



Arizona State Board of Pharmacy

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**THE ARIZONA STATE BOARD OF PHARMACY
HELD A REGULAR MEETING DECEMBER 10, 2014
MINUTES FOR REGULAR MEETING**

AGENDA ITEM 1 – Call to Order – December 10, 2014

President Foy convened the meeting at 9:00 A.M. and welcomed the audience to the meeting.

The following Board Members were present: President Jim Foy, William Francis, Darren Kennedy, Kyra Locnikar, Dennis McAllister, Reuben Minkus, John Musil, Nona Rosas, and Tom Van Hassel. The following staff members were present: Compliance Officers Tom Petersen, Sandra Sutcliffe, Karol Hess, Steve Haiber, and Dennis Waggoner, Drug Inspectors Melanie Thayer and Cesar Ramirez, Executive Director Hal Wand, Deputy Director Cheryl Frush, and Assistant Attorney General Monty Lee.

AGENDA ITEM 2– Declaration of Conflicts of Interest

Due to having a “substantial interest” in the matter, Mr. Kennedy recused himself from participating under Arizona’s conflict of interest laws in the review, discussion, and proposed actions concerning Agenda Item 6, Schedule N, Non-Resident Pharmacy Permit for Walgreen Co..

Due to having a “substantial interest” in the matter, Mr. Kennedy recused himself from participating under Arizona’s conflict of interest laws in the review, discussion, and proposed actions concerning Agenda Item 13, Schedule S, Complaint #4355, Complaint #4360, Complaint #4361, Complaint #4362, and Complaint #4379.

Due to having a “substantial interest” in the matter, Dr. Foy recused himself from participating under Arizona’s conflict of interest laws in the review, discussion, and proposed actions concerning Agenda Item 8, Schedule O, Special Request for John Markus.

Due to having a “substantial interest” in the matter, Dr. Foy recused himself from participating under Arizona’s conflict of interest laws in the review, discussion, and proposed actions concerning Agenda Item 12, Schedule R, Hearing for John Tomkins.

Due to having a “substantial interest” in the matter, Dr. Foy recused himself from participating under Arizona’s conflict of interest laws in the review, discussion, and proposed actions concerning Agenda Item 13, Schedule S, Complaint #4353, Complaint #4359, Complaint #4374, Complaint #4375, Complaint #4381, Complaint #4383, and Complaint #4385.

AGENDA ITEM 3– Approval of Minutes

Following a review of the minutes and an opportunity for questions and **on motion by Ms. Rosas and seconded by Mr. Francis**, the Board Members unanimously approved the minutes listed below:

1. October 22, 2014 – Regular Meeting

AGENDA ITEM 4– Consent Agenda

Items listed on the Consent Agenda were considered as a single action item by the Board Members. **On motion by Mr. Francis and seconded by Ms. Rosas**, the Board unanimously approved the following items listed on the Consent Agenda.

4. (1) Resident Pharmacy Permits – Schedule A

RESIDENT PHARMACY PERMITS

Pharmacy	Location	Owner
Safeway Pharmacy #0216	1650 McCulloch Blvd., Lake Havasu, AZ 86403 (O)	AB Acquisition, LLC
Safeway Pharmacy #0174	520 W. Osborn Rd., Phoenix, AZ 85013 (O)	AB Acquisition, LLC
Safeway Pharmacy #0236	19026 W. Bell Rd., Sun City, AZ 85373 (O)	AB Acquisition, LLC
Safeway Pharmacy #0239	1601 N. Park Dr., Winslow, AZ 86047 (O)	AB Acquisition, LLC
Safeway Pharmacy #0240	3450 W. Bell Rd., Phoenix, AZ 85023 (O)	AB Acquisition, LLC
Safeway Pharmacy #0245	1044 Willow Creek Rd., Prescott, AZ 86301 (O)	AB Acquisition, LLC
Safeway Pharmacy #0247	1225 W. Guadalupe, Mesa, AZ 85202 (O)	AB Acquisition, LLC

