

INDIANA BOARD OF PHARMACY

Met THROUGH VIDEO and AUDIO CONFERENCING

<https://IndianaEnhanced.Webex.com/join/PLAWebex>
(240) 454-0887 and entering meeting room # 610 915 440

MINUTES OF NOVEMBER 08, 2021

Steve Anderson, R.Ph., President, called the meeting to order at 8:02 a.m. and declared a quorum in accordance with IC 25-26-13-3(d), pursuant to public notice posted 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 by Telephone: Steve Anderson, R.Ph., President
Mark Smosna, R.Ph., Vice President
Mark Bunton, R.Ph., Member
Winnie Landis, R.Ph., Member
Jason Jablonski, R.Ph., Member
Matt Balla, R.Ph., Member

Staff Present by Telephone: Laura Turner, J.D., Board Director
Professional Licensing Agency
Jody Edens, Assistant Director
Professional Licensing Agency
James Harry, J.D., Deputy Attorney General
Office of the Attorney General

The Board voted by roll call to adopt the agenda.

Landis/Bunton, 5/0/0
Motion carries

The following board members voted aye by roll call:
Winnie Landis, Mark Smosna, Mark Bunton, Jason Jablonski, Matt Balla
The following board members objected: none
The following board members abstained: none

The Board voted by roll call to APPROVE the following minutes:

- November 9, 2020, Executive Session
- December 14, 2020, Executive Session
- December 14, 2020, Meeting Minutes
- January 11, 2021, Meeting Minutes

- February 8, 2021, Meeting Minutes
- March 8, 2021, Meeting Minutes
- April 12, 2021, Meeting Minutes

Balla/Landis, 5/0/0
Motion carries

The following board members voted aye by roll call:
Winnie Landis, Mark Smosna, Mark Bunton, Jason Jablonski, Matt Balla
The following board members objected: none
The following board members abstained: none

FULL BOARD APPEARANCES

The following full board appearance(s) did not appear:

- **Pensacola Apothecary d/b/a Everwell Specialty Pharmacy – Non Resident Application – Positive Response**

Genoa Healthcare – Remote Dispensing Facility Application:

Aaron Knapp appeared telephonically regarding this matter.

Mark Bunton indicated that he has worked with Mr. Knapp in the past. Mr. Knapp was fine with Mr. Bunton participating.

The facility is located inside a physician's clinic (Life Springs) and will only service the patients of this facility.

After discussion, the Board moved to APPROVE the Remote Dispensing Facility application.

Landis/Balla, 5/0/0
Motion carries

The following board members voted aye by roll call:
Winnie Landis, Matt Balla, Mark Smosna, Mark Bunton, Jason Jablonski
The following board members objected: none
The following board members abstained: none

Providence Anderson Place – Remote Location Facility Application – Change of Parent Store – Inspection Issues:

Brent McFarland, RPh appeared telephonically regarding this matter.

Mr. McFarland informed the Board that the issue with the inspection was the room where

the Nexys unit is, the room was too hot. They have now installed a AC unit in the room to correct this issue.

Tim Thomas emailed Ms. Edens during this matter and requested that she inform the Board that he completed a new inspection late Friday night, and they did pass.

The Board thanked Ms. Edens for the information.

After discussion, the Board moved to APPROVE the remote dispensing facility application for Providence Anderson Place.

Balla/Smosna, 6/0/0
Motion carries

The following board members voted aye by roll call:

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

The following board members objected: none

The following board members abstained: none

Alivo Pharmacy – Remote Dispensing Facility Application:

Erica Duran, R.Ph, PIC and Jorge Ayala, Manager of the clinic appeared telephonically regarding this matter.

Mr. Ayala informed the Board that the clinic opened in 2017. The clinic is looking forward to this as the pharmacy will employ staff that speaks Spanish, which is what most of the clinic's patients speak.

Ms. Duran first indicated they would be open to the public, but then changed to state they will only service the patients of the clinic.

After discussion, the Board moved to APPROVE the Remote Dispensing Facility application.

Jablonski/Bunton, 6/0/0
Motion carries

The following board members voted aye by roll call:

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

The following board members objected: none

The following board members abstained: none

Med Shoppe Pharmacy – Remote Dispensing Facility Application:

Casey Summers, R.Ph., PIC appeared on behalf of this matter.

Let the record reflect that Steve Anderson recused himself from this matter and left the

meeting.

Ms. Summers explained to the Board they will be behind the IU clinic and will just serve the patients of the clinic and employees of the clinic that see the physicians of the same clinic.

After discussion, the Board moved to APPROVE the Remote Dispensing Facility application.

