

Tennessee Board of Pharmacy
Board Meeting
December 3, 2018

TENNESSEE BOARD OF PHARMACY
665 Mainstream Drive, Iris Room
Nashville, TN
December 3, 2018

BOARD MEMBER PRESENT

R. Michael Dickenson, D.Ph., President
Debra Wilson, D.Ph., Vice President
Katy Wright, D. Ph.
Adam Rodgers, D.Ph.
Rissa Pryse, D.Ph.
Melissa McCall, D.Ph.
Lisa Tittle, Consumer Member

STAFF PRESENT

Reginald Dilliard, Executive Director
Matthew Gibbs, Associate General Counsel
Richard Hadden, Pharmacy Investigator
Rebecca Moak, Pharmacy Investigator
Robert Shutt, Pharmacy Investigator
Terry Grinder, Pharmacy Investigator
Andrea Miller, Pharmacy Investigator
Albert Hill, Pharmacy Investigator
Derek Johnston, Pharmacy Investigator
Scott Denaburg, Pharmacy Investigator
Rita Golden, Pharmacy Investigator
Patricia Beckham, Pharmacy Investigator
Sheila Bush, Administrator Director

The Tennessee Board of Pharmacy convened on Monday, December 3, 2018, in the Iris Room, 665 Mainstream Drive, Nashville, TN. A quorum of the members being present, the meeting was called to order at 8:02 a.m. Dr. Dickenson recognize Dr. McCall as the new board member. Dr. Dilliard introduced Rita Golden and Patricia Beckham as the new pharmacist investigators.

Minutes

The minutes from the September 11-12, 2018 board meeting were presented. After discussion, Dr. Wilson made the motion to accept the minutes as amended. Dr. Wright seconded the motion. The motion carried.

Presentation

Gateway Electronic Health Record (EHR)/Pharmacy System

Dr. David Reagan and Dr. Todd Bess presented the Gateway Electronic Health Record (EHR)/Pharmacy System Integration Opportunity to the board. This program will allow Users to interface between their HER/Pharmacy system and individual patient information in the CSMD minimizing the need to log into the CSMD separately. Dr. Reagan is requesting that the each board that support the CSMD, except the Board of Veterinarian Examiners, allocate the use of their reserve funds to support a two year kick off to accelerate the CSMD Gateway EHR/Pharmacy integration across the state. After discussion, Ms. Tittle made the motion to allow the use of the board's reserve funds for two years to help implement the CSMD Gateway EHR/Pharmacy integration. Dr. Pryse seconded the motion. The motion carried.

OGC Report

Mr. Gibbs stated that there are currently 66 cases open for discipline within the Office of General Counsel. Of those 66 cases, 9 are eligible for a contested hearing.

Mr. Gibbs informed the board that he and Dr. Grinder appeared before the Government Operations Committee on November 14, 2018 to discuss the Third Party Logistics rules. The rules were approved.

Complaint Summary

1.

During a periodic inspection, BOP Investigator noted deficiencies that violate Board rules as follows:

- Facility is licensed as a manufacturer however it should be wholesaler/distributor.
- A Tennessee Board of Pharmacy Law Book could not be located on the premises.
- Facility did not track temperature or humidity except for refrigerated items.
- Facility had no procedure to insure that any outdated drugs shall be segregated from other drugs-either returned to manufacturer or destroyed.
- Facility holds a DEA chemical registration and BOP license as a manufacturer. Pseudoephedrine type products are received and shipped.

A response was requested by Investigator on June 13, 2018 when the inspection was deemed unsatisfactory; however, to date, a response has not been received.

No prior discipline.

Recommend:

Dr. Wilson made the motion to issue a **Letter of Warning** to include a response to the deficiencies listed and for the manager of the facility or owner to sign the inspection form. Dr. Pryse seconded the motion. The motion carried.

2.

Complaint against respondent pharmacy alleged improper DUR. It was alleged that a physician had pre-signed prescription pads that an employed nurse used to self-prescribe Hydrocodone and Carisoprodol and the prescriptions were filled at the respondent pharmacy.

