt the agenda.

**MOTION CARRIED: 7-0-0.**

### **III. ADOPTION OF THE MINUTES FROM PREVIOUS MEETING**

A motion was made by Member Cover and seconded by Member Williams to approve the minutes from the previous meeting. **Motion Carried 7-0-0.**

#### **IV. FULL BOARD APPEARANCES**

A. Dr. Hinchman – PRN Update

Dr. Hinchman and Larry Turner appeared before the Board to give an update on the PRN program.

B. Greg Fox – Kroger

Mr. Fox and two Kroger employees appeared before the Board to address an air conditioning issue in one of their pharmacies that was discovered by a Pharmacy Inspector during a routine inspection. Mr. Fox agreed to report temperature readings every 30 days for the next 90 days. A motion was made by Member Landis and seconded by Vice President St. Angelo to **approve** the appearance. **Motion carried 7-0-0.**

C. Dan Luce/Kyle Decker – Walgreens/DailyMed (1:30)

Dan Luce and Kyle Decker appeared before the Board to discuss their plans to allow DailyMed customers to pick up their DailyMed prescriptions in Walgreens stores. They agreed to give the Board a six month update. Member Cover recused himself.

D. IvyTech (1:30)

Representatives from IvyTech appeared before the Board to inform the Board of their curriculum changes and to seek approval for their technician programs state wide. A motion was made by Member Wall and seconded by Vice President St. Angelo to **approve**. Motion carried **7-0-0.**

#### **V. STANDING COMMITTEE MEETINGS**

**9:30 – 11:00 a.m.**

**A. Administration and Licensing Committee (Conference Room C)**

The Administration and Licensing Committee met at 9:30 a.m. in Conference Room C of the Indiana Government Center-South, 402 West Washington Street, Indianapolis, Indiana 46204.

***Board Members Present:***

Donna Wall  
Lora Williams

***Staff Officials Present:***

Amy Hall  
Gordon White

***Personal Appearances – Individuals***

Name: Stephanie Muir

Application type: Pharmacy Technician Renewal

Reason for personal appearances: Positive Response

Notes:

Committee recommendation to full Board: Approve on Probation

After a discussion with the full Board, a motion was made by Member Williams to approve **on probation**, the motion carried **7-0-0.**

Name: Cierra Caldwell

Application type: Pharmacy Technician Renewal

Reason for personal appearances: Positive Response

Notes:

Committee recommendation to full Board: Approve and refer to Attorney General

After a discussion with the full Board, a motion was made by Member Williams to **approve and refer to AG**, the motion carried **7-0-0.**

Name: Tiffany Smythe  
Application type: Pharmacy Technician Renewal  
Reason for personal appearances: Positive Response  
Notes:  
Committee recommendation to full Board: Approve  
After a discussion with the full Board, a motion was made by Member Williams to **approve**, the motion carried **7-0-0**.

Name: Kirby Mane  
Application type: Pharmacy Technician  
Reason for personal appearances: Positive Response  
Notes:  
Committee recommendation to full Board: Approve  
After a discussion with the full Board, a motion was made by Member Williams to **approve**, the motion carried **7-0-0**.

Name: David Webster  
Application type: Pharmacy Technician  
Reason for personal appearances: Positive Response  
Notes:  
Committee recommendation to full Board: Approve on Probation  
After a discussion with the full Board, a motion was made by Member Williams to **approve on probation**, the motion carried **7-0-0**.

Name: Honee Dancy  
Application type: Pharmacy Technician  
Reason for personal appearances: Positive Response  
Notes:  
Committee recommendation to full Board: Approve  
After a discussion with the full Board, a motion was made by Member Williams to **approve**, the motion carried **7-0-0**.

Name: Summer Ferran  
Application type: Pharmacy Technician  
Reason for personal appearances: Positive Response  
Notes: Summer Ferran did not appear  
Committee recommendation to full Board: Table until August meeting, deny if she does not appear in August.  
After a discussion with the full Board, a motion was made by Member Williams to **table until August meeting**, the motion carried **7-0-0**.

Name: Shayla Garth  
Application type: Pharmacy Technician  
Reason for personal appearances: Positive Response  
Notes:  
Committee recommendation to full Board: Deny  
After a discussion with the full Board, a motion was made by Member Williams to **deny**, the motion carried **7-0-0**.

Name: Stephen Hartman  
Application type: Pharmacist Renewal  
Reason for personal appearances: Positive Response  
Notes:  
Committee recommendation to full Board: Approve  
After a discussion with the full Board, a motion was made by Member Williams to **approve**, the motion carried **7-0-0**.