(O) = Ownership Change

4. (1) Resident Pharmacy Permits – Schedule A - Continued

RESIDENT PHARMACY PERMITS

Pharmacy	Location	Owner
Safeway Pharmacy #0248	1751 Hwy. 95, Bullhead City, AZ 86442 (O)	AB Acquisition, LLC
Safeway Pharmacy #0249	650 Elm St., Page, AZ 86040 (O)	AB Acquisition, LLC
Safeway Pharmacy #0253	3185 W. Apache, Apache Junction, AZ 85220 (O)	AB Acquisition, LLC
Safeway Pharmacy #0255	1551 N. St. Mary's Blvd., Tucson, AZ 85745 (O)	AB Acquisition, LLC
Safeway Pharmacy #0257	8021 N. 35 th Ave., Phoenix, AZ 85051 (O)	AB Acquisition, LLC
Safeway Pharmacy #0261	101 Naco Hwy, Box 101, Bisbee, AZ 85603 (O)	AB Acquisition, LLC
Safeway Pharmacy #0267	2940 W. Valencia, Tucson, AZ 85746 (O)	AB Acquisition, LLC
Safeway Pharmacy #2385	3325 N. Hunt Hwy., Florence, AZ 85132 (O)	AB Acquisition, LLC
Safeway Pharmacy #3151	9890 S. Estrella Parkway, Goodyear, AZ 85338 (O)	AB Acquisition, LLC
Safeway Pharmacy #3154	6817 W. Peoria Ave., Peoria, AZ 85345 (O)	AB Acquisition, LLC
Safeway Pharmacy #3189	702 W. Hopi Dr., Holbrook, AZ 86025 (O)	AB Acquisition, LLC
Safeway Pharmacy #1988	7177 E. Tanque Verde, Tucson, AZ 85715 (O)	AB Acquisition, LLC
Safeway Pharmacy #1989	9460 E. Golf Links Rd., Tucson, AZ 85730 (O)	AB Acquisition, LLC
Safeway Pharmacy #1997	17049 W. Bell Rd., Surprise, AZ 85374 (O)	AB Acquisition, LLC
Safeway Pharmacy #2028	1204 S. Plaza Way, Flagstaff, AZ 86002 (O)	AB Acquisition, LLC
Safeway Pharmacy #2042	3132 E. Camelback Rd., Phoenix, AZ (O)	AB Acquisition, LLC
Safeway Pharmacy #2044	260 W. Continental Rd., Green Valley, AZ 85614 (O)	AB Acquisition, LLC
Safeway Pharmacy #2052	1635 E. Cottonwood St., Cottonwood, AZ 86326 (O)	AB Acquisition, LLC
Safeway Pharmacy #2054	13503 Camino Del Sol, Sun City West, AZ 85375 (O)	AB Acquisition, LLC
Safeway Pharmacy #2069	20 E. White Mountain Rd., Lakeside, AZ 85929 (O)	AB Acquisition, LLC
Safeway Pharmacy #2088	4857 E. Greenway Rd., Scottsdale, AZ 85254 (O)	AB Acquisition, LLC
Safeway Pharmacy #2611	10380 E. Broadway, Pima, AZ 85748 (O)	AB Acquisition, LLC

(O) = Ownership Change

4. (1) Resident Pharmacy Permits – Schedule A - Continued

RESIDENT PHARMACY PERMITS

Pharmacy	Location	Owner
Safeway Pharmacy #2618	440 N. Estrella, Goodyear, AZ 85338 (O)	AB Acquisition, LLC
Safeway Pharmacy #2644	1855 N. Power Rd., Mesa, AZ 85207 (O)	AB Acquisition, LLC
Safeway Pharmacy #2648	2125 N. Highway 70, Thatcher, AZ 85552 (O)	AB Acquisition, LLC
Safeway Pharmacy #2651	340 E. McDowell Rd., Phoenix, AZ 85004 (O)	AB Acquisition, LLC
Safeway Pharmacy #2676	9101 E. Baseline Rd., Mesa, AZ 85208 (O)	AB Acquisition, LLC
Safeway Pharmacy #2699	13828 W. Wadell, Surprise, AZ 85379 (O)	AB Acquisition, LLC
Safeway Pharmacy #2799	5035 W. Baseline, Phoenix, AZ 85339 (O)	AB Acquisition, LLC
Safeway Pharmacy #2821	3800 N. Happy Valley, Glendale, AZ 85310 (O)	AB Acquisition, LLC
Safeway Pharmacy #1684	1940 E. Broadway Rd., Tucson, AZ 85719 (O)	AB Acquisition, LLC
Safeway Pharmacy #1706	1637 N. Trezell Rd., Casa Grande, AZ 85122 (O)	AB Acquisition, LLC
Safeway Pharmacy #1717	1960 W. Main St., Mesa, AZ 85201 (O)	AB Acquisition, LLC
Safeway Pharmacy #1726	3655 W. Anthem Way, Phoenix, AZ 85086 (O)	AB Acquisition, LLC
Safeway Pharmacy #1732	1449 N. Arizona Blvd., Coolidge, AZ 85228 (O)	AB Acquisition, LLC
Safeway Pharmacy #1733	900 W. Deuce of Clubs, Show Low, AZ 85901 (O)	AB Acquisition, LLC
Safeway Pharmacy #1747	1031 N. Highway 89, Chino Valley, 86323 (O)	AB Acquisition, LLC
Safeway Pharmacy #1748	5137 E. Baseline Rd., Gilbert, AZ 85234 (O)	AB Acquisition, LLC
Safeway Pharmacy #1749	9100 N. Silverbell, Tucson, AZ 85743 (O)	AB Acquisition, LLC
Safeway Pharmacy #1750	6501 E. Greenway Parkway , Building #4, Scottsdale, AZ 85254 (O)	AB Acquisition, LLC
Safeway Pharmacy #1771	1305 W. Duval Mine Rd., Sahuarita, AZ 85614 (O)	AB Acquisition, LLC
Safeway Pharmacy #1819	18495 E. Queen Creek Rd, Queen Creek, AZ 85242 (O)	AB Acquisition, LLC

