



# Louisiana Board of Pharmacy

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## Minutes

### **Regular Meeting**

Wednesday, February 15, 2006 at 1:00 p.m.

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

### **Administrative Hearing**

Thursday, February 16, 2006 at 8:30 a.m.

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

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A regular meeting of the Louisiana Board of Pharmacy was held on Wednesday, February 15, 2006 in the Boardroom of the Louisiana Board of Pharmacy, located 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 3:10 p.m.

*2. Invocation & Pledge*

Mr. Aron called upon Mr. Brian Bond, and he delivered the invocation. Mr. Fred Mills then led the group in the recitation of the Pledge of Allegiance.

*3. Quorum Call*

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

**Members Present:**

Mr. Joseph L. Adams  
Ms. Michele P. Alderman  
Dr. Lois R. Anderson  
Ms. Patsy L. Angelle  
Mr. Carl W. Aron  
Mr. Brian A. Bond  
Mr. J. Douglas Boudreaux  
Mr. Allen W. Cassidy, Jr.  
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

**Members Absent:**

Mr. Alvin A. Haynes, Jr.

**Staff Present:**

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:**

Dr. Lamar Pritchard – Dean, ULM College of Pharmacy  
Ms. Katie MacMurray – LPA  
Mr. Barries Leung – LSHP  
Ms. Candiece Syr – MedVance Institute  
Mr. Mark Malouse

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

*4. Call for Additional Agenda Items*

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

Mr. Aron then requested authority from the Board to reorder the agenda as necessary for the purpose of adjusting the sequence of various reports. With no objections offered, Mr. Aron indicated he would exercise that authority only as necessary.

*5. Consideration of Minutes*

Mr. Aron reminded the Board members they had received the draft minutes from the last meeting in their advance-meeting packet; he then requested any amendments. Hearing no corrections, Mr. Oubre moved and Ms. Angelle seconded,

**Resolved**, that the Minutes of the Regular Board Meeting of November 9, 2005, 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.

*6. Report on Action Items*

Mr. Aron called upon Mr. Broussard for his report. Mr. Broussard reminded the members that during the report of the Examination/Technician Committee at the last Board meeting, the members had requested a separate secure zone on the Board's website for the placement of draft documents and other items for secure access by Board members and staff. Mr. Broussard reported that the Executive Committee had received and reviewed a proposal for that project, and that Mr. Aron would report on the matter later in the meeting.

*7. Confirmation of Acts*

At the request of Mr. Aron, Mr. McKay moved and Mr. Cassidy 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 November 9, 2005 are approved, adopted, and ratified by the entire Board.

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

*8. Opportunity for Public Comment*

Mr. Aron reminded the members and guests that the Open Meetings Law requires all public bodies to provide an opportunity for public comment at all meetings. He solicited

general comments from the guests present, but none were offered.

## 9. *Committee Reports*

At this point, Mr. Aron indicated he would re-order the usual sequence of committee reports.

### A. *Examination/Technician Committee*

Mr. Aron called upon Mr. Oubre for the committee report. Mr. Oubre reminded the members of the charge to the committee to review the *Minimum Competencies for Pharmacy Technician Training Program* to determine whether any revisions were necessary. He reported the committee members did not feel any revisions were necessary. Mr. Oubre also distributed a document he indicated reflected the results of his research on various aspects of technician regulation, including legal classifications, renewal fees and schedule, training requirements, CE requirements, ratios, etc.

Mr. Oubre then reviewed the examination reports for NAPLEX, MPJE, and PTCB. He referred the members to the licensure activity reports in the meeting packets. Finally, he thanked the members of the committee for their work.

### B. *Reciprocity Committee*

Mr. Aron called upon Mr. McKay for the committee report. Mr. McKay indicated that nine candidates were approved in the interim since the last Board meeting, and that the committee interviewed thirteen candidates that morning. He moved, and Mr. Adams seconded,

**Resolved**, that the Board approve

Stacy Alan Cody  
Guy Robert Decker  
Timothy John Hadley  
Bernard Hukill  
Kwei Leong  
Joseph John Michalls, III  
Daniel Anthony Newton, Jr.  
Ronald James Norra  
Michael Robert Pennings  
Thomas Francis Phelan  
Chelsea Rachelle Rogers  
Arthur Howard Schneider, III, *and*  
Nathan Ngoc Vo

for pharmacist licensure by reciprocity.

