

South Carolina Board of Pharmacy
Board Meeting

November 19, 2014
Synergy Business Park
110 Centerview Drive, Kingstree Building Room 108
Columbia, South Carolina

Wednesday, November 19, 2014

1. Approval of Minutes for September 17-18, 2014 Minutes

Mr. Banks made a motion to approve the minutes. Mrs. Gillespie seconded the motion and it carried unanimously.

2. Reports from:

Office of Investigation and Enforcement – Mark Sanders
Information only.

Office of General Counsel – Pat Hank
Information only.

Finance Report – Lee Ann F. Bundrick, R.Ph.
Information Only.

3. IRC Recommendations

Dismissals and dismissals with non-disciplinary letters of concern. Review of proposed Consent Agreements and Voluntary Surrenders

- Consent Agreement

Case #: 2012-23

Mrs. Gillespie made a motion to approve the consent agreement. Mr. Banks seconded the motion and it carried unanimously.

Case #: 2013-54

Mrs. Gillespie made a motion to approve the consent agreement. Mr. Banks seconded the motion and it carried unanimously.

Case #: 2013-114

Mr. Banks made a motion to approve the consent agreement. Mrs. Russell seconded the motion and it carried unanimously.

- Voluntary Surrender

Case #: 2014-29

Case #: 2014-73

Case #: 2014-77

Case #: 2014-107

Information only.

A. Request to Reconsider Motion - Freida Cone, Jeffrey Butler, Esq.

Session closed to public. Mrs. Gillespie made a motion to deny the request. Mrs. Russell seconded the motion and it carried unanimously.

B. Request Approval of MOA -William Xochihua

Session closed to the public. Mr. Banks recused himself from voting. Mr. Morris made a motion to accept the Memorandum of Agreement and impose the following: A public reprimand, reinstate the license, suspend the license but that it be immediately stayed. The individual be in an indefinite probation period, subject to the following conditions: Non-dispensing functions only with no access to controlled substances, may not be a pharmacist-in-charge, may not work greater than 40 hours per week with no night shifts. Future employers must make quarterly reports indefinitely to the Board and he must be indefinitely enrolled in and compliant with RPP. Mrs. Gillespie seconded the motion and it passed.

C. Request Release from Order – Christina Thompson

Mr. Banks made a motion to approve the request. Mr. Hubbard seconded the motion and it carried unanimously.

D. Request Release from Order – E. Duane Cook

Mrs. Gillespie made a motion to approve the request. Mr. Banks seconded the motion and it carried unanimously.

5. New Business

E. Request Approval of Pharmacist Reciprocity Application – Thomas Scarmo

Mrs. Gillespie made a motion to approve the application. Mr. Banks seconded the motion and it carried unanimously.

F. Request Approval of Pharmacy Technician Registration Application – Twana Wiggins
Did not appear.

G. Request Approval of Pharmacy Technician Registration Application – Melissa Shukla
Mrs. Gillespie made a motion to approve the application. Mr. Banks seconded the motion and it carried unanimously.

H. Request Approval of Pharmacy Technician Registration Application – Delores Richardson
Mrs. Gillespie made a motion to approve the application. Mr. Banks seconded the motion and it carried unanimously.

I. Request Approval of Pharmacy Technician Registration Application – Niclaudia Ross
Mr. Banks recused himself from voting. Mr. Morris made a motion to approve the application. Mr. Blackmon seconded the motion and it carried.

J. Request Approval of Reciprocity Application – Mark Barron
Mrs. Gillespie made a motion to approve the application. Mr. Banks seconded the motion and it carried unanimously.

K. Request Approval to Become a State Certified Technician – Elizabeth Pearsall
Mr. Blackmon made a motion to deny the request. Mr. Blackmon seconded the motion and it carried unanimously.

Mrs. Gillespie made a motion to delegate to the chairman authority to offer guidance to the Board of Pharmacy staff regarding the management of change of ownership and/or name inspections, as well as the requirement of non-resident application hearings under like circumstances. Mr. Blackmon seconded the motion and it carried unanimously.