Bunton/Landis, 5/0/0
Motion carries

The following board members voted aye by roll call:
Winnie Landis, Matt Balla, Mark Smosna, Mark Bunton, Jason Jablonski
The following board members objected: none
The following board members abstained: none

PERSONAL APPEARANCES

Ricky Chambers, R.Ph., License No. 26027024A – Renewal Positive Response:

Ricky Chambers appeared telephonically before the Board and was not represented by counsel regarding a positive response on his renewal application

He informed the Board of the following:

- NC has been cleared. His suspension has been lifted and he put his license on permanent inactive status.
- TN license is active and in good standing.
- VA and LA acted based on the NC action; VA license has now been reinstated and he is working on getting his LA license cleared.
- TX & OR will review the information at renewal time.
- All other states are active and in good standing.

After discussion, the Board moved to APPROVE Mr. Chambers license renewal upon receipt of the TN license verification.

Balla/Smosna, 6/0/0
Motion carries

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

Alexander Schmitt, Ph.I., License No. 45018556A – Renewal Positive Response:

Mr. Schmitt appeared telephonically before the Board and was not represented by counsel regarding a positive response on his renewal application.

Mr. Schmitt explained that he works for AstraZeneca and what he does there does not require a license.

He then started working part-time for CVS using his intern permit. He graduated in 2018 and did not get his pharmacists license at the time as he didn't need it.

The Board indicated that he needs to apply for a technician license and if he does no further training would be needed.

He indicated he hopes to take the NAPLEX in the next year or two.

After discussion, Mr. Schmitt requested to withdraw his intern permit renewal application.

After discussion, the Board moved to APPROVE his request to withdraw.

CONSENSUS

Motion carries

The following board members voted aye by roll call:

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

The following board members objected: none

The following board members abstained: none

Chelsea Suppinger, R.Ph., MPJE Repeat Exam Application:

Chelsea Suppinger appeared telephonically before the Board and discussed his/her studying habits with the Board.

After discussion, the Board voted by roll call to APPROVE Chelsea's MPJE repeat exam application.

Landis/Smosna, 6/0/0

Motion carries

The following board members voted aye by roll call:

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

The following board members objected: none

The following board members abstained: none

Kelsie Selems, Technician/Tech in Training Application – Positive Response:

Ms. Selems appeared telephonically before the Board and was not represented by counsel regarding a positive response on her technician/tech in training application.

In 2018, Ms. Selems receive a DUI and was placed on six (6) months' probation. She indicated that she had a seizure while she was driving, which resulted in a wreck. She had been drinking prior to the seizure.

Her BAC was .15

In October 2020, she received an OWI and was sentenced to 535 days probation on July 6, 2021. Once she completes the probation the charge will be lowered to a misdemeanor.

After discussion, the Board moved to TABLE this matter for Ms. Selems to obtain an addictionology evaluation. Once completed she must reappear.

Landis/Smosna, 6/0/0
Motion carries

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

leysha Walker, Ph.I., License No. 45021482A – Renewal Positive Response:

Ms. Walker appeared telephonically before the Board and was represented by counsel, Mark Nicholson regarding a positive response on her intern permit renewal application.

She was charged with Residential entry break and enter dwelling a Felony 6, Resisting arrest a Misdemeanor and Battery resulting in Injury a Misdemeanor.

Mr. Nicolson indicated it is all set to be discharged in December. She has completed the conflict resolution course and has completed her counseling sessions.

After discussion, the Board TABLED this matter until December. Ms. Walker needs to return with proof of completion.

Smosna/Jablonski, 6/0/0
Motion carries

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

Emily Niehaus, R.Ph., MPJE Repeat Exam Application

Chelsea Suppinger appeared telephonically before the Board and discussed his/her studying habits with the Board.

After discussion, the Board voted by roll call to APPROVE Emily's MPJE repeat exam application.

Smosna/Landis, 6/0/0
Motion carries

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

David Neff, R.Ph., MPJE Repeat Exam Application:

David Neff appeared telephonically before the Board and discussed his/her studying habits with the Board.

After discussion, the Board voted by roll call to APPROVE David's MPJE repeat exam application.

Smosna/Landis, 6/0/0
Motion carries

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

Rielly Culver, Ph.I., License No. 45021884A – Intern Permit Renewal Positive Response:

In October 2020, Rielly was pulled over for speeding and was then charged with a DWI.

His BAC was .09 in the field and when taken a second (2nd) time at the Police station it was .11

He entered a deferral program and completed an assessment by the Court Counselor and completed eight (8) hours of online drug classes.

He completed his deferral program May 2021, and he continues to see a counselor.

After discussion, the Board moved to APPROVE Mr. Culver's license renewal.