The motion was approved after a unanimous vote in the affirmative. Mr. McKay informed the members that the current trend in candidates reflects efforts by larger out-of-state pharmacies to provide depth in the ranks of pharmacists with Louisiana licenses. Finally, he expressed his appreciation to the members of the committee for their efforts.

### C. *Reinstatement Committee*

Mr. Aron called upon Mr. Adams for the committee report. Mr. Adams then

presented the following files for Board action.

**Kevin Donnell Taylor (Pharmacist License No. 16456)** Mr. Adams moved and Mr. Rabb seconded to grant the request for reinstatement of the lapsed inactive license. The motion was approved after a unanimous vote in the affirmative.

**Joe Lawrence Thompson (Pharmacist License No. 9739)** Mr. Adams moved and Ms. Alderman seconded to grant the request for reinstatement of the lapsed license. The motion was approved after a unanimous vote in the affirmative.

**Audrey Veal Pugh (Pharmacist License No. 11627)** Mr. Adams moved and Mr. Boudreaux seconded to grant the request for reinstatement of the lapsed license, contingent upon the satisfactory completion of certain terms as identified in the order. The motion was approved after a unanimous vote in the affirmative.

**Charles Scott Weatherford (Pharmacist License No. 15275)** Mr. Adams moved and Mr. Cassidy seconded to grant the request for reinstatement of the suspended license, contingent upon the satisfactory completion of certain terms, and then once reinstated, to suspend the license for the remainder of the original suspensive period, stay the execution thereof, and then place the license on probation for the remainder of the original suspensive period, ending November 6, 2010, subject to certain terms as identified in the order. The motion was approved after a unanimous vote in the affirmative.

**Thomas J Pharmacy (Controlled Dangerous Substance Permit No. 004212)** Mr. Adams moved and Ms. Alderman seconded to deny the request for reinstatement of the suspended permit, and further, to condition the automatic reinstatement of the permit upon receipt of written verification from the U. S. Drug Enforcement Administration (DEA) that respondent's DEA registration has been restored without restriction, and that respondent has no litigation or disciplinary matters pending. The motion was approved after a unanimous vote in the affirmative.

**Glenn Edwin Gough (Pharmacist License No. 11874)** Mr. Adams moved and Mr. McKay seconded to grant the request for an additional period of time as specified in the order to comply with certain terms relative to his prior conditional reinstatement order. The motion was approved after a unanimous vote in the affirmative.

Finally, Mr. Adams expressed his appreciation to his fellow committee members for their work earlier that day.

*D. Violations Committee*

Mr. Aron called upon Dr. Dixon for the committee report. Dr. Dixon

reviewed the number of respondents at the last Informal Conference in December 2005, as well as their next Informal Conference in March 2006. He also reported a similar review of the docket for the administrative hearing scheduled for the following day.

Dr. Dixon then presented a proposed policy and procedure approved by the committee at their last meeting, relative to the administrative aspects of complaints involving allegations of violations of continuing education regulations by pharmacists and technicians. He moved and Mr. Oubre seconded,

**Resolved**, that the Board approve the Policy & Procedure entitled “*Violations Committee – CE Audits/Cases.*”

The motion was approved after a unanimous vote in the affirmative. In closing, Dr. Dixon thanked the members of the committee for their ongoing efforts.

*E. Impairment Committee*

Mr. Aron called upon Mr. Rabb for the committee report. Mr. Rabb then presented the following files for Board action.

**Charles Gerald Rymer (Pharmacist License No. 13133)** Mr. Rabb moved and Mr. McKay seconded to accept the voluntary surrender of the license, resulting in the suspension of the license for an indefinite period of time, effective January 10, 2006. The motion was approved after a unanimous vote in the affirmative.

**Jeremy Christopher Powell (Pharmacist License No. 16108)** Mr. Rabb moved and Ms. Alderman seconded to grant the request for modification of the prior probation order, as indicated in the current order. The motion was approved after a unanimous vote in the affirmative.

**Rodney Steve Skrnich (Pharmacist License No. 13135)** Mr. Rabb moved and Mr. Bond seconded to suspend the license for five years, stay the execution thereof, and then place the license on probation for five years, beginning February 15, 2006, subject to certain terms as enumerated in the order. The motion was approved after a unanimous vote in the affirmative.

