

**INDIANA BOARD OF PHARMACY
Indiana Professional Licensing Agency
402 West Washington St.
Room W064
Indianapolis, Indiana 46204**

Minutes of September 11, 2023

Mark Bunton, R.Ph., President, called the meeting to order at 8:30 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
Mark Smosna, R.Ph.
Winnie Landis, R.Ph., Member
Steve Anderson, R.Ph., Member

Members Absent:

Jason Jablonski, R.Ph., Vice President
Matt Balla, R.Ph., Member

PLA Staff Present:

Alyssa Servies, Board Director
Christine Cowdin

Advisory Counsel:

Leif Johnson, J.D.

Court Reporter:

Accurate Reporting – Margie Addington

The Board moved to adopt the amended agenda.
Landis/Smosna, 4-0-0
Motion carries

The Board moved to adopt the amended minutes of August 14, 2023.
Landis/Smosna, 4-0-0
Motion carries

Full Board Appearances

IDOH Standing Order Protocol

Veronica Vernon, PharmD appeared on behalf of this matter.

Motion was made and seconded to approve any course with ACPE accreditation for hormonal contraceptives.

Landis/Smosna
4-0-0
Motion carries

AseptiKits

Jeffery Hamlin provided a product presentation for the board.

This was an informational presentation and did not require a board vote to approve the product.

Cameron Memorial Community Hospital d/b/a Cameron Psychiatry

Sara Hagen and Jonathan Crabill appeared on behalf of this matter.

A motion was made and seconded to approve the application.

Smosna/Landis 4-0-0.

Motion carries

Baptist Health Breckenridge Community Pharmacy

Benjamin Knuckles appeared on behalf of this matter.

A motion was made and seconded to approve the application.

Anderson/Landis 4-0-0

Personal Appearances

Heath Miller, R.Ph. – MPJE and NAPLEX Repeat Exam App:

Heath Miller appeared before the Board and discussed his/her studying habits with the Board.

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

Landis/Smosna 4-0-0
Motion carries

Justin Goldstein, Pharmacy Tech/Tech in Training Initial Application – Positive Response:

Justin Goldstein appeared in person and was not represented by counsel regarding a positive response on a pharmacy technician/tech in training application.

Walgreens employee, recently promoted to assistant manager, requires him to have a tech in training permit. Two OWIs, the most recent being a level 4 felony for major bodily injury. Incarcerated for ten months. Full year into criminal probation, meets with community corrections case manager once a month. Attends AA meetings, on home detention.

After discussion, the Board moved to APPROVE pharmacy technician application ON PROBATION with terms and conditions.

Smosna/Anderson, 4-0-0
Motion carries

Erin McMurray, Pharmacy Tech/Tech in Training Initial Application – Positive Response:

Erin McMurray appeared in person and was not represented by counsel regarding a positive response on a pharmacy technician/tech in training application. Had OWI in January 2023, amended to reckless driving with criminal probation of six months.

After discussion, the Board moved to APPROVE application.

Smosna/Landis, 4-0-0
Motion carries

Sherry Evans, 71006858B, Nursing CSR Renewal App – Positive Response:

Sherry Evans appeared in person represented by counsel regarding a positive response on a nursing renewal application. Overprescribed testosterone in KY, put her on two years of monitoring. Everything reinstated in June 2023, including DEA. No other prescribing errors since 2017. Transferring DEA to Indiana.

After discussion, the Board moved to APPROVE Nursing CSR renewal application.

Smosna/Anderson, 4-0-0
Motion carries

Brandon Sadler, 45021184A - Pharmacy Intern Renewal App – Positive Response:

Failed to appear.

Ngochanh Nguyen - Phar Tech/Tech in Training Initial App – Failure to Disclose:

Ngochanh Nguyen appeared in person and was not represented by counsel regarding a failure to disclose on a pharmacy technician application. Failed to disclose probationary status of her manicurist license.

After discussion, the Board moved to APPROVE application.

Landis/Smosna, 4-0-0
Motion carries

LaQuisha Barner, 67020023A - Pharmacy Technician Renewal App – Positive Response:

Failed to appear.

Tierra Watkins, Pharmacy Tech/Tech in Training Initial Application – Positive Response:

Erin McMurray appeared in person and was not represented by counsel regarding a positive response on a pharmacy technician/tech in training application. Had OWI in May 2023. Second offense, previous OWI in 2021. Currently in a diversion program in Allen County, Felony OWI will be downgraded once diversion program is completed.

After discussion, the Board moved to APPROVE application.