BOP Investigator interviewed pharmacy staff familiar with the issue. The alleged forged prescriptions included controlled substances as well as blood pressure medications. Investigator reviewed DUR logs in the pharmacy computer system. Investigator verified there had been documented notes, including pharmacists calling to verify increased dosages. According to documentation, the increased dosages were verified by an employee at the physician's office. One pharmacist recalled a conversation with the patient's spouse about acetaminophen in which the spouse stated the physician was monitoring the patient's liver due to the high dosages of acetaminophen. Investigator could find no violation by pharmacists in this matter.

No prior discipline.

Recommend: Dismiss

Dr. Wright made the motion to **accept counsel's recommendation** to dismiss. Dr. Rodgers seconded the motion. The motion carried.

3.

Respondent pharmacist was terminated for filling unauthorized refills for himself and family members. Respondent was interviewed by Loss Prevention and also by police officers.

BOP Investigator received police reports and video interviews of the Respondent. No controlled substances were involved, however respondent did admit to the allegations. Respondent explained that he had a long term relationship with some of the area prescribers and that he had verbal authorization to fill or refill prescriptions to treat himself or family members. Respondent stated it was clearly understood that this arrangement did not extend to controlled substances. Respondent also admitted to "borrowing" two maintenance medications from shelf stock bottles then replacing them when his refills were processed. Other pharmacists told Investigator they had overheard the respondent getting verbal authorization from prescribers for his medications at times when he was already speaking to them about other patients.

No prior discipline.

Recommend:

Dr. Wright made the motion to issue a **Letter of Warning** to the pharmacist. Dr. Wilson seconded the motion. The motion carried.

4.

Complaint alleged unprofessional conduct and rudeness by respondent pharmacy staff which resulted in the patient being denied an essential medication.

BOP Investigator interviewed pharmacy staff and discovered there was an insurance issue. The patient had two types of insurance coverage. The primary insurance only covered Proair HFA. The secondary insurance only covered Proventil HFA. The difference resulted in a \$40 copay which had not been required on previous refills. When the caregiver complained, a three-way call was initiated with the caregiver, the pharmacist and an agent of the insurance company. The claim was processed and the medication was dispensed. The pharmacist that was interviewed could not recall all of the details but did not feel the interaction was unpleasant.

No prior discipline.

Recommend: Dismiss

Dr. Wilson made the motion to **accept counsel's recommendation** to dismiss. Ms. Tittle seconded the motion. The motion carried.

5.

Complaint alleged the respondent specialty pharmacy violated HIPAA and patient's freedom of choice by requiring the complainant to use the preferred specialty pharmacy of the patient's PBM.

BOP Investigator interviewed PIC of the respondent pharmacy and obtained a written response. The patient has medical insurance and a pharmacy benefits component which requires specialty drugs to be filled by a preferred specialty pharmacy. An independent pharmacy billed for the patient's medication and that billing pinged the PBM who had a representative call the patient and advise that the patient must use the preferred specialty pharmacy. The patient gave consent, however the independent pharmacy notified the patient and the specialty pharmacy that they would dispense the product using patient's medical insurance benefit.

Difficult to tell if prior discipline exists for this pharmacy.

Recommend: Dismiss

Dr. Wright made the motion to **accept counsel's recommendation** to dismiss. Dr. Pryse seconded the motion. The motion carried.

6.

During a review of controlled substance prescriptions, BOP Investigators reviewed Buprenorphine prescriptions.

- Four of five prescriptions (reviewed) were dispensed for single entity medication with no supporting documentation.

- Four of the five prescriptions had continual early refills.

Eight other patient profiles were reviewed. Six profiles had documented decreases or attempted decreases in dosages. Investigators educated the PIC/owner and returned at a later date.

During the follow-up visit, Investigators randomly selected eleven patients with single entity medications.

- Ten of the eleven prescriptions had supporting documentation noted. However, there was no documentation for two other patients using buprenorphine and oxycodone and one patient had no documentation for using buprenorphine and benzodiazepines.

