



Louisiana Board of Pharmacy

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Minutes

Regular Meeting

Wednesday, February 19, 2003 at 8:00 a.m.

University Conference Center
University of Louisiana at Monroe
700 University Avenue
Monroe, Louisiana 71209

Administrative Hearing

Thursday, February 20, 2003 at 9:00 a.m.

University Conference Center
University of Louisiana at Monroe
700 University Avenue
Monroe, Louisiana 71209

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A regular meeting of the Louisiana Board of Pharmacy was held on Wednesday, February 19, 2003 in the University Conference Center on the campus of the University of Louisiana at Monroe, located at 700 University Avenue in Monroe, 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 8:20 a.m.

2. Invocation

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

3. Pledge of Allegiance

Following the invocation, Mr. Brian Bond 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. After doing so, Dr. Dixon stated that a quorum of the Board was present. He also reminded members to sign the Minute Book as it was circulated during the meeting.

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. Richard J. Oubre
Mr. T. Morris Rabb

Absent:

Mr. Jeffrey M. Landry
Mr. Fred H. Mills, Jr.

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. Walter J. Pierron, Jr.
Students of ULM College of Pharmacy

5. Call for Additional Agenda Items

Mr. Aron asked if there were any additional agenda items; there were no requests.

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. McKay moved, and Mr. Adams seconded, to grant the President the necessary authority to reorder the agenda in the best interest of the Board. 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 meeting in their advance-meeting packet; he then requested any changes. Hearing no corrections, Mr. Burch moved, and Mr. Camp seconded,

Resolved, that the Minutes of the Regular Board Meeting of November 20, 2002 and the Administrative Hearing of November 21, 2002, 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.

7. Report on Action Items

Mr. Broussard reported there were no action items from the last Board meeting.

8. Confirmation of Acts

At the request of Mr. Aron, Mr. Lantier moved, and Dr. Dixon 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 February 12, 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 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.

10. Committee Reports

A. Finance Committee

Mr. Aron called upon Mr. Carmichael for the committee report. Mr. Carmichael directed the members to the financial report for the second fiscal

quarter; it consisted of the Statement of Assets, Liabilities, & Equity, the Interim Budget Performance Report, the Income Statement Summary, and the Fund Balance Summary. He reviewed that report with assistance from Mr. Broussard, and they responded to questions from the members. Mr. Carmichael indicated that the report was for information purposes only and did not require board approval.

B. Examination/Technician Committee

Mr. Aron called upon Mr. Camp for the committee report. Mr. Camp noted that a copy of the report was in the meeting packet. He presented data from the NAPLEX, MPJE, DSM, and PTCB examinations. Mr. Camp requested information concerning the ranking of Louisiana schools relative to pass rates or raw scores. Mr. Broussard indicated he would query NABP to see if such data was available. Finally, Mr. Camp also directed the members to the Licensure Activity Report listing 13 pharmacists and 174 technicians credentialed since the last Board meeting.

C. Reciprocity Committee

Mr. Aron called upon Mr. McKay for the committee report. Mr. McKay reported that four pharmacists had been interviewed since the last Board meeting, and that three of them had been approved for reciprocity. The fourth applicant did not finish the interview process, and his application had been referred to the Violations Committee. The committee interviewed one person the previous day. Mr. McKay moved, and Mr. Adams seconded,

Resolved, that the Board issue a license by reciprocity to William Lampkin Calhoun, Jr.

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

At this point, Mr. Aron declared a brief recess. The board recessed at 9:30 a.m. and reconvened at 10:10 a.m., resuming the posted agenda.

D. Regulation Revision Committee

Mr. Aron called upon Mr. D'Angelo for the committee report. Mr. D'Angelo reported that the committee had not met since the board meeting the prior week, and once again expressed his appreciation to the board for approving his comprehensive committee report at that meeting.

At this point, Mr. Aron departed from the sequence of the posted agenda, in order to arrange for the presentation of certain reports during the time that the student body was expected to be present.

E. Tripartite Committee

Mr. Aron called upon Mr. Adams for the committee report. Mr. Adams expressed his appreciation for the new appointment as chair of the committee, and he reported that the committee would meet prior to the next board meeting to focus on the preceptor training program project. Finally, he requested information concerning the competency area sub-group scores on

the NAPLEX report. Mr. Broussard indicated he would include that information on subsequent reports.

F. Executive Committee

Mr. Aron reported that several issues requiring legislative remedy needed review and approval by the Board prior to the legislative session.

- Reimbursement of Expenses for Board Members – LRS 37:1178

Mr. Aron reminded the members that the statutory language permitting the reimbursement of actual and reasonable expenses was inadvertently omitted during the 1999 revision of the practice act. Mr. D'Angelo moved, and Mr. McKay seconded,

Resolved, that the Board approve the amendment of LRS 37:1178, to wit:

§1178.B The members of the board may be reimbursed for actual and reasonable expenses approved by the board in connection therewith while attending regular or called board meetings or attending to official business of the board, the provision of R.S. 39:231 notwithstanding.

and further, to authorize the President to make any appropriate modifications necessary during the legislative process.

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

- Definition of “Approved College of Pharmacy”

Mr. Aron reported that one interpretation of the definition found in LRS 37:1164(2) requires approved schools to be accredited by both ACPE and WHO, which is contrary to the Board’s intent that only one of either such accreditation is necessary. Mr. Burch moved, and Mr. D'Angelo seconded,

Resolved, that the Board approve the amendment of LRS 37:1164(2) by placing the word “or” between the two subparts of the definition.