(O) = Ownership Change

4. (1) Resident Pharmacy Permits – Schedule A - Continued

RESIDENT PHARMACY PERMITS

Pharmacy	Location	Owner
Safeway Pharmacy #1841	12320 N. 83 rd Ave., Peoria, AZ 85381 (O)	AB Acquisition, LLC
Safeway Pharmacy #1849	3255 N. Scottsdale Rd., Scottsdale, AZ 85262 (O)	AB Acquisition, LLC
Safeway Pharmacy #1874	6360 E. Golf Links Rd., Tucson, AZ 85730 (O)	AB Acquisition, LLC
Safeway Pharmacy #1887	3970 Stockton Hill Rd., Kingman, AZ 86409 (O)	AB Acquisition, LLC
Safeway Pharmacy #1979	13440 N. 7 th St., Phoenix, AZ 85022 (O)	AB Acquisition, LLC
Safeway Pharmacy #1980	1334 E. Chandler Blvd., Phoenix, AZ 85048 (O)	AB Acquisition, LLC
Safeway Pharmacy #1983	2140 W. Grant Rd., Tucson, AZ 85745 (O)	AB Acquisition, LLC
Safeway Pharmacy #1986	9050 E. Valencia Rd., Tucson, AZ 85747 (O)	AB Acquisition, LLC
Safeway Pharmacy #1515	810 E. Glendale Ave., Phoenix, AZ 85020 (O)	AB Acquisition, LLC
Safeway Pharmacy #1520	14505 W. Grand Ave, Surprise, AZ 85374 (O)	AB Acquisition, LLC
Safeway Pharmacy #1521	12122 N. Rancho Vistoso Blvd., Oro Valley, AZ 85737 (O)	AB Acquisition, LLC
Safeway Pharmacy #1534	90 S. Val Vista Dr., Gilbert, AZ 85296 (O)	AB Acquisition, LLC
Safeway Pharmacy #1535	1515 E. Elliot Rd., Tempe, AZ 85284 (O)	AB Acquisition, LLC
Safeway Pharmacy #1536	401 E. Highway 260, Payson, AZ 85541 (O)	AB Acquisition, LLC
Safeway Pharmacy #1543	29834 N. Cave Creek Rd., Phoenix, AZ 85331 (O)	AB Acquisition, LLC
Safeway Pharmacy #1549	14696 N. Frank Lloyd Wright, Scottsdale, AZ 85260 (O)	AB Acquisition, LLC
Safeway Pharmacy #1566	4970 S. Alma School Rd., Chandler, AZ 85248 (O)	AB Acquisition, LLC
Safeway Pharmacy #1567	2749 E. University, Chandler, AZ 85213 (O)	AB Acquisition, LLC
Safeway Pharmacy #1584	1999 W. Wickenburg Way, Wickenburg, AZ 85390 (O)	AB Acquisition, LLC
Safeway Pharmacy #1591	6202 S. 16 th St., Phoenix, AZ 85040 (O)	AB Acquisition, LLC
Safeway Pharmacy #1604	1159 W. Chandler Blvd., Chandler, AZ 85224 (O)	AB Acquisition, LLC
Safeway Pharmacy #1605	1060 E. Ray Rd. , Chandler, AZ 85225(O)	AB Acquisition, LLC