Landis/Smosna, 6/0/0
Motion carries

The following board members voted aye by roll call:

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

Kayla Norsweather – Technician/Tech in Training Application – Positive Response:

Ms. Norsweather appeared telephonically before the Board and was not represented by counsel regarding a positive response on her technician/tech in training application.

Let the record reflect that Winnie Landis and Mark Bunton explained that they were both employed by CVS, but they do not have knowledge of this applicant. Ms. Norsweather was fine with both participating.

Ms. Norsweather had sent Ms. Edens and the group email address over one hundred (100) emails with some being nasty. Ms. Edens and staff considered this harassment and was upset by all the emails and their content.

According to the court documents Ms. Norsweather also still owes the courts money from her seven (7) arrests since 2011 to current.

After discussion, the Board moved to DENY Ms. Norsweather's technician/tech in training application.

Anderson/Balla, 6/0/0
Motion carries

The following board members voted aye by roll call:

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

Nicholas Boggs, Intern Permit Application – Positive Response:

Mr. Boggs appeared telephonically before the Board and was not represented by counsel regarding a positive response on his intern permit application.

On August 21, 2021, he was at a concert and was holding a friend's beer when an undercover Police officer came over to them. He was given a citation for criminal misdemeanor – Minor in possession of alcohol.

Butler gave him a written warning letter.

April 26, 2022, his deferral agreement will be completed. He has community service and has a mental health check.

After discussion, the Board moved to APPROVE his Intern Permit Application on INDEFINITE PROBATION may not lift until his criminal probation is completed with terms

and conditions.

Landis/Bunton, 6/0/0
Motion carries

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

Kelsey Dunkin, R.Ph., MPJE Repeat Exam Application:

Kelsey Dunkin appeared telephonically before the Board and discussed his/her studying habits with the Board.

After discussion, the Board voted by roll call to APPROVE Kelsey's MPJE repeat exam application.

Bunton/Landis, 6/0/0
Motion carries

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

ADMINISTRATIVE HEARINGS

The following hearing(s) were continued:

Suzanne Cantu, R.Ph., License No. 26023100A, Cause No. 2021 IBP 0032
Vyto's Pharmacy #1, License No. 60003794A, Cause No. 2021 IBP 0031

Jada Bush, Ph.T., License No. 67031345A, Cause No. 2020 IBP 0001

Respondent did not appear telephonically and was represented by counsel, Shelly Jackson regarding a Proposed Settlement Agreement scheduled before the Board. The State of Indiana was represented by Ryan Eldridge, Deputy Attorney General and the court reporter sworn in for this matter was Lindy Meyer, with Accurate Reporting Services also appeared telephonically.

Let the record reflect that Mark Bunton explained that he is employed by CVS and used to work with Ms. Bush. Mr. Eldridge and Ms. Jackson were both fine with him participating.

A proposed settlement agreement between the Respondent, her counsel and the Attorney

General's Office was presented to the Board. The proposed settlement agreement included a LETTER OF REPRIMAND.

After reviewing the proposed settlement agreement and taking official, judicial notice of the pleadings, evidence and orders in this matter, the Board moved to APPROVE the Settlement Agreement.

Landis/Smosna, 6/0/0
Motion carries

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

Barbara Lyn Carson, Ph.T., License No. 67031345A, Cause No. 2020 IBP 0023

Respondent did not appear telephonically and was not represented by counsel regarding a Summary Suspension Extension scheduled before the Board. The State of Indiana was represented by Ryan Eldridge, Deputy Attorney General and the court reporter sworn in for this matter was Lindy Meyer, with Accurate Reporting Services also appeared telephonically.

After having considered the evidence presented and taking official, judicial notice of the pleadings, evidence and orders in this matter, the Board moved to EXTEND the SUMMARY SUSPENSION for Ninety (90) days.

Landis/Balla, 5/0/0
Motion carries

The following board members voted aye by roll call:
Mark Smosna, Jason Jablonski, Mark Bunton, Winnie Landis, Matt Balla
The following board members objected: None
The following board members abstained: None

Morganne Drake, Ph.T., License No. 67024034A, Cause No. 2020 IBP 0045

Respondent did not appear telephonically and was not represented by counsel regarding a Summary Suspension Extension scheduled before the Board. The State of Indiana was represented by Aaron Ridlen, Deputy Attorney General and the court reporter sworn in for this matter was Lindy Meyer, with Accurate Reporting Services also appeared telephonically.

Let the record reflect that Winnie Landis and Mark Bunton explained that they are both employed by CVS, and do not have knowledge of this respondent. Mr. Ridlen was fine with both participating.