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

- Classification of Carisoprodol in Louisiana Schedule IV

Mr. Aron reported that several states had added carisoprodol to their state controlled substance schedules, in an attempt to limit the inappropriate use of the product. He questioned the members as to their support of that issue. Following a short discussion, Mr. Burch moved, and Mr. D'Angelo seconded,

Resolved, that the Board approve and/or support the amendment of LRS 40:964 to include carisoprodol in Schedule IV.

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

- Confidentiality of Records in Quality Improvement Program

Mr. Aron reminded the members that they had approved a proposed regulation requiring pharmacies to develop and implement a quality improvement program, contingent upon the successful passage of legislation protecting the confidentiality of records in such programs. Following a short discussion, Mr. Burch moved, and Mr. D'Angelo seconded,

Resolved, that the Board approve the amendment of LRS 37:1229, to wit:

§1229.1 Confidentiality of records kept pursuant to Quality Improvement Program.

- A. Records maintained as a component of any Quality Improvement Program required by the board are confidential. In order to determine compliance, the board may review the policy and procedures and a summarization of quality-related events. The summarization document shall analyze remedial measures undertaken following a quality-related event. At a minimum, the review shall consider the effects on quality of pharmacy systems due to staffing levels, workflow, and technological support.
- B. No patient name or employee name shall be included in this summarization.
- C. Records required of this Section are considered peer-review documents and are not subject to discovery in civil litigation or administrative actions.

and further, to authorize the President to make any appropriate modifications necessary during the legislative process.

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

- **New Authority to Conduct or Require Criminal Background Checks**

Mr. Aron reported that the evidence accumulated just in the past two years demonstrated the advisability of requiring criminal background checks for applicants for all credentials issued by the Board. Following an extensive discussion, Mr. Burch moved, and Mr. D'Angelo seconded,

Resolved, that the Board approve the amendment of LRS 37:1182, to wit:

§1182.A Duties and powers of the board

(22) Have the authority to:

(a) Request and obtain state and national criminal history record information on any person applying for any license, registration, certificate, permit, or any other designation deemed necessary to engage or assist in the practice of pharmacy which the board is authorized by law to issue.

(b) Require any applicant for any license, registration, certificate, permit, or any other designation deemed necessary to engage or assist in the practice of pharmacy issued by the board to submit a full set of fingerprints, in a form and manner prescribed by the board, as a condition to the board's consideration of his application.

(c) Charge and collect from an applicant or person renewing any license, registration, certificate, permit, or any other designation deemed necessary to engage or assist in the practice of pharmacy issued by the board, in addition to all other applicable fees and costs, such amount as may be incurred by the board in requesting and obtaining criminal

history record information on the applicant.

and further, to authorize the President to make any appropriate modifications necessary during the legislative process.

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

- New Authority to Conduct or Require Identification Verification Documents

Mr. Aron reminded the members of some recent cases of credential forgery, and suggested they consider the ability to require sufficient documentation to verify the identity of applicants. Following some discussion, Mr. Burch moved, and Mr. D'Angelo seconded,

Resolved, that the Board approve the amendment of LRS 37:1182, to wit:

§1182.A Duties and powers of the board

(23) Have the authority to:

(a) Require of any applicant for any license, registration, certificate, permit, or any other designation deemed necessary to engage or assist in the practice of pharmacy which the board is authorized by law to issue, to provide information which may be necessary to verify an applicant's identity including birth certificates, passport documents, legal status documents, and any other biometric information deemed appropriate by the board.

(b) Charge and collect from an applicant for any license, registration, certificate, permit, or any other designation deemed necessary to engage or assist in the practice of pharmacy issued by the board, in addition to all other applicable fees and costs, such amount as may be incurred by the board in requesting and obtaining information necessary to verify an applicant's identity.

and further, to authorize the President to make any appropriate modifications necessary during the legislative process.

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

- New Authority to Conduct or Require Substance Abuse Evaluations

Mr. Aron reminded the members of some past cases where the board was unable to appropriately intervene in occurrences of suspected and probable substance abuse or other impairment. Following a lengthy discussion, Mr. Burch moved, and Mr. D'Angelo seconded,

Resolved, that the Board approve the amendment of LRS 37:1182, to wit:

§1182.A Duties and powers of the board

(24) Have the authority to:

(a) Upon reasonable suspicion of habitual intemperance, abuse, and/or addiction to alcohol or drugs or otherwise impaired, compel any person applying for or holding any license, registration, certificate, permit, or any other designation deemed necessary to engage or assist in the practice of pharmacy, to submit to mental or physical examination or drug screen, or any combination thereof, by

such persons as the board may designate.

(b) Charge and collect from the person under suspicion of impairment such amount as may be incurred by the board in arranging any mental or physical examination or drug screen, or any combination thereof.

and further, to authorize the President to make any appropriate modifications necessary during the legislative process.

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

Having concluded his committee report, Mr. Aron declared a recess for lunch. It was noted that the board recessed at 11:35 a.m. and reconvened at 1:30 p.m., resuming the posted agenda in open session.

At this point, Mr. Lantier moved, and Mr. Oubre seconded, to add an additional agenda item relative to prescription limitations in the Louisiana Medicaid program. The motion was approved after a unanimous roll call vote in the affirmative. Mr. Aron indicated he would entertain the matter at the conclusion the report of the violations committee.

G. Impairment Committee

Mr. Aron called upon Mr. Burch for the committee report, and he presented the following files for board action:

Charles Stuart Buck, Jr. (Pharmacist License No. 11964) Mr. Burch moved, and Mr. Rabb 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 January 30, 2003.