Six additional patients were reviewed.

- Three had early refills with no supporting documentation while another was using buprenorphine and oxycodone without supporting documentation. Two prescriptions had no issues.

Investigators feel there have been improvements but there continues to be an issue on the importance of documentation.

Prior discipline – Failure to counsel; civil penalty paid in April of 2015.

Recommend: LOW then follow up visit by BOP Investigators

Dr. Pryse made the motion to issue a **Letter of Warning**. Dr. Rodgers seconded the motion. The motion carried.

7.

Complainant pharmacy alleged that the respondent pharmacy was not submitting complete CSMD records for a buprenorphine patient.

BOP Investigator researched and found that the patient actually did have a gap from June of 2017 to August of 2018 when no Buprenorphine was filled for the patient. It is unknown why the patient did not explain the gap to the complainant pharmacy. No violation could be determined.

Prior discipline – Failure to conduct proper DUR / failure to counsel. Pharmacy is currently under a monitoring contract.

Recommend: Dismiss

Dr. Wilson made the motion to **accept counsel's recommendation** to dismiss. Dr. Rodgers seconded the motion. The motion carried.

8.

Complaint alleged the respondent pharmacy withheld a prescription ordered after the patient had a stent procedure because it interacted with another medication. The patient then suffered a second heart attack, was readmitted, re-stented and then discharged a few days later.

BOP Investigator conducted an extensive investigation. The patient delayed bringing the prescription (for Plavix) to the pharmacy for two days after the patient was discharged. According to pharmacy staff, the prescription was held at the pharmacy because of a Class 1 interaction between Plavix and Actos. The prescriber's office was called the day the prescription was given to the pharmacy, but did not return the call to the pharmacy until late the following day. The patient chose to wait until the next day to get the medication. The patient had a second heart attack on the same day the patient obtained the medication. Investigator interviewed the associated pharmacists and also interviewed the complainant and the spouse. It is unclear if the pharmacist relayed the urgency of the situation to the prescriber. It is also unclear if the pharmacist's discussion with the patient clearly outlined the reason for the delay since the patient did not tell the pharmacist about the Actos therapy being discontinued two months previous.

No prior discipline.

Recommend:

Dr. Pryse made the motion to **dismiss** this complaint. Dr. Wright seconded the motion. The motion carried.

9.

BOP Investigator discovered the respondent pharmacy was open without a pharmacist on duty. Investigator was told the pharmacist had to leave for a few minutes. The pharmacist arrived at the pharmacy a few minutes later and told Investigator that he had to take care of something at home.

Prior discipline – Practicing in an unlicensed area of the building which houses the pharmacy

Recommend: Reprimand

Dr. Wilson made the motion to issue a **Letter of Reprimand** to the pharmacy. Dr. Wright seconded the motion. The motion carried.

10.

Respondent pharmacist is PIC for Case 10 above. In addition to the above violations, Investigator also found record keeping violations including multiple prescriptions with incorrect dates, C3 thru C5 invoices not kept separate from non-controlled invoices and not marked to make them distinguishable, and some controlled invoices not signed and dated as required.

Prior discipline – In addition to the forgoing prior discipline against the pharmacy, the pharmacist failed to perform final product verification and accepted medication returns

Recommend:

Dr. Pryse made the motion to issue a **Letter of Warning** to the PIC and submit a corrective action plan. Dr. Wilson seconded the motion. The motion carried.

11.

Respondent technician admitted theft of 300 Tramadol tablets to BOP Investigator.

No prior discipline.

Recommend: Revoke tech registration

Dr. Wilson made the motion to **authorize a formal hearing** for revocation. Ms. Tittle seconded the motion. The motion carried.

12.

Respondent's employer reported to BOP that the respondent technician had failed a random drug screen and was terminated.

BOP Investigator contacted the respondent who admitted marijuana use.

No prior discipline.

Recommend: Suspend the registration until Respondent contacts TPRN and either signs a formal monitoring contract or TPRN certifies Respondent is safe to resume practicing a pharmacy technician.