A proposed settlement agreement between the Respondent and the Attorney General's Office was presented to the Board. The proposed settlement agreement included an EXTENSION of SUMMARY SUSPENSION for Ninety (90) days.

After reviewing the proposed settlement agreement and taking official, judicial notice of the pleadings, evidence and orders in this matter, the Board moved to APPROVE the Settlement Agreement.

Anderson/Balla, 6/0/0
Motion carries

The following board members voted aye by roll call:

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

The following board members objected: None

The following board members abstained: None

Natasha Renee Perkins, Ph.T., License No. 67029299A, Cause No. 2021 IBP 0040

Respondent did not appear telephonically and was not represented by counsel regarding a Summary Suspension Extension scheduled before the Board. The State of Indiana was represented by Natalie Stidd, Deputy Attorney General and the court reporter sworn in for this matter was Lindy Meyer, with Accurate Reporting Services also appeared telephonically.

After having considered the evidence presented and taking official, judicial notice of the pleadings, evidence and orders in this matter, the Board moved to EXTEND the SUMMARY SUSPENSION for Ninety (90) days.

Landis/Jablonski, 6/0/0
Motion carries

The following board members voted aye by roll call:

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

The following board members objected: None

The following board members abstained: None

Sarah Scales, Ph.T., License No. 67028010A, Cause No. 2020 IBP 0048

Respondent did not appear telephonically and was not represented by counsel regarding a Summary Suspension Extension scheduled before the Board. The State of Indiana was represented by Aaron Ridlen, Deputy Attorney General and the court reporter sworn in for this matter was Lindy Meyer, with Accurate Reporting Services also appeared telephonically.

After having considered the evidence presented and taking official, judicial notice of the pleadings, evidence and orders in this matter, the Board moved to EXTEND the SUMMARY SUSPENSION for Ninety (90) days.

Landis/Bunton, 6/0/0
Motion carries

The following board members voted aye by roll call:
Steve Anderson, Mark Smosna, Jason Jablonski, Mark Bunton, Winnie Landis, Matt Balla
The following board members objected: None
The following board members abstained: None

Jacqueline Swinford, Ph.T., License No. 6703797A, Cause No. 2021 IBP 0046

Respondent did not appear telephonically and was not represented by counsel regarding a Summary Suspension Extension scheduled before the Board. The State of Indiana was represented by Nick Hart, Deputy Attorney General and the court reporter sworn in for this matter was Lindy Meyer, with Accurate Reporting Services also appeared telephonically.

Let the record reflect that Winnie Landis and Mark Bunton explained that they are both employed by CVS, and do not have knowledge of this respondent. Mr. Hart was fine with both participating.

After having considered the evidence presented and taking official, judicial notice of the pleadings, evidence and orders in this matter, the Board moved to EXTEND the SUMMARY SUSPENSION for Ninety (90) days.

Landis/Bunton, 6/0/0
Motion carries

The following board members voted aye by roll call:
Steve Anderson, Mark Smosna, Jason Jablonski, Mark Bunton, Winnie Landis, Matt Balla
The following board members objected: None
The following board members abstained: None

Ryan Downey, Ph.T., License No. 67022983A, Cause No. 2018 IBP 0044

Respondent appeared telephonically and was not represented by counsel regarding a Petition to Reinstate scheduled before the Board. The State of Indiana was represented by April Keaton, Deputy Attorney General and the court reporter sworn in for this matter was Lindy Meyer, with Accurate Reporting Services also appeared telephonically.

Tracy Traut, with IPRP and Zanetta Nunnally, Compliance Director with the Board were sworn in as witnesses.

Mr. Downey informed the Board that his sobriety date is May 23, 2019. He completed a twenty-five (25) day program at the Harris House in 2018.

Mr. Downey also stated that Harris House had him go to several twelve-step meetings, but he stopped when he returned home, stating that the twelve-step program is not for

him.

Ms. Traut testified that Mr. Downey appeared in July 2019 at IPRP for his intake meeting. He signed a contract on August 15, 2019, and was discharged in December 2019 as he had six (6) non-shows out of 10 requested check-ins for a drug screening.

After having considered the evidence presented, testimony of the witnesses and taking official, judicial notice of the pleadings, evidence and orders in this matter, the Board moved to reinstate the Respondent's license on INDEFINITE PROBATION, Landis/No 2nd. Ms. Landis withdrew her motion.

After further discussion, the Board indicated that they want the Respondent to do a new intake with IRPR before moving toward a probationary license.

Mr. Downey WITHDREW his request to reinstate.