Charissa Dawn Guidry (Pharmacist License No. 15560) Mr. Burch moved, and Mr. Camp 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 February 13, 2003.

Robert Thomas Lee (Pharmacist License No. 10886) Mr. Burch moved, and Dr. Anderson 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 February 18, 2003.

Merek Chester Marcantel (Pharmacist License No. 11165) Mr. Burch moved, and Mr. Camp seconded, to grant the request for modification of the terms of respondent's November 4, 1998 Board Order, specifically, to remove Article 6, which reads "*Respondent shall not hold a pharmacist-in-charge position.*", and further, that all other terms of probation shall remain in effect. The motion was approved after a unanimous vote in the affirmative. The Board granted the request for modification of the terms of

respondent's November 4, 1998 Board Order by removing Article 6.

Frank Taylor Watson (Pharmacist License No. 11005) Mr. Burch moved, and Mr. Oubre seconded, to grant the request for modification of the terms of respondent's November 15, 2001 Board Order, specifically, to change Article 2-f to read *"Respondent may hold a pharmacist-in-charge position but only at the location of the Biomedical Research Foundation of Northwest Louisiana (a.k.a. Southern Isotopes of Shreveport – Pharmacy Permit No. 5016), and further, respondent shall be required to keep a perpetual inventory of all controlled dangerous substances at said location."* and further, that all other terms of probation shall remain in effect. The motion was approved after a unanimous vote in the affirmative. The Board granted the request for modification of the terms of respondent's November 15, 2001 Board Order by amending Article 2-f as reflected in the order.

William Coleman Honeycutt (Pharmacist License No. 10643) Mr. Burch moved, and Mr. Oubre seconded, to accept the Diagnostic Monitoring Contract executed by the respondent.

Prior to the vote, Mr. Aron suggested an executive session to discuss the terms of the proposed contract for the respondent. Since the discussion would involve the physical and/or mental health of the licensee, Mr. Burch moved, and Mr. Rabb seconded, to enter into executive session. The motion was approved after a unanimous roll call vote in the affirmative. It was noted that the Board entered into executive session at 2:00 p.m. and resumed open session at 2:10 p.m., at the instant case.

The motion to accept the Diagnostic Monitoring Contract was approved after a unanimous vote in the affirmative. The Board accepted the Diagnostic Monitoring Contract.

Mr. Burch thanked his committee members for their work on the previous day.

H. Reinstatement Committee

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

Peter–Minh Van Nguyen, M.D. (Pharmacist License No. 14516) Mr. Rabb moved, and Mr. Burch seconded, to grant the request for reinstatement of the lapsed license. The motion was approved after a unanimous vote in the affirmative. The Board ordered the reinstatement of the lapsed license.

Walter Ferrell Peyton, Jr. (Pharmacist License No. 8533) Mr. Rabb moved, and Dr. Dixon seconded, to grant the request for reinstatement of the lapsed license. The motion was approved after a unanimous vote in

the affirmative. The Board ordered the reinstatement of the lapsed license.

James Arville Beard (Pharmacist License No. 8951) Mr. Rabb moved, and Mr. Burch seconded, to grant the request for reinstatement of the lapsed license. The motion was approved after a unanimous vote in the affirmative. The Board ordered the reinstatement of the lapsed license.

Glynn Lee Russell (Pharmacist License No. 9806) Mr. Rabb moved, and Mr. Oubre seconded, to grant the automatic reinstatement of the lapsed license, subject to the following conditions: (1) Respondent shall obtain, prior to February 19, 2004, fifteen hours of ACPE-approved continuing education in any manner the respondent so chooses. (2) Respondent shall procure to the office or have directed to the office letters of good standing/status from all other jurisdictions in which respondent is licensed as a pharmacist. These letters shall also indicate whether respondent had had any disciplinary action taken against him in those jurisdictions. (3) Respondent shall pay administrative costs of \$250. (4) Respondent shall successfully complete the Multistate Pharmacy Jurisprudence Examination on or before February 19, 2004. The motion was approved after a unanimous vote in the affirmative. The Board ordered the automatic reinstatement of the lapsed license, contingent upon the completion of certain terms as identified in the Board Order.

Ginger Green Bordelon (Technician Certificate No. 1448) Mr. Rabb moved, and Mr. Burch seconded, to grant the request for reinstatement of the suspended certificate, subject to the following condition: The remainder of the five year period of suspension imposed in respondent's November 29, 2000 Board Order is suspended, and the certificate is placed on probation for the remainder of the original suspensive period, terminating on October 11, 2005, subject to the following conditions of probation: (1) Respondent shall not violate any federal, state, or local laws pertaining to pharmacy and/or her practice as a pharmacy technician. (2) Respondent shall inform all employer(s) of the disciplinary action taken by the Board in respondent's November 29, 2000 Board Order.

Prior to the vote, several members expressed concerns about the conditions of reinstatement. Since the discussion would involve the professional competency of the respondent, Mr. Rabb moved, and Mr. Burch seconded, to enter into executive session. The motion was approved after a unanimous roll call vote in the affirmative. It was noted that the Board entered into executive session at 2:30 p.m. and resumed open session at 2:45 p.m., on the instant case.

The motion was approved after a majority vote in the affirmative; Mr. Adams objected. The Board ordered the reinstatement of the certificate on probation, subject to certain terms as identified in the Board Order.

Mr. Rabb thanked the members of his committee for their work on the previous day.