Dr. Rodgers made the motion to **authorize a formal hearing** to suspend the registration until the technician contacts TPRN and either sign a formal monitoring contract or TPRN certifies that the technician is safe to resume practicing as a pharmacy technician. Ms. Tittle seconded the motion. The motion carried.

13.

During a periodic inspection, BOP Investigator became concerned with working conditions and patient safety. Investigator noted that the pharmacy was cluttered and in disarray; totes and boxes in aisles made it difficult to walk through; the pharmacy counter was covered with prescriptions, products and paper work; records were not properly filed or organized; shelves were extremely dusty; some vials of medication on shelves were not properly labeled; controlled substance inventory for Gabapentin was not dated as required.

Investigator also noted there was one pharmacist and four techs on duty and the pharmacy was extremely busy. The pharmacist was performing all pharmacist duties in the dispensing process and was also administering flu vaccines. Although the investigator did note that he believed the pharmacist was doing her best under the circumstances, the Investigator was concerned the public is placed in danger due to the staffing and working conditions. Investigator spoke to the store manager who did not agree the workload created an unsafe environment for patients being served. Investigator issued an unsatisfactory inspection report and asked for notification when deficiencies had been corrected. PIC responded nine days later that the deficiencies were corrected and understaffing had been addressed by adding pharmacist overlap for four to five hours daily Monday through Friday.

No prior discipline.

Recommend:

Dr. Wilson made the motion to issue a **Letter of Instruction** with the deficiencies listed. Dr. Wright seconded the motion. The motion carried.

14.

While performing a periodic inspection, BOP Investigator observed two new prescriptions dispensed without counseling. The technician on duty stated she asked the patient if they had questions. Investigator educated staff that was not sufficient and that new prescriptions must be counseled, especially since the prescriptions were Methadone and Norco. On another prescription, Investigator heard a patient ask a question which the tech said the pharmacist would have to answer, but never summoned the pharmacist and the patient left.

Other deficiencies found during the inspection included DEA 222 forms not completed correctly; no employees wearing name tags as required; technician registry and affidavits could not be located; verbal orders not initialed; some prescriptions found that had the wrong prescriber name on the back tag. Investigator provided education and requested an action plan to address deficiencies. The action plan was received 11/6/18.

Prior discipline – Pharmacy issued a civil penalty for expired medications

Recommend: \$2,000 civil penalty with all but \$1,000 stayed with acceptable plan of action for counseling. LOW for other deficiencies that have been corrected.

Dr. Wilson made the motion to **authorize a formal hearing** with a \$2000.00 civil penalty with \$1000.00 stayed upon receipt of an acceptable plan of action for failure to counsel and a LOW for the other deficiencies that have been corrected. Dr. Rodgers seconded the motion. The motion carried.

15.

Respondent is the dispensing pharmacist on duty for counseling violation for Case 14 above.

Prior discipline:

- 2002 = License revoked for addiction to alcohol, narcotics, or other drugs
- 2003 = License reinstated with probationary terms

Recommend: \$1,000 civil penalty

Dr. Pryse made the motion to **authorize a formal hearing** with a \$1000.00 civil penalty to the dispensing pharmacist on duty for failure to counsel. Dr. Wilson seconded the motion. The motion carried.

16.

Respondent is the technician that violated counseling rules and did not summon the pharmacist in case 15 above.

No prior discipline.

Recommend: LOW

Dr. Wilson made the motion to issue a **Letter of Warning** to the technician for violating counseling rules and not summoning the pharmacist. Dr. Pryse seconded the motion. The motion carried.

17.

Respondent is the PIC for Case 14 above.

No prior discipline.

Recommend: LOI for counseling violations; LOW for the other deficiencies.

Dr. Pryse made the motion to issue a **Letter of Instruction** to the PIC for counseling violations and a Letter of Warning for the other deficiencies. Ms. Tittle seconded the motion. The motion carried.

18.

Respondent is the pharmacy named by the complainant alleging a misfill occurred and was not handled appropriately by staff.