Sheldon's Express Pharmacy #6, License No. 60006386A, Cause No. 2020 IBP 0034

Respondent appeared telephonically and was not represented by counsel regarding a Petition to Withdraw Probation scheduled before the Board. The State of Indiana was represented by Rebecca Hammond, Certified Legal Intern and Ryan Eldridge, Deputy Attorney General and the court reporter sworn in for this matter was Lindy Meyer, with Accurate Reporting Services also appeared telephonically.

Jack Downing, District Supervisor and Sarah Matthew, R.Ph., Pharmacist in Charge appeared on behalf of this matter.

Zaneta Nunnally, Compliance Director with the Board was sworn in as a witness.

Ms. Nunnally testified that this facility has been compliant with the terms of their probation order.

Ms. Matthews indicated that she does the search/verify on the Board's website every three (3) months on all employees.

Respondent's Exhibits:

A – Copy of cancelled check

B – Copy of Inspections & copies of quarterly report

After having considered the evidence presented, testimony of the witness and taking official, judicial notice of the pleadings, evidence and orders in this matter, the Board moved to WITHDRAW the Order of Probation.

Smosna/Bunton, 6/0/0
Motion carries

The following board members voted aye by roll call:

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

Dwayne C. Adrian, M.D., License No. 01034541B, Cause No. 2019 IBP 0076

Respondent appeared telephonically and was represented by counsel, Barclay Wong regarding a Petition to Withdraw Probation scheduled before the Board. The State of Indiana was represented by April Keaton, Deputy Attorney General and the court reporter sworn in for this matter was Lindy Meyer, with Accurate Reporting Services also appeared telephonically.

Zaneta Nunnally, Compliance Director with the Board was sworn in as a witness.

Dr. Adrian's medical license was on probation. He successfully completed the probation and appeared before the Medical Board in January 2021 and the board withdrew the probation from his medical license.

His MOU with the DEA expired on July 31, 2021, as he successfully completed it.

Ms. Nunnally testified that Dr. Adrian was compliant with the terms of his probation.

After having considered the evidence presented, testimony of the witness and taking official, judicial notice of the pleadings, evidence and orders in this matter, the Board moved to WITHDRAW the Order of Probation.

Landis/Balla, 5/0/0
Motion carries

The following board members voted aye by roll call:
Mark Smosna, Jason Jablonski, Mark Bunton, Winnie Landis, Matt Balla
The following board members objected: None
The following board members abstained: None

Christie A. Oyler, D.D.S., License No. 12011725B, Cause No. 2021 IBP 0051

Respondent appeared telephonically and was represented by counsel, Mike Gaerte regarding an Order to Show Cause scheduled before the Board. The State of Indiana was represented by April Keaton, Deputy Attorney General and the court reporter sworn in for this matter was Lindy Meyer, with Accurate Reporting Services also appeared telephonically.

Dr. Oyler's dental license was placed on Indefinite Probation for treating her family and an employee without documenting the treatment information in the patient's chart.

In an MOU with DEA, they have that she cannot prescribe schedules II and IIN.

She has signed a contract with the Dental Associations Well Being program, and she is not currently practicing.

She is currently in a treatment program in Chicago and has been there for about thirty (30) days.

After having considered the evidence presented, and taking official, judicial notice of the pleadings, evidence and orders in this matter, the Board moved to place the Respondent's CSR on INDEFINITE PROBATION with terms and conditions.

Bunton/Jablonski, 5/0/0
Motion carries

The following board members voted aye by roll call:
Mark Smosna, Jason Jablonski, Mark Bunton, Winnie Landis, Matt Balla
The following board members objected: None
The following board members abstained: None

Nicole Leek, Ph.T., License No, 67035913A, Cause No. 2020 IBP 0035

Respondent appeared telephonically and was not represented by counsel regarding an Order to Show Cause scheduled before the Board. The State of Indiana was represented by Rebecca Hammond, Certified Legal Intern and Ryan Eldridge, Deputy Attorney General and the court reporter sworn in for this matter was Lindy Meyer, with Accurate Reporting Services also appeared telephonically.

Zaneta Nunnally, Compliance Director with PLA, and Tye Dominguez with IPRP were sworn in as witnesses.

Mr. Dominguez testified that the Respondent was diagnosed with Alcohol use moderate and Opioid use severe both in remission, she signed a five (5) year contract with IPRP. On January 6, 2021, she tested positive for alcohol. Her initial intake hair test was positive for Cocaine, Benzo's, and Opioids. On September 21, 2021, she requested to have her case closed.

She explained to the Board that she did withdraw from IPTP and now works for the Department of Corrections with the State. She said she still attends AA/NA meeting and goes to group meetings. Currently, she does not have a sponsor.

The Respondent requested to Surrender her license in lieu of further sanctions.