At this point, Mr. Aron declared a brief recess. It was noted that the Board recessed at 2:50 p.m. and reconvened at 3:10 p.m. Mr. Aron observed that the student body had entered the auditorium to observe the Board's proceedings. He welcomed the students and gave them a brief orientation to the meeting procedures and the content of the remaining business on the agenda.

I. Violations Committee

Mr. Aron called upon Dr. Dixon for the committee report. Dr. Dixon reported that he had 18 voluntary consent agreements to present for Board action. He explained the disciplinary process for the benefit of the students in attendance. Dr. Dixon presented the following files for Board action:

Dina Darlene Bennett (Technician Certificate No. 4110) 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 certificate for an indefinite period of time, and further, conditioned the acceptance of any future application for reinstatement on the respondent's meeting with the Board's Reinstatement Committee and respondent's compliance with any terms arising from that meeting. *Charge:*
(1) LAC 46:LIII.809 – failure to comply with continuing education requirement for renewal of certificate.

Regina Patricia Brown (Technician Certificate No. 1801) 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 Warning to the respondent, and further, ordered the respondent to obtain twenty hours of ACPE-approved continuing education on or before January 1, 2003, with said hours not to be applied to any future continuing education requirements for renewal of certificate, and further, ordered respondent to pay administrative and investigative costs. *Charge:*
(1) LAC 46:LIII.809 – failure to comply with continuing education requirement for renewal of certificate.

Shirley Ann Citizen (Technician Certificate No. 3962) 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 issued a Letter of Warning to the respondent, and further, ordered the respondent to obtain four hours of ACPE-approved continuing education on or before February 1, 2003, with said hours not to be applied to any future continuing education requirements for renewal of certificate, and further, ordered respondent to pay administrative costs. *Charge:*
(1) LAC 46:LIII.809 – failure to comply with continuing education requirement for renewal of certificate.

Tori Yvette Dunn (Technician Certificate No. 2354) Dr. Dixon moved, and Mr. Carmichael 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, ordered the respondent to obtain four hours of ACPE-approved continuing education on or before the execution of the agreement, with said hours not to be applied to any future continuing education requirements for renewal of certificate, and further, ordered respondent to pay administrative costs. *Charge:*

- (1) LAC 46:LIII.809 – failure to comply with continuing education requirement for renewal of certificate.

Dawn Michelle Johnston (Technician Certificate No. 1545) 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 certificate for an indefinite period of time, and further, conditioned the acceptance of any future application for reinstatement on the respondent's meeting with the Board's Reinstatement Committee and respondent's compliance with any terms arising from that meeting. *Charge:*

- (1) LAC 46:LIII.809 – failure to comply with continuing education requirement for renewal of certificate.

Laura Lynn Bordelon Winters (Technician Certificate No. 3579) 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 issued a Letter of Warning to the respondent, and further, ordered the respondent to obtain twenty-one hours of ACPE-approved continuing education on or before January 1, 2003, with said hours not to be applied to any future continuing education requirements for renewal of certificate, and further, ordered the respondent to pay administrative and investigative costs. *Charge:*

- (1) LAC 46:LIII.809 – failure to comply with continuing education requirement for renewal of certificate.

Tameka LaShawn Ann Williams (Technician Certificate No. 4689) 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 reinstatement of the certificate. *Charges:*

- (1) LRS 37:1241.A.1 – assisted in the practice of pharmacy in violation of pharmacy laws or regulations.
- (2) LRS 37:1241.A.15 – assisted another person in evading local, state, or federal laws or regulations pertaining to the practice of pharmacy.
- (3) LRS 40:969.C – unlawful possession of Schedule IV controlled dangerous substance.
- (4) LRS 40:970.C – unlawful possession of Schedule V controlled

- dangerous substance.
- (5) LRS 40:971.B.1.b – unlawful acquisition of controlled dangerous substance by fraud.
 - (6) LAC 46:LIII.3501 – unlawful possession of prescription drugs.

Christina Renee Fuller (Technician Certificate No. 5184) 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. Adams, Mr. Lantier, Mr. McKay, and Mr. Oubre objected. The Board issued a Letter of Reprimand to the respondent, and further, ordered the respondent to pay administrative and investigative costs. *Charges:*

- (1) LRS 37:1241.A.1 – assisted in the practice of pharmacy in violation of pharmacy laws or regulations.
- (2) LRS 37:1241.A.15 – assisted another person in evading local, state, or federal laws or regulations pertaining to the practice of pharmacy.
- (3) LRS 40:968.C – unlawful possession of Schedule III controlled dangerous substance.
- (4) LRS 40:971.B.1.b – unlawful acquisition of controlled dangerous substance by fraud.

Reachannel Moliere-Cosse (Pharmacist License No. 16287) Dr. Dixon moved, and Mr. Carmichael seconded, to accept the Voluntary Consent Agreement. The motion was approved after a unanimous vote in the affirmative. The Board revoked the license. *Charges:*

- (1) LRS 37:1241.A.1 – practiced 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.11 – has committed prescription fraud.
- (4) LRS 37:1241.A.15 – has evaded local, state, or federal laws or regulations pertaining to the practice of pharmacy.
- (5) LRS 40:967.C – unlawful possession of Schedule II controlled dangerous substance.
- (6) LRS 40:968.C – unlawful possession of Schedule III controlled dangerous substance.
- (7) LRS 40:971.B.1.b – unlawful acquisition of controlled dangerous substance by fraud.

Carl P. Mayeaux, Jr. (Technician Certificate No. 2932) 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 revoked the certificate, and further, prohibited any future application for reinstatement. *Charges:*

- (1) LRS 37:1241.A.1 – assisted in the practice of pharmacy in violation of pharmacy laws or regulations.