New Business Continued

L. Non-Resident Application Review Committee Recommendations

Review of Approvals

October 16, 2014:

Bayer Healthcare, Precious Arrows, Healix Infusion, Sanofi-Aventis, Destreham Discount Pharmacy, Health Scripts Specialty Pharmacy, Pharma Logistics, Amber Pharmacy, Johnson and Johnson, Warsaw, Indiana and Bridgewater, Massachusetts, Smith Medical Partners, Astute Medical, Blue Ridge Pharmacy, Oak Creek Pharmacy, BioRx, H.D. Smith, LLC; Trinity Medical Pharmacy, and American Rx
Coming from a committee a second is not required. It passed unanimously.

November 12, 2014:

Hi-Tech Pharmacal, Wellgistics, Express Scripts, JCB Laboratories, Wright Medical Technology, Medical Purchasing Solutions, Advantage Pharmacy, Park Irmat Drug Corp. Integra Life Sciences and Sales, Complete Pharmacy and Medical Solutions, TOLMAR Pharmaceuticals- two facilities, Fort Collins and Windsor, Colorado, Doc Lane's Veterinary Pharmacy, Breg, Inc. – two facilities, Carlsbad, California, and Plainfield, Indiana, NuVasive, two facilities, Memphis, Tennessee and San Diego, California; Home Medical Systems doing business as Timmerman Oxygen and Danox Environmental Services, Inc.

Coming from a committee a second is not required. It passed unanimously.

Review of Conditional Approvals

October 16, 2014:

Amatheon recommend for approval pending a payment of \$3500 fine for shipping into South Carolina without a permit. Arterioocyte we recommend approval pending payment of \$2500 for shipping into South Carolina without a permit. Life Line Home Care recommend approval with a \$2500 fine for shipping into South Carolina without a permit. Inverness Apothecary recommend approval pending submission of an updated list of employees. Premier Pharmacy recommend approval pending submission and review of updated worksheets. Smart Practice Allergen Bank recommend approval pending submission of a successful operational inspection from the Arizona Board of Pharmacy or approved entity. Woods Pharmacy recommend approval pending submission of a successful operational inspection from the New Jersey Board of Pharmacy. In Touch Pharmacy recommend approval pending submission of a successful operational inspection from the Georgia Board of Pharmacy. White Drug Number 61 recommend approval pending a successful recent inspection from the North Dakota Board of Pharmacy. Coming from a committee a second is not required. It passed unanimously.

November 12, 2014:

FFF Enterprises recommend approval pending submission of a successful operational inspection report. My Favorite Pharmacy, and that is the name of the pharmacy, recommend approval pending submission of a successful operational inspection report and updated photographs. Par Sterile Products recommend approval pending submission and approval of FDA inspection reports and Michigan Board of Pharmacy. Renner Pharmacy recommend approval pending submission of a successful operational inspection. Specialty Therapeutic Care recommend approval pending a successful wholesale inspection by the Texas Board of Pharmacy. Synergy Pharmacy we recommend approval pending submission of a successful sterile compounding

inspection report and Perform Specialty LLC recommend approval pending a successful operational inspection. Coming from a committee a second is not required. It passed unanimously.

Recommended Denial, Requesting Appearance
Alliqua Biomedical, Inc – Brad Barton, Greg Robb
Mrs. Gillespie made a motion to approve the application. Mr. Blackmon seconded the motion and it carried unanimously.

Recommended Denial, Requesting Deferral
Vitalmed Rx
Llewellyn's Pharmacy – Tracy Alexander, Renee Dougalas, Gary Desanto
Mrs. Russell made a motion to defer to the January 2015 board meeting. Mr. Morris seconded the motion and it carried unanimously.

Recommended for Denial, Submitted Additional Information for Review
October 16, 2014:
Goldtree Rx dba Hillmoor Pharmacy – Coming from a committee a second is not required. It passed unanimously.

Recommended Denial
November 12, 2014:
Gateway Pharmaceuticals and One Source Rx. Coming from a committee a second is not required. It passed unanimously.

Deferred from September Board Meeting
Goot Nursing Home dba PharMerica
Mrs. Gillespie made a motion that we defer action on this until we can get further clarification. Mr. Hubbard seconded the motion and it passed unanimously.

M. Committee Report -Legislative Committee – Addison Livingston, PharmD, R.Ph.
Mr. Livingston reported that the committee reviewed the amendments on H3161 from the Compounding Committee. Coming from a committee it does not require a second. It carried unanimously.
The committee voted to move forward on H3334. Coming from a committee it does not require a second. It carried unanimously.

N. Request Approval of Non-Resident Pharmacy Application – Cane Creek Pharmacy, Derek Altizer
Mr. Blackmon made a motion to deny the application. Mr. Hubbard seconded the request and it passed unanimously.
Mrs. Gillespie made a motion to approve the reciprocity application for Derek Altizer. Mr. Banks seconded the motion and it carried unanimously.

Mr. Banks made a motion to delegate authority to the Board chair on his desire or his designee to serve as a consultant for the Board of Pharmacy staff regarding coordination of investigations with FDA or other regulatory authorities. Mr. Morris seconded the motion and it carried unanimously.

Mr. Hubbard made a motion that the Board form a working committee for non-dispensing consultant pharmacist for the Department of Corrections and MUSC and that would consist

of Mr. Morris, Mrs. Russell, Ms. Wendy Knox, with the Department of Corrections and himself. Mr. Blackmon seconded the motion and it carried unanimously.

O. Request Approval of Non-Resident Pharmacy Application – Medpro Rx, Inc., Andrew Clark
Mr. Hubbard made a motion to approve the application. Mr. Morris seconded the motion and it carried unanimously.

P. Request Approval of Expanded Utilization of Talyst – Agape, Daniel Bundrick
Mr. Morris made a motion to approve the request. Mr. Hubbard seconded the motion and it carried unanimously.

Q. January 2015 Meeting Date
Mrs. Gilleppe made a motion to change the January board meeting dates to January 27-28, 2015. Mr. Hubbard seconded the motion and it carried unanimously.

R. Ebola Patients in Acute Care Sites – Carole Russell, R.Ph.
Information only.

S. Request Approval of State Certified Technician Education – Mario Lett
Mr. Hubbard made a motion to deny the request. Mr. Blackmon seconded the motion and it carried unanimously.

T. Nuclear Pharmacy Training for Pharmacy Technicians – Miles Ervin Triad Isotopes
Mr. Blackmon made a motion to refer this to the Nuclear Committee. Mr. Banks seconded the motion and it carried unanimously.

U. Approval of Reciprocity Candidates for Licensure Dates: August 31, September 12, 15, 16, 29, October 1, 2, 6, 7, 8, 15, 17, 20, 23, 29, 30, November 3, 7, 11, 12, 2014
Mrs. Gillespie made a motion to approve the candidates. Mr. Banks seconded the motion and it carried unanimously.

V. Administrator's Report - Lee Ann F. Bundrick, R.Ph.
Information only.

W. Inspectors' Report
Information only.

X. Script 1 Pharmacy – Memorandum in Support of Application
Mr. Morris made a motion to deny the request. Mr. Hubbard seconded the motion and it carried unanimously.

6. Committee Reports

- Pharmacy Technician – Rebecca Gillespie, PharmD, R.Ph.
No meeting to report.
- Compounding – Carole Russell, R.Ph.
Mrs. Russell reported the committee met and proposed changes to the compounding legislation. It was then referred to the Legislative Committee.
- Nuclear Pharmacy – Spencer Morris, PharmD, R.Ph.
No meeting to report.

- Pharmacy Practice & Technology – Rob Hubbard, R.Ph.
No meeting to report.
- Recovering Professional Program – Leo Richardson, PhD
No meeting to report.
- Medication Integrity – David Banks, R.Ph.
No meeting to report.
- HealthCare Collaborative – Carole Russell, R.Ph.
No meeting to report.

Adjournment

Mr. Banks made a motion to adjourn. Mr. Morris seconded the motion and it carried unanimously.