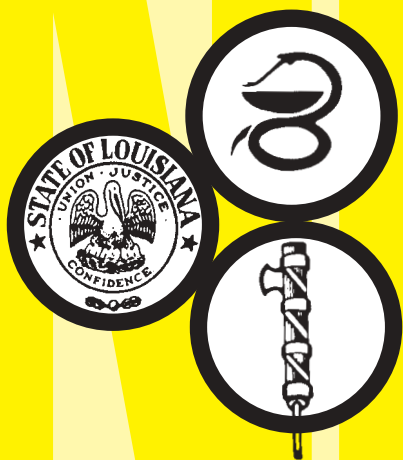


October 2002



Louisiana Board of Pharmacy

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Published to promote voluntary compliance of pharmacy and drug law.

Compliance Officer H. Jerome Foti Resigns (02-10-138)

Pharmacist Compliance Officer H. Jerome Foti resigned from his position on June 14, 2002. Mr Foti was hired October 1, 1990; his territory was the southwestern part of the state. Mr Foti served both the public and the pharmacists of his territory well and with distinction. His wealth of experience will be greatly missed, and we certainly wish him well.

New Compliance Officers (02-10-139)

The Louisiana Board of Pharmacy is pleased to announce the hiring of two new pharmacist compliance officers. Mr Huey Savoie lives in Sunset and will serve the southwestern area of the state. Mr Rayland Trisler lives in Rayville and will serve the northern territory. Welcome, Huey and Rayland.

License and Permit Renewals for 2003 (02-10-140)

The Louisiana Board of Pharmacy office will begin printing pharmacist license and permit renewal applications on October 14. Any address changes submitted to our office after October 11 will not be reflected on your renewal applications. We will mail all pharmacist license and pharmacy permit renewal applications during the week of October 28.

If you do not receive your renewal application by November 15, it is **your** responsibility to obtain a renewal application. Applications have been provided to all pharmacists-in-charge for placement in the *Louisiana Pharmacy Law Book* on page 336.9. We suggest you make a copy of the form and return the original form to the book for future use. A copy of the renewal form can also be obtained from our Web site at www.labp.com.

Pharmacist License Renewal

- ◆ Licenses expire December 31, 2002; pharmacists may not practice with expired licenses.
- ◆ If you need a current renewal on or before January 1, 2003, we suggest you submit your completed application and \$75 fee to the Board office on or before December 1, 2002.
- ◆ The renewal of an expired license will incur a 100% penalty, as well as a lapsed license reinstatement fee, resulting in a total charge of \$350.

Pharmacy Permit Renewal

- ◆ Permits expire December 31, 2002; pharmacies may not operate with expired permits.
- ◆ Completed application and \$100 permit fee and, if needed, a \$25 Controlled Dangerous Substance (CDS) permit fee, are due in the Board office on or before December 31, 2002.
- ◆ After January 15, 2003, the renewal of an expired permit will incur a 50% penalty, resulting in a total charge of \$150 (and \$37.50 for a CDS permit, if needed).

Pharmacists, Technicians, and Interns (02-10-141)

If you are a pharmacist-in-charge, you must, at all times, ensure that all personnel in your prescription department performing professional functions are properly licensed, certified, registered, or in possession of a valid work permit (pharmacy technician trainee).

If you are a staff pharmacist or relief pharmacist, it is your responsibility to ensure that the employees assisting you in the prescription dispensing process are legally able to perform their duties during your shift. If an inspection or investigation occurs while you are on duty and unqualified persons are performing duties under your supervision, then you will be identified as the responsible person in the Board's investigative report filed by the compliance officer.

Disciplinary Actions (02-10-142)

Although every effort is made to ensure that this 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.

During its May 9, 2002 administrative hearing, the Board took final action in the following matters:

Holmes Lowell Milliken (Pharmacist License No. 10297), Formal Hearing: License suspended indefinitely, with reinstatement prohibited until after May 9, 2003; also assessed administrative and investigative costs. **Charge:** violation of probation.

April Lynn Washington (Technician Certificate No. 4395), Formal Hearing: Certificate suspended indefinitely; also assessed administrative and investigative costs. **Charge:** (1) assisted in the practice of pharmacy in violation of pharmacy laws and regulations, and (2) failed to furnish to the Board information legally requested by the Board.

During its August 22, 2002 administrative hearing, the Board took final action in the following matters:

Elizabeth Rose Boudreaux (Pharmacist License No. 16295), Voluntary Consent Agreement: License placed on probation for six months, beginning July 1, 2002. Respondent shall earn 16.5 hours of continuing education between June 1, 2002, and the end of 2002, in the manner and subject matter of respondent's choice, and none of which may be used to satisfy renewal requirements for 2003; also assessed administrative and investigative costs. **Charge:** (1) violation of terms of prior Board Order with failure to submit proof of continuing education credit for 2001 CE audit.