- (2) LRS 37:1241.A.15 – assisted another person in evading local, state, or federal laws or regulations pertaining to the practice of pharmacy.
- (3) LRS 40:968.C – unlawful possession of Schedule III controlled dangerous substance.
- (4) LRS 40:969.C – unlawful possession of Schedule IV controlled dangerous substance.
- (5) LRS 40:971.B.1.b – unlawful acquisition of controlled dangerous substance by fraud.

Thai Viet Cao (Pharmacist License No. 15616) 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, ordered the respondent to pay administrative costs. *Charges:*

- (1) LRS 37:1241.A.1 – practiced pharmacy in violation of pharmacy laws or regulations.
- (2) LRS 40:976 – failure to maintain accurate records for controlled dangerous substances.
- (3) LAC 46:LIII.1107.1 – pharmacist-in-charge is responsible for supervision, management, and compliance with all state and federal laws and regulations pertaining to the practice of pharmacy.
- (4) LAC 46:LIII.3539.E – pharmacist-in-charge is accountable for audits of controlled dangerous substances.

Louisiana Pharmaceutical Services, Inc. (Pharmacy Permit No. 3344) 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 \$5,000 plus 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) LAC 46:LIII. 3529.A.1.a – failure to dispense controlled dangerous substances only pursuant to bona fide prescription.
- (3) 21 CFR 1304.21.a – failure to maintain accurate records of controlled dangerous substances.

Frederick Ernest Dubois (Pharmacist License No. 9240) 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 one year, stayed the execution, then placed the license on probation for one year, beginning January 1, 2003 and terminating December 31, 2003, subject to the following conditions of probation: (1)

Respondent shall not violate any local, state, or federal pharmacy laws. (2) Respondent shall pay an assessment of \$1,500 plus administrative costs.

Charges:

- (1) LRS 37:1241.A.1 – practiced pharmacy in violation of pharmacy laws or regulations.
- (2) LRS 37:1241.A.3 – committed repeated occasions of negligence or incompetence in the practice of pharmacy.
- (3) LRS 37:1241.A.15 – evaded local, state, or federal laws or regulations pertaining to the practice of pharmacy.
- (4) LAC 51:XXIII.2501.C – failure to keep equipment free of accumulation of dirt and other debris.
- (5) LAC 51:XXIII.3109.A.7 – failure to keep lavatories and related fixtures clean and in good repair.
- (6) LAC 51:XXIII.3111.A.4 – failure to keep toilet fixtures and facilities clean and in good repair.
- (7) LAC 51:XXIII.3501.A – failure to control rodents and insects.
- (8) LAC 51:XXIII.3507.A – failure to remove nonfunctional equipment and litter, and failure to inspect premises for rodents.
- (9) LAC 51:XXIII.3701.D – failure to keep floors clean and in good repair.
- (10) LAC 51:XXIII.3703.C – failure to keep walls and ceilings clean and in good repair.

Dubois Pharmacy (Pharmacy Permit No. 256) 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, and further, ordered the pharmacy to close permanently no later than December 31, 2002, and further, ordered the permit holder to pay administrative and investigative costs. *Charges:*

- (1) LRS 37:1241.A.1 – practiced pharmacy in violation of pharmacy laws or regulations.
- (2) LRS 37:1241.A.3 – committed repeated occasions of negligence or incompetence in the practice of pharmacy.
- (3) LRS 37:1241.A.15 – evaded local, state, or federal laws or regulations pertaining to the practice of pharmacy.
- (4) LAC 51:XXIII.2501.C – failure to keep equipment free of accumulation of dirt and other debris.
- (5) LAC 51:XXIII.3109.A.7 – failure to keep lavatories and related fixtures clean and in good repair.
- (6) LAC 51:XXIII.3111.A.4 – failure to keep toilet fixtures and facilities clean and in good repair.
- (7) LAC 51:XXIII.3501.A – failure to control rodents and insects.
- (8) LAC 51:XXIII.3507.A – failure to remove nonfunctional equipment and litter, and failure to inspect premises

for rodents.

- (9) LAC 51:XXIII.3701.D – failure to keep floors clean and in good repair.
- (10) LAC 51:XXIII.3703.C – failure to keep walls and ceilings clean and in good repair.

Dwight Edwin Brumfield (Pharmacist License No. 10088) Dr. Dixon moved, and Mr. Camp seconded, to accept the Voluntary Consent Agreement. The motion failed after a unanimous vote in the negative. The Board ordered the respondent to appear at the administrative hearing scheduled for May 23, 2003.

Pearson Drugs of Leesville (Pharmacy Permit No. 870) 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 permit holder, and further, assessed the permit holder \$5,000 plus 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 40:968.C – unlawful distribution of Schedule III controlled dangerous substance.
- (3) LRS 40:969.A – unlawful distribution of Schedule IV controlled dangerous substance.
- (4) LRS 40:976 – failure to maintain accurate records of controlled dangerous substances.

Majeste’s St. Claude Pharmacy (Pharmacy Permit No. 4018) Dr. Dixon moved, and Mr. Camp seconded, to accept the Voluntary Consent Agreement. The motion was approved after a majority vote in the affirmative; Mr. Adams, Mr. Camp, Ms. Hall, and Mr. Oubre objected. The Board issued a Letter of Reprimand to the permit holder, and further, assessed the permit holder \$5,000 plus administrative and investigative costs. *Charges:*

- (1) LRS 37:1241.A.1 – has permitted anyone in his employ to practice or assist in the practice of pharmacy in violation of pharmacy laws or regulations.
- (2) LAC 46:LIII.3539.E – the permit holder is accountable for audits of controlled dangerous substances.