BOP Investigator interviewed pharmacy staff and then also followed up with the complainant. A misfill was confirmed. It is believed that “return to stock” bottles were used to fill the prescription in question and Gabapentin and Ibuprofen were very close in the fast moving items section. Some Ibuprofen became mixed in with the patient’s Gabapentin.

No prior discipline.

Recommend: Close complaint against the pharmacy. Open a new complaint against the dispensing pharmacist.

Dr. Wright made the motion to issue a **Letter of Instruction** for the misfil and the pharmacy must submit an acceptable plan of correction. Dr. Wilson seconded the motion. The motion carried.

19.

Respondent was the dispensing pharmacist for Case 18 above.

No prior discipline.

Recommend: LOW for misfill

Ms. Tittle made the motion to issue a **Letter of Warning** to the dispensing pharmacist for the misfil. Dr. McCall seconded the motion. The motion carried. Dr. Pryse voted no.

20.

While attempting a periodic inspection, BOP Investigator discovered the entity had moved without notice and then later it closed without notice. The license is currently expired. The amount of time after the move, but before the license expired was determined to be six months and three weeks.

No prior discipline.

Recommend: \$700 civil penalty (\$100 per month for seven months) plus costs of tracking and conducting the investigation.

Dr. Wilson made the motion to **authorize a formal hearing** with a \$700.00 civil penalty plus case cost of tracking and conducting the investigation. Dr. Rodgers seconded the motion. The motion carried.

Presentation
Walgreens

Mr. Dan Luis, VP of Pharmacy Affairs, Dr. Chris Wallace, Pharmacy Site Director for Central Fill Services, Orlando, FL and Dr. Steven Lankin, PIC, Orlando, FL appeared before the board to request that a one-time file transfer of medical records from a Walgreens buyout of Fred's and Rite Aid pharmacies. This will allow the Walgreens Central Fill Services in Florida to key the information of those Tennessee patients into their database and saving the additional burden on the Tennessee stores. The information keyed will remain on hold until the patient comes to a Walgreens in TN for a refill or with a new prescription. After discussion, Dr. Wright made the motion to approve this one time file transfer of the Fred's and Rite Aid pharmacies in the Walgreens buyout. Dr. Wilson seconded the motion. The motion carried.

Reinstatement
Sarah Wallace, D.Ph.

Dr. Wallace requested to have her licensed reinstated. Dr. Wallace's license was revoked on April 12, 2017. After discussion, Dr. Wright made the motion to reinstate Dr. Wallace's license. Dr. Wallace's license will be on five (5) year probation once she has completed all the necessary requirements for reinstatement with the following conditions. Dr. Rodgers seconded the motion. The motion carried.

- (a) The Respondent shall completely abstain from the consumption of alcohol or any other drugs, except as specified in (b);
- (b) The Respondent shall be able to consume legend drugs or controlled substances prescribed by the Respondent's primary physician, Dr. Brayden Blankenship, except in the case of an emergency or upon proper referral from the Respondent's primary physician. Upon ratification of this order, the Respondent shall immediately notify the Board office in writing of the name of the Respondent's primary care physician. The Respondent shall immediately notify the Board office in writing of the name of the Respondent's primary physician each time the Respondent changes primary physicians;
- (c) The Respondent shall not obtain or attempt to obtain any prescriptions in the Respondent's name for any legend drugs, controlled substances or devices containing same from a physician other than the Respondent's primary physician or from any other health care provider, such as a nurse practitioner, physician's assistant or psychiatrist;
- (d) The Respondent shall destroy any unused controlled substances prescribed under the provisions of subsection (b) no later than thirty (30) days following the completion of the prescribed course of treatment;
- (e) The Respondent shall report to the Board, in writing, the ingestion of any and all legend drugs or controlled substances (a copy of the prescription will satisfy the requirement);

(f) The Respondent shall not serve as pharmacist-in-charge for a period of three (3) years from the start date of probation; however, after a period of two (2) years' probation the respondent may petition the Board for a modification of this Consent Order to remove the restrictions upon show of good causes. The Respondent shall not work as a "floater" for a period of three (3) years, meaning that the Respondent shall not work at more than one (1) pharmacy location at the same time without permission of the Board;

