



Louisiana Board of Pharmacy

Published to promote voluntary compliance of pharmacy and drug law.

5615 Corporate Blvd, Suite 8E, Baton Rouge, LA 70808 www.labp.com

Election of Officers (02-01-119)

The annual election of officers was conducted during the regular Louisiana Board of Pharmacy meeting held in Baton Rouge on Wednesday, November 14, 2001, and the following members were elected:

Carl W. Aron, Monroe	President
Clovis S. Burch, Shreveport	1st Vice President
T. Morris Rabb, Monroe	2 nd Vice President
Theodore S. Carmichael, Crowley	3 rd Vice President
Reuben R. Dixon, New Orleans	Secretary

Board Meeting Dates for 2002 (02-01-120)

The Board has set the following **tentative** meeting dates for 2002:

February 20-21 August 14-15 May 8-9 November 13-14

The Board plans to hold the February meeting on the campus of Xavier College of Pharmacy in New Orleans; all other meetings are planned for the Board office in Baton Rouge.

New Rules for Generic Interchange (02-01-121)

Every pharmacist in Louisiana should have received a letter from the Board office during December 2001, outlining the new law and regulation governing generic interchange and new requirements governing written prescriptions. These new rules became effective January 1, 2002. If you did not receive your copy of this important communication, please contact the Board office for a copy.

Board Member Appointments (02-01-122)

Board member appointments are made in accordance with LRS 37:1175, which provides that whenever a vacancy occurs among the members representing one of the eight districts, the registered pharmacists who are bona fide residents of the district in which the vacancy occurs shall nominate, from among their number, a representative to the Board. Whenever the vacancy will occur by reason of an expiring term, the nominations shall be made by mail ballot at least 60 days in advance.

The Board secretary is responsible for mailing a ballot, by US mail, to each pharmacist residing in the district in which the vacancy will occur, at the last known address as indicated in the Board's records. The ballot, or another enclosed communication, will state the date, time, and place for counting ballots. At a gathering open to the public, the secretary and/or one or more persons designated by him will openly count the ballots. The secretary

will then certify to the governor the names of the three nominees receiving the highest number of votes.

The terms of five current Board members will expire on July 28, 2002. The ballots with necessary information will be mailed to pharmacists in the respective districts during the week of April 1, 2002. The ballots will be opened and counted during the week of May 13, 2002. Information about the exact time and place will be included with the ballot.

Board member terms that will expire July 28, 2002, and their districts, are:

- 1. **Ruth C. Jean, New Orleans** (District 2 composed of the parishes of Orleans, Plaquemine, and St Bernard).
- 2. **Philip C. Aucoin, New Iberia** (District 3 composed of the parishes of Ascension, Assumption, Iberia, Iberville, Lafourche, St Charles, St James, St John Baptist, St Martin, St Mary, Terrebonne, and West Baton Rouge).
- Carl W. Aron, Monroe (District 5 composed of the parishes
 of Caldwell, East Carroll, Franklin, Jackson, Lincoln, Madison,
 Morehouse, Ouachita, Richland, Tensas, Union, West Carroll,
 and Winn).
- 4. **B. Belaire Bourg, Baton Rouge** (District 6 composed of the parishes of East Baton Rouge, East Feliciana, Livingston, St Helena, Tangipahoa, Washington, and West Feliciana).
- 5. **Marty R. McKay, Alexandria** (District 8 composed of the parishes of Allen, Avoyelles, Beauregard, Catahoula, Concordia, Evangeline, Grant, LaSalle, Point Coupee, Rapides, St Landry, and Vernon).

The Board does not furnish lists of pharmacists for commercial or advertising purposes. However, should any pharmacist need a list of pharmacists in his or her own district for purposes related to this nomination election, the Board office will supply one list upon written request by the pharmacist.

Disciplinary Actions (02-01-123)

During its November 15, 2001 administrative hearing, the Board took final action in the following matters. Although every effort is made to ensure that the information is correct, you should call the Board office at 225/925-6496 to verify the accuracy of the listing before making any decision based on this information.