Gregory Jon Wendling (Pharmacist License No. 13246) 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. Adams, Mr. Camp, Mr. McKay, and Mr. Oubre objected. The Board issued a Letter of Warning to the respondent, and further, assessed the respondent \$2,000 plus administrative costs. *Charges:*

- (1) LRS 37:1241.A.1 – has permitted anyone in his employ to practice or assist in the practice of pharmacy in

violation of pharmacy laws or regulations.
(2) LAC 46:LIII.3539.E – the pharmacist-in-charge is accountable for audits of controlled dangerous substances.

11. Prescription Limitations in Louisiana Medicaid Program [added to agenda]

Mr. Aron called upon Mr. Carmichael, who explained his reasons for concern – primarily that the proposed limitation of eight prescriptions per recipient per month would have an adverse effect on the public's health. He moved, and Mr. D'Angelo seconded,

Resolved, that the Board inform the Dept. of Health and Hospitals by letter that the proposed eight prescription limit for Medicaid recipients would endanger the health and welfare of the affected citizens.

Following further discussion, and prior to the vote, Dr. Dixon offered a substitute motion, which Mr. Oubre seconded.

Resolved, that the Board request its members who serve on the Medicaid Advisory Committee communicate the Board's concerns for the potential adverse impact of the proposed rule on the public's health, and further, that those members communicate with the Board's Executive Committee concerning the issue.

The substitute motion was approved after a unanimous vote in the affirmative, thus disposing of the original motion.

12. Report of General Counsel

Mr. Aron deferred the presentation of the report.

13. Report of Executive Director

Mr. Aron deferred the presentation of the report.

14. Announcements

Mr. Aron deferred the presentation of the report.

15. Recess

Mr. Oubre offered a motion to adjourn; however, prior to the receipt of a second, Mr. Aron ruled the motion out of order. Mr. Aron requested a motion for recess. Mr. D'Angelo moved, and Mr. Bond 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 5:35 p.m.

An Administrative Hearing was convened on Thursday, February 20, 2003 in the University Conference Center on the campus of the University of Louisiana at Monroe, located at 700 University Avenue in Monroe, Louisiana. The meeting was held pursuant to public notice, each member received notice, and notice was properly posted.

1. Call to Order

Mr. Aron called the meeting to order at 9:20 a.m.

2. Invocation

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

3. Pledge of Allegiance

Following the invocation, Dr. Anderson 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 of adjusting the sequence of various reports. Mr. Camp moved, and Mr. Oubre seconded, to grant the President the necessary authority to reorder the agenda in the best interest of the Board. 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 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.

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 Complaint Counsel for the Board. Mr. E. Wade Shows served as Counsel to the Hearing Officer. Ms. Ira Brown was the Official Recorder. Due to prior knowledge, the members of the Violations Committee present for the most recent Informal Hearing (Dr. Dixon, Mr. Bond, Mr. Burch, Mr. D'Angelo, and Mr. Rabb) 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.

8. Formal Hearings

Mr. Aron then asked Mr. Collins to sound the docket, which he did.

Heather Dawn Richard (Technician Certificate No. 4061) Mr. Aron requested Ms. Cangelosi to proceed with her presentation. Ms. Cangelosi noted that since the respondent was absent, the hearing would be a default proceeding.

Following her presentation of evidence and witnesses, she presented the proposed Findings of Fact , Conclusions of Law, and recommended sanction.

Since the deliberation would include a discussion of the physical health of the respondent, Mr. Camp moved, and Mr. Carmichael seconded, to enter into executive session. The motion was approved after a unanimous roll call vote in the affirmative. It was noted that the Board entered into executive session at 9:40 a.m. and resumed open session at 9:50 a.m., at the instant case.

Mr. Oubre moved, and Mr. Carmichael seconded,

Resolved, that the Board accept the Findings of Fact and Conclusions of Law as proposed by the Complaint Counsel, and adopt them as their own, and further, that the Board revoke the certificate, and further, to assess the respondent \$2,000 plus administrative costs of \$250 plus additional investigative and hearing costs, and further, to condition any future application for reinstatement upon (1) the payment of all assessments and costs, and (2) the absence of any pending legal matters against the respondent.

The motion was approved after a unanimous vote in the affirmative. The Board revoked the certificate, and further, assessed the respondent \$2,000 plus administrative costs of \$250 plus additional investigative and hearing costs, and further, conditioned the acceptance of any future application for reinstatement upon (1) the payment of all assessments and costs, and (2) the absence of any pending legal matters against the respondent. *Charges:*

- (1) LRS 37:1213 – failure to notify the board of changes in employment.
- (2) LRS 37:1241.A.22 – failure to furnish information legally requested by the board.

Jacqueline Clair Firmin (Technician Certificate No. 3464) Mr. Aron requested Ms. Cangelosi to proceed with her presentation. Ms. Cangelosi noted that since the respondent was absent, the hearing would be a default proceeding. Following her presentation of evidence and witnesses, she presented the proposed Findings of Fact, Conclusions of Law, and recommended sanction.

Since the deliberation would include a discussion of the professional competency of the respondent, Mr. Lantier moved, and Mr. Adams seconded, to enter into executive session. The motion was approved after a unanimous roll call vote in the affirmative. It was noted that the Board entered into executive session at 10:00 a.m. and resumed open session at 10:10 a.m., at the instant case.