### **Applications**

### ***Individual Applications***

Name: Laval Nasser

Application Type: Pharmacist Intern

Committee recommendation to full Board: needs FPGE before internship

After a discussion with the full Board, a motion was made by Member Wall to **approve the committee recommendation**, the motion carried **7-0-0**.

Name: Lisa Santangelo

Application Type: Pharmacist

Reason for Application Review: Special Accommodations

Notes: Applicant wanted food to be allowed when she takes her test because she is diabetic. She also requested a longer time to test and a private setting.

Committee recommendation to full Board: Allow accommodations outlined in her Dr's recommendations, deny extra time and private setting.

After a discussion with the full Board, a motion was made by Member Wall to **approve the committee recommendation**, the motion carried **7-0-0**.

Name: Yomot McCloud

Application Type: Pharmacy Technician

Reason for Application Review: Positive Response

Notes:

Committee recommendation to full Board: Require personal appearance at August meeting.

After a discussion with the full Board, a motion was made by Member Wall to **require personal appearance**, the motion carried **7-0-0**.

Name: Kathleen Brown

Application Type: Pharmacist Intern

Reason for Application Review: Positive Response

Notes:

Committee recommendation to full Board: approve

After a discussion with the full Board, a motion was made by Member Williams to **approve**, the motion carried **7-0-0**.

Name: Jeremy Valkeries

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Williams to **approve**, the motion carried **7-0-0**.

Name: Reny Varughese

Application Type: Pharmacist Intern

Reason for Application Review: Special Request

Notes:

Committee recommendation to full Board: Require FPGE

After a discussion with the full Board, a motion was made by Member Wall to **approve committee recommendation**, the motion carried **7-0-0**.

Name: Alexander Szewciw

Application Type: Pharmacist Renewal

Reason for Application Review: Positive Response

Notes:

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Williams to **approve**, the motion carried **7-0-0**.

### ***Continuing Education Applications***

Applicant name: Daniel Workman

CE title: PALS

Location: IU Health Bloomington

Number of CE hours: 12

Committee recommendation to full Board: Approve

Prepared by Greg Pachmayr, Director  
Indiana Board of Pharmacy

After a discussion with the full Board, a motion was made by Member Wall to **approve**, the motion carried **7-0-0**.

Applicant name: Elayne Ansara

CE title: Ketamine: An Old Drug with New Tricks

Location: Wishard Health Services

Number of CE hours: 5

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Wall to **approve**, the motion carried **7-0-0**.

Applicant name: Stacy Waterman

CE title: The Macrolide Debate in Pertussis

Location: Parkview

Number of CE hours: 0.5

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Wall to **approve**, the motion carried **7-0-0**.

Applicant name: Ann Yates

CE title: TUBE STAT

Location: IU

Number of CE hours: 0.5

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Wall to **approve**, the motion carried **7-0-0**.

Applicant name: Pavel Prusahov

CE title: Acute Lymphoblastic Leukemia

Location: Parkview

Number of CE hours: 0.5

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Wall to **approve**, the motion carried **7-0-0**.

#### **B. Compliance Committee (Room W064)**

The Compliance Committee met at 9:30 a.m. in Room W064 of the Indiana Government Center-South, 402 West Washington Street, Indianapolis, Indiana 46204.

#### ***Board Members Present:***

Bill Cover

Sara St. Angelo

#### ***Staff Officials Present:***

Deborah Frye

Eric Pearcy

Tim Thomas

Zaneta Nunnally

Wanda Levendoski

Amy Phillips

Lorena Sipe

#### ***Facility Appearances***

Entity Name: Heritage Environmental Services

Representative: Mr. Terry Ferrill

Reason for Appearing: Wholesale Drug Distributor's License

Notes: Requesting approval without VAWD accreditation requirement, since they only do destruction.

Applicant is EPA and RCRA approved for disposal of hazardous waste.

Committee recommendation to full Board: Approval without VAWD Accreditation

After a discussion with the full Board, a motion was made by Member Cover and seconded by Member St. Angelo to Approve, the motion carried 7-0-0.

Entity Name: Wellfount Corp

Representative: Kelly Wells

Reason for Appearing: Remote Location

Notes: Installation of new medication dispensing unit will provide more secure method of dispensing of medication to Long Term Care and Skilled Nursing patients in Lawrenceburg facility. All drugs checked by Pharmacy personnel.

Committee recommendation to full Board: Approval of new unit.

After a discussion with the full Board, a motion was made by Member Cover and seconded by Member St. Angelo to Approve, the motion carried 7-0-0.

Entity Name: OmniCare, Inc.

Representative: John Long

Reason for Appearing: PmniNow Process

Notes: New EDK system of dispensing medication to Long Term Care, Assisted Living and MRDD facilities. 2100 bins with enhanced security features.