Finally, Mr. Rabb expressed his appreciation to the members of the committee for their efforts the previous day.

*F. Tripartite Committee*

Mr. Aron called upon Mr. Lantier for the committee report. Mr. Lantier indicated the committee had not met since the last Board meeting, but would meet prior to the next Board meeting.

*G. Legislative Committee*

Mr. Aron called upon Mr. Bond for the committee report. Mr. Bond reviewed the activities of the special legislative session, which was underway at the

time of the Board meeting. He also reminded members that the regular legislative session was scheduled to begin on March 27, 2006.

#### H. Regulation Revision Committee

Mr. Aron called upon Dr. Anderson for the committee report. Dr. Anderson reported that the committee had met twice since the last Board meeting and had completed all of their assignments. She reported that she would introduce a package of legislative proposals and a separate package of regulatory proposals. She requested Mr. Broussard to review each of the proposals. She then moved and Mr. McKay seconded,

**Resolved**, that the Board approve Legislative Proposals No. 2006-1 through 2006-10, *in globo*, and further, to authorize the Executive Director to submit these proposals for filing in the Regular Session of the 2006 Louisiana Legislature upon the instruction of the President, and further, to authorize the President to approve acceptable amendments as may become necessary during the legislative process.

The motion was approved after a unanimous vote in the affirmative. Dr. Anderson continued her report by introducing the package of regulatory proposals. She then moved and Dr. Dixon seconded to approve all nine of the regulatory proposals. Prior to the vote, Mr. McKay offered a substitute motion and Mr. Adams seconded,

**Resolved**, that the Board approve Regulatory Proposals No. 2006-1 and No. 2006-3 through 2006-9, *in globo*, and further, to authorize the Executive Director to submit these proposals for promulgation upon the instruction of the President, and further, to authorize the President to approve acceptable amendments as may become necessary during the regulatory process.

The substitute motion was approved after a unanimous vote in the affirmative. Dr. Dixon then moved and Mr. McKay seconded,

**Resolved**, that the Board approve Regulatory Proposal No. 2006-2, and further, to authorize the Executive Director to submit this proposal for promulgation upon the instruction of the President, and further, to authorize the President to approve acceptable amendments as may become necessary during the regulatory process.

Prior to the vote, Mr. Mills moved to amend the proposal, specifically at Section 507.C, and Mr. Oubre seconded. The motion to amend was approved after a majority vote in the affirmative; Mr. Adams and Mr. McKay objected. The motion to approve Regulatory Proposal No. 2006-2, as amended, was approved after a unanimous vote in the affirmative.

Dr. Anderson indicated the committee had two new topics on their agenda, and hoped to report on their deliberations at the next meeting. She closed her report by thanking the members and staff for their work.

At this point, Mr. Aron declared a brief recess. It was noted the Board recessed at 6:05 p.m., and then reconvened in open session at 6:20 p.m.

I. *Finance Committee*

Mr. Aron called upon Mr. Mills for the committee report. Mr. Mills informed Mr. Aron that a portion of the report required a discussion of the salary for certain members of the Board staff, and he suggested an executive session would be in order. Ms. Alderman moved and Mr. McKay seconded to enter into executive session for the purpose of discussing salary information for certain Board personnel. The motion was approved after a unanimous roll call vote in the affirmative.

It was noted the Board entered into executive session at 6:25 p.m., and then reconvened in open session at 7:00 p.m.

Mr. Mills directed the members to the various reports in their meeting packet:

- Statement of Assets, Liabilities, & Equity for December 31, 2005
- Interim Budget Performance Report for December 31, 2005
- Summary of Fund Balance for December 31, 2005
- Hancock Bank Investment Account for December 31, 2005
- Proposed Budget Amendment No. 2 for Fiscal Year 2005-2006

Mr. Mills reviewed all the reports and relayed the committee's recommendations from their meeting the previous day. He answered all the questions from members. Hearing no further questions, Mr. Mills moved and Ms. Alderman seconded,

**Resolved**, that the Board approve the Proposed Budget Amendment No. 2 for Fiscal Year 2005-2006.

The motion was approved after a unanimous vote in the affirmative. Mr. Mills then moved and Mr. McKay seconded,

**Resolved**, that the Board approve a salary adjustment for compliance officers to coincide with the midpoint of the current range associated with the MS-525 pay grid for Civil Service, effective on the date of Board approval, and further, to approve a salary adjustment for the chief compliance officer in an amount that preserves the current difference in pay between the staff compliance officers and the chief compliance officer, effective on the date of Board approval.