Mr. Adams moved, and Mr. Oubre seconded,

Resolved, that the Board accept the Findings of Fact and Conclusions of Law as proposed by the Complaint Counsel, and adopt them as their own, and further, that the Board revoke the certificate, and further, to assess the respondent \$2,000 plus

administrative costs of \$250 plus additional investigative and hearing costs, and further, to condition the acceptance of any future application for reinstatement upon (1) the payment of all assessments and costs, and (2) the absence of any pending legal matters against the respondent.

The motion was approved after a unanimous vote in the affirmative. The Board revoked the certificate, and further, assessed the respondent \$2,000 plus administrative costs of \$250 plus additional investigative and hearing costs, and further, conditioned the acceptance of any future application for reinstatement upon (1) the payment of all assessments and costs, and (2) the absence of any pending legal matters against the respondent. *Charges:*

- (1) LRS 37:1241.A.1 – assisted in the practice of 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 pharmacy practice.
- (3) LRS 37:1241.A.15 – evaded local, state, or federal laws or regulations pertaining to the practice of pharmacy.
- (4) LAC 46:LIII.3501.1 – unlawful dispensing of legend drugs.
- (5) LAC 46:LIII.3501.3 – unlawful possession of legend drugs.

Cassidi N. Beaver (Technician Certificate No. 4271) Mr. Aron requested Ms. Cangelosi to proceed with her presentation. Ms. Cangelosi noted that since the respondent was absent, the hearing would be a default proceeding. Following her presentation of evidence and witnesses, she presented the proposed Findings of Fact, Conclusions of Law, and recommended sanction. Upon direct inquiry by Mr. Aron, Mr. Adams and Ms. Hall both indicated that even though they worked for the same employer as the respondent, they had no prior knowledge of the case and believed they could render an impartial decision; therefore, they declined to recuse themselves.

Since the deliberation would include a discussion of the professional competency of the respondent, Mr. Lantier moved, and Mr. McKay seconded, to enter into executive session. The motion was approved after a unanimous roll call vote in the affirmative. It was noted that the Board entered into executive session at 10:20 a.m. and resumed open session at 10:30 a.m., at the instant case

Mr. Lantier moved, and Mr. Carmichael seconded,

Resolved, that the Board accept the Findings of Fact, as amended, and the Conclusions of Law as proposed by the Complaint Counsel, and adopt them as their own, and further, that the Board revoke the certificate and prohibit any future application for reinstatement, and further, to assess the respondent \$2,000 plus administrative costs of \$250 plus additional investigative and hearing costs.

The motion was approved after a unanimous vote in the affirmative. The Board revoked the certificate and prohibited any future application for reinstatement,

and further, assessed the respondent \$2,000 plus administrative costs of \$250 and additional investigative and hearing costs. *Charges:*

- (1) LRS 37:1241.A.1 – assisted in the practice of pharmacy in violation of pharmacy laws or regulations.
- (2) LRS 37:1241.A.15 – evaded local, state, or federal laws or regulations pertaining to the practice of pharmacy.
- (3) LRS 40:968.C – unlawful possession of Schedule III controlled dangerous substance.
- (4) LRS 40:969.C – unlawful possession of Schedule IV controlled dangerous substance.
- (5) LRS 40:971.B.1.b – unlawful acquisition of controlled dangerous substance by fraud.
- (6) LAC 46:LIII.3501.1 – unlawful dispensing of legend drugs.
- (7) LAC 46:LIII.3501.3 – unlawful possession of legend drugs.

At this point, Mr. Aron declared a brief recess. It was noted that the Board recessed at 10:30 a.m. and reconvened at 10:50 a.m. They resumed the posted agenda in open session.

Jennifer Johnson Bell (Technician Certificate No. 5187) Mr. Aron requested Ms. Cangelosi to proceed with her presentation. Ms. Cangelosi noted that since the respondent was absent, the hearing would be a default proceeding. Following her presentation of evidence and witnesses, she presented the proposed Findings of Fact, Conclusions of Law, and recommended sanction. Upon direct inquiry by Mr. Aron, Mr. Adams and Ms. Hall both indicated that even though they worked for the same employer as the respondent, they had no prior knowledge of the case and believed they could render an impartial decision; therefore, they declined to recuse themselves.

Since the deliberation would include a discussion of the professional competency of the respondent, Mr. Lantier moved, and Mr. Carmichael seconded, to enter into executive session. The motion was approved after a unanimous roll call vote in the affirmative. It was noted that the Board entered into executive session at 11:00 a.m. and resumed open session at 11:05 a.m., at the instant case.

Dr. Anderson moved, and Mr. Adams seconded,

Resolved, that the Board accept the Findings of Fact and Conclusions of Law as proposed by the Complaint Counsel, and adopt them as their own, and further, that the Board revoke the certificate, and further, to assess the respondent \$2,000 plus administrative costs of \$250 plus additional investigative and hearing costs, and further, to condition the acceptance of any future application for reinstatement upon (1) the payment of all assessments and costs, and (2) the absence of any pending legal matters against the respondent.

The motion was approved after a unanimous vote in the affirmative. The Board revoked the certificate, and further, assessed the respondent \$2,000 plus

administrative costs of \$250 plus additional investigative and hearing costs, and further, conditioned the acceptance of any future application for reinstatement upon (1) the payment of all assessments and costs, and (2) the absence of any pending legal matters against the respondent. *Charges:*

- (1) LRS 37:1241.A.15 – evaded local, state, or federal laws or regulations pertaining to the practice of pharmacy.
- (2) LAC 46:LIII.3501.1 – unlawful dispensing of legend drugs.
- (3) LAC 46:LIII.3501.3 – unlawful possession of legend drugs.