Committee recommendation to full Board: Approval with restocking to be done only by Pharmacy personnel.

After a discussion with the full Board, a motion was made by Member Cover and seconded by Member St. Angelo to Approve, the motion carried 7-0-0.

### ***Individual Appearances***

Name: Natalie Williams

Application type: Pharmacy Technician

Reason for personal appearances: Positive Response

Notes: Did not appear

Committee recommendation to full Board: Tabled until Board Meeting on August 13, 2012.

After a discussion with the full Board, a motion was made by Member Cover and seconded by Member St. Angelo to Approve, the motion carried 7-0-0.

Name: Katrina Goffinet

Application type: Pharmacist

Reason for personal appearances: Positive Response

Notes: DUI arrest

Committee recommendation to full Board: Approval

After a discussion with the full Board, a motion was made by Member Cover and seconded by Member St. Angelo to Approve, the motion carried 7-0-0.

Name: Jordan Green

Application type: Pharmacy Technician

Reason for personal appearances: Positive Response

Notes: Possession of alcohol, completed all court ordered requirements and community service

Committee recommendation to full Board: Approval

After a discussion with the full Board, a motion was made by Member Cover and seconded by Member St. Angelo to Approve, the motion carried 7-0-0.

Name: April James

Application type: Pharmacy Technician

Reason for personal appearances: Positive Response

Notes: Traffic ticket, failure to appear

Committee recommendation to full Board: Approval

After a discussion with the full Board, a motion was made by Member Cover and seconded by Member St. Angelo to Approve, the motion carried 7-0-0.

Name: Jason Piwowar

Application type: Pharmacy Technician

Reason for personal appearances: Positive Response

Notes: DUI, criminal probation completed but needs to provide documentation of release. As to the second question answered; civil complaint filed, the respondent inadvertently answered the question yes on the application.

Committee recommendation to full Board: Approval

After a discussion with the full Board, a motion was made by Member Cover and seconded by Member St. Angelo to Approve, the motion carried 7-0-0.

Name: Jessica Carr

Application type: Pharmacy Technician Renewal

Reason for personal appearances: Positive Response

Notes: Had been charged with a felony but claimed to have received "misdemeanor sentencing." The Board requested that she submit sentencing documents.

Committee recommendation to full Board: Refer to AG for investigation.

After a discussion with the full Board, a motion was made by Member Cover and seconded by Member Anderson to **approve and refer to AG**, the motion carried **7-0-0**.

Name: Lauren VanBree

Application type: Pharmacy Technician

Reason for personal appearances: Positive Response

Notes:

Committee recommendation to full Board: Approve on Probation

After a discussion with the full Board, a motion was made by Member Cover to **approve on probation**, the motion carried **7-0-0**.

Name: Whitney Waskom

Application type: Pharmacy Technician Renewal

Reason for personal appearances: Positive Response

Notes:

Committee recommendation to full Board: Approve pending submission of completion of criminal probation.

After a discussion with the full Board, a motion was made by Member Cover to **approve**, the motion carried **7-0-0**.

## ***COMPLIANCE REPORTS***

### ***Compliance Director Report***

Compliance Director Frye's monthly report is incorporated into these minutes by reference.

### ***Compliance Officer Reports***

Report from Compliance Officer Eric Percy:

- Compliance Officer Percy's monthly report is incorporated into these minutes by reference.

Report from Compliance Officer Tim Thomas:

- Compliance Officer Thomas's monthly report is incorporated into these minutes by reference.

Report from Compliance Officer Zaneta Nunally:

- Compliance Officer Nunally's monthly report is incorporated into these minutes by reference.

Report from Compliance Officer Amy Phillips:

- Compliance Officer Phillips's monthly report is incorporated into these minutes by reference.

Report from Compliance Officer Lorena Sipe:

- Compliance Officer Sipe's monthly report is incorporated into these minutes by reference.

### ***Probation Appearances Review***

Probationary appearances were conducted by the Compliance Officers in Room W064 of the Indiana Government Center South starting at 7:30 a.m.