The motion was approved after a unanimous vote in the affirmative. Finally, Mr. Mills expressed his appreciation to the other members of his committee for their work the previous day.

J. *Executive Committee*

Mr. Aron reported that the committee had met the previous week to review committee and administrative operations, as well as to review a number of staff proposals. He indicated that Mr. Rabb was prepared to introduce a series of motions for approval of the various projects. Mr. Rabb moved and Mr. McKay seconded,

**Resolved**, that the Board approve the installation and operation of an Automated Attendant system on the main telephone line in the Board office.

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

**Resolved**, that the Board approve the Policy & Procedure document entitled "Record Retention Schedule."

The motion was approved after a unanimous vote in the affirmative. Mr. Rabb moved and Dr. Dixon seconded,

**Resolved**, that the Board approve the proposal from Software Applications, Inc. to establish a 'secure zone' on the Board's website.

The motion was approved after a unanimous vote in the affirmative. Mr. Rabb moved and Ms. Alderman seconded,

**Resolved**, that the Board approve the amendment of the existing website management contract with Mr. Michael Yoches, to increase the maximum amount payable from \$5,000 to \$10,000 in Fiscal Year 2005-2006.

The motion was approved after a unanimous vote in the affirmative. Mr. McKay moved and Ms. Alderman seconded,

**Resolved**, that the Board reject the proposed offer from Tyler Drugs, Inc.

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

Finally, Mr. Aron thanked the members of the committee for their work.

#### 10. *Staff Reports*

##### A. *Chief Compliance Officer*

Mr. Aron called upon Ms. Gaudet for the report. She directed the members to a copy of her report on inspections and investigations in the meeting packet. She reviewed all the material and answered the questions from members.

##### B. *General Counsel*

Mr. Aron called upon Mr. Finalet for the report. Mr. Finalet requested the deferral of his report until the following day, given the hour of that day. Without objection, Mr. Aron indicated he would amend the agenda for the hearing scheduled for the next morning.

##### C. *Executive Director*

Mr. Aron called upon Mr. Broussard for the report. He opened his report by reviewing his attendance at various conferences since the last Board meeting, including the NABP Fall Conference in December, the ASHP MidYear Meeting in December as a panelist, the MPJE Review Conference in January, and the NABP Committee on Law Enforcement & Legislation in January. He directed the members to the census report in their meeting packet. He reported on the utilization rate of the online renewal capability by different licensee categories. He closed his report with information on the recent acquisition of additional lease space, with a notation that the Board currently occupied the entire 8<sup>th</sup> floor.

#### 11. *Announcements*

Mr. Broussard reminded the members and staff of several calendar notes, and alerted

them as to several aspects of the NABP annual conference scheduled for April 2006. Finally, he announced news he had received earlier that day concerning two awards to be presented at the NABP meeting. The 2006 recipient of the association's highest honor, the Lester E. Hosto Distinguished Service Award, is Mr. Carl W. Aron. The 2006 recipient of the Fred T. Mahaffey Award is the Louisiana Board of Pharmacy. The members and staff congratulated Mr. Aron on his selection.

#### 12. *Recess*

Mr. Boudreaux moved and Mr. Cassidy seconded to recess. The motion was approved after a unanimous vote in the affirmative. With no further business before the Board, Mr. Aron recessed the meeting at 7:25 p.m.

An Administrative Hearing was convened on Thursday, February 16, 2006 in the Boardroom of the Louisiana Board of Pharmacy, located at 5615 Corporate Blvd., Suite 8-E in Baton Rouge, Louisiana. The hearing 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 8:35 a.m.

#### 2. *Invocation & Pledge*

Mr. Aron called upon Mr. Cassidy, and he delivered the invocation. Mr. Rabb then led the group in the recitation of the Pledge of Allegiance.