Scott Davis Nealy (Pharmacist License No. 11172), Formal Hearing: License suspended indefinitely and assessed \$5,000, to be paid prior to any application for reinstatement. **Charge**: (1) violation of probation.

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- **Shelly M. McLain (Technician Certificate No. 3344),** Formal Hearing: Certificate revoked. **Charges:** (1) assisted in practice of pharmacy in violation of Board regulations, (2) unlawful dispensing or distribution of prescription drugs.
- Wal-Mart Pharmacy No. 10-1206 (Pharmacy Permit No. 3820), Voluntary Consent Agreement: Permit assessed \$2,500 plus administrative and investigative costs. Charges: (1) practiced pharmacy in violation of Board regulations, (2) operation of pharmacy with expired permit.
- Mock's Pharmacy (Pharmacy Permit No. 4434), Voluntary Consent Agreement: Permit assessed \$500 plus administrative and investigative costs. Charges: (1) practiced pharmacy in violation of Board regulations, (2) permitted technician to assist in the practice of pharmacy without a certificate.
- Rite Aid Pharmacy No. 7286 (Pharmacy Permit No. 2893), Voluntary Consent Agreement: Permit assessed \$2,500 plus administrative costs. Charges: (1) practiced pharmacy in violation of Board regulations, (2) permitted technician trainee to assist in the practice of pharmacy without a work permit.
- K-Mart Pharmacy No. 4922 (Pharmacy Permit No. 3042), Voluntary Consent Agreement: Permit assessed \$250 plus administrative and investigative costs. Charges: (1) practiced pharmacy in violation of Board regulations, (2) permitted pharmacist intern to practice pharmacy without a registration.
- Curascript Pharmacy (Pharmacy Permit No. 4541), Voluntary Consent Agreement: Permit assessed \$2,500 plus administrative costs. Charges: (1) practiced pharmacy in violation of Board regulations, (2) operation of out-of-state pharmacy with an expired permit.
- IVP Pharmaceutical Care (Pharmacy Permit No. 4119), Voluntary Consent Agreement: Permit assessed \$2,500 plus administrative costs. Charges: (1) practiced pharmacy in violation of Board regulations, (2) operation of out-of-state pharmacy with an expired permit.
- Prescriptiononline.com (Pharmacy Permit No. 4363), Voluntary Consent Agreement: Permit suspended for one year; suspension stayed, then placed on probation for one year. Permit assessed \$2,500 plus administrative costs. Charges: (1) practiced pharmacy in violation of Board regulations, (2) operation of out-of-state pharmacy with an expired permit.

- Erika Faith Degetaire (Technician Certificate No. 4300), Voluntary Consent Agreement: Certificate revoked. Charges: (1) assisted in the practice of pharmacy in violation of Board regulations, (2) unlawful possession with intent to distribute Schedule III controlled substance.
- Lisa Monette Smith (Technician Certificate No. 3550), Voluntary Consent Agreement: Certificate revoked. Charges: (1) assisted in the practice of pharmacy in violation of Board regulations, (2) assisted in the practice of pharmacy with an expired certificate.

In addition, the Board accepted the voluntary surrender of four technician certificates, granted the reinstatement request of one pharmacist, and denied the reinstatement request of another pharmacist. In other cases, the Board reprimanded the license of one pharmacist and issued formal warnings to three pharmacists, three technicians, and one pharmacist intern. Regarding impaired practitioners, the Board accepted the voluntary surrender of three pharmacist licenses and four technician certificates, reinstated the licenses of five pharmacists and one pharmacist intern on probation, and denied reinstatement requests from one pharmacist and one technician.

Special Note (02-01-124)

The *Louisiana Board of Pharmacy Newsletter* is considered an official method of notification to pharmacists and certified pharmacy technicians licensed by the Louisiana Board of Pharmacy. **These** *Newsletters* **will be used in hearings as proof of notification**. Please read them carefully and keep them for future reference.

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