- Compliance Officer Percy conducted the following probationary appearances, and a motion was made by Member Cover and seconded by Member Vice President St. Angelo to approve the following probationary appearances:

Julie Coble (inadvertently left off of agenda list of appearances)  
Edward Fritz  
Nicholas Meyers

**Motion Carried 7-0-0**

- Compliance Officer Phillips conducted the following probationary appearances, and a motion was made by Member Cover and seconded by Member Vice President St. Angelo to approve the following probationary appearances:

Donovan Higgins  
Emily Lanting

**Motion Carried 7-0-0.**

- Compliance Officer Nunnally conducted the following probationary appearances, and a motion was made by Member Cover and seconded by Member Vice President St. Angelo to approve the following appearances:

Janet Dwigins  
Robert Mark Hudson

**Motion Carried 7-0-0.**

- Compliance Officer Thomas conducted the following probationary appearances, and a motion was made by Member Cover and seconded by Member Vice President St. Angelo to approve the following probationary appearances:

Thomas Goodge  
Charles Heitholt  
Louis Schimenti  
Michael Long

**Motion Carried 7-0-0.**

- Compliance Officer Sipe conducted the following probationary appearances, and a motion was made by Member Cover and seconded by Member Vice President St. Angelo to approve the following probationary appearances:

Charles Lindstrom  
Jared Baker  
Jordon Nuger  
Gilbert Chavarria

**Motion Carried 7-0-0.**

- Compliance Officer Levendoski conducted the following probationary appearances, and a motion made by Member Cover and seconded by Member Vice President St. Angelo to approve the following probationary appearances:

Henry Gawlik  
Donn Olson

**Motion Carried 7-0-0.**



- Compliance Director Frye conducted the following probationary appearances, and a motion made by Member Cover and seconded by Member Vice President St. Angelo to approve the following probationary appearances:

Wes Gillman

**Motion Carried 7-0-0.**

- The following individuals did not appear for their probationary appearances:

Adam Wheeler

A motion was made by Member Williams and seconded by Member Wall to issue an Order to Show Cause,

**Motion Carried 7-0-0.**

### **C. INSPECT Committee (Quigley Conference Room)**

The INSPECT Committee met at 9:30 a.m. in the Quigley Conference Room, Room W072 of the Indiana Government Center-South, 402 West Washington Street, Indianapolis, Indiana 46204.

#### ***Board Members Present:***

President Fanning  
Member Landis

#### ***Staff Officials Present:***

Marty Allain  
Greg Pachmayr  
Taya Fernandes  
Kara Gordon

#### ***INSPECT Appearances***

Business name: Eagle Highland Pharmacy

Reason for personal appearances: reporting violations

Notes: The representative indicated that she had received the notices, and that there were technical and personnel issues with her reporting.

Committee recommendation to full Board: no further action

After a discussion with the full Board, a motion was made by Member Anderson to **take no further action**, the motion carried **7-0-0**.

#### ***INSPECT Reports***

##### ***INSPECT Director's Report***

Marty Allain's monthly INSPECT report is incorporated into these minutes by reference.

#### ***Controlled Substance Registration Applications***

Entity name: IU School of Medicine, Animal Care

Committee recommendation to full Board: Approve for schedule 3

After a discussion with the full Board, a motion was made by Member Anderson to **approve**, the motion carried **7-0-0**.

Entity name: IUPUI Fort Wayne

Applicant: Ryan Yoder

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Anderson to **approve**, the motion carried **7-0-0**.

Entity name: Rushville Police Department

Applicant: Craig Tucker  
Committee recommendation to full Board: Approve  
After a discussion with the full Board, a motion was made by Member Anderson to **approve**, the motion carried **7-0-0**.

Entity name: Purdue University  
Applicant: JoAnn Banks  
Notes:  
Committee recommendation to full Board: Approve  
After a discussion with the full Board, a motion was made by Member Anderson to **approve**, the motion carried **7-0-0**.

### ***Individual Appearances***

Name: Heather Woodall  
Application type: Pharmacy Technician Renewal  
Reason for personal appearances: Positive Response  
Notes: She will be off criminal probation by the August meeting.  
Committee recommendation to full Board: Table for the August meeting, list as valid to practice while being reviewed.  
After a discussion with the full Board, a motion was made by Member Landis to **approve committee recommendation**, the motion carried **7-0-0**.

Name: Keith Junker  
Application type: Pharmacist Renewal  
Reason for personal appearances: Positive Response  
Notes: Arrested for OWI. Had a prior OWI and had appeared before the Board in the past. He completed one year of criminal probation including out-patient treatment.  
Committee recommendation to full Board: Table for the August meeting, require an addictionology report from Dr. Hinchman.  
After a discussion with the full Board, a motion was made by Member Landis to **approve committee recommendation**, the motion carried **7-0-0**.

Name: Jeff Cambridge  
Application type: Pharmacist Renewal  
Reason for personal appearances: Positive Response  
Notes: He pled guilty to OWI, and completed his probation.  
Committee recommendation to full Board: Approve  
After a discussion with the full Board, a motion was made by Member Landis to **approve**, the motion carried **7-0-0**.

Name: Brandie Morgan  
Application type: Pharmacy Technician Renewal  
Reason for personal appearances: Positive Response  
Notes: She went on vacation and had a friend watch her house. Her friend was arrested for marijuana possession, and she was also charged because it was her house. She has passed multiple drug tests. She is on probation and her Class B felony will be reduced to a misdemeanor after she successfully completes her probation.  
Committee recommendation to full Board: Full Board appearance.  
After a discussion with the full Board, a motion was made by Member Anderson and seconded by Member Landis to **table**, the motion carried **7-0-0**.

Name: Alex Urbanski  
Application type: Pharmacy Technician Renewal  
Reason for personal appearances: Positive Response  
Notes: Has OWI plea agreement, court case is not yet resolved.  
Committee recommendation to full Board: Probation  
After a discussion with the full Board, a motion was made by Member Landis to **approve committee recommendation**, the motion carried **7-0-0**.

Name: Andrea Turner  
Application type: Pharmacy Technician Renewal  
Prepared by Greg Pachmayr, Director  
Indiana Board of Pharmacy

Reason for personal appearances: Positive Response

Notes: Turner did not appear

Committee recommendation to full Board: Table for August meeting, if she fails to appear again deny  
After a discussion with the full Board, a motion was made by Member Landis to **approve committee recommendation**, the motion carried **7-0-0**.

## **VI. STANDING COMMITTEE DEBRIEFING/VOTE 11:00 a.m. (or following Standing Committee Meetings) (Room W064)**

### **VII. MISCELLANEOUS**

- A. Board Director
- B. Renewal Update
- C. Background Check Vote

A motion was made by Member Anderson and seconded by Member Wall to incorporate into the minutes the fact that criminal background checks are required for pharmacy technician applications and pharmacist applications. Motion carried **7-0-0**.

### **VIII. Old/New Business**

- A. Re-adopt Take Back Emergency Rule  
A motion was made by Member Williams and seconded by Member Wall to re-adopt the Take Back Emergency Rule. Motion Carried **7-0-0**.
- B. Promulgation of Final Take Back Rule Discussion  
A motion was made by Member Williams and seconded by Member Anderson to authorize the agency and the Board Director to take all action necessary to promulgate the Take Back rule. Motion Carried **7-0-0**.
- C. ePrescribe/Technology Rules Discussion  
The Board discussed the possible combination of the ePrescribe and Technology rules, and agreed that it was a good idea, and that they will continue working on these rules.
- D. DEA's Addition of 26 Synthetic Chemicals to Schedule

### **IX. ADMINISTRATIVE HEARINGS**

<b>A. In the Matter of the Indiana Pharmacist License of Freeborn Esigbone, R.Ph.</b>	
<b>License No.</b>	26016811A
<b>Administrative Cause No.</b>	2001 IBP 0008
<b>Regarding</b>	Petition to Reinstate License
<b>Parties Present</b>	Freeborn Esigbone
<b>Counsel Present</b>	No Counsel for Respondent Darren R. Covington, Deputy Attorney General - Office of the Attorney General
<b>Participating Board Members</b>	Del T. Fanning, R.Ph., President Sara St. Angelo, PharmD., R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member Steven Anderson, R.Ph., Member Lora N. R. Williams, JD, Member ( <i>Consumer Member</i> ) Steve Anderson, Member
<b>Witnesses for the Petitioner</b>	None
<b>Witnesses for the State</b>	None
<b>Case Summary</b>	Despite agreeing to an administrative hearing, Mr. Esigbone stated that he only wanted to appear before the Board to ask that his NAPLEX and MPJE scores be extended for one year from their expiration date.
<b>Board Action</b>	A motion was made by Member Wall and seconded by Member Cover to extend his scores for one year.
<b>Vote</b>	Motion Carried <b>7-0-0</b>

**B. In the Matter of the Indiana Pharmacist License of Dennis B. Mann, R.Ph.**

<b>License No.</b>	26014088A
<b>Administrative Cause No.</b>	2011 IBP 0002
<b>Regarding</b>	Petition to Withdraw Probation
<b>Parties Present</b>	Dennis Mann
<b>Counsel Present</b>	No Counsel for Respondent Darren R. Covington, Deputy Attorney General - Office of the Attorney General
<b>Participating Board Members</b>	Del T. Fanning, R.Ph., President Sara St. Angelo, PharmD., R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member Steven Anderson, R.Ph., Member Lora N. R. Williams, JD, Member ( <i>Consumer Member</i> ) Steve Anderson, Member
<b>Witnesses for the Petitioner</b>	None
<b>Witnesses for the State</b>	None
<b>Case Summary</b>	He was put on probation because he failed to account for and secure controlled substances. He claimed that he completed the terms of his probation. The Board expressed reservation because the terms of the probation included employer reports, but he has not worked in a pharmacy since being on probation. The Board instructed him to petition for withdraw of probation after he has worked for a year in a pharmacy and has submitted 4 quarterly employer reports that speak specifically to his abilities and knowledge of controlled substances. Member Wall recused herself.
<b>Board Action</b>	A motion was made by Member Cover and seconded by Member Anderson to deny
<b>Vote</b>	Motion Carried <u>5-1-1</u>