(g) Respondent shall complete all provisions required for the reinstatement of his license listed in Board Rule 1140-01-.07 (3) (b):

1. Provide written notice to the board requesting an active license;
2. Satisfy all past due continuing pharmaceutical education as required by the board;
3. Pay all cumulative license renewal fees and any applicable penalty fees for the period During which the license was inactive, delinquent, suspended or revoked;
4. Complete one hundred and sixty (160) pharmaceutical internship hours within ninety (90) Consecutive days.
5. Successfully complete the jurisprudence examination.

Appearance

David Ursic, Pharm.D.

Dr. Ursic answered "yes" to the question that asked "Have you ever been charged or convicted (including a nolo contendere plea or guilty plea) of a felony or misdemeanor (other than a minor traffic offenses) whether or not sentence was imposed suspended, expunged, or whether you were pardoned from any such offense"? "Are you currently participating in a supervised rehabilitation program or professional assistance program that monitors you to assure that you do no consume alcohol and/or not engage in the illegal use of illicit or controlled substances"? and "Have you ever held a license, registration, privilege or certificate in any profession that has ever been reprimanded, suspended, restricted, revoked, otherwise disciplined, curtailed, or voluntarily surrendered under threat of investigation or disciplinary action in any jurisdiction?" Dr. Ursic's Mississippi Intern license was placed on probation for 5 years on July 2018. After discussion, Dr. Wilson made the motion to approve Dr. Ursic application for licensure as a pharmacist in Tennessee. Dr. Ursic license will be a conditional license to run concurrent with the Mississippi Board of Pharmacy consent order and he must be monitored by the Tennessee Pharmacist Recovery Network Ms. Tittle seconded the motion. The motion carried.

Heriberto Martinez, Jr. D.Ph.

Dr. Martinez answered "yes" to the question that asked "Have you ever been charged or convicted (including a nolo contendere plea or guilty plea) of a felony or misdemeanor (other than a minor traffic offenses) whether or not sentence was imposed suspended, expunged, or whether you were pardoned from any such offense"? And "Do you currently have any condition or impairment including, but not limited to, substance or alcohol abuse or dependency, that in any affects your ability to practice pharmacy in a safe and competent manner"? Documentation submitted state that Dr. Martinez has been charged and/or convicted of the following; Petite

Theft Shoplifting –Nolle Prose filed 1/13/03; guilty of DUI on 12/10/2003 given 1 year probation, adjudicate guilty of violating probation on 5/26/2004, probation reinstated for 240 days, completed probation on 2/4/2005; Open container Nolle Prose filed 12/20/2006; Battery adjudicated guilty 8/23/2007 given 6 month probation-probation revoked and terminated on 3/4/2008; Operating Motor Vehicle without valid driver's license and attaching tag not assigned-Nolle Prose filed 2/26/08 to the Tag not assigned and adjudication withheld 2/26/2008 for Operating Motor Vehicle without driver's license; violated probation dismissed 3/4/2008, probation revoked and terminated; DUI adjudicated guilty 11/12/2012 sentence to 1 year probation-probation completed 11/23/2013. Dr. Martinez is under contract with the FL PRN.

After discussion, Dr. Wright made the motion to approve Dr. Martinez application for licensure as a pharmacist by reciprocity in Tennessee. Dr. Martinez license will be a conditional license to run concurrent with the Texas Board of Pharmacy consent order and he must be monitored by the Tennessee Pharmacist Recovery Network Ms. Tittle seconded the motion. The motion carried.

Order Modification
Corey Bradley, Pharm.D.

Dr. Bradley appeared before the board to request that the he be allowed to be float at Pruitt's Pharmacy in Nashville. Dr. Bradley's license was placed on probation on 12/20/2017. After discussion, Dr. Wilson made the motion to approve Dr. Bradley's request to be float at Pruitt's Pharmacy in Nashville. Ms. Tittle seconded the motion. The motion carried.

Reinstatement
Kevin Brown, D.Ph.

Dr. Brown requested to have his licensed reinstated. Dr. Brown's license was revoked on April 12, 2017. After discussion, Dr. Wilson made the motion to reinstate Dr. Brown's license. Dr. Brown's license will be on ten (10) year probation once he has completed all the necessary requirements for reinstatement with the following conditions. Dr. Rodgers seconded the motion. The motion carried.

Presentation
TCGRx

Mr. William Pelli, Product Manager, appeared before the board to ask for approval of their TCGRx kiosk. The kiosk will be used for after-hours of prescription refills for employees only at Maury Regional Hospital. After discussion, Dr. Wilson made the motion to approve the machine only. Representatives from Maury Regional Hospital must appear before the board to explain the utilization of the machine. Dr. Wright seconded the motion. The motion carried.

Waivers

Board rule 1140-01-.07(3) (b) (i) 5(ii)

Dr. Wilson made the motion to approve the request from **Jennifer Figg, D.Ph.**, to waive the one hundred and sixty (160) internship hours but she must successfully take and pass the MPJE. Dr. Pryse seconded the motion. The motion carried.

Dr. Wilson made the motion to approve the request from **William Figg, D.Ph.**, to waive the one hundred and sixty (160) internship hours but he must successfully take and pass the MPJE. Dr. Pryse seconded the motion. The motion carried.

Dr. Pryse made the motion to approve the request from **Hajira Ebady, D.Ph.**, to waive the one hundred and sixty (160) internship hours but she must successfully take and pass the MPJE. Dr. Rodgers seconded the motion. The motion carried.

Dr. Wilson made the motion to approve the request from **Cheryl Odom, D.Ph.**, to waive the one hundred and sixty (160) internship hours but she must successfully take and pass the MPJE. Dr. Odom will have six (6) months to complete thirty (30) live continuing education hours needed to reinstate her TN pharmacist license. Dr. Rodgers seconded the motion. The motion carried.

Board rule 1140-05-01 (1)

Dr. Wright made the motion to grant **Mansi Agrawal, Pharm.D.**, an six (6) month extension to obtain the fifteen (15) live for the 2016-2018 renewal cycle. Dr. Pryse seconded the motion. The motion carried.

Board rule 1140-03-03 (2)

Dr. Wilson made the motion to approve the request from **Turenne PharMedCo** to file prescriptions by the date filled and not numerically. All prescriptions are imaged electronically. Turenne PharMedCo will continue to have separate files for C-II and C-III-V. Ms. Tittle seconded the motion. The motion carried.

Board rule 1140-01-.13(3)

Dr. Wright made the motion to approve the request from **Blount Specialty Pharmacy** that the pharmacy is at least 180 square feet have hot and cold running water. Dr. Rodgers seconded the motion. The motion carried.

Consent Orders

Dr. Wilson made the motion to approve the following consent orders as presented. Ms. Tittle seconded the motion. The motion carried.

VIOLATED BOARD RULE 1140-03-.14(2)

Tennessee CVS Pharmacy dba CVS Pharmacy #3293-\$50.00 civil penalty
Tennessee CVS Pharmacy, LLC #6438-\$50.00 civil penalty

Tennessee Board of Pharmacy
Board Meeting
December 3, 2018

VOLUNTARY SURRENDER (same as revocation)

Brooke Henderson, RT
Brittany Ricker, RT
Kelsey Gordon, RT
Jennifer Ellison, RT
Casey McIntyre, RT
Lori A Pasternak, RT

VIOLATED BOARD RULE 1140-03-.03(6) (a)

Christopher S. Gilbert, D.Ph.-\$2000.00 civil penalty

VIOLATED T.C.A § 63-10-305 (8)

Tennessee CVS Pharmacy dba CVS Pharmacy #7144-\$650.00 civil penalty

Dr. Wright made the motion to adjourn at 3:40 p.m. Dr Wilson seconded the motion. The motion carried.

The minutes were approved and ratified at the January 8-9, 2019 board meeting.