(O) = Ownership Change

4. (1) Resident Pharmacy Permits – Schedule A - Continued

RESIDENT PHARMACY PERMITS

Pharmacy	Location	Owner
Safeway Pharmacy #1636	5860 W. Thunderbird Rd., Glendale, AZ 85306 (O)	AB Acquisition, LLC
Safeway Pharmacy #1637	3622 E. Southern Ave., Mesa, AZ 85206 (O)	AB Acquisition, LLC
Safeway Pharmacy #1639	637 W. Route 66, Williams, AZ 86046 (O)	AB Acquisition, LLC
Safeway Pharmacy #1654	4811 N. 83 rd Ave., Phoenix, AZ 85033 (O)	AB Acquisition, LLC
Safeway Pharmacy #1662	10641 W. Olive Ave., Peoria, AZ 85345 (O)	AB Acquisition, LLC
Safeway Pharmacy #1663	20901 N. Pima Rd., Scottsdale, AZ 85255 (O)	AB Acquisition, LLC
Safeway Pharmacy #0270	4910 N. Highway 89, Flagstaff, AZ 86004 (O)	AB Acquisition, LLC
Safeway Pharmacy #0274	450 White Spar Rd., Prescott, AZ 86303 (O)	AB Acquisition, LLC
Safeway Pharmacy #0413	550 E. Bell Rd., Phoenix, AZ 85022 (O)	AB Acquisition, LLC
Safeway Pharmacy #0752	4747 E. Elliot Rd., Phoenix, AZ 85044 (O)	AB Acquisition, LLC
Safeway Pharmacy #1055	7720 E. Highway 69, Prescott Valley, AZ 86314 (O)	AB Acquisition, LLC
Safeway Pharmacy #0272	450 N. Bisbee Ave., Willcox, AZ 85643 (O)	AB Acquisition, LLC
Safeway Pharmacy #1126	11275 E. Via Linda, Scottsdale, AZ 85259 (O)	AB Acquisition, LLC
Safeway Pharmacy #1201	4005 E. Chandler Blvd., Phoenix, AZ 85044 (O)	AB Acquisition, LLC
Safeway Pharmacy #1202	3131 E. Thunderbird Rd., Phoenix, AZ 85032 (O)	AB Acquisition, LLC
Safeway Pharmacy #1207	2300 W. Highway 89A, Sedona, AZ 86336 (O)	AB Acquisition, LLC
Safeway Pharmacy #1225	1500 E. Cedar Ave., Flagstaff, AZ 86001 (O)	AB Acquisition, LLC
Safeway Pharmacy #1253	23565 N. Scottsdale Rd., Scottsdale, AZ 85255 (O)	AB Acquisition, LLC
Safeway Pharmacy #1255	7110 N. Oracle Rd., Tucson, AZ 85704 (O)	AB Acquisition, LLC
Safeway Pharmacy #1275	599 W. 4 th St., Benson, AZ 85602 (O)	AB Acquisition, LLC
Safeway Pharmacy #1291	13733 N. Fountain Hills Blvd., Fountain Hills, AZ 85268 (O)	AB Acquisition, LLC
Safeway Pharmacy #1474	4823 S. Highway 95, Fort Mohave, AZ 86427 (O)	AB Acquisition, LLC