**C. In the Matter of the Indiana Pharmacy Technician Certification of Cliff Jackson, C.Ph.T.**

<b>Certification No.</b>	67015417A
<b>Administrative Cause No.</b>	2011 IBP 0077
<b>Regarding</b>	Petition to Withdraw Probation
<b>Parties Present</b>	Cliff Jackson failed to appear
<b>Counsel Present</b>	No Counsel for Respondent Amanda Elizondo, Attorney for the State
<b>Participating Board Members</b>	Del T. Fanning, R.Ph., President Sara St. Angelo, PharmD., R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member Steven Anderson, R.Ph., Member Lora N. R. Williams, JD, Member ( <i>Consumer Member</i> ) Steve Anderson, Member
<b>Witnesses for the Petitioner</b>	None
<b>Witnesses for the State</b>	None
<b>Case Summary</b>	Jackson failed to appear. State moved for a notice of proposed dismissal.
<b>Board Action</b>	A motion was made by Member Williams and seconded by Member Cover to issue notice of proposed dismissal
<b>Vote</b>	Motion Carried <u>7-0-0</u>

**D. In the Matter of the Indiana Pharmacy Technician Certification of Julie H. Noel, C.Ph.T.**

<b>Certification No.</b>	67016266A
<b>Administrative Cause No.</b>	2012 IBP 0048
<b>Regarding</b>	Final Hearing
<b>Parties Present</b>	Noel did not appear
<b>Counsel Present</b>	No Counsel for Respondent Darren R. Covington, Deputy Attorney General - Office of the Attorney General
<b>Participating Board Members</b>	Del T. Fanning, R.Ph., President Sara St. Angelo, PharmD., R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member Steven Anderson, R.Ph., Member Lora N. R. Williams, JD, Member ( <i>Consumer Member</i> ) Steve Anderson, Member
<b>Witnesses for the Petitioner</b>	None
<b>Witnesses for the State</b>	None
<b>Case Summary</b>	State moved for a notice of proposed default
<b>Board Action</b>	A motion was made by Member Cover and seconded by Member Williams to issue a notice of proposed default
<b>Vote</b>	Motion Carried 7-0-0

**E. In the Matter of the Indiana Pharmacist License of Geri Dharma Rose Derese, R.Ph.**

<b>License No.</b>	26014991A
<b>Administrative Cause No.</b>	2012 IBP 0008
<b>Regarding</b>	Final Hearing
<b>Parties Present</b>	
<b>Counsel Present</b>	Darren R. Covington, Deputy Attorney General - Office of the Attorney General
<b>Participating Board Members</b>	Del T. Fanning, R.Ph., President Sara St. Angelo, PharmD., R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member Steven Anderson, R.Ph., Member Lora N. R. Williams, JD, Member ( <i>Consumer Member</i> ) Steve Anderson, Member
<b>Witnesses for the Petitioner</b>	
<b>Witnesses for the State</b>	None
<b>Case Summary</b>	The State moved for a continuance
<b>Board Action</b>	A motion was made by Member Cover and seconded by Vice President St. Angelo to approve the continuance
<b>Vote</b>	Motion Carried 7-0-0

**F. In the Matter of the Indiana Pharmacist License of Chad Robert Shedron, R.Ph.**

<b>License No.</b>	26019615A
<b>Administrative Cause No.</b>	2012 IBP 0008
<b>Regarding</b>	Final Hearing
<b>Parties Present</b>	Shedron did not appear
<b>Counsel Present</b>	No Counsel for Respondent Darren R. Covington, Deputy Attorney General - Office of the Attorney General
<b>Participating Board</b>	Del T. Fanning, R.Ph., President

<b>Members</b>	Sara St. Angelo, PharmD., R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member Steven Anderson, R.Ph., Member Lora N. R. Williams, JD, Member ( <i>Consumer Member</i> ) Steve Anderson, Member
<b>Witnesses for the Petitioner</b>	None
<b>Witnesses for the State</b>	None
<b>Case Summary</b>	The State moved for a notice of proposed default
<b>Board Action</b>	A motion was made by Vice President St. Angelo and seconded by Member Cover to issue a notice of proposed default
<b>Vote</b>	Motion Carried 7-0-0

<b>G. In the Matter of the Indiana Pharmacy Technician Certification of Beth E. McEndarfer, C.Ph.T.</b>	
<b>Certification No.</b>	67007458A
<b>Administrative Cause No.</b>	2012 IBP 0050
<b>Regarding</b>	Final Hearing
<b>Parties Present</b>	McEndarfer did not appear
<b>Counsel Present</b>	No Counsel for Respondent Darren R. Covington, Deputy Attorney General - Office of the Attorney General
<b>Participating Board Members</b>	Del T. Fanning, R.Ph., President Sara St. Angelo, PharmD., R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member Steven Anderson, R.Ph., Member Lora N. R. Williams, JD, Member ( <i>Consumer Member</i> ) Steve Anderson, Member
<b>Witnesses for the Petitioner</b>	None
<b>Witnesses for the State</b>	None
<b>Case Summary</b>	The State moved for a notice of proposed default
<b>Board Action</b>	A motion was made by Member Williams and seconded by Vice President St. Angelo to issue the notice of proposed default
<b>Vote</b>	Motion Carried 7-0-0

<b>H. In the Matter of the Indiana Pharmacist License of David Hicks, R.Ph.</b>	
<b>License No.</b>	26013117A
<b>Administrative Cause No.</b>	2012 IBP 0049
<b>Regarding</b>	Final Hearing
<b>Parties Present</b>	Hicks did not appear
<b>Counsel Present</b>	No Counsel for Respondent Darren R. Covington, Deputy Attorney General - Office of the Attorney General
<b>Participating Board Members</b>	Del T. Fanning, R.Ph., President Sara St. Angelo, PharmD., R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member Steven Anderson, R.Ph., Member Lora N. R. Williams, JD, Member ( <i>Consumer Member</i> ) Steve Anderson, Member
<b>Witnesses for the Petitioner</b>	None
<b>Witnesses for the State</b>	None
<b>Case Summary</b>	The State moved for a notice of proposed default

<b>Board Action</b>	A motion was made by Member Anderson and seconded by Vice President St. Angelo to issue a notice of proposed default
<b>Vote</b>	Motion Carried <u>7-0-0</u>

<b>I. In the Matter of the Indiana Pharmacy Technician Certification of Shantelle E. Brown, C.Ph.T.</b>	
<b>Certification No.</b>	67020411A
<b>Administrative Cause No.</b>	2012 IBP 0038
<b>Regarding</b>	Final Hearing
<b>Parties Present</b>	Brown did not appear
<b>Counsel Present</b>	No Counsel for Respondent Darren R. Covington, Deputy Attorney General - Office of the Attorney General
<b>Participating Board Members</b>	Del T. Fanning, R.Ph., President Sara St. Angelo, PharmD., R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member Steven Anderson, R.Ph., Member Lora N. R. Williams, JD, Member ( <i>Consumer Member</i> ) Steve Anderson, Member
<b>Witnesses for the Petitioner</b>	None
<b>Witnesses for the State</b>	None
<b>Case Summary</b>	The State moved for a notice of proposed default
<b>Board Action</b>	A motion was made by Member Cover and seconded by Vice President St. Angelo to issue notice of proposed default
<b>Vote</b>	Motion Carried <u>7-0-0</u>

<b>J. In the Matter of the Indiana Pharmacist License of Jon H. Stelter, R.Ph.</b>	
<b>License No.</b>	26016558A
<b>Administrative Cause No.</b>	2012 IBP 0037
<b>Regarding</b>	Final Hearing
<b>Parties Present</b>	
<b>Counsel Present</b>	No Counsel for Respondent Darren R. Covington, Deputy Attorney General - Office of the Attorney General
<b>Participating Board Members</b>	Del T. Fanning, R.Ph., President Sara St. Angelo, PharmD., R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member Steven Anderson, R.Ph., Member Lora N. R. Williams, JD, Member ( <i>Consumer Member</i> ) Steve Anderson, Member
<b>Witnesses for the Petitioner</b>	None
<b>Witnesses for the State</b>	None
<b>Case Summary</b>	The parties presented a proposed settlement agreement, including indefinite suspension and a \$500 fine. Stelter must provide a PRN support letter before making a motion to reinstate his license.
<b>Board Action</b>	A motion was made by Member Williams and seconded by Member Landis to approve the settlement agreement
<b>Vote</b>	Motion Carried <u>7-0-0</u>

<b>K. In the Matter of the Indiana Pharmacy Technician In-Training Permit of Tonia Johnson</b>	
<b>Permit No.</b>	99048780A

<b>Administrative Cause No.</b>	2012 IBP 0039
<b>Regarding</b>	Final Hearing
<b>Parties Present</b>	Johnson did not appear
<b>Counsel Present</b>	No Counsel for Respondent Darren R. Covington, Deputy Attorney General - Office of the Attorney General
<b>Participating Board Members</b>	Del T. Fanning, R.Ph., President Sara St. Angelo, PharmD., R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member Steven Anderson, R.Ph., Member Lora N. R. Williams, JD, Member ( <i>Consumer Member</i> ) Steve Anderson, Member
<b>Witnesses for the Petitioner</b>	None
<b>Witnesses for the State</b>	None
<b>Case Summary</b>	The State moved for a notice of proposed default
<b>Board Action</b>	A motion was made by Member Anderson and seconded by Member Landis to issue a notice of proposed default
<b>Vote</b>	Motion Carried <u>7-0-0</u>

**L. In the Matter of the Indiana Pharmacy Technician Certification of Erin Cupp, C.Ph.T.**

<b>Certification No.</b>	67007062A
<b>Administrative Cause No.</b>	2012 IBP 0028
<b>Regarding</b>	Continued Final Hearing
<b>Parties Present</b>	Erin Cupp
<b>Counsel Present</b>	Mathew Schoettmer Counsel for Respondent Darren R. Covington, Deputy Attorney General - Office of the Attorney General
<b>Participating Board Members</b>	Del T. Fanning, R.Ph., President Sara St. Angelo, PharmD., R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member Steven Anderson, R.Ph., Member Lora N. R. Williams, JD, Member ( <i>Consumer Member</i> ) Steve Anderson, Member
<b>Witnesses for the Petitioner</b>	None
<b>Witnesses for the State</b>	None
<b>Case Summary</b>	The State offered exhibit A, respondent's employment termination paperwork. Respondent was terminated in July 2011 for diversion. She claimed that she forgot to bring her medication, and that the pharmacist supervising her told her she could take two pills so long as she returned them. Respondent claimed that she put two pills from her personal prescription back into the pharmacy's stock. She voluntarily expired her license.
<b>Board Action</b>	A motion was made by Member Wall and seconded by Member Williams to put respondent's license on indefinite suspension, and she can petition for reinstatement after two years.
<b>Vote</b>	Motion Carried <u>7-0-0</u>

**M. In the Matter of the Indiana Pharmacy Technician Certification of Courtney Richardson, C.Ph.T.**

<b>Certification No.</b>	67009226A
<b>Administrative Cause No.</b>	2012 IBP 0057
<b>Regarding</b>	Petition for Summary Suspension
<b>Parties Present</b>	Richardson did not appear



<b>Counsel Present</b>	No Counsel for Respondent Darren R. Covington, Deputy Attorney General - Office of the Attorney General
<b>Participating Board Members</b>	Del T. Fanning, R.Ph., President Sara St. Angelo, PharmD., R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member Steven Anderson, R.Ph., Member Lora N. R. Williams, JD, Member ( <i>Consumer Member</i> ) Steve Anderson, Member
<b>Witnesses for the Petitioner</b>	None
<b>Witnesses for the State</b>	None
<b>Case Summary</b>	The State presented evidence, including employment termination records, that indicated Respondent had diverted.
<b>Board Action</b>	A motion was made by Member Williams and seconded by Member Cover to approve the petition for summary suspension
<b>Vote</b>	Motion Carried <u>7-0-0</u>

#### **N. In the Matter of the Indiana Pharmacist License of Christopher King, R.Ph.**

<b>License No.</b>	26015359A
<b>Administrative Cause No.</b>	2012 IBP 0058
<b>Regarding</b>	Petition for Summary Suspension
<b>Parties Present</b>	King did not appear
<b>Counsel Present</b>	No Counsel for Respondent Darren R. Covington, Deputy Attorney General - Office of the Attorney General
<b>Participating Board Members</b>	Del T. Fanning, R.Ph., President Sara St. Angelo, PharmD., R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member Steven Anderson, R.Ph., Member Lora N. R. Williams, JD, Member ( <i>Consumer Member</i> ) Steve Anderson, Member
<b>Witnesses for the Petitioner</b>	None
<b>Witnesses for the State</b>	None
<b>Case Summary</b>	The State presented evidence that showed that Respondent diverted Soma, has pending criminal charges, and has had previous action before the Board.
<b>Board Action</b>	A motion was made by Member Cover and seconded by Vice President St. Angelo to the petition for summary suspension
<b>Vote</b>	Motion Carried <u>7-0-0</u>

## **VII. FINAL NOTES PRIOR TO ADJOURNMENT**

## **VIII. ADJOURNMENT**

President Fanning adjourned the meeting at approximately 5:41 p.m.

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Del Fanning, R.Ph., President  
Indiana Board of Pharmacy

\_\_\_\_\_  
Date

**Next Scheduled Meeting:**

Monday, August 13, 2012  
Indiana Government Center South  
Room W064 of the Indiana Professional Licensing Agency