Scarlett Teresa Nero (Pharmacist License No. 14897), Voluntary Consent Agreement: License assessed administrative and investigative costs. **Charges:** (1) obtained a license by fraud or misrepresentation, (2) failure to submit proof of continuing education credit for 2001 CE audit.

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Charles Gerald Rymer (Pharmacist License No. 13133), Voluntary Consent Agreement: License assessed \$250 plus administrative and investigative costs. **Charges:** (1) obtained a license by fraud or misrepresentation, (2) failure to submit proof of continuing education credit for 2001 CE audit.

John Alan Smith (Pharmacist License No. 16824), Voluntary Consent Agreement: License suspended indefinitely. **Charges:** (1) obtained a license by fraud or misrepresentation, (2) failure to submit proof of continuing education credit for 2001 CE audit.

Karl Lindell Starns, III (Pharmacist License No. 11259), Voluntary Consent Agreement: License placed on probation for one year beginning July 1, 2002. Respondent shall earn 10 hours of continuing education between June 1, 2002, and the end of 2002, of which at least five hours shall be through live presentations, and none of which may be used to satisfy renewal requirements for 2003; also assessed \$250 plus administrative and investigative costs. **Charges:** (1) obtained a license by fraud or misrepresentation, (2) failure to submit proof of continuing education credit for 2001 CE audit.

Peter Joseph Dileo (Pharmacist License No. 10200), Voluntary Consent Agreement: Respondent shall earn 25 hours of continuing education between June 1, 2002, and the end of 2002, of which at least 10 hours shall be through live presentations, and none of which may be used to satisfy renewal requirements for 2003; also assessed \$250 plus administrative and investigative costs. **Charges:** (1) obtained a license by fraud or misrepresentation, (2) failure to submit proof of continuing education credit for 2001 CE audit.

Med Rite Pharmacy (Pharmacy Permit No. 4591), Voluntary Consent Agreement: Permit revoked. **Charges:** (1) evasion of state or federal laws pertaining to practice of pharmacy, (2) failure to notify the Board of termination of pharmacist-in-charge, (3) failure to properly identify pharmacist on dispensing label, (4) failure to maintain proper dispensing records, (5) failure to maintain proper prescriptions for controlled dangerous substances, and (6) failure to maintain proper records for controlled dangerous substances.

Torey Annetta Dotson (Technician Trainee Work Permit No. 3911), Voluntary Consent Agreement: Permit revoked, and respondent prohibited from application for permit or certificate. **Charges:** (1) assisted in the practice of pharmacy in violation of pharmacy laws and regulations, (2) convicted of a felony in a court within Louisiana, (3) has evaded state or federal laws pertaining to the practice of pharmacy, (4) unlawful possession of Schedule IV controlled dangerous substance.

Larry James McManus (Pharmacist License No. 9716), Voluntary Consent Agreement: License placed on probation for one year beginning August 8, 2002; also assessed \$500 plus administrative and investigative costs. **Charges:** (1) failure to maintain pharmacy in compliance with all federal and state laws and regulations pertaining to practice of pharmacy, (2) responsible for discrepancies in audits of controlled dangerous substances.

Cynthia Ann Maxey (Pharmacist License No. 15613), The Board ordered the reinstatement of the license, conditioned upon the receipt of a favorable recommendation pursuant to a professional evaluation and, further, the reinstated license is placed on probation for the remainder of the original period of suspension, terminating on March 26, 2005.

In addition, the Board also issued Letters of Warning to three pharmacy permits, Letters of Reprimand to three pharmacists and one pharmacy permit, and levied assessments against six pharmacy permits. The Board also granted two requests for the reinstatement of lapsed pharmacist licenses.

With regard to impaired practitioners, the Board accepted the voluntary surrender of two pharmacists' licenses, granted the request for reinstatement of two pharmacist licenses on probation, and modified the terms of probation for two pharmacists.

Calendar Notes (02-10-143)

The next Board meeting will be held November 20-21 in the Board office in Baton Rouge. The office will be closed on November 11 in observance of Veterans Day, November 28-29 in observance of Thanksgiving Day, and December 25 in observance of Christmas Day.

Special Note (02-10-144)

The *Louisiana Board of Pharmacy News* is considered an official method of notification to pharmacists, pharmacy interns, and pharmacy technicians credentialed by the Louisiana Board of Pharmacy. **These Newsletters will be used in administrative hearings as proof of notification.** Please read them carefully and keep them in the back of the *Louisiana Pharmacy Law Book* for future reference.

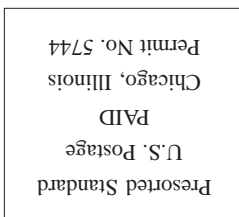
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