#### 3. *Quorum Call*

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

#### 4. *Call for Additional Agenda Items*

Mr. Aron asked if there were any additional agenda items, and none were requested. 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 and witnesses. Hearing no objections, he indicated he would exercise that option only when necessary to do so.

#### 5. *Opportunity for Public Comment*

Mr. Aron reminded the members and guests that the Open Meetings Law requires 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.

## 6. *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. Mr. E. Wade Shows served as Counsel to the Hearing Officer. Ms. Marlene Cashen was the Official Recorder. Mr. Malcolm Broussard was the Hearing Clerk. Due to prior knowledge, the members of the Impairment Committee (Mr. Rabb, Ms. Alderman, Dr. Anderson, Dr. Dixon, and Mr. Oubre) abstained from the formal hearings, and the remainder of the Board members present served as the jury, with Mr. Aron's reminder that any of them could abstain from any particular matter where appropriate.

Mr. Aron directed the entry of the posted docket into these minutes, and waived the reading thereof. The posted docket is re-created here:

**NOTICE IS HEREBY GIVEN** that an Administrative Hearing has been ordered and called for 8:30 a.m. on Thursday, February 16, 2006, in the Board office, for the purpose to wit:

### A G E N D A

- A. Call to Order
- B. Invocation & Pledge of Allegiance
- C. Quorum Call
- D. Call for Additional Agenda Items
- E. Opportunity for Public Comment
- F. Formal Hearings
  - 1. Pharmacist License No. 11172 – Scott David Nealy
- G. Report of Violations Committee – Consideration of Voluntary Consent Agreements
  - 2. Pharmacy Permit No. 812 – Natchitoches Regional Medical Center Pharmacy
  - 3. Pharmacy Permit Applicant – Southern Discount Drug
  - 4. Pharmacist License No. 14933 – Kimberly Leleux Fontenot
  - 5. Technician Certificate No. 5925 – Nancy Boney Cintron
  - 6. Technician Certificate No. 5750 – Glenda Renee Cobb
  - 7. Pharmacy Permit No. 4948 – Walgreen Pharmacy No. 7004
  - 8. Pharmacy Permit No. 2338 – Foti Nuclear Pharmacy Services
  - +
    - 9. Pharmacist License No. 13431 – John Kenneth Foti
  - 10. Pharmacy Permit No. 5565 – Advanced Pharmacy
  - +
    - 11. Technician Candidate Registration Applicant – Jenny Newman, RN

12. Technician Certificate No. 5015 – Jaime Marie Pedersen
- H. Report of General Counsel
  - Consideration of Voluntary Consent Agreements*
  - 13. Pharmacy Permit Applicant – Geriatric Services of America
  - 14. Technician Certificate No. 4137 – Chad Eric Dennis
  - 15. Pharmacist License No. 11178 – Oren Joseph Oubre
  - 16. Pharmacy Permit No. 5520 – Countryside Pharmacy
  - +
  - 17. Pharmacist License No. 17644 – Gina Chamberlain Whittlesey
  - 18. Technician Certificate No. 4973 – Tiffany Skye Harker
  - 19. Pharmacy Permit No. 4649 – Precision Rx
  - 20. Pharmacist License No. 17630 – Chad Stuart Herlyn
  - Consideration of Voluntary Surrenders*
  - 21. Pharmacist License No. 14604 – Thomas James Lemoine (D)
  - 22. Technician Certificate No. 2242 – Sandy B. Decoux
  - 23. Pharmacy Permit No. 4416 – The Medicine Shoppe of Covington
  - +
  - 24. Pharmacist License No. 15233 – C. Shantelle Williams
  - 25. Pharmacy Permit No. 5301 – Advanced Healthcare Pharmacy
  - 26. Technician Candidate Registration No. 10571 – Andre LaDawn Collins
  - 27. Technician Certificate No. 6581 – Jessica Faye Fontenot
- I. Adjourn

It was noted that Mr. Lantier arrived at 8:45 a.m.

### 7. *Formal Hearing*

Mr. Aron called upon Mr. Finalet, who presented the following file for Board action.

**Scott Davis Nealy (Pharmacist License No. 11172)** Mr. Finalet appeared for the Board, and Mr. Nealy represented himself. Mr. Finalet informed the members of the unusual nature of the hearing, in that it pertained to a reinstatement application as opposed to a disciplinary process. He then informed Mr. Aron that just prior to the hearing, he and Mr. Nealy had met to review the exhibits that would be offered, and further, that Mr. Nealy had no objection to them and would stipulate to their admission. Mr. Finalet offered exhibits and witnesses, and then rested his case. Mr. Nealy offered exhibits and witnesses, and then rested his case. Both sides then made closing statements

and submitted the matter to the Board. Both sides offered proposed Findings of Fact and Conclusions of Law, as well as proposed Orders, to the Board for its consideration. Mr. Lantier moved and Ms. Angelle seconded to enter into executive session for the purpose of discussing the respondent's professional competence. The motion was approved after a unanimous roll call vote in the affirmative.

It was noted that the hearing panel entered into executive session at 10:25 a.m. and then reconvened in open session at 11:15 a.m.

Mr. Shows informed Mr. Nealy that the Board had not yet completed its deliberations, and that the Board was prepared to entertain Mr. Nealy's motion to recess the matter, in order for Mr. Nealy to comply with the prior recommendation for a five day inpatient evaluation. Mr. Nealy declined the Board's offer. Mr. Adams moved and Ms. Angelle seconded to enter into executive session for the purpose of discussing the respondent's professional competence. The motion was approved after a unanimous roll call vote in the affirmative.

It was noted that the hearing panel entered into executive session at 11:25 a.m. and reconvened in open session at 11:40 a.m. Mr. Aron requested the record to reflect that Mr. Shows was not present during the immediately preceding executive session.

Mr. Adams moved and Mr. McKay seconded,

**Resolved**, that the Board accept the Findings of Fact as enumerated in its order.

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

**Resolved**, that the Board accept the Conclusions of Law as enumerated in its order.

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

**Resolved**, that the Board deny the request for reinstatement of Pharmacist License No. 11172, and further, to condition the acceptance of any future reinstatement application upon the satisfaction of certain terms as enumerated in its order, and further, to assess the respondent all costs of the proceeding.

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

8. *Report of Violations Committee – Consideration of Voluntary Consent Agreements*  
Mr. Aron called upon Dr. Dixon for the committee report. Dr. Dixon then presented the following files for Board action.

**Natchitoches Regional Medical Center Pharmacy (Pharmacy Permit No. 812)** 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 issued a Letter of Reprimand to the permit holder, and further, assessed the permit holder \$1,000 plus administrative and investigative costs.

**Southern Discount Drugs (Pharmacy Permit Applicant)** 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 issued a Letter of Warning to the applicant, and further, assessed the applicant \$1,000 plus administrative and investigative costs.

**Kimberly Leleux Fontenot (Pharmacist License No. 14933)** 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 issued a Letter of Reprimand to the respondent, and further, assessed the respondent administrative and investigative costs.

**Nancy Boney Cintron (Technician Certificate No. 5925)** Dr. Dixon moved and Mr. McKay seconded to accept the voluntary consent agreement. The motion was approved after a unanimous vote in the affirmative.

**Glenda Renee Cobb (Technician Certificate No. 5750)** 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 certificate, and further, prohibited any future application for any credential.

**Walgreen Pharmacy No. 7004 (Pharmacy Permit No. 4948)** 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 issued a Letter of Warning to the permit holder, and further, assessed the permit holder administrative and investigative costs.

**Foti Nuclear Pharmacy Services (Pharmacy Permit No. 2338)** Dr. Dixon moved and Mr. Boudreaux 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 permit holder, and further, assessed the permit holder \$2,500 plus administrative and investigative costs.

**John Kenneth Foti (Pharmacist License No. 13431)** 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 issued a Letter of Warning to the respondent.

**Advanced Pharmacy, Inc. (Pharmacy Permit No. 5565)** 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, and further, prohibited any future application for any credential by the applicant.

**Jenny Ann Newman, RN (Technician Candidate Registration Applicant)** 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 denied the application, and further, prohibited any future application for any credential.

**Jamie Marie Pedersen (Technician Certificate No. 5015)** 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 issued a Letter of Reprimand to the respondent, and further, assessed the respondent administrative costs.

*9. Report of General Counsel*

Mr. Aron called upon Mr. Finalet for the report. Mr. Finalet presented the following files for Board Action.

**Geriatric Services of America (Pharmacy Permit Applicant)** Mr. Adams moved and Dr. Dixon seconded to accept the voluntary consent agreement. The motion was approved after a unanimous vote in the affirmative. The Board assessed the applicant \$5,000 plus administrative and investigative costs.

**Chad Eric Dennis (Technician Certificate No. 4137)** 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 revoked the certificate, and further, prohibited any future application for any credential.

**Oren Joseph Oubre (Pharmacist License No. 11178)** Dr. Dixon moved and Mr. Boudreaux seconded to accept the voluntary consent agreement. The motion was approved after a unanimous vote in the affirmative. It was noted that Mr. Oubre abstained from consideration and voting in this matter. The Board issued a Letter of Reprimand to the respondent.

**Countryside Pharmacy (Pharmacy Permit No. 5520)** 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 issued a Letter of Reprimand to the permit holder.

**Gina Chamberlain Whittlesey (Pharmacist License No. 17644)** Dr. Dixon moved and Mr. Boudreaux 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, and then placed the license on probation for five years, to run concurrent with the probationary period ordered by the North Carolina Board of Pharmacy on respondent's license in that state, subject to certain terms as enumerated in the order.

**Tiffany Skye Harker (Technician Certificate No. 4973)** Dr. Dixon moved and Ms. Angelle 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 any credential.

**Precision Rx (Pharmacy Permit No. 4649)** 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 issued a Letter of Reprimand to the permit holder.

**Chad Stuart Herlyn (Pharmacist License No. 17630)** Dr. Dixon moved and Mr. Adams seconded to accept the voluntary consent agreement. The motion was approved after a unanimous vote in the affirmative. The Board suspended the license for two years, stayed the execution thereof, and then placed the license on probation for two years, to run concurrent with the probationary period ordered by the Missouri Board of Pharmacy on respondent's pharmacist license in that state, subject to certain terms as enumerated in the order.

**Thomas James Lemoine (Pharmacist License No. 14604)** Mr. McKay moved and Ms. Angelle seconded to accept the voluntary surrender of the license, resulting in the suspension of the license for an indefinite period of time, effective November 12, 2005. The motion was approved after a unanimous vote in the affirmative.

**Sandy B. Decoux (Technician Certificate No. 2242)** Mr. McKay moved and Ms. Angelle seconded to accept the voluntary surrender of the certificate, resulting in the suspension of the certificate for an indefinite period of time, effective November 21, 2005. The motion was approved after a unanimous vote in the affirmative.

**The Medicine Shoppe of Covington (Pharmacy Permit No. 4416)** Mr. McKay moved and Ms. Angelle seconded to accept the voluntary surrender of the permit, resulting in the suspension of the permit for an indefinite period of time, effective January 24, 2006. The motion was approved after a unanimous vote in the affirmative.

**C. Shantelle Williams (Pharmacist License No. 15233)** Mr. McKay moved and Ms. Angelle seconded to accept the voluntary surrender of the license, resulting in the suspension of the license for an indefinite period of time, effective January 24, 2006. The motion was approved after a unanimous vote in the affirmative.

**Advanced Healthcare Pharmacy (Pharmacy Permit No. 5301)** Mr. McKay moved and Ms. Angelle seconded to accept the voluntary surrender of the permit, resulting in the suspension of the permit for an indefinite period of time, effective January 12, 2006. The motion was approved after a unanimous vote in the affirmative.

**Andre LaDawn Collins (Technician Candidate Registration No. 10571)** Mr. McKay moved and Ms. Angelle seconded to accept the voluntary surrender of the registration, resulting in the suspension of the registration for an indefinite

period of time, effective January 24, 2006. The motion was approved after a unanimous vote in the affirmative.

**Jessica Faye Fontenot (Technician Certificate No. 6581)** Mr. McKay moved and Ms. Angelle seconded to accept the voluntary surrender of the certificate, resulting in the suspension of the certificate for an indefinite period of time, effective February 15, 2006. The motion was approved after a unanimous vote in the affirmative.

*10. Adjourn*

Mr. McKay moved and Mr. Lantier seconded to adjourn. The motion was approved after a unanimous vote in the affirmative. With no further business before the Board, Mr. Aron adjourned the meeting at 12:20 p.m.

Respectfully submitted,

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Reuben R. Dixon, Pharm.D.  
Secretary