

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

Minutes of June 12, 2023

Mark Bunton, R.Ph., President, called the meeting to order at 8:34 a.m. and declared a quorum in accordance with IC 25-26-13-3(d), pursuant to public notice posted at the principal office for the Board, online at the board's website and on the state calendar at least forty-eight (48) hours before the time of the meeting.

Members Present:

Mark Bunton, R.Ph., President
Jason Jablonski, R.Ph., Vice President
Mark Smosna, R.Ph., Member
Winnie Landis, R.Ph., Member
Steve Anderson, R.Ph., Member
Matt Balla, R.Ph., Member

PLA Staff Present:

Jody Edens - Until 10:00 am
Evan Bartel – After 10:00 am
Christine Cowdin

Advisory Counsel:

Leif Johnson, J.D.

Court Reporter:

Accurate Reporting - Heather Orbaugh

The Board moved to adopt the agenda.

Smosna/Balla, 6-0-0
Motion carries

The following board members voted aye:
Mark Bunton, Jason Jablonski, Mark Smosna,
Winnie Landis, Matt Balla, and Steve Anderson
The following board members objected: none
The following board members abstained: none

The Board voted to TABLE the minutes from the meeting of May 15, 2023.
Smosna/Landis 5-0-1. Jablonski abstained.

Full Board Appearances

Walgreens Specialty Pharmacy, LLC dba AllianceRx Walgreens Prime #15443:

Positive responses on Change of Ownership application

Walgreens Specialty Pharmacy, LLC dba AllianceRx Walgreens Prime #16287

Positive responses on Change of Ownership application

Board reviewed together.

Nichole Cover appeared on behalf of this matter.

Has had recent VPP inspections at both locations.

Nichole will send inspections to PLA.

After discussion, the Board moved to APPROVE BOTH applications.

Anderson/Landis, 6-0-0

Motion carries

The following board members voted aye:

Mark Bunton, Jason Jablonski, Mark Smosna,
Winnie Landis, Matt Balla, and Steve Anderson

The following board members objected: none

The following board members abstained: none

Personal Appearances

The following did not show for their scheduled personal appearance:

Terra Crawford - Tech/Tech in Training Initial Application – Positive Response

Taylor Parker - Tech/Tech in Training Initial Application – Positive Response

Jubin David - NAPLEX Repeat Exam App:

Jubin David appeared before the Board and discussed his/her studying habits with the Board. First graduating class from his university, felt was not prepared well enough by school for the exam.

After discussion, the Board moved to APPROVE repeat exam application.

Smosna/Balla, 6-0-0

Motion carries

The following board members voted aye:

Mark Bunton, Jason Jablonski, Mark Smosna,

Winnie Landis, Matt Balla, and Steve Anderson
The following board members objected: none
The following board members abstained: none

Heath Miller - NAPLEX and MPJE Repeat Exams App:

Heath Miller appeared before the Board and discussed his/her studying habits with the Board. Working less, more time to study. Originally, was contemplating going a different direction with his degree, not retail pharmacy.

After discussion, the Board moved to APPROVE repeat exam(s) application.

Landis/Smosna, 6-0-0
Motion carries

The following board members voted aye:
Mark Bunton, Jason Jablonski, Mark Smosna,
Winnie Landis, Matt Balla, and Steve Anderson
The following board members objected: none
The following board members abstained: none

Hollyann SanAngelo - Pharmacist Application – Positive Response:

Hollyann SanAngelo appeared on behalf of this matter without counsel. Undiagnosed ADHD, using alcohol and marijuana to cope. Attending AA, three years sober. Tested positive for THC when applying to be an intern at a pharmacy. Occasionally still uses THC when she travels to Michigan.

After discussion, the Board moved to TABLE the application for addictionology report, can give ATT while waiting for report and another board appearance.

Landis/Jablonski, 6-0-0
Motion carries

The following board members voted aye:
Mark Bunton, Jason Jablonski, Mark Smosna,
Winnie Landis, Matt Balla, and Steve Anderson
The following board members objected: none
The following board members abstained: none

Marshale Williams - Tech/Tech in Training Initial App – Positive Response:

Marshale Williams appeared on behalf of this matter without counsel. Working as home health aide, getting prescriptions for person she was taking care of, prescription was fraudulent. Felony charges dropped, charges reduced. All resolved now.

After discussion, the Board moved to APPROVE the license without restrictions.

Balla/Smosna, 6-0-0
Motion carries

The following board members voted aye:
Mark Bunton, Jason Jablonski, Mark Smosna,
Winnie Landis, Matt Balla, and Steve Anderson
The following board members objected: none
The following board members abstained: none

Tajanee Griffin - Tech/Tech in Training Initial Application – Positive Response:

Tajanee Griffin appeared on behalf of this matter without counsel.
Submitted addictionology report previously requested by the Board. Still has an open outstanding OWI case. Criminal probation is still in place.
Battery case is open, may be a potential probation violation. OWI is no longer open, currently on probation for this charge. Criminal probation until March 2024 at minimum.

After discussion, the Board moved to issue license on PROBATION with terms and conditions to run concurrent with criminal probation.