After having considered the evidence presented, testimony of the witnesses and taking official, judicial notice of the pleadings, evidence and orders in this matter, the Board moved to ACCEPT the SURRENDER of the Respondent's license.

Landis/Bunton, 5/0/0
Motion carries

The following board members voted aye by roll call:
Mark Smosna, Jason Jablonski, Mark Bunton, Winnie Landis, Matt Balla
The following board members objected: None
The following board members abstained: None

Krystyle Diggs, Ph.T., License No. 67034969A, Cause No. 2021 IBP 0036

Respondent appeared telephonically and was not represented by counsel regarding a Final Hearing scheduled before the Board. The State of Indiana was represented by Carah Rochester, Deputy Attorney General and the court reporter sworn in for this matter was Lindy Meyer, with Accurate Reporting Services also appeared telephonically.

Rodney Crawford, Case Analyst with the AG's Office was sworn in as a witness.

The Respondent failed to disclose on her 2019 license renewal a reckless driving charge, a class c misdemeanor.

Mr. Crawford testified that he investigated this matter. The Respondent was charged with possession of Marijuana, a class B misdemeanor. She plead guilty to possession and following too closely. She entered a deferral program, which she did not successfully complete. Due to her non-compliance, she was sentenced to one hundred eighty (180) days incarceration, which was suspended and was ordered to do one hundred eighty (180) days probation.

The Respondent admitted that this was all true and she is currently on probation with the courts.

States Exhibits
A – Criminal Records
B – Criminal Records
C – IPLA file

After having considered the evidence presented, testimony of the witnesses and taking official, judicial notice of the pleadings, evidence and orders in this matter, the Board moved to place the Respondent's license on INDEFINITE PROBATION for not less than one (1) year with terms and conditions.

Anderson/Landis, 6/0/0
Motion carries

The following board members voted aye by roll call:
Steve Anderson, Mark Smosna, Jason Jablonski, Mark Bunton, Winnie Landis, Matt Balla
The following board members objected: None
The following board members abstained: None

Anita Roberts, Ph.T., License No. 67013886A, Cause No. 2021 IBP 0037

Respondent appeared telephonically and was not represented by counsel regarding a Final Hearing scheduled before the Board. The State of Indiana was represented by Nick Hart, Deputy Attorney General and the court reporter sworn in for this matter was Lindy Meyer, with Accurate Reporting Services also appeared telephonically.

Let the record reflect that Winnie Landis and Mark Bunton explained that they are both employed by CVS, and do not have knowledge of this respondent. Mr. Hart and Ms. Roberts were fine with both participating.

Rebecca Hammond, Investigator with the AG's office was sworn in as a witness.

Ms. Hammond testified that the Respondent diverted Tramadol for her own use from her CVS employer. She signed a statement admitting that she diverted three (3) tablets.

States Exhibits:

A – Employment Records

B – Copy of Consumer Complaint

C – Court Documents

Her criminal case is still pending at this time, she has a jury trial scheduled in February 2022.

After having considered the evidence presented, testimony of the witness and taking official, judicial notice of the pleadings, evidence and orders in this matter, the Board moved to place the Respondent's license on INDEFINITE SUSPENSION, may petition for reinstatement once her criminal case is resolved.

Smosna/Balla, 6/0/0

Motion carries

The following board members voted aye by roll call:

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

The following board members objected: None

The following board members abstained: None

Anjil D. Bradley, Ph.T., License No. 67033237A, Cause No. 2021 IBP 0019

Respondent did not appear telephonically and was not represented by counsel regarding a Final Hearing scheduled before the Board. The State of Indiana was represented by Patricia Gibson, Deputy Attorney General and the court reporter sworn in for this matter was Lindy Meyer, with Accurate Reporting Services also appeared telephonically.

Let the record reflect that Winnie Landis and Mark Bunton explained that they are both employed by CVS, and do not have knowledge of this respondent. Ms. Gibson was fine with both participating.

Carolyn Rowe, Investigator with the AG's Office was sworn in as a witness.

After having considered the evidence presented, and taking official, judicial notice of the pleadings, evidence and orders in this matter, the Board moved hold the Respondent's license in DEFAULT.

Smosna/Balla, 6/0/0
Motion carries

The following board members voted aye by roll call:

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

The following board members objected: None

The following board members abstained: None

Ms. Row testified that the Respondent diverted drugs from her employer, CVS and has since been convicted. She stated that the Respondent admitted to the diversion in a statement she made to her employer.