(O) = Ownership Change

4. (1) Resident Pharmacy Permits – Schedule A - Continued

RESIDENT PHARMACY PERMITS

Pharmacy	Location	Owner
Safeway Pharmacy #1487	926 E. Broadway Rd., Tempe, AZ 85282 (O)	AB Acquisition, LLC
Safeway Pharmacy #1491	7920 E. Chapparal, Scottsdale, AZ 85250 (O)	AB Acquisition, LLC
Safeway Pharmacy #1510	20205 N. 67 th Ave., Glendale, AZ 85308 (O)	AB Acquisition, LLC
Safeway Pharmacy #1511	14175 W. Indian School Rd., Goodyear, AZ 85338 (O)	AB Acquisition, LLC
John C. Lincoln Health Network	19827 N. 27 th Ave., Phoenix, AZ 85027 (O)	Scottsdale Healthcare Hospitals
John C. Lincoln Health Network	250 E. Dunlap, Phoenix, AZ 85020 (O)	Scottsdale Healthcare Hospitals
Banner University Medical Center Tucson Campus	1501 N. Campbell Ave. Tucson, AZ 85724 (O)	Banner Health
Banner University Medical Center Tucson Campus	1891 E. Orange Grove Rd., Tucson, AZ 85704 (O)	Banner Health
Banner University Medical Center South Campus	2800 E. Ajo Way, Tucson, AZ 85713 (O)	Banner Health
Banner University Medical Center Tucson Campus	3838 N. Campbell Ave., Tucson, AZ 85719 (O)	Banner Health
HealthScripts Specialty Pharmacy, LLC	13020 Dairy Ashford Rd., Sugar Land, TX 77478	HealthScripts Specialty Pharmacy, LLC
Solutions Pharmacy	8825 Bee Caves Rd., Ste. A, Austin, TX 78746	TND Holdings, LLC
Pagosa Specialty Pharmacy	426 Pagosa St., Pagosa Springs, CO 81147	Petra Pharmacy Services, Inc.
Omnicare of Northern Illinois	2313 S. Mount Prospect Rd., Des Plaines, IL 60018	JHC Acquisition, LLC
Complete Care Pharmacy	14 E. Washington St., Champaign, IL 61820 (O)	Triplefin, LLC
MedVantx Specialty Pharmacy	1860 Outer Loop, Ste. #348, Louisville, KY 40219	AmeriPharm, Inc
Novixus Pharmacy Services	43159 W. Nine Mile, Novi, MI 48375	Novixus Pharmacy Services

(O) = Ownership Change

4. (2) Non-Resident Pharmacy Permits – Schedule B - Continued

NON-RESIDENT PHARMACY PERMITS (Out of State)

Pharmacy	Location	Owner
Prescriptions Plus, Inc.	3361 Fairlane Farms, Wellington, FL 33414	Prescriptions Plus, Inc.
Cloverland Drugs	1716 Taliaferro Trail, Montgomery, AL 36117	David Saalwaechter
Diplomat Specialty Pharmacy of Southern California	1809 Excise Ave, Suite 207-208, Ontario, CA 91761	Diplomat Specialty Pharmacy of Southern California
Blair Pharmacy, Inc.	1818 Pot Spring Rd., Ste.12, Timonium, MD 21093	Blair Pharmacy, Inc.
New England Mail Order Pharmacy	111 Maple Street, Middlebury, VT 05753 (O)	Pharmacy Health Services, Inc.
iMix Rx Pharmacy	1102 Orchard Dr., Ste. B, Arlington, TX 76012	iMix Rx Pharmacy, LLC
Professional Center 205 Pharmacy	10000 SE Main #118, Portland, OR 97216	JMSP, LLC.
Integrated Care Pharmacy	905 E. Orchard St., Mundelein, IL 60060	Integrated Care Pharmacy, LLC
Medical Center Pharmacy, Inc.	410 University Pkwy, Suite 2800, Aiken, SC 29801	Medical Center Pharmacy, Inc
Accu-Care Pharmacy	4645 Highway 6, Ste. J, Sugar Land, TX 77478	Brian Swiencinski
Omni-One-Med Pharmacy	17310 W. Grand Pkwy S, Ste. E, Sugar Land, TX 77479	Brian Swiencinski
Harrico-Galler Drug Corp.	38300 Van Dyke Ave., Suite 102, Sterling Heights, MI 48312	Harrico-Galler Drug Corp.
Sterling Drug #1	1305 1 st Ave. SW. , Austin, MN 55912	Christopher Astrup
Factor One Source Pharmacy	308 Virginia Ave., Cumberland, MD 21502	Sajal Roy
Saffa Infusion Pharmacy	12515 E. 55 th St., Ste. 101, Tulsa, OK 74146	Pharmacy Corporation of America
Humana Pharmacy, Inc.	123 E. Main St., Louisville, KY 40202	Humana Pharmacy, Inc.
Mission Road Pharmacy	1155 N. Mission Rd., Los Angeles, CA 90033	Mission Road Pharmacy, Inc.
Martinsville Family Pharmacy	1049-A Brookdale St., Martinsville, VA 24115	Martinsville Family Pharmacy, Inc.
Doc's Drugs of Monee	25624 Governors Highway, Monee, IL 60449	Doc's Drugs, LTD
Vet Approved Rx	14677 Hwy 194, Oakland, TN 38060	Barry Miller
Plaza Pharmacy, Inc.	4399 NW 124 th Ave., Coral Springs, FL 33065	Plaza Pharmacy, Inc.
ARJ Infusion Services	10049 Lakeview Ