

INDIANA BOARD OF PHARMACY

Indiana Professional Licensing Agency
Indiana Government Center South, Room W064
402 W. Washington St.
Indianapolis, IN 46204

MINUTES OF the September 10, 2012 Board Meeting

I. CALL TO ORDER & ESTABLISHMENT OF QUORUM

President and Presiding Officer Del Fanning called the meeting to order at 8:43 a.m. in Room W064 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: 8:43 a.m.

Board Members Not In Attendance:

All Board Members were 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
Jackie Day, Litigation Specialist, Indiana Professional Licensing Agency
Wanda Levendoski, Compliance Officer, Indiana Professional Licensing Agency
Eric Percy, 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 Cover and seconded by Member Anderson to adopt the agenda.

MOTION CARRIED: 7-0-0.

III. ADOPTION OF THE MINUTES FROM PREVIOUS MEETING

Prepared by Greg Pachmayr and Board of Pharmacy Staff
Indiana Board of Pharmacy

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

IV. FULL BOARD APPEARANCES

A. Cardinal Health Nuclear Pharmacy Electronic Data Processing System

A motion was made by Member Wall and seconded by Member Landis to **approve**.
Motion Carried 6-0-1.

B. CNA Institute of Indiana – Pharmacy Technician Program

Representatives from the CNA Institute of Indiana did not appear.

V. STANDING COMMITTEE MEETINGS

9:30 – 11:00 a.m.

A. Administration and Licensing Committee (Room W064)

The Administration and Licensing 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:

Donna Wall
Lora Williams
Steve Anderson

Staff Officials Present:

Amy Hall
Jackie Day
Greg Pachmayr

Personal Appearances – Individuals

Name: Paul Connell-Brewer
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 and seconded by Member Wall to **approve**, the motion carried **7-0-0**.

Name: Jacqueline Martin
Application type: Pharmacy technician renewal
Reason for personal appearances: positive response
Notes: Probation for the duration of criminal probation.
Committee recommendation to full Board: Approve: Renewal on Probation.
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Williams to **approve**, the motion carried **7-0-0**.

Name: Brian Downey
Application type: Pharmacy technician
Reason for personal appearances: positive response
Notes: Bringing Documentation
Committee recommendation to full Board: Approve: Probation for the duration of criminal probation.
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Williams to **approve**, the motion carried **7-0-0**.

Name: Holly Denning
Application type: Pharmacy technician
Reason for personal appearances: positive response
Notes: Bringing Documentation

Committee recommendation to full Board: Approve: Probationary License for 1 year.
After a discussion with the full Board, a motion was made by Member Wall and seconded by Vice President St. Angelo to **approve**, the motion carried **6-1-0**.

Name: Penny Huizenga

Application type: Pharmacy technician

Reason for personal appearances: positive response renewal

Notes:

Committee recommendation to full Board: Approve: Probation for duration of criminal probation.

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

Name: Julia Baer

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 and seconded by Member Wall to **approve**, the motion carried **7-0-0**.

Name: Amanda Whaley

Application type: Pharmacy technician renewal

Reason for personal appearances: positive response

Notes:

Committee recommendation to full Board: Approve: Based on favorable psych report by end of week.

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

Name: Bette Danbury

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 Anderson and seconded by President Fanning to **approve**, the motion carried **7-0-0**.

Name: Crystal Burton

Application type: Pharmacy technician

Reason for personal appearances: positive response

Notes: Must have valid driver's license.

Committee recommendation to full Board: Approve: Minimum 1 year probation.

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

Name: Ashley Clemmer

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 Wall and seconded by Member Williams to **approve**, the motion carried **6-1-0**.

Name: Vilma Watt-White

Application type: Pharmacist

Reason for personal appearances: Retesting

Notes:

Committee recommendation to full Board: Approve: Probation for the duration of criminal probation.

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

Name: Terita Alexandra

Prepared by Greg Pachmayr and Board of Pharmacy Staff
Indiana Board of Pharmacy

Application type: Pharmacy technician in-training permit
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 Wall and seconded by Member Williams to **approve**, the motion carried **7-0-0**.

Applications

Individual Applications

Name: Joan Smajo
Application Type: Pharmacy technician
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 and seconded by Member Cover to **approve**, the motion carried **7-0-0**.

Name: Patty M. Phillips-Cottrell
Application Type: Pharmacist
Reason for Application Review: renewal expired 1994
Notes:
Committee recommendation to full Board: Approve
After a discussion with the full Board, a motion was made by Member Williams and seconded by Member Cover to **approve**, the motion carried **7-0-0**

Name: Texas Compounding
Application Type: Non-Resident
Reason for Application Review: Non-Resident
Notes:
Committee recommendation to full Board: Approve.
After a discussion with the full Board, a motion was made by Member Williams and seconded by Member Cover to **approve**, the motion carried **7-0-0**.

Continuing Education Applications

Applicant name: Danielle Ruddick
CE title: Soft Tissue & Osteoradionecrosis
Location: Ball Memorial
Committee recommendation to full Board: Approve.
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Williams to **approve**, the motion carried **7-0-0**.

Applicant name: Danielle Ruddick
CE title: Genetics- Promise or Peril: Ethics & the New Genetics
Location: Ball Memorial
Committee recommendation to full Board: Approve.
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Williams to **approve**, the motion carried **7-0-0**.

Applicant name: Meredith Feschyn
CE title: Common Pediatric Infections
Location: CIAP
Committee recommendation to full Board: Approve.
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Williams to **approve**, the motion carried **7-0-0**.

Applicant name: Michelle Schmyik
CE title: GEM: Glucose Evaluations Matter
Committee recommendation to full Board: Approve.

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

Applicant name: Charity McGannon

CE title: PALS-renewal

Committee recommendation to full Board: Approve.

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

Applicant name: Sandy Siefers

CE title: Advanced Cardiac Life Support Renewal

Committee recommendation to full Board: Approve.

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

Applicant name: Danielle Ruddick

CE title: Breast Reconstruction Options

Committee recommendation to full Board: Approve.

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

B. Compliance Committee (Conference Room 5)

The Compliance Committee met at **9:30** a.m. in Conference Room 5 of the Indiana Government Center-South, 402 West Washington Street, Indianapolis, Indiana 46204.

Board Members Present:

Bill Cover

Sara St. Angelo

Winnie Landis

Staff Officials Present:

Deborah Frye

Eric Pearcy

Tim Thomas

Zaneta Nunnally

Wanda Wagner

Amy Phillips

Lorena Sipe

Facility Appearances

Entity Name: Danox Environmental

Representative: Mr. Kevin Cox

Reason for Appearing: Request licensure as a Wholesale Drug Distributor without VAWD accreditation.

Notes: Destruction/Waste Management Company serving manufacturer's of pharmaceutical waste and hazardous materials. Any losses in transit, discipline must be reported to the Board immediately.

Request subcontracted drivers have drug tests, background checks and credit checks conducted and kept on file.

Committee recommendation to full Board: Approve

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: Carol Dunham

Representative: PRN/ Dr. Hinchman

Reason for Appearing: PRN Self Reporting

Notes: Self referred patients are advised to answer questions on application honestly regarding treatment and or criminal history even though the patient voluntarily entered the PRN program with the understanding that they would not be identified to the Board.

Committee recommendation to full Board: Request the AG office review the statute and provide a legal review to the Board for establishing a procedure that will not be in violation of our statutes.

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**

Application Review

Name: Black Diamond K-9 Training

Representation:

Reason for Appearing: Review

Notes: K-9 Training facility for Drug Sniffing Dogs, Police Dogs, Rescue Dogs

Committee recommendation to full Board: Approval pending an inspection.

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**.

COMPLIANCE REPORTS

Compliance Director Report

Compliance Director Frye's monthly report was given to the full Board orally.

Compliance Officer Reports

Report from Compliance Officer Eric Pearcy:

- Compliance Officer Pearcy's monthly report was given to the committee orally.

Report from Compliance Officer Tim Thomas:

- Compliance Officer Thomas's monthly report was given to the committee orally.

Report from Compliance Officer Zaneta Nunally:

- Compliance Officer Nunally's monthly report was given to the committee orally.

Report from Compliance Officer Amy Phillips:

- Compliance Officer Phillips's monthly report was given to the committee orally.

Report from Compliance Officer Lorena Sipe:

- Compliance Officer Sipe's monthly report was given to the committee orally.

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 Pearcy conducted the following probationary appearances, and a motion was made by Member **Cover** and seconded by Member **St. Angelo** to approve the following probationary appearances:

Jared Baker
Wes Gillman
Thomas Goodge

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 **St. Angelo** to approve the following probationary appearances:

Robert Hudson
Yomot McCloud

Motion Carried 7-0-0.

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

Barbara Chew

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 **St. Angelo** to approve the following probationary appearances:

Julie Coble
Mark Lawson

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 **St. Angelo** to approve the following probationary appearances:

Nicholas Meyers
Jordon Nuger
Amber Rodda (Unscheduled appearance paid fine and will petition Board for release of probation).

Motion Carried 7-0-0.

- Compliance Officer Wagner conducted the following probationary appearances, and a motion was made by Member **Cover** and seconded by Member **St. Angelo** to approve the following probationary appearances.

Donovan Higgins

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

Sandra Hayes

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

Robert Ransdell
Dennis Mann

A motion was made by Member **Cover** and seconded by Member **St. Angelo** to issue an Order to Show Cause for Robert Ransdell.

A motion was made by Member **Cover** and Seconded by Vice President **St. Angelo** to have staff contact Dennis Mann and have him appear at the next meeting for his probationary appearance.

Both Motions 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:

Staff Officials Present:

INSPECT Appearances

There were no INSPECT personal appearances. The INSPECT Director's Report was given to the full Board orally. INSPECT Committee member Anderson worked with the Administration and Licensing Committee, and INSPECT Committee member Landis worked with the Compliance Committee.

INSPECT Reports

INSPECT Director's Report

Marty Allain's monthly INSPECT report was given to the Board orally.

Controlled Substance Registration Applications

Entity name: IU School of Medicine

Applicant: Mark Rigby

Notes:

Committee recommendation to full Board: Approve

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

Entity name: Jared Moon Podiatry

Applicant: Jared Moon

Notes: Don't want to step on the podiatry boards toes.

Committee recommendation to full Board: Table

After a discussion with the full Board, a motion was made by Member Anderson and seconded by Vice President St. Angelo to **table**, the motion carried **7-0-0**.

Entity name: IU Health-Goshen

Applicant: Ebenezer Kio

Notes: Schedule Change

Committee recommendation to full Board: Approve.

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

Entity name: Griffin Analytical Technologies

Applicant: Bruce Peary Solomon

Notes:

Committee recommendation to full Board: Approve.

After a discussion with the full Board, a motion was made by Member Anderson and seconded by Member Cover to **approve**, 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 Report – The Director gave his report orally to the Board
- B. October and November Meeting Reminders

VIII. Old/New Business

- A. LSA Doc#12-389, Re-adoption of Rules

The Board and Agency have reviewed the rules and have determined that the proposed re-adoption of these rules will not impose any new costs on businesses. A motion was made by Member Cover and seconded by Member Williams to allow the agency to proceed with submitting the final rule document to the Indiana Register. Motion Carried **7-0-0**.

- B. Audit Discussion

A motion was made by Member Cover and seconded by Vice President St. Angelo to have the staff audit the continuing education of 1% of licensed pharmacists in Indiana. Motion Carried **7-0-0**.

IX. ADMINISTRATIVE HEARINGS

A. In the Matter of the Indiana Pharmacist License of Charles Heitholt, R.Ph.

License No.	26015851A
Administrative Cause No.	2010 IBP 0050
Regarding	Petition to Withdraw Probation
Parties Present	Charles Heitholt
Counsel Present	No Counsel for Respondent Darren R. Covington, Deputy Attorney General - Office of the Attorney General; Josh Timmons
Participating Board Members	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
Witnesses for the Petitioner	Jonna Velenti, Rx Source Kim Manlove, Sponsor
Witnesses for the State	None
Case Summary	Respondent presented evidence that showed he was safe to practice.
Board Action	A motion was made by Vice President St. Angelo and seconded by Member Landis to approve.
Vote	Motion Carried <u>7-0-0.</u>

B. In the Matter of the Indiana Pharmacy Technician Certification of Henry Carl Gawlik, C.Ph.T.

Certification No.	67003679A
Administrative Cause No.	2010 IBP 0040
Regarding	Petition to Withdraw Probation
Parties Present	Henry Gawlik
Counsel Present	No Counsel for Respondent Darren R. Covington, Deputy Attorney General - Office of the Attorney General; Amanda Elizando, Attorney for the State.
Participating Board Members	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
Witnesses for the Petitioner	None
Witnesses for the State	None
Case Summary	Respondent showed he is safe for practice.
Board Action	A motion was made by Member Wall and seconded by Vice President St. Angelo to approve.
Vote	Motion Carried <u>7-0-0.</u>

C. In the Matter of the Indiana Pharmacy Technician In-Training Permit of Lauren Van Bree, P.T.I-T.

Permit No.	99052755A
Administrative Cause No.	2012 IBP 0064
Regarding	Petition to Withdraw Probation
Parties Present	Lauren Van Bree
Counsel Present	No Counsel for Respondent Darren R. Covington, Deputy Attorney General - Office of the Attorney General; Joshua Timmons, Graduate Legal Intern.

Participating Board Members	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
Witnesses for the Petitioner	None
Witnesses for the State	None
Case Summary	Respondent has completed the terms for probation and is safe for practice.
Board Action	A motion was made by Vice President St. Angelo and seconded by Member Landis to approve.
Vote	Motion Carried <u>7-0-0.</u>

D. In the Matter of the Indiana Pharmacist License of Wes Gilman, R.Ph.

License No.	26020958A
Administrative Cause No.	2011 IBP 0005
Regarding	Petition to Modify Probation
Parties Present	Wes Gilman
Counsel Present	No Counsel for Respondent Darren R. Covington, Deputy Attorney General - Office of the Attorney General; Amanda Elizando, Attorney for the State.
Participating Board Members	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
Witnesses for the Petitioner	None
Witnesses for the State	None
Case Summary	Withdrew his petition.
Board Action	A motion was made by Member Anderson and seconded by Member Landis to allow withdraw of the petition.
Vote	Motion Carried <u>7-0-0.</u>

E. In the Matter of the Indiana Pharmacist License of Geri Dharma Rose Deferese, R.PH.

License No.	26014991A
Administrative Cause No.	2012 IBP 0051
Regarding	Continued Final Hearing
Parties Present	Geri Dharma Rose Deferese
Counsel Present	Robert Defrose Counsel for Respondent Darren R. Covington, Deputy Attorney General - Office of the Attorney General
Participating Board Members	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
Witnesses for the Petitioner	None

Witnesses for the State	None
Case Summary	Respondent has discipline with the Medical Licensing Board, and Pharmacist license is inactive.
Board Action	A motion was made by Member Anderson and seconded by President Fanning to Approve settlement; \$500 fine to be paid upon activation of license.
Vote	Motion Carried 6-0-1.

F. In the Matter of the Indiana Pharmacy Technician In-Training Permit of Clarence Jamareo Thompkins, P.T.I-T.

Permit No.	99048573A
Administrative Cause No.	2012 IBP 0070
Regarding	Final Hearing
Parties Present	Thompkins did not appear
Counsel Present	No Counsel for Respondent Darren R. Covington, Deputy Attorney General - Office of the Attorney General
Participating Board Members	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
Witnesses for the Petitioner	None
Witnesses for the State	None
Case Summary	Thompkins did not appear.
Board Action	A motion was made by Member Williams and seconded by Member Cover to issue notice of proposed default.
Vote	Motion Carried 7-0-0.

G. In the Matter of the Indiana Pharmacist Intern Registration of Daniel Rushton

Registration No.	45016775A
Administrative Cause No.	2012 IBP 0071
Regarding	Final Hearing
Parties Present	Rushton did not appear
Counsel Present	No Counsel for Respondent Darren R. Covington, Deputy Attorney General - Office of the Attorney General
Participating Board Members	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
Witnesses for the Petitioner	None
Witnesses for the State	None
Case Summary	Rushton did not appear, issue NPD
Board Action	A motion was made by Member Williams and seconded by Member Cover to issue notice of proposed default.
Vote	Motion Carried 7-0-0.

H. In the Matter of the Indiana Pharmacist License of Douglas G. Fodrocy, R.Ph.

License No.	26013096A
Administrative Cause No.	2012 IBP 0067
Regarding	Final Hearing
Parties Present	Fodrocy did not appear
Counsel Present	No Counsel for Respondent Darren R. Covington, Deputy Attorney General - Office of the Attorney General
Participating Board Members	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
Witnesses for the Petitioner	No
Witnesses for the State	None
Case Summary	Continuance Motion
Board Action	A motion was made by Member Cover and seconded by Member Williams to continue the final hearing
Vote	Motion Carried <u>7-0-0</u>

I. In the Matter of the Indiana Pharmacy Technician Certification of Jessica L. Jones, C.Ph.T.

Certification No.	67012306A
Administrative Cause No.	2012 IBP 0068
Regarding	Final Hearing
Parties Present	Jones did not appear
Counsel Present	No Counsel for Respondent Darren R. Covington, Deputy Attorney General - Office of the Attorney General
Participating Board Members	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
Witnesses for the Petitioner	None
Witnesses for the State	None
Case Summary	Settlement to revoke certification.
Board Action	A motion was made by Member Wall and seconded by Vice President St. Angelo to revoke the respondent's certification.
Vote	Motion Carried <u>7-0-0</u> .

J. In the Matter of the Indiana Pharmacist License of Marisol C. Cisneros, R.Ph.

License No.	26021316A
Administrative Cause No.	2012 IBP 0069
Regarding	Final Hearing
Parties Present	Marisol Cisneros
Counsel Present	No Counsel for Respondent Darren R. Covington, Deputy Attorney General - Office of the Attorney General; Amanda Elizando, Attorney for the State.

Participating Board Members	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
Witnesses for the Petitioner	None.
Witnesses for the State	Lisa Moore-Pharmacy Manager at Meijer.
Case Summary	Respondent was given the instruction to hand out a fraudulent prescription from a superior and call the police when the "patient" arrived. Respondent changed the prescription to something else to cause a delay, but panicked at the last second and dispensed the incorrect medication. Respondent emailed the board of the occurrence and the state seeks reprimand.
Board Action	A motion was made by Member Landis and seconded by Member Anderson to dismiss the case.
Vote	Motion Carried <u>7-0-0.</u>

K. In the Matter of the Indiana Pharmacist License of Chistopher D. King, R.Ph.

License No.	26015359A
Administrative Cause No.	2012 IBP 0058
Regarding	Final Hearing
Parties Present	None
Counsel Present	No Counsel for Respondent Darren R. Covington, Deputy Attorney General - Office of the Attorney General
Participating Board Members	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
Witnesses for the Petitioner	None
Witnesses for the State	None
Case Summary	Respondent has previous litigation with the Board; the parties agreed to a settlement of indefinite suspension, and a \$500 fine and PRN contract before suspension is lifted.
Board Action	A motion was made by Member Williams and seconded by Member Wall to approve the settlement agreement.
Vote	Motion Carried <u>7-0-0.</u>

L. In the Matter of the Indiana Pharmacy Technician Certification of Abby L. Cheely-Marchlik, C.Ph.T.

Certification No.	67013568A
Administrative Cause No.	2012 IBP 0040
Regarding	Final Hearing
Parties Present	Cheely-Marchlik did not appear
Counsel Present	None Counsel for Respondent Darren R. Covington, Deputy Attorney General - Office of the Attorney General
Participating Board Members	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
Witnesses for the Petitioner	None
Witnesses for the State	None
Case Summary	Criminal charges are pending and revoke certification.
Board Action	A motion was made by Member Cover and seconded by Vice President St. Angelo to revoke the respondent's certification.
Vote	Motion Carried 7-0-0.

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

Certification No.	67009225A
Administrative Cause No.	2012 IBP 0057
Regarding	Final Hearing
Parties Present	Richardson did not appear
Counsel Present	No Counsel for Respondent Darren R. Covington, Deputy Attorney General - Office of the Attorney General
Participating Board Members	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
Witnesses for the Petitioner	None
Witnesses for the State	None
Case Summary	Continue hearing and emergency suspension until December 2012.
Board Action	A motion was made by Member Wall and seconded by Member Williams to approve.
Vote	Motion Carried 7-0-0.

N. In the Matter of the Indiana Pharmacy Technician Certification of Donnielle Shead, C.Ph.T

Certification No.	67008613A
Administrative Cause No.	2005 IBP 0036
Regarding	Dismissal Hearing
Parties Present	Donnielle Shead
Counsel Present	No Counsel for Respondent Darren R. Covington, Deputy Attorney General - Office of the Attorney General
Participating Board Members	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
Witnesses for the Petitioner	None
Witnesses for the State	None
Case Summary	State waived notice. Respondent came in front of the Board for reinstatement of certification; Continue original probation for 3 years and pay the renewal fee of \$75.

Board Action	A motion was made by Member Wall and seconded by Member Anderson to renew certification. A motion was made by Member Wall and seconded by Member Anderson to continue original sentence of probation for 3 years.
Vote	Both motions Carried 5-0-0.

O. In the Matter of the Indiana Pharmacy Technician Certification of Adam Wheeler, C.Ph.T.

Certification No.	67006647A
Administrative Cause No.	2008 IBP 0038
Regarding	Default Hearing
Parties Present	None
Counsel Present	No Counsel for Respondent Darren R. Covington, Deputy Attorney General - Office of the Attorney General
Participating Board Members	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
Witnesses for the Petitioner	None
Witnesses for the State	None
Case Summary	No Response.
Board Action	A motion was made by Member Cover and seconded by Member Williams to hold respondent in default. A motion was made by Vice President St. Angelo and seconded by Member Williams to revoke respondent's certification.
Vote	Both motions Carried 6-0-0.

VII. LSA DOCUMENT #12-414 TAKE BACK PUBLIC HEARING

A public hearing was held regarding LSA document #12-414 the Pharmacy Take Back Rule. After an opportunity to hear public comments, the Board voted to approve the final rule and complete the promulgation process. A motion was made by Vice President St. Angelo and seconded by Member Cover. Motion Carried **7-0-0.**

VIII. FINAL NOTES PRIOR TO ADJOURNMENT

IX. ADJOURNMENT

President Fanning adjourned the meeting at approximately 7:05 p.m.

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

Date

Next Scheduled Meeting:

Monday, October 1, 2012
Indiana Government Center South
Room W064 of the Indiana Professional Licensing Agency