States Exhibits:

B – Respondents Statement

F – Corrective Action Policy

E – Criminal Documents

After having considered the evidence presented, testimony of the witness and taking official, judicial notice of the pleadings, evidence and orders in this matter, the Board moved to place the Respondent's license on INDEFINITE SUSPENSION, may petition for reinstatement once her criminal case is resolved.

Smosna/Balla, 6/0/0
Motion carries

The following board members voted aye by roll call:

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

The following board members objected: None

The following board members abstained: None

Robert Frymire, Ph.T., License No. 67028190A, Cause No. 2021 IBP 0028

Respondent did not appear telephonically and was not represented by counsel regarding a Default Hearing scheduled before the Board. The State of Indiana was represented by Carah Rochester, Deputy Attorney General and the court reporter sworn in for this matter was Lindy Meyer, with Accurate Reporting Services also appeared telephonically.

After having considered the evidence presented, and taking official, judicial notice of the pleadings, evidence and orders in this matter, the Board moved to hold the Respondent's license in DEFAULT

Smosna/Landis, 6/0/0
Motion carries

The following board members voted aye by roll call:
Steve Anderson, Mark Smosna, Jason Jablonski, Mark Bunton, Winnie Landis, Matt Balla
The following board members objected: None
The following board members abstained: None

Kathryn Daggett, Case Analyst with the AG's Office was sworn in as a witness.

The Respondent has been charged with the following:

- Interferences with Medical Services; Felony 5
- Obtaining a Controlled Substance by Fraud or Deceit; Felony 6
- Theft; Misdemeanor
- Possession of a Controlled Substance -Possession of a schedule I, II, III, or IV

The Respondent stole medication from patients at I.U. His employer reported that one hundred twenty (120) tablets of Methadone and one hundred sixty (160) tables of Hydrocodone were missing.

States Exhibits:

A – DEA 106 form

B – Employee Record

C – Chronological Case Summary

After having considered the evidence presented, testimony of the witness and taking official, judicial notice of the pleadings, evidence and orders in this matter, the Board moved to REVOKE the Respondent's license.

Landis/Balla, 5/0/0
Motion carries

The following board members voted aye by roll call:
Steve Anderson, Mark Smosna, Jason Jablonski, Winnie Landis, Matt Balla
The following board members objected: None
The following board members abstained: None

Tonya Reed, Ph.T., License No. 67014442A, Cause No. 2021 IBP 0023

Respondent did not appear telephonically and was not represented by counsel regarding a Default Hearing/Extension of Summary Suspension scheduled before the Board. The State of Indiana was represented by Rebecca Hammond, Certified Legal Intern and Ryan Eldridge, Deputy Attorney General and the court reporter sworn in for this matter was Lindy Meyer, with Accurate Reporting Services also appeared telephonically.

After having considered the evidence presented, and taking official, judicial notice of the

pleadings, evidence and orders in this matter, the Board moved to hold the Respondent's license in DEFAULT

Jablonski/Landis, 5/0/0
Motion carries

The following board members voted aye by roll call:
Steve Anderson, Mark Smosna, Jason Jablonski, Winnie Landis, Matt Balla
The following board members objected: None
The following board members abstained: None

Brittany Snow, Case Analyst with the AG's Office was sworn in as a witness.

The Respondent was terminated from Walgreens for diversion. Respondent admitted to diverting approximately fifty (50) tablets.

States Exhibits:

- A – Employee Record
- B – Court Documents
- C – Video showing Respondent taking pills

After having considered the evidence presented, and taking official, judicial notice of the pleadings, evidence and orders in this matter, the Board moved to place the Respondent's license on INDEFINITE SUSPENSION.

Landis/Smosna, 5/0/0
Motion carries

The following board members voted aye by roll call:
Steve Anderson, Mark Smosna, Jason Jablonski, Winnie Landis, Matt Balla
The following board members objected: None
The following board members abstained: None

The Board further moved to EXTEND the Summary Suspension for a period of Ninety (90) days.

Landis/Jablonski, 5/0/0
Motion carries

The following board members voted aye by roll call:
Steve Anderson, Mark Smosna, Jason Jablonski, Winnie Landis, Matt Balla
The following board members objected: None
The following board members abstained: None

Julie Eloise Self, R.Ph., License No. 26017907A, Cause No. 2015 IBP 0063

Respondent did not appear telephonically and was not represented by counsel regarding

a Default Hearing scheduled before the Board. The State of Indiana was represented by Patricia Gibson, Deputy Attorney General and the court reporter sworn in for this matter was Lindy Meyer, with Accurate Reporting Services also appeared telephonically.