Smosna/Landis, 6-0-0
Motion carries

The following board members voted aye:
Mark Bunton, Jason Jablonski, Mark Smosna,
Winnie Landis, Matt Balla, and Steve Anderson
The following board members objected: none
The following board members abstained: none

Laniyah Harris - Tech/Tech in Training Initial Application – Positive Response:

Laniyah Harris appeared on behalf of this matter without counsel. Criminal cases have all been resolved.
Currently working as nursing assistant at the Dept of Veterans Affairs, attending Ross College.

After discussion, the Board moved to APPROVE application pending receipt of payment of court costs/proof no outstanding fees.

Landis/Balla, 6-0-0
Motion carries

The following board members voted aye:

Mark Bunton, Jason Jablonski, Mark Smosna,
Winnie Landis, Matt Balla, and Steve Anderson
The following board members objected: none
The following board members abstained: none

Jackson Widlic – Pharmacist Intern Renewal – Positive Response:

Jackson Widlic appeared on behalf of this matter without counsel.
Pled guilty to reckless driving. On probation, 60-day license suspension, community service. Attends Butler, going into 4th year, starting rotations in July.
Has been working as a server and has redirected time elsewhere, since he has not been able to work in a pharmacy setting. On reflection, made a stupid mistake.

After discussion, the Board moved to APPROVED the license renewal without restrictions.

Smosna/Balla, 6-0-0
Motion carries

The following board members voted aye:
Mark Bunton, Jason Jablonski, Mark Smosna,
Winnie Landis, Matt Balla, and Steve Anderson
The following board members objected: none
The following board members abstained: none

DISCUSSION

Board Director's Report – None

OAG Report - Presented by DAG, Ryan Eldridge

Compliance Director Report – Presented by Zaneta Nunnally
Seven burglaries in the last three weeks, independent pharmacies.

INSPECT Report – Presented by Kara Slusser

ADMINISTRATIVE HEARINGS

Liberty Medicenter Pharmacy, License No: 60006358A - Cause No. 2023 IBP 0014
Proposed Settlement Agreement

DAG: Ryan Eldridge
Respondent: None
Exhibit(s): None
Witness(es): None

A motion was made and seconded to DENY the Proposed Settlement Agreement.

Landis/Balla, 6-0-0
Motion carries

The following board members voted aye:
Mark Bunton, Jason Jablonski, Mark Smosna,
Winnie Landis, Matt Balla, and Steve Anderson
The following board members objected: none
The following board members abstained: none

Carson Charles Blair, License No. 99106019A - Cause No. 2022 IBP 0020
Final Hearing – Proposed Settlement Agreement filed.

DAG: Carah Rochester
Respondent: Respondent present with counsel, Laura Iosue
Exhibit(s): Respondent's Exhibit 1 – Criminal Documents, State of Indiana v. Carson Blair
Respondent's Exhibit 2 – Certificate of Completion, Fairbanks IOP
Respondent's Exhibit 3 – Dates of Service, Community Health Network/Fairbanks Hospital
Respondent's Exhibit 4 – Letter dated March 7, 2023, from David Buckingham HSPH
Respondent's Exhibit 5 – Dean's List Letter

Witness(es): Carson Blair, Respondent

A motion was made and seconded to ACCEPT the proposed settlement agreement.

Landis/Anderson, 6-0-0
Motion carries

The following board members voted aye:
Mark Bunton, Jason Jablonski, Mark Smosna,
Winnie Landis, Matt Balla, and Steve Anderson
The following board members objected: none
The following board members abstained: none

Chelsey Ann Kennett, PhT., License No. 67019147A - Cause No. 2022 IBP 0059
Administrative Complaint and Summary Suspension Extension

DAG: Rebekah L. Hammond
Respondent: Not present
Exhibit(s): State's Exhibit F – Criminal Case Summary
Witness(es): Natalie Christy, OAG Investigator

Let the record reflect that Mark Bunton explained that they are both employed with CVS but feels he can be fair and impartial in this matter. All parties were fine with Mr. Bunton participating.

OAG requested Notice of Proposed Default.

After having considered the evidence presented, and taking official, judicial notice of the pleadings, evidence, and orders in this matter the Board moved to issue a Notice of Proposed Default.

Smosna/Anderson 6-0-0

Motion carries

The following board members voted aye:
Mark Bunton, Jason Jablonski, Mark Smosna,
Winnie Landis, Matt Balla, and Steve Anderson
The following board members objected: none
The following board members abstained: none

A motion was made and seconded to summarily suspend the license for a period of 90 days.

Anderson/Smosna, 6-0-0

Motion carries

The following board members voted aye:
Mark Bunton, Jason Jablonski, Mark Smosna,
Winnie Landis, Matt Balla, and Steve Anderson
The following board members objected: none
The following board members abstained: none

Southern Anesthesia & Surgical, Inc. dba ACE Southern Surgical Solutions, License No: 48002277A - Cause No. 2023 IBP 0013

Final Hearing – Proposed Settlement Agreement

DAG: Carah Rochester
Respondent: Not present
Exhibit(s): None
Witness(es): None

A motion was made and seconded to DENY the Proposed Settlement Agreement.

Anderson/Balla, 6-0-0

Motion carries

The following board members voted aye:

Mark Bunton, Jason Jablonski, Mark Smosna,
Winnie Landis, Matt Balla, and Steve Anderson
The following board members objected: none
The following board members abstained: none

There being no further business the Board ADJOURNED at 12:15 p.m.