Markesha Renee Young (Intern Registration No. 41397) Mr. Aron requested Ms. Cangelosi to proceed with her presentation. Ms. Cangelosi noted that since the respondent was absent, the hearing would be a default proceeding. Following her presentation of evidence and witnesses, she presented the proposed Findings of Fact, Conclusions of Law, and recommended sanction. Upon direct inquiry by Mr. Aron, Mr. Adams and Ms. Hall both indicated that even though they worked for the same employer as the respondent, they had no prior knowledge of the case and believed they could render an impartial decision; therefore, they declined to recuse themselves.

Since the deliberation would include a discussion of the professional competency of the respondent, Mr. McKay moved, and Mr. Oubre seconded, to enter into executive session. The motion was approved after a unanimous roll call vote in the affirmative. It was noted that the Board entered into executive session at 11:25 a.m. and resumed open session at 12:10 p.m., at the instant case.

Mr. Lantier moved, and Mr. Oubre seconded,

Resolved, that the Board accept the Findings of Fact and Conclusions of Law as proposed by the Complaint Counsel then subsequently modified, and adopt them as their own, and further, that the Board revoke the registration, and further, to assess the respondent \$2,000 plus administrative costs of \$250 plus additional investigative and hearing costs, and further, to condition the acceptance of any future application for reinstatement upon (1) the payment of all assessments and costs, (2) the absence of any pending legal matters against the respondent, (3) the receipt in the Board office of an evaluation from a Board-approved addictionist, and (4) an appearance before the Board's Reinstatement Committee to demonstrate respondent's ability to practice in a manner so as not to harm the public.

The motion was approved after a unanimous vote in the affirmative. The Board revoked the intern registration, and further, assessed the respondent \$2,000 plus administrative cost of \$250 plus additional investigative and hearing costs, and further, conditioned the acceptance of any future application for reinstatement upon (1) the payment of all assessments and costs, (2) the absence of any pending legal matters against the respondent, (3) the receipt in the Board office of an evaluation from a Board-approved addictionist, and (4) an appearance

before the Board's Reinstatement Committee to demonstrate the respondent's ability to practice in a manner so as not to harm the public. *Charges:*

- (1) LRS 37:1241.A.1 – has assisted in the practice of pharmacy in violation of pharmacy laws or regulations.
- (2) LRS 37:1241.A.15 – has evaded local, state, or federal laws or regulations pertaining to the practice of pharmacy.
- (3) LRS 40:968.C – unlawful possession of Schedule III controlled dangerous substances.
- (4) LRS 40:971.B.1.b – unlawful acquisition of controlled dangerous substances by fraud.

At this point, Mr. Aron declared a luncheon recess. It was noted that the Board recessed at 12:15 p.m., and reconvened at 1:00 p.m., resuming the posted agenda in open session.

Alvin Charles McDowell (Pharmacist License No. 13667) Mr. Aron requested Ms. Cangelosi to proceed with her presentation. Ms. Cangelosi noted that since the respondent was absent, the hearing would be a default proceeding. Following her presentation of evidence and witnesses, she presented the proposed Findings of Fact, Conclusions of Law, and recommended sanctions.

Since the deliberation would include a discussion of the professional competency of the respondent, Mr. Camp moved, and Mr. Adams seconded, to enter into executive session. The motion was approved after a unanimous roll call vote in the affirmative. It was noted that the Board entered into executive session at 1:15 p.m. and resumed open session at 1:20 p.m., at the instant case.

Mr. Camp moved, and Mr. Adams seconded,

Resolved, that the Board accept the amended Findings of Fact and Conclusions of Law as presented by Complaint Counsel, and adopt them as their own, and further, that the Board revoke the license, and further, to assess the respondent \$5,000 plus administrative costs of \$250 plus additional investigative and hearing costs, and further, to condition the acceptance of any future application for reinstatement upon (1) the payment of all assessments and costs, and (2) the absence of any pending legal matters against the respondent.

The motion was approved after a unanimous vote in the affirmative. The Board revoked the license, and further, assessed the respondent \$5,000 plus administrative costs of \$250 plus additional investigative and hearing costs, and further, conditioned the acceptance of any future application for reinstatement upon (1) the payment of all assessments and costs, and (2) the absence of any pending legal matters against the respondent. *Charges:*

- (1) LRS 37:1241.A.1 – practiced pharmacy in violation of pharmacy laws or regulations.
- (2) LRS 37:1241.A.6 – had his pharmacy license in another state revoked by that state board of pharmacy.

- (3) LRS 37:1241.A.7 – failure to report an adverse action taken against him in another jurisdiction.
- (4) LRS 37:1241.A.15 – has evaded local, state, or federal laws or regulations pertaining to the practice of pharmacy.
- (5) LRS 40:968.C – unlawful possession of Schedule III controlled dangerous substance.
- (6) LRS 40:969.C – unlawful possession of Schedule IV controlled dangerous substance.
- (7) LRS 40:971.B.1.b – unlawful acquisition of controlled dangerous substances by fraud.

Mr. Aron noted the conclusion of the docket. He expressed his appreciation to the members of the Violations Committee for their efforts in these cases during the Informal Conference, to the legal staff for their preparation of these matters, and to the office staff for their work to accommodate a successful meeting at a long distance from the Board office.

9. 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 it, Mr. Aron adjourned the Board at 1:25 p.m.

Respectfully submitted,

Reuben R. Dixon, Pharm.D.
Secretary