After having considered the evidence presented, and taking official, judicial notice of the pleadings, evidence and orders in this matter, the Board moved to hold the Respondent's license in DEFAULT

Smosna/Landis, 6/0/0
Motion carries

The following board members voted aye by roll call:
Steve Anderson, Mark Smosna, Jason Jablonski, Winnie Landis, Matt Balla, Mark Bunton
The following board members objected: None
The following board members abstained: None

Tye Dominguez, IPRP was sworn in as a witness.

Mr. Dominguez testified that two (2) days after Ms. Self's last appearance (2020) with the Board she closed her IPRP contract.

At the hearing in 2020, the Board denied her reinstatement request to allow for more time with her IPRP contract.

Her license was placed on Indefinite Suspension in 2016 for diversion.

After having considered the evidence presented, testimony of the witness and taking official, judicial notice of the pleadings, evidence and orders in this matter, the Board moved to CONTINUE the INDEFINITE SUSPENSION on the Respondent's license.

Smosna/Bunton, 6/0/0
Motion carries

The following board members voted aye by roll call:
Steve Anderson, Mark Smosna, Jason Jablonski, Winnie Landis, Matt Balla, Mark Bunton
The following board members objected: None
The following board members abstained: None

DISCUSSION

Tracy Traut, MS, LCAC, IPRP Program Director's October 4, 2021 Report:

Ms. Traut reported the following to the Board:

Professionals Served

As of this writing IPRP has 14 participants in active or open status of which 13 were Pharmacists and 1 were Pharmacy Technicians. Individuals in monitoring have been placed into an RMA (Recovery Monitoring Agreement). Individuals in intake have completed their initial interview and we are awaiting their initial drug screens, or they are due to be discussed at our next clinical staffing meeting. Individuals in open have been scheduled for an upcoming intake evaluation. Individuals in monitoring-no testing are either out of state or in a treatment facility. Drug testing is still required in this case but is done outside of the Affinity system.

Intake/Evaluation

IPRP requires a clinical evaluation, at no charge, from one of our clinical team members prior to entering the ISNAP monitoring program. IPRP has added two objective measures to the intake/evaluation process. All intake/evaluations done by IPRP remain confidential as part of our work product. This ensures all participants are being evaluated utilizing the same clinical tools, objective testing, and drug screening prior to determining the length of the Recovery Monitoring Agreement (RMA).

Clinical Evaluation Results

During the last quarter there were 2 scheduled intake/evaluations.

Discharges/Completion

IPRP continually audits the existing Affinity records and moves participants who have successfully completed the program or are in non-compliance to discharge. During the last quarter IPRP was able to discharge 3 outstanding cases.

RMA Adherence

Clinical Case Managers routinely follow up with participants via Affinity messaging system or phone calls for all non-compliance issues. This ensures the participant, and the Clinical Case Managers have clear and concise communication on adherence to the terms of each RMA. The 3-year RMA remains the most common length of RMA issued by IPRP. There are times, with clinical justification, a participant will be placed in a shorter RMA length or may be placed in a 5-year RMA.

Closing

Thank you once again for allowing us to serve the Indiana Board of Pharmacy. From my perspective, the positive results have come about because of the partnership that has emerged between the members of the Board of Pharmacy, the Deputy Attorney Generals representing the Office of the Attorney General and the Clinical Case managers of Indiana Professionals Recovery Program. Together we provide the structure and the accountability necessary for people struggling with addiction.

The Board thanked Ms. Traut for her report.

Zaneta Nunnally, Compliance Director Report:

Ms. Nunnally reported the following:

For the month of September 2021, the Compliance Officers completed the following inspections:

- 39 CSR
- 9 Home Medical Equipment
- 70 Pharmacy
- 1 Remote Dispensing Facility

A total of 51 violations were found.

For the Month of October 2021, the Compliance Officers completed the following inspections:

- 37 CSR
- 12 Home Medical Equipment
- 64 Pharmacy

A total of 33 violations were found

The month of October had one (1) Pharmacy robbery.

The Board thanked Ms. Nunnally for her report.

Kara Slusser, INSPECT Director Report:

Ms. Slusser informed the Board that the Data request from Marion County Health Department that the Board previously approved was reviewed by MPH. MPH has indicated that if processed the way they are requesting it will make INSPECT information identifiable.

After discussion, the Board moved to request Marion County Health Department reappear to discuss this matter. The Board also moved to hold the Data request at this time.

Smosna/Landis, 6/0/0
Motion carries

The following board members voted aye by roll call:
Steve Anderson, Mark Smosna, Jason Jablonski, Winnie Landis, Matt Balla, Mark Bunton
The following board members objected: None
The following board members abstained: None

There being no further business the Board adjourned at 8:57 p.m.

Steve Anderson, R.Ph., President

Mark Smosna, R.Ph., Vice President