Anderson/Smosna, 4-0-0
Motion carries

DISCUSSION

Monthly Reports

Board Director's Report_– Presented by Alyssa Servies

OAG Report - Presented by DAG, Ryan Eldridge

Compliance Director's Report – Presented by Zaneta Nunnally

ADMINISTRATIVE HEARINGS

Kamaldip Kaur, Ph.T., License No: 67038176A - Cause No. 2023 IBP 0018

Proposed Settlement Agreement

DAG: Ryan Eldridge
Respondent: Amanda Price, counsel, appeared on behalf of this matter
Exhibit(s): None
Witness(es): None

A motion was made and seconded to ACCEPT the Proposed Settlement Agreement and REVOKE license.

Smosna/Landis, 4-0-0
Motion carries

Agustin Alberto Ramirez, M.D., License No: 01076087B - Cause No. 2023 IBP 0012
Proposed Settlement Agreement

DAG: Carah Rochester
Respondent: Present without counsel, Larry Wilder
Exhibit(s): None
Witness(es): Respondent

A motion was made and seconded to APPROVE the proposed settlement agreement and place CSR on probation with terms and conditions.

Landis/Smosna, 4-0-0
Motion carries

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

Chelsey Ann Kennett, PhT, License No: 67019147A - Cause No. 2022 IBP 0059
Summary suspension extension and NOPD

DAG: Rebekka Hammond
Respondent: Not present
Exhibit(s): State's Exhibit A – Consumer Complaint
State's Exhibit B – Affidavit
State's Exhibit C – Case narrative from CVS
State's Exhibit D – Statement
State's Exhibit E – DEA form 106
State's Exhibit F – Criminal Records
State's Exhibit G – Surveillance Video
Witness(es): Natalie Christy, OAG Investigator

A motion was made and seconded to find the Respondent in Default.
Smosna/Anderson 4-0-0.

A motion was made and seconded to find a violation on Count 1:
Smosna/Anderson 4-0-0.

A motion was made and seconded to find a violation on Count 2:
Smosna/Anderson 4-0-0.

A motion was made and seconded to find a violation on Count 3:
Anderson/Smosna 4-0-0.

A motion was made and seconded to revoke the license and impose a \$5 health records fee.
Anderson/Smosna 4-0-0.

A motion was made and second to renew the summary suspension until the final order is issued.
Anderson/Smosna 4-0-0.

Natasha Renee Perkins, PhT, License No: 67029299A - Cause No. 2021 IBP 0040

Summary suspension extension and NOPD

DAG: Natalie Stidd
Respondent: Not present
Exhibit(s): State's Exhibit D – Certified Criminal Records
Witness(es): None

A motion was made and seconded to find the Respondent in Default.
Landis/Anderson 4-0-0.

A motion was made and seconded to find violations on Count 1, Count 2, and Count 3.
Smosna/Landis 4-0-0.

A motion was made and seconded to revoke the license and impose a \$5 health records fee.
Smosna/Landis 4-0-0.

A motion was made and second to vacate the summary suspension renewal.
Landis/Smosna 4-0-0.

Zunaid Rajab Ali, R.Ph., License No: 26029605A - Cause No. 2022 IBP 0007

Failed to appear.

Ana Michelle Rodriguez-Merino, Ph.T., License No: 67037675A - Cause No. 2022 IBP 0040

Probation Withdrawal

DAG: None
Petitioner: Present and comfortable proceeding without counsel.
Exhibit(s): Petitioner Exhibit 1 – Various records
Witness(es): Petitioner

A motion was made and seconded to APPROVE the probation withdrawal.

Smosna/Landis, 4-0-0
Motion carries

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

DAG: Ryan Eldridge
Respondent: Respondent present with counsel, Patrick Callahan
Exhibit(s): None
Witness(es): None

A motion was made and seconded to ACCEPT the proposed settlement agreement and place the license on indefinite probation.

Landis/Smosna, 4-0-0
Motion carries

Made-In Indianapolis Pharmacy & Medical Equipment, License No: 60006865A - Cause No. 2023 IBP 0006
Hearing Continued.

Woodfield Distribution, LLC, License No: 48002263A - Cause No. 2023 IBP 0008
Final Hearing – Proposed Settlement Agreement

DAG: Ryan Eldridge
Petitioner: Not Present
Exhibit(s): Petitioner's Exhibit 1 – Various Records
Witness(es): None

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

Landis/Anderson, 4-0-0
Motion carries

Alexia Shaw, Ph.T., License No: 67036658A - Cause No. 2023 IBP 0019
Default Hearing

DAG: Sha'na Harris Terry
Petitioner: Not Present

Exhibit(s): State's Exhibit A – Certified Employment Records
State's Exhibit B – Drug Test Results
Witness(es): Evan Wire, OAG Investigator

A motion was made and seconded to find the Respondent in Default.
Anderson/Landis 4-0-0.

A motion was made and seconded to find a violation on Count 1.

A motion was made and seconded to revoke the license and impose a \$5 health records fee.
Anderson/Smosna 4-0-0.

There being no further business the Board ADJOURNED at 12:19 p.m.