



# Louisiana Board of Pharmacy

5615 Corporate Blvd., Suite 8-E, Baton Rouge, LA 70808-2537

Telephone (225) 925-6496 ~ Facsimile (225) 925-6499

[www.labp.com](http://www.labp.com) email: [labp@labp.com](mailto:labp@labp.com)

## Minutes

### Regular Meeting

Wednesday, August 20, 2003 at 1:00 p.m.

Louisiana Board of Pharmacy  
5615 Corporate Blvd., Suite 8-E  
Baton Rouge, Louisiana 70808

### Administrative Hearing

Thursday, August 21, 2003 at 9:00 a.m.

Louisiana Board of Pharmacy  
5615 Corporate Blvd., Suite 8-E  
Baton Rouge, Louisiana 70808

# Table of Contents

<u>Agenda Item No.</u>	<u>Description</u>	<u>Page No.</u>
<i>Wednesday, August 20, 2003</i>		
1.	Call to Order	4
2.	Invocation	4
3.	Pledge of Allegiance	4
4.	Quorum Call	4
5.	Call for Additional Agenda Items	5
6.	Consideration of Minutes	5
7.	Report on Action Items	5
8.	Confirmation of Acts	5
9.	Opportunity for Public Comment	6
10.	Committee Reports	
	A. Finance Committee	6
	B. Examination/Technician Committee	6
	C. Reciprocity Committee	6
	D. Regulation Revision Committee	7
	E. Reinstatement Committee	7
	F. Violations Committee	7
	G. Impairment Committee	7
	H. Tripartite Committee	7
	I. Legislative Committee	8
	J. Executive Committee	8
<i>New Items Added to Agenda:</i>		
10.k	<i>Public Hearing on Proposed Regulation</i>	8
10.l	<i>University of Utah School on Alcoholism &amp; Other     Drug Dependencies – Mr. Oubre</i>	9
11.	Report of Chief Compliance Officer	9
12.	Report of General Counsel	9
13.	Report of Executive Director	9
14.	Announcements	10
15.	Recess	10

## Table of Contents

<u>Agenda Item No.</u>	<u>Description</u>	<u>Page No.</u>
<i>Thursday, August 21, 2003</i>		
1.	Call to Order	11
2.	Invocation	11
3.	Pledge of Allegiance	11
4.	Quorum Call	11
5.	Call for Additional Agenda Items	11
6.	Opportunity for Public Comment	11
7.	Appearances	11
8.	Report of Violations Committee	12
9.	Formal Hearings	15
10.	Report of Reinstatement Committee	16
11.	Report of Impairment Committee	16
12.	Report of Violations Committee (cont.)	17
13.	Adjourn	26

A regular meeting of the Louisiana Board of Pharmacy was held on Wednesday, August 20, 2003 in the Board office at 5615 Corporate Blvd., Suite 8-E, in Baton Rouge, Louisiana. The meeting was held pursuant to public notice, each member received notice, and notice was properly posted.

*1. Call to Order*

Mr. Carl Aron, President, called the meeting to order at 1:00 p.m.

*2. Invocation*

Mr. Aron called upon Mr. Larry Lantier, and he delivered the invocation.

*3. Pledge of Allegiance*

Following the invocation, Mr. Clovis Burch led the group in the recitation of the Pledge of Allegiance.

*4. Quorum Call*

Mr. Aron called upon the Secretary, Dr. Reuben Dixon, to call the roll.

**Present:**

Mr. Joseph L. Adams  
Dr. Lois R. Anderson  
Mr. Carl W. Aron  
Mr. Brian A. Bond  
Mr. Clovis S. Burch  
Mr. Wayne A. Camp  
Mr. Theodore S. Carmichael  
Mr. Salvatore J. D'Angelo  
Dr. Reuben R. Dixon  
Mr. Joseph V. Greco  
Ms. Jacqueline L. Hall  
Mr. Larry J. Lantier, Jr.  
Mr. Marty R. McKay  
Mr. Fred H. Mills, Jr.  
Mr. Richard J. Oubre  
Mr. T. Morris Rabb

**Absent:**

Mr. Jeffrey M. Landry

**Present by Board Invitation:**

Mr. Malcolm J. Broussard, Executive Director  
Mr. Carlos M. Finalet, III, General Counsel  
Ms. Kathleen V. Gaudet, Chief Compliance Officer  
Mr. Stephen L. Collins, Compliance Officer  
Mr. Melvin J. Fontenot, Compliance Officer  
Mr. Huey J. Savoie, Compliance Officer  
Mr. Rayland M. Trisler, Compliance Officer

**Guests:**

Mr. Russell Champagne, CPA – Kolder, Champagne, Slaven & Co.  
Dr. Kristi R. Dover – Purdue Pharma, Inc.  
Ms. Judy McCleary – NACDS  
Mr. Bud Courson – NACDS  
Ms. Janie Ponthieux  
Mr. Mark R. Malouse – U.S. Navy

Dr. Dixon certified that a quorum of the Board was present.

*5. Call for Additional Agenda Items*

Mr. Aron asked if there were any additional agenda items, and two were requested.

Mr. Aron requested the addition of a report on the Notice of Intent to amend the pharmacy regulations and the required public hearing to receive public comments. Mr. Oubre requested the addition of a report on the recent School on Alcoholism & Other Drug Dependencies at the University of Utah. The members approved the addition of each item following a unanimous roll call vote.

At this point Mr. Aron requested authority from the Board to reorder the agenda as necessary for the purpose of adjusting the sequence of various reports. Mr. Adams moved, and Mr. Oubre seconded, to grant the President the authority to reorder the agenda as necessary. The motion was approved after a unanimous vote in the affirmative.

*6. Consideration of Minutes*

Mr. Aron reminded the Board members that they had received the draft minutes from the last two meetings in their advance-meeting packet; he then requested any changes. Hearing no corrections, Mr. Bond moved, and Dr. Anderson seconded,

**Resolved**, that the Minutes of the Board Meeting of May 22, 2003 and the Administrative Hearing of May 23, 2003, both held in Baton Rouge, Louisiana are hereby adopted, ratified, and approved in their entirety.

The motion was approved after a unanimous vote in the affirmative.

Dr. Dixon reminded the members to sign the Minute Book.

*7. Report on Action Items*

Mr. Aron asked Mr. Broussard to report on the action items from the May 2003 Board meeting. Mr. Broussard reminded the members that Mr. Aron had requested staff to investigate the costs and procedures related to the addition of photographs to the identification card issued by the board. He reported that staff was still collecting information.

*8. Confirmation of Acts*

At the request of Mr. Aron, Mr. Bond moved, and Mr. Camp seconded,

**Resolved**, that the actions taken and decisions made by the Board officers, Board committees, and Executive Director in the general

conduct and transactions of Board business since May 23, 2003 are approved, adopted, and ratified by the entire Board.

The motion was approved after a unanimous vote in the affirmative.

9. *Opportunity for Public Comment*

Mr. Aron informed the Board and guests that Act 285 of the 2001 Louisiana Legislature required all public bodies to provide an opportunity for public comment at all meetings. He solicited general comments from the guests in attendance, but none were offered.

10. *Committee Reports*

A. *Finance Committee*

Mr. Aron called upon Mr. Carmichael for the committee report. Mr. Carmichael introduced Mr. Champagne, who holds the contract for accounting services for the board. Mr. Champagne directed the members to the Annual Financial Report, composed of the (1) Statement of Assets, Liabilities, and Equity, (2) Final Budget Performance Report, and (3) Summary of Fund Balance. He reviewed the various reports, highlighting the detailed explanations of variances. Mr. Carmichael then moved, and Mr. Oubre seconded,

**Resolved**, that the Board accept the Fiscal Year 2002-2003 Financial Report, subject to audit.

The motion was approved after a unanimous vote in the affirmative. Mr. Carmichael then directed the members to the report on the investment account, as well as the Cumulative Fund Balance Summary, for additional financial information. Finally, Mr. Carmichael directed the members to the Proposed Budget Amendment for Fiscal Year 2003-2004. He reviewed the proposal in detail, highlighting the two large anticipated projects (reprinting of the law book, and software revisions to enable online renewal of pharmacist licenses). He then moved, and Dr. Dixon seconded,

**Resolved**, that the Board approve the proposed budget amendments, *in globo*, as Budget Amendment No. 1.

The motion was approved after a unanimous vote in the affirmative. Mr. Carmichael thanked the members of his committee for their work.

B. *Examination/Technician Committee*

Mr. Aron called upon Mr. Camp for the committee report. Mr. Camp presented information concerning the NAPLEX results from the first trimester of 2003, the MPJE results from the first six months of 2003, as well as information concerning PTCB and DMS results. Finally, he directed the members to the licensure activity report, showing new pharmacists and technicians credentialed since the last board meeting.

Mr. Camp deferred presentation of information concerning the potential re-introduction of a practical examination as part of the licensure process until the next board meeting. Mr. Camp thanked the members of his committee for their work since the last board meeting

*C. Reciprocity Committee*

Mr. Aron called upon Mr. McKay for the committee report. He reported that the committee had approved seven pharmacists since the last board meeting, and that they had interviewed four candidates that morning. He then moved, and Mr. Adams seconded,

**Resolved**, that the board approve Caron Dressler Oden, Shannon Jewelanna Pruett, Catina Luzinda Johnson, and Nihaliben Natvarbhai Patel for pharmacist licensure by reciprocity.

The motion was approved after a unanimous vote in the affirmative. Mr. McKay thanked the members of his committee for their work that morning.

*D. Regulation Revision Committee*

Mr. Aron called upon Mr. D'Angelo for the committee report. Mr. D'Angelo reviewed the current activities of the committee, and then thanked the members of his committee for their efforts.

*E. Reinstatement Committee*

Mr. Aron called upon Mr. Rabb for the committee report, and he deferred the presentation of the committee recommendations on individual petitions until the Administrative Hearing, scheduled for the next day. He expressed appreciation to the members of his committee for their work that morning.

*F. Violations Committee*

Mr. Aron called upon Dr. Dixon for the committee report, and he deferred the presentation of individual cases until the Administrative Hearing, scheduled for the next day. He thanked the members of his committee for their work during the unusually long informal conference the prior month.

*G. Impairment Committee*

Mr. Aron called upon Mr. Burch for the committee report, and he deferred the presentation of individual petitions until the Administrative Hearing, scheduled for the next day. He informed the board that the committee had approved a policy of utilizing a substance abuse monitoring contract for recovering practitioners requesting re-entry to practice. Finally, he thanked the members of his committee for their efforts.

*H. Tripartite Committee*

Mr. Aron called upon Mr. Adams for the committee report. Mr. Adams reported on the committee's efforts on the certified pharmacist preceptor training program. He indicated that the committee still had some work to do on the proposal, and he wanted to delay final approval until the next board meeting. Mr. Broussard reminded the members of their approved motion from the prior board meeting to advertise the program in the next issue of the newsletter. Mr. D'Angelo moved, and Mr. Lantier seconded, to reconsider that motion from the prior board meeting. The motion to reconsider was approved following a unanimous vote in the affirmative. Mr. Oubre withdrew his second of the original motion and Mr. Adams withdrew his original motion. Several members suggested the committee make a final report on the

proposal at the next board meeting. Mr. Adams thanked the members of his committee for their work.

*I. Legislative Committee*

Mr. Aron called upon Mr. Broussard for the committee report. Mr. Broussard directed the members to a copy of the report in the meeting packet. He reviewed those bills on the watch list that had passed. He responded to questions from the members.

*J. Executive Committee*

Mr. Aron reported on his committee meeting earlier that month, and presented three recommendations from the committee. The committee reviewed the board's travel policy and recommended three modifications to the policy. Mr. Carmichael moved, and Mr. Rabb seconded,

**Resolved**, that the Board amend its policy entitled *Expense Report Guidelines* by (1) amending the citation in Article 5 to read LAC 46:LIII.103.D, (2) deleting the final sentence in Article 5, and (3) deleting the citation in Article 7.d.

The motion was approved after a unanimous vote in the affirmative. Mr. Aron then presented a proposal to develop software enhancements to the licensure database to enable online renewal of pharmacist licenses. Mr. McKay moved, and Mr. Camp seconded,

**Resolved**, that the Board approve the proposal from Software Applications, Inc. to develop and implement a pharmacist online renewal system, at the stipulated rate, in an amount not to exceed \$21,000.

The motion was approved after a unanimous vote in the affirmative. Mr. Aron then presented three bids to reprint the pharmacy law book. Mr. Oubre moved, and Mr. Lantier seconded,

**Resolved**, that the Board accept the bid from Bourque Printing, Inc. to reprint the Louisiana Pharmacy Laws & Regulations, with the stipulated specifications, at the quoted price of \$36,459.

The motion was approved after a unanimous vote in the affirmative. Finally, Mr. Aron thanked the members of his committee for their work.

At this point, Mr. Aron declared a brief recess. It was noted that the Board recessed at 2:50 p.m. and reconvened at 3:15 p.m. He resumed the posted agenda, as amended, in open session.

*K. Public Hearing on Proposed Regulation*

Mr. Aron reminded the members that the *Louisiana Register* had published the Board's Notice of Intent to revise and reorganize the pharmacy regulations in its July 20, 2003 edition. The public hearing to receive comment and testimony was set for Tuesday, August 26, 2003 in the Board office. The members declined to request a special board meeting, but did request that the President and Chair of Regulation Revision Committee attend the hearing.

Mr. Aron then reviewed several proposed regulations on which he had already received private comments, in order to clarify the Board's intent. The members provided guidance to Mr. Aron and Mr. D'Angelo concerning their intent. Mr. Rabb then moved, and Mr. Carmichael seconded,

**Resolved**, that the Board authorizes the President and Chair of the Regulation Revision Committee to make non-substantive and clarification amendments to the proposed regulations, should they be deemed necessary subsequent to comments and testimony received at the pending public hearing.

The motion was approved after a unanimous vote in the affirmative.

*L. University of Utah School on Alcoholism & Other Drug Dependencies*

Mr. Aron called upon Mr. Oubre for his report. Mr. Oubre reported on his attendance at the week-long conference. Of particular note was the absence of pharmacy students from Louisiana. He plans to work with other state boards of pharmacy in an effort to increase the numbers of Louisiana students at that conference. Finally, he expressed appreciation to the Board for sponsoring his attendance.

*11. Report of Chief Compliance Officer*

Mr. Aron called upon Ms. Gaudet for her report. She directed the members to a copy of the statistical summary from the prior fiscal year for the compliance division. She reviewed the numbers of complaints received, the disposition of those complaints, and a summary of the activities of the Violations Committee. She also reported that she had developed a compliance officer training program, in order to bring the three new compliance officers up to date. She then reported on the status of pharmacy permit inspections. She indicated that approximately 1,000 permits had already been inspected, leaving just over 450 permits to be inspected during 2003. A very small number of those were over one year since the prior inspection. She then responded to questions from the members.

Finally, Mr. Aron complimented Ms. Gaudet on the quality of the training of the new compliance officers, as well as their job performance to date.

*12. Report of General Counsel*

Mr. Aron called upon Mr. Finalet for his report. He reported on the outcomes of the three cases from the last formal hearing. He also reviewed the issues and challenges associated with *ex parte* communications by board members. He also announced the retention of Mr. Wade Shows to attempt collection efforts on two recent judgments made executory. He concluded with the information that there were no matters of pending litigation.

*13. Report of Executive Director*

Mr. Broussard began his report with synopses of recent meetings. He also reported on presentations he delivered to state and local pharmacy organizations.

He then reported the current census: 5,890 pharmacists, 929 interns, 3,505 technicians, 1,336 technician trainees, and 1,818 pharmacy permits.

The technician audit began on August 4. Approximately 5%, or 181, technicians were selected; they have until August 29 to respond to the request for records.

Mr. Broussard informed the Board that the members of the Louisiana Pharmacists Association had adopted a resolution at the recent annual meeting concerning continuing pharmacy education. He directed the members to a copy of that resolution in their meeting packet.

He then reviewed the new law giving the Board several new authorities, including the ability to require criminal record checks from all applicants. He reviewed the procedural and logistical planning issues. He then requested clarification on the types of credentials to be included in the process. The members agreed with the plan to include technician trainees, technician applicants, interns, and pharmacist applicants, but had reservations about certain types of permit applicants. The members agreed to allow staff to gradually implement the new procedures for new credentials for people, and to keep the Board informed of the progress.

Finally, he directed the members to their copy of the 2003 Annual Report, which was included in the advance meeting packet. At Mr. Aron's request, Dr. Dixon moved, and Mr. Oubre seconded,

**Resolved**, that the Board accept and approve the 2003 Annual Report as distributed.

The motion was approved after a unanimous vote in the affirmative.

#### *14. Announcements*

Mr. Aron announced that Dr. William M. Bourn, Dean of the School of Pharmacy at the University of Louisiana at Monroe has given notice of his intent to resign that position, in order to accept another position at ULM, that of Vice President of Development. He will continue to function as the dean until his replacement is found.

Mr. Aron also informed the Board that NABP had recently announced its committee appointments for the 2003-2004 year. Mr. Adams was appointed to the Committee on Law Enforcement/Legislation, and Mr. Oubre was appointed to the Committee on Constitution and Bylaws.

Mr. Broussard reminded the Board members of several calendar notes, and alerted them to the calendar in their meeting packet.

#### *15. Recess*

Mr. Burch moved, and Mr. Lantier seconded, to recess. The motion was approved after a unanimous vote in the affirmative. With no further business before it, Mr. Aron placed the Board in recess at 5:55 p.m.

An Administrative Hearing was convened on Thursday, August 21, 2003 in the Board office, located at 5615 Corporate Blvd., Suite 8-E in Baton Rouge, Louisiana. The meeting was held pursuant to public notice, each member and respondent received notice, and notice was properly posted.

*1. Call to Order*

Mr. Aron called the meeting to order at 9:00 a.m.

*2. Invocation*

Mr. Aron called upon Mr. Burch, and he delivered the invocation.

*3. Pledge of Allegiance*

Following the invocation, Mr. D'Angelo led the group in the recitation of the Pledge of Allegiance.

*4. Quorum Call*

Mr. Aron called upon Secretary Dixon, and he called the roll. After doing so, he informed Mr. Aron that Mr. Landry and Mr. Mills were absent, but that all other members, constituting a quorum, were present.

*5. Call for Additional Agenda Items*

Mr. Aron asked if there were any additional agenda items. None were offered.

At this point, Mr. Aron requested authority from the Board to reorder the agenda as necessary for the purpose to adjusting the sequence of various witnesses and reports. Mr. Oubre moved, and Dr. Dixon seconded, to grant the President the authority to reorder the agenda as necessary with respect to witnesses and reports. The motion was approved after a unanimous vote in the affirmative.

*6. Opportunity for Public Comment*

Mr. Aron informed the Board and guests that Act 285 of the 2001 Louisiana Legislature required all public bodies to provide an opportunity for public comment at all meetings. He solicited comments from the guests in attendance, but none were offered.

*7. Appearances*

Mr. Aron declared the Administrative Hearing in session, and then served as the Hearing Officer. Mr. Carlos M. Finalet, III served as General Counsel for the Board. Ms. Celia R. Cangelosi served as Prosecuting Attorney for the Board. Mr. E. Wade Shows served as Counsel to the Hearing Officer. Ms. Marlene Cashen was the Official Recorder. Due to prior knowledge, the members of the Violations Committee (Dr. Dixon, Mr. Burch, Mr. D'Angelo, Mr. Rabb, and Mr. Bond) were recused from the consideration of matters under their jurisdiction, and the remainder of the Board members present served as the jury, with Mr. Aron's reminder that any of them could recuse themselves from any particular matter where appropriate.

Mr. Aron directed the entry of the docket as posted, and waived the reading thereof.

8. *Report of Violations Committee – Consideration of Voluntary Consent Agreements*

Mr. Aron called upon Dr. Dixon to present his committee's report. Dr. Dixon indicated that certain respondents had been requested to appear for the consideration of their proposed consent agreements; those files would be presented first, and the remaining files would be presented later in the day.

**Live Oak Pharmacy (Pharmacy Permit No. 2119)** Dr. Dixon moved, and Mr. Lantier seconded, to accept the Voluntary Consent Agreement. The motion was approved after a unanimous vote in the affirmative. The Board suspended the permit for five years, stayed the execution thereof, then placed the permit on probation for five years, beginning August 21, 2003 and ending August 20, 2008, subject to certain terms as identified in the board order, and further, assessed the permit \$5,000 plus investigative and administrative costs. *Charges:*

- (1) LRS 37:1241.A.1 – has permitted anyone in his employ to practice pharmacy in violation of pharmacy laws or regulations.
- (2) LRS 37:1241.A.10 – has departed from or failed to conform to minimal standards of acceptable and prevailing pharmacy practice.
- (3) LRS 37:1241.A.15 – has evaded, or assisted another person in evading any local, state, or federal laws or regulations pertaining to the practice of pharmacy.
- (4) LRS 40:976 – has failed to maintain complete and accurate records of all controlled dangerous substances.
- (5) LAC 46:LIII.3529 – controlled substances may only be dispensed by a licensed pharmacist.
- (6) LAC 46:LIII.3529.E – pharmacist-in-charge is accountable for results of controlled substance audits.

**Lucille McCasland Babb (Pharmacist License No. 11489)** Dr. Dixon moved, and Mr. Oubre seconded, to accept the Voluntary Consent Agreement. The motion was approved after a unanimous vote in the affirmative. The Board suspended the license for five years, stayed the execution thereof, then placed the license on probation for five years, beginning August 21, 2003 and ending August 20, 2008, subject to certain terms as identified in the board order, and further, assessed the license \$5,000 plus investigative and administrative costs.

*Charges:*

- (1) LRS 37:1201.A – has practiced pharmacy with an expired license.
- (2) LRS 37:1241.A.1 – has permitted anyone in his employ to practice pharmacy in violation of pharmacy laws or regulations.
- (3) LRS 37:1241.A.10 – has departed from or failed to conform to the minimal standards of acceptable and prevailing pharmacy practice.
- (4) LRS 40:976 – has failed to maintain complete and accurate records of all controlled dangerous substances.
- (5) LAC 46:LIII.3501.1 – has dispensed prescription drugs without a current license.
- (6) LAC 46:LIII.3529.E – pharmacist-in-charge is accountable for results

of controlled substance audits.

**Tyler Downtown Drugs (Pharmacy Permit No. 1117)** Dr. Dixon moved, and Mr. McKay seconded, to accept the Voluntary Consent Agreement. The motion was approved after a unanimous vote in the affirmative. The Board revoked the probation, suspended the permit for five years, stayed the execution thereof, then placed the permit on probation for five years, beginning August 21, 2003 and ending August 20, 2008, subject to certain terms as identified in the board order, and further, assessed the permit administrative and investigative costs.

*Charges:*

- (1) LRS 37:1241.A.1 – has permitted anyone in his employ to practice pharmacy in violation of pharmacy laws or regulations.
- (2) LRS 37:1241.A.2 – has attempted to obtain a registration by fraud or misrepresentation.
- (3) LRS 37:1241.A.10 - has departed from or failed to conform to minimal standards of acceptable and prevailing pharmacy practice.
- (4) LRS 37:1241.A.15 – has evaded, or assisted another person in evading any local, state, or federal laws or regulations pertaining to the practice of pharmacy.

**Michele Aldridge Naul (Pharmacist License No. 9614)** Dr. Dixon moved, and Mr. Camp seconded, to accept the Voluntary Consent Agreement. The motion was approved after a unanimous vote in the affirmative. The Board suspended the license for five years, stayed the execution thereof, then placed the license on probation for five years, beginning August 21, 2003 and ending August 20, 2008, subject to certain terms as identified in the board order, and further, assessed the license administrative and investigative costs. *Charges:*

- (1) LRS 37:1241.A.1 – has practiced pharmacy in violation of pharmacy laws or regulations.
- (2) LRS 37:1241.A.3 – has committed repeated occasions of negligence or incompetence in the practice of pharmacy.
- (3) LRS 37:1241.A.10 – has departed from or failed to conform to the minimal standards of acceptable and prevailing pharmacy practice.
- (4) LRS 37:1241.A.15 – has evaded any local, state, or federal laws pertaining to the practice of pharmacy.
- (5) LRS 40:968.C – unlawful possession of Schedule III controlled substances.
- (6) LRS 40:969.C – unlawful possession of Schedule IV controlled substances.
- (7) LRS 40:971.A.1.d – failure to maintain required records for controlled substances.
- (8) LRS 40:971.B.1.b – unlawful acquisition of controlled substances.
- (9) LRS 40:971.B.1.c – unlawful production of false or fraudulent information on required records for controlled substances.
- (10) LRS 40:971.C.2 – unlawful dispensation of controlled substances.
- (11) LRS 40:976 – failure to maintain complete and accurate records of all

controlled substances.

- (12) LRS 40:981.3.A – unlawful violation of controlled substance law within 1000 feet of school property.
- (13) LAC 46:LIII.1107.1 – pharmacist-in-charge is responsible for compliance with all pharmacy laws and regulations.
- (14) LAC 46:LIII.3529.A.1.a – diversion of controlled substances.
- (15) LAC 46:LIII.3529.E – pharmacist-in-charge is accountable for results of controlled substance audits.

**The Medicine Shoppe of Plaquemines (Pharmacy Permit No. 2599)** Dr. Dixon moved, and Mr. McKay seconded, to accept the Voluntary Consent Agreement. The motion was approved after a unanimous vote in the affirmative. The Board revoked the permit. *Charge:*

- (1) LRS 37:1241.A.11 – has committed fraud in connection with the practice of pharmacy.

**Luke Pierre Fremin (Pharmacist License No. 10204)** Dr. Dixon moved, and Mr. Oubre seconded, to accept the Voluntary Consent Agreement. The motion was approved after a unanimous vote in the affirmative. The Board suspended the license for an indefinite period of time, and further, prohibited any application for reinstatement of the license prior to August 21, 2008, and further, assessed the license \$5,000 plus administrative and investigative costs. *Charges:*

- (1) LRS 37:1241.A.1 – has practiced pharmacy in violation of pharmacy laws and regulations.
- (2) LRS 37:1241.A.4 – has been convicted of a felony in the courts of any state, territory, or country.
- (3) LRS 37:1241.A.11 – has committed fraud in connection with the practice of pharmacy, including but not limited to Medicaid fraud, Medicare fraud, or insurance fraud.

Prior to the consideration of the next matter, Mr. Aron informed the Board that the pharmacist was employed at the time of the incident at Walgreen Pharmacy. Mr. Aron questioned Mr. Adams and Ms. Hall whether they wished to recuse themselves, since they were also employed by the same company. Both members indicated they felt they could render an impartial decision, and declined the offer of recusation.

**George Reuben Johnson (Pharmacist License No. 14849)** Dr. Dixon moved, and Dr. Anderson seconded, to accept the Voluntary Consent Agreement. The motion was approved after a majority vote in the affirmative; Mr. Adams and Mr. Oubre objected. The Board suspended the license for five years, stayed the execution thereof, then placed the license on probation for five years, beginning on the date on which the license is approved for reinstatement by the board, and subject to certain terms as identified in the board order, and further, assessed the license \$5,000 plus administrative and investigative costs. *Charges:*

- (1) LRS 37:1241.A.1 – has practiced pharmacy in violation of pharmacy laws and regulations.
- (2) LRS 37:1241.A.12 – has practiced pharmacy with an expired license.

- (3) LAC 46:LIII.3501 – dispensed prescription drugs without a license.
- (4) LAC 46:LIII.3529 – dispense controlled substances without a license.

At 10:10 a.m., Mr. Aron declared a brief recess to allow counsel to set up for the formal hearings. It was noted that the Board reconvened at 10:30 a.m.

### 9. Formal Hearings

Mr. Aron acknowledged the presence of Mr. Shows as Counsel to the Hearing Officer, then presided over the following matter:

**PrescriptionOnline.com (Pharmacy Permit No. 4363)** Ms. Cangelosi appeared for the Board and indicated that since no one was there for the permit, the hearing would proceed as a default proceeding. Mr. Shows requested Ms. Cangelosi to proceed with her presentation of witnesses and evidence. At the conclusion of all evidence and witnesses, Ms. Cangelosi offered proposed Findings of Fact and Conclusions of Law. Mr. McKay then moved, and Mr. Oubre seconded, to enter into executive session for the purpose of considering the professional competency of the respondent. The motion was approved after a unanimous roll call vote in the affirmative.

It was noted the Board entered executive session at 10:45 a.m. and reconvened in open session at 11:00 a.m.

Mr. Oubre moved, and Mr. Lantier seconded,

**Resolved**, that the Board accept the Findings of Fact proposed by the Prosecuting Attorney, and adopt them as their own.

The motion was approved after a unanimous vote in the affirmative. Mr. Oubre moved, and Mr. Lantier seconded,

**Resolved**, that the Board accept the Conclusions of Law proposed by the Prosecuting Attorney, and adopt them as their own.

The motion was approved after a unanimous vote in the affirmative. Mr. Oubre moved, and Mr. Lantier seconded,

**Resolved**, that the Board revoke the permit, and further, assess the permit \$10,000 plus administrative, investigative, and hearing costs, and further, to condition any future application for reinstatement upon the payment of all fines and fees, as well as the absence of any pending legal or disciplinary matters against them in any jurisdiction.

The motion was approved after a unanimous vote in the affirmative.

Mr. Aron noted the conclusion of the formal hearing, and expressed his appreciation to Mr. Shows for his assistance.

### 10. Report of Reinstatement Committee – Consideration of Recommendations

Mr. Aron called upon Mr. Rabb to present his committee's report. Mr. Rabb presented the following file for Board action:

**Cynthia Marie Mayeux (Technician Certificate No. 5103)** Mr. Rabb moved, and Mr. Oubre seconded, to deny the request for reinstatement of the certificate, and further, to condition the acceptance of any future application for reinstatement upon the satisfaction of all terms and requirements of the court order in the matter of *State of Louisiana vs Cynthia Mayeux*, No. STM 351445, Div. C, 22<sup>nd</sup> Judicial District Court, as well as the receipt of a favorable evaluation from a Board-approved addictionist. The motion was approved after a unanimous vote in the affirmative. The Board denied the request for reinstatement, and further, conditioned the acceptance of any future application for reinstatement upon the satisfaction of all terms and requirements of the court order in the matter of *State of Louisiana vs Cynthia Mayeux*, No. STM 351445, Div. C, 22<sup>nd</sup> Judicial District Court.

Mr. Aron expressed his appreciation to Mr. Rabb and the members of his committee for their efforts.

#### *11. Report of Impairment Committee – Consideration of Recommendations*

Mr. Aron called upon Mr. Burch for his report; Mr. Burch presented the following files for Board action:

**Khanh Quoc Dupre (Pharmacist License No. 15962)** Mr. Burch moved, and Mr. Lantier seconded, to accept the voluntary surrender of the license. The motion was approved after a unanimous vote in the affirmative. The Board accepted the voluntary surrender, resulting in the indefinite suspension of the license, effective June 23, 2003.

**Kristy Boudreaux White (Technician Certificate No. 4480)** Mr. Burch moved, and Dr. Anderson seconded, to accept the voluntary surrender of the certificate. The motion was approved after a unanimous vote in the affirmative. The Board accepted the voluntary surrender, resulting in the indefinite suspension of the certificate, effective July 14, 2003.

**Peter Joseph Dileo (Pharmacist License No. 10200)** Mr. Burch moved, and Mr. Camp seconded, to deny the request for modification of probationary terms. The motion was approved after a unanimous vote in the affirmative. The Board denied the request for modification of probationary terms.

Mr. Aron declared a recess for lunch; it was noted that the Board recessed at 11:30 a.m. and reconvened at 12:10 p.m. It was noted that Mr. Shows departed at that time. Mr. McKay moved, and Mr. Adams seconded, to enter into executive session for the purpose of considering the professional competency of several licensees. The motion was approved after a unanimous roll call vote in the affirmative. It was noted that the Board entered executive session at 12:10 p.m. and reconvened in open session at 12:35 p.m. Mr. Aron resumed the posted agenda.

**John Thomas Dunbar (Technician Certificate No. 3639)** Mr. Burch moved, and Mr. Oubre seconded, to deny the request for modification of probationary terms. The motion was approved after a unanimous vote in the affirmative. The Board denied the request for modification of probationary terms.

**Jean Terry Benoit (Pharmacist License No. 9922)** Mr. Burch moved, and Mr. Carmichael seconded, to suspend the license for six years, stay the execution thereof until September 1, 2003, maintain active suspension through September 14, 2003, then place the license on probation for six years, beginning on August 22, 2002 and ending August 21, 2008, subject to certain terms as identified in the board order. The motion was approved after a unanimous vote in the affirmative. The Board suspended the license for six years, stayed the execution thereof until September 1, 2003, placed the license on active suspension for the following 14 days, and then placed the license on probation for the remainder of the six year period, to end on August 21, 2008, subject to certain terms as identified in the board order.

**Chad Christopher Broussard (Intern Registration No. 40561)** Mr. Burch moved, and Mr. Adams seconded, to place the registration, and any subsequent pharmacist license, on a non-disciplinary diagnostic monitoring agreement for a one year period, beginning on August 21, 2003 and ending August 21, 2004. The motion was approved after a unanimous vote in the affirmative. The Board placed the registration, and any subsequent pharmacist license, on a non-disciplinary diagnostic monitoring agreement from August 21, 2003 to August 20, 2004, subject to certain terms as identified in the board order.

**Kyle Paul Ayme (Pharmacist License No. 11291)** Mr. Burch moved, and Mr. Camp seconded, to ratify and affirm the action of the Violations Committee, and suspend the license for an indefinite period of time, and further to prohibit any future application for reinstatement of the license, or to practice or assist in the practice of pharmacy in the State of Louisiana at any time. The motion was approved after a unanimous vote in the affirmative. The Board suspended the license for an indefinite period of time, and further, prohibited any future application for reinstatement. Respondent shall not practice, or assist in the practice of, pharmacy in the State of Louisiana at any time.

Mr. Aron expressed his appreciation to Mr. Burch and the members of his committee for their efforts.

*12. Report of Violations Committee – Consideration of Voluntary Consent Agreements*

Mr. Aron called upon Dr. Dixon for the remainder of his report, and Dr. Dixon presented the following files for Board action:

**Complete Patient Services (Pharmacy Permit No. 4040)** Dr. Dixon moved, and Mr. McKay seconded, to accept the Voluntary Consent Agreement. The motion was approved after a unanimous vote in the affirmative. The Board

assessed the permit \$5,000 plus administrative and investigative costs.

*Charges:*

- (1) LRS 37:1221.B – has operated of an out-of-state pharmacy to provide pharmacy residents of this state without a permit to do so.
- (2) LRS 37:1241.A.1 – has practiced pharmacy in violation of pharmacy laws or regulations.
- (3) LAC 46:LIII.1101.C.2 – failed to renew permit prior to deadline.

**CVP Pharmacy d/b/a Sinus Pharmacy (Pharmacy Permit No. 4923)** Dr. Dixon moved, and Mr. Camp seconded, to accept the Voluntary Consent Agreement. The motion was approved after a unanimous vote in the affirmative. The Board assessed the permit \$5,000 plus administrative and investigative costs.

*Charges:*

- (1) LRS 37:1221.B – has operated of an out-of-state pharmacy to provide pharmacy residents of this state without a permit to do so.
- (2) LRS 37:1241.A.1 – has practiced pharmacy in violation of pharmacy laws or regulations.
- (3) LAC 46:LIII.1101.C.2 – failed to renew permit prior to deadline.

**Medaus Pharmacy (Pharmacy Permit No. 4946)** Dr. Dixon moved, and Mr. Camp seconded, to accept the Voluntary Consent Agreement. The motion was approved after a unanimous vote in the affirmative. The Board assessed the permit \$5,000 plus administrative and investigative costs. *Charges:*

- (1) LRS 37:1221.B – has operated of an out-of-state pharmacy to provide pharmacy residents of this state without a permit to do so.
- (2) LRS 37:1241.A.1 – has practiced pharmacy in violation of pharmacy laws or regulations.
- (3) LAC 46:LIII.1101.C.2 – failed to renew permit prior to deadline.

**Respacare of Jefferson Pharmacy (Pharmacy Permit No. 5010)** Dr. Dixon moved, and Mr. Oubre seconded, to accept the Voluntary Consent Agreement. The motion was approved after a unanimous vote in the affirmative. The Board assessed the permit \$5,000 plus administrative and investigative costs.

*Charges:*

- (1) LRS 37:1221.B – has operated of an out-of-state pharmacy to provide pharmacy residents of this state without a permit to do so.
- (2) LRS 37:1241.A.1 – has practiced pharmacy in violation of pharmacy laws or regulations.
- (3) LAC 46:LIII.1101.C.2 – failed to renew permit prior to deadline.

**Drugs for Less Mail Order Pharmacy (Pharmacy Permit No. 4660)** Dr. Dixon moved, and Mr. Lantier seconded, to accept the Voluntary Consent Agreement. The motion was approved after a unanimous vote in the affirmative. The Board assessed the permit \$5,000 plus administrative and investigative costs.

*Charges:*

- (1) LRS 37:1221.B – has operated of an out-of-state pharmacy to provide pharmacy residents of this state without a permit to do so.

- (2) LRS 37:1241.A.1 – has practiced pharmacy in violation of pharmacy laws or regulations.
- (4) LAC 46:LIII.1101.C.2 – failed to renew permit prior to deadline.

**American Home Patient (Pharmacy Permit No. 4225)** Dr. Dixon moved, and Mr. Bond seconded, to accept the Voluntary Consent Agreement. The motion was approved after a unanimous vote in the affirmative. The Board assessed the permit \$5,000 plus administrative and investigative costs. *Charges:*

- (1) LRS 37:1221.B – has operated of an out-of-state pharmacy to provide pharmacy residents of this state without a permit to do so.
- (2) LRS 37:1241.A.1 – has practiced pharmacy in violation of pharmacy laws or regulations.
- (3) LAC 46:LIII.1101.C.2 – failed to renew permit prior to deadline.

**Charles' Pharmacy (Pharmacy Permit No. 4472)** Dr. Dixon moved, and Mr. D'Angelo seconded, to accept the Voluntary Consent Agreement. The motion was approved after a unanimous vote in the affirmative. The Board suspended the permit for five years, stayed the execution thereof, then placed the permit on probation for five years, beginning on July 30, 2003 and ending July 29, 2008, subject to certain terms as identified in the board order, and further, assessed the permit \$5,000 plus administrative and investigative costs. *Charges:*

- (1) LRS 37:1224.A – has operated a pharmacy without a pharmacist.
- (2) LRS 37:1241.A.1 – has practiced pharmacy in violation of pharmacy laws or regulations.
- (3) LRS 37:1241.A.3 – has committed repeated occasions of negligence or incompetence in the practice of pharmacy.
- (4) LRS 37:1241.A.10 – has departed from or failed to conform to minimal standards of acceptable and prevailing pharmacy practice.
- (5) LRS 37:1241.A.15 – has evaded local, state, or federal laws or regulations pertaining to the practice of pharmacy.
- (6) LRS 40:976 – has failed to maintain complete and accurate records of all controlled substances.
- (7) LAC 46:LIII.1105 – has failed to properly secure a prescription department in the absence of a pharmacist.
- (8) LAC 46:LIII.1107 – has failed to properly execute duties of pharmacist -in-charge position.
- (9) LAC 46:LIII.1127.A.7 – has failed to make a prescription department inaccessible in the absence of a pharmacist.
- (10) LAC 46:LIII.3501 – has permitted dispensing of prescription drugs by a technician.
- (11) LAC 46:LIII.3529.A.1.a – has diverted prescription drugs from a pharmacy.
- (12) LAC 46:LIII.3529.A.1.b – unlawful possession of prescription drugs.
- (13) LAC 46:LIII.3529.E – pharmacist-in-charge is accountable for results of controlled substance audits.

**Charles Stuart Buck, Jr. (Pharmacist License No. 11964)** Dr. Dixon moved, and Mr. McKay seconded, to accept the Voluntary Consent Agreement. The motion was approved after a majority vote in the affirmative; Mr. Adams and Mr. Oubre objected. The Board suspended the license for five years, beginning January 30, 2003 and ending January 29, 2008, then prohibited any application for reinstatement for a minimum of two years, and further, assessed the license \$5,000 plus administrative costs, and further, prohibited respondent from entering any prescription department, including that of Charles' Pharmacy (Pharmacy Permit No. 4472) until such time as his license is reinstated.

*Charges:*

- (1) LRS 37:1224.A – has operated a pharmacy without a pharmacist.
- (2) LRS 37:1241.A.1 – has practiced pharmacy in violation of pharmacy laws or regulations.
- (3) LRS 37:1241.A.3 – has committed repeated occasions of negligence or incompetence in the practice of pharmacy.
- (4) LRS 37:1241.A.10 – has departed from or failed to conform to minimal standards of acceptable and prevailing pharmacy practice.
- (5) LRS 37:1241.A.15 – has evaded local, state, or federal laws or regulations pertaining to the practice of pharmacy.
- (6) LRS 40:976 – has failed to maintain complete and accurate records of all controlled substances.
- (7) LAC 46:LIII.1105 – has failed to properly secure a prescription department in the absence of a pharmacist.
- (8) LAC 46:LIII.1107 – has failed to properly execute duties of pharmacist -in-charge position.
- (9) LAC 46:LIII.1127.A.7 – has failed to make a prescription department inaccessible in the absence of a pharmacist.
- (10) LAC 46:LIII.3501 – has permitted dispensing of prescription drugs by a technician.
- (11) LAC 46:LIII.3529.A.1.a – has diverted prescription drugs from a pharmacy.
- (12) LAC 46:LIII.3529.A.1.b – unlawful possession of prescription drugs.
- (13) LAC 46:LIII.3529.E – pharmacist-in-charge is accountable for results of controlled substance audits.

**Motilall Soodeen [aka Motilall Sudeen] (Pharmacist License No. 10721)** Dr. Dixon moved, and Mr. McKay seconded, to accept the Voluntary Consent Agreement. The motion was approved after a unanimous vote in the affirmative. The Board revoked the license, and further, conditioned the reinstatement of the license upon the respondent's meeting with the Board's Reinstatement Committee. *Charges:*

- (1) LRS 37:1241.A.4 – has been convicted of a felony in the court of any state, territory, or country.

**James Clebert Simmons (Pharmacist License No. 9789)** Dr. Dixon moved, and Mr. Oubre seconded, to accept the Voluntary Consent Agreement. The motion was approved after a majority vote in the affirmative; Mr. Carmichael and

Mr. Lantier objected. The Board issued a Letter of Warning to the respondent, and further, assessed administrative and investigative costs. *Charges:*

- (1) LRS 37:1241.A.1 – has practiced pharmacy in violation of pharmacy laws or regulations.
- (2) LRS 37:1241.A.10 – has departed from or failed to conform to the minimal standards of acceptable and prevailing standards of pharmacy practice.
- (3) LAC 46:LIII.3501 – has dispensed prescription drugs without a valid prescription.

**Gambina’s Pharmacy (Pharmacy Permit No. 4359)** Dr. Dixon moved, and Mr. Rabb seconded, to accept the Voluntary Consent Agreement. The motion was approved by a unanimous vote in the affirmative. The Board assessed the permit \$3,000 plus administrative and investigative costs. *Charges:*

- (1) LRS 37:1222 – failure to designate pharmacist-in-charge on permit renewal application.
- (2) LRS 37:1241.A.1 – has practiced pharmacy in violation of pharmacy laws or regulations.
- (3) LAC 46:LIII.1107 – failure to identify pharmacist-in-charge of permit.
- (4) LAC 46:LIII.1107.3 – failure to notify board of departure of pharmacist -in-charge.

**Louis Charles Gambina (Pharmacist License No. 11145)** Dr. Dixon moved, and Mr. Burch seconded, to accept the Voluntary Consent Agreement. The motion was approved after a unanimous vote in the affirmative. The Board issued a Letter of Warning to the respondent, and further, assessed the respondent \$3,000 plus administrative costs. *Charges:*

- (1) LRS 37:1222 – failure to designate pharmacist-in-charge on permit renewal application.
- (2) LRS 37:1241.A.1 – has practiced pharmacy in violation of pharmacy laws or regulations.
- (3) LAC 46:LIII.1107 – failure to identify pharmacist-in-charge of permit.
- (4) LAC 46:LIII.1107.3 – failure to notify board of departure of pharmacist -in-charge.

**Health Alliance Pharmacy (Pharmacy Permit No. 4969)** Dr. Dixon moved, and Mr. D’Angelo seconded, to accept the Voluntary Consent Agreement. The motion was approved after a unanimous vote in the affirmative. The Board revoked the permit, and further, assessed the permit administrative and investigative costs. *Charges:*

- (1) LRS 37:1241.A.1 – has practiced pharmacy in violation of pharmacy laws or regulations.
- (2) LAC 46:LIII.1127.7 – has failed to properly secure a prescription department.
- (3) LAC 46:LIII.1305 – has failed to operate a pharmacy in compliance with pharmacy laws or regulations.

**Sarah Claire Allison (Pharmacy Technician Trainee Permit No. 6421)** Dr. Dixon moved, and Mr. Lantier seconded, to accept the Voluntary Consent Agreement. The motion was approved after a unanimous vote in the affirmative. The Board revoked the permit, and further, prohibited any future application for reinstatement, or practice, or assistance in the practice, of pharmacy. *Charges:*

- (1) LRS 37:1241.A.15 – has evaded any local, state, or federal laws or regulations pertaining to the practice of pharmacy.
- (2) LRS 40:968.C – unlawful possession of a Schedule III controlled substance.
- (3) LRS 40:969.C – unlawful possession of a Schedule IV controlled substance.
- (4) LRS 40:971.B.1.b – unlawful acquisition of a controlled substance by forgery.
- (5) LAC 46:LIII.3529.A.1.a – improper dispensing of controlled substances.

**Rae Ann Allemand (Pharmacy Technician Certificate No. 5354)** Dr. Dixon moved, and Mr. D'Angelo seconded, to accept the Voluntary Consent Agreement. The motion was approved after a unanimous vote in the affirmative. The Board revoked the certificate, and further, prohibited any future application for reinstatement, or practice, or assistance in the practice, of pharmacy.

*Charges:*

- (1) LRS 37:1241.A.15 – has evaded any local, state, or federal laws or regulations pertaining to the practice of pharmacy.
- (2) LRS 40:967.A.1 – unlawful possession, with intent to distribute, of a Schedule II controlled substance.
- (3) LRS 40:967.C – unlawful possession of a Schedule II controlled substance.
- (4) LRS 40:968.C – unlawful possession of a Schedule III controlled substance.
- (5) LRS 40:971.B.1.b – unlawful acquisition of a controlled substance by forgery.
- (6) LAC 46:LIII.3529.A.1.a – improper dispensation of controlled substances.

**Randall John LeBoeuf (Pharmacist License No. 13605)** Dr. Dixon moved, and Mr. Oubre seconded, to accept the Voluntary Consent Agreement. The motion was approved after a unanimous vote in the affirmative. The Board suspended the license for an indefinite period of time, and further, conditioned any future reinstatement of the license on the respondent's meeting with the Board's Reinstatement Committee. *Charges:*

- (1) LRS 37:1207.A.6 – has had his license in another jurisdiction disciplined for conduct that would constitute grounds for action in this state.
- (2) LRS 37:1207.A.7 – has failed to report the adverse action by another jurisdiction to this board.
- (3) LRS 37:1241.A.1 – has practiced pharmacy in violation of any

pharmacy laws or regulations.

- (4) LRS 37:1241.A.15 – has evaded any local, state, or federal laws or regulations pertaining to the practice of pharmacy.

**James Arnold Savage (Pharmacist License No. 9723)** Dr. Dixon moved, and Mr. D'Angelo seconded, to accept the Voluntary Consent Agreement. The motion was approved after a unanimous vote in the affirmative. The Board suspended the license for an indefinite period of time, and further, conditioned any future reinstatement of the license on the respondent's meeting with the Board's Reinstatement Committee. *Charges:*

- (1) LRS 37:1207.A.6 – has had his license in another jurisdiction disciplined for conduct that would constitute grounds for action in this state.
- (2) LRS 37:1207.A.7 – has failed to report the adverse action by another jurisdiction to this board.
- (3) LRS 37:1241.A.1 – has practiced pharmacy in violation of any pharmacy laws or regulations.
- (4) LRS 37:1241.A.15 – has evaded any local, state, or federal laws or regulations pertaining to the practice of pharmacy.

**Familymeds (Pharmacy Permit No. 4294)** Dr. Dixon moved, and Mr. Oubre seconded, to accept the Voluntary Consent Agreement. The motion was approved after a unanimous vote in the affirmative. The Board assessed the permit \$5,000 plus administrative and investigative costs. *Charges:*

- (1) LRS 37:1221.B – has operated of an out-of-state pharmacy to provide pharmacy residents of this state without a permit to do so.
- (2) LRS 37:1241.A.1 – has practiced pharmacy in violation of pharmacy laws or regulations.
- (3) LAC 46:LIII.1101.C.2 – failed to renew permit prior to deadline.

**Scott Haines Acosta (Pharmacist License No. 16115)** Dr. Dixon moved, and Mr. Camp seconded, to accept the Voluntary Consent Agreement. The motion was approved after a unanimous vote in the affirmative. The Board issued a Letter of Reprimand to the respondent, and further, assessed the respondent \$1,000 plus administrative and investigative costs, and further, ordered the respondent to obtain thirty hours of ACPE-approved continuing pharmaceutical education after June 26, 2003 and to submit appropriate documentation of same to the Board office no later than September 1, 2003, and further, said thirty hours shall not be used to satisfy any future renewal requirements. *Charges:*

- (1) LRS 37:1241.A.1 – has practiced pharmacy in violation of pharmacy laws or regulations.
- (2) LRS 37:1241.A.2 – has obtained a license by fraud or misrepresentation.
- (3) LRS 37:1241.A.22 – has failed to furnish to the board any information legally requested by the board.
- (4) LAC 46:LIII 707 – has failed to comply with continuing education requirements.

**Karen Clemens Charlot (Pharmacist License No. 13191)** Dr. Dixon moved, and Mr. Camp seconded, to accept the Voluntary Consent Agreement. The motion was approved after a unanimous vote in the affirmative. The Board issued a Letter of Reprimand to the respondent, and further, assessed the respondent \$1,000 plus administrative and investigative costs, and further, ordered the respondent to obtain thirty hours of ACPE-approved continuing pharmaceutical education after June 26, 2003 and to submit appropriate documentation of same to the Board office no later than September 1, 2003, and further, said thirty hours shall not be used to satisfy any future renewal requirements. *Charges:*

- (1) LRS 37:1241.A.1 – has practiced pharmacy in violation of pharmacy laws or regulations.
- (2) LRS 37:1241.A.2 – has obtained a license by fraud or misrepresentation.
- (3) LRS 37:1241.A.22 – has failed to furnish to the board any information legally requested by the board.
- (4) LAC 46:LIII 707 – has failed to comply with continuing education requirements.

**Rowena Aquino Livingston (Pharmacist License No. 16481)** Dr. Dixon moved, and Mr. McKay seconded, to accept the Voluntary Consent Agreement. The motion was approved after a majority vote in the affirmative; Mr. Adams objected. The Board issued a Letter of Reprimand to the respondent, and further, assessed the respondent administrative and investigative costs, and further, ordered the respondent to obtain fifteen hours of ACPE-approved continuing pharmaceutical education after June 26, 2003 and to submit appropriate documentation of same to the Board office no later than September 1, 2003, and further, said fifteen hours shall not be used to satisfy any future renewal requirements. *Charges:*

- (1) LRS 37:1241.A.1 – has practiced pharmacy in violation of pharmacy laws or regulations.
- (2) LRS 37:1241.A.2 – has obtained a license by fraud or misrepresentation.
- (3) LRS 37:1241.A.22 – has failed to furnish to the board any information legally requested by the board.
- (4) LAC 46:LIII 707 – has failed to comply with continuing education requirements.

**Stephanie Ann Richards (Pharmacist License No. 15339)** Dr. Dixon moved, and Mr. McKay seconded, to accept the Voluntary Consent Agreement. The motion was approved after a majority vote in the affirmative; Mr. Adams and Ms. Hall objected. The Board issued a Letter of Reprimand to the respondent, and further assessed the respondent administrative and investigative costs, and further, ordered the respondent to obtain fifteen hours of ACPE-approved continuing pharmaceutical education after June 26, 2003 and to submit appropriate documentation of same to the Board office no later than September

1, 2003, and further, said fifteen hours shall not be used to satisfy any future renewal requirements. *Charges:*

- (1) LRS 37:1241.A.1 – has practiced pharmacy in violation of pharmacy laws or regulations.
- (2) LRS 37:1241.A.2 – has obtained a license by fraud or misrepresentation.
- (3) LRS 37:1241.A.22 – has failed to furnish to the board any information legally requested by the board.
- (4) LAC 46:LIII 707 – has failed to comply with continuing education requirements.

**Jarrell Raymond Sigmon (Pharmacist License No. 10992)** Dr. Dixon moved, and Mr. Camp seconded, to accept the Voluntary Consent Agreement. The motion was approved after a unanimous vote in the affirmative. The Board suspended the license for an indefinite period of time, and further, conditioned any future reinstatement of the license on the respondent's meeting with the Board's Reinstatement Committee. *Charges:*

- (1) LRS 37:1241.A.1 – has practiced pharmacy in violation of pharmacy laws or regulations.
- (2) LRS 37:1241.A.2 – has obtained a license by fraud or misrepresentation.
- (3) LRS 37:1241.A.22 – has failed to furnish to the board any information legally requested by the board.
- (4) LAC 46:LIII 707 – has failed to comply with continuing education requirements.

**Michael Arnold Ingersoll (Pharmacist License No. 10116)** Dr. Dixon moved, and Mr. Burch seconded, to accept the Voluntary Consent Agreement. The motion was approved after a unanimous vote in the affirmative. The Board suspended the license for an indefinite period of time, and further, conditioned any future reinstatement of the license on the respondent's meeting with the Board's Reinstatement Committee. *Charges:*

- (1) LRS 37:1241.A.1 – has practiced pharmacy in violation of pharmacy laws or regulations.
- (2) LRS 37:1241.A.2 – has obtained a license by fraud or misrepresentation.
- (3) LRS 37:1241.A.22 – has failed to furnish to the board any information legally requested by the board.
- (4) LAC 46:LIII 707 – has failed to comply with continuing education requirements.

Mr. Aron expressed his appreciation to Dr. Dixon and the members of his committee for their efforts.

*13. Adjourn*

Mr. McKay moved, and Mr. Oubre seconded, to adjourn. The motion was approved after a unanimous vote in the affirmative. With no further business before it, Mr. Aron adjourned the Board at 1:30 p.m.

Respectfully submitted,

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Reuben R. Dixon, Pharm.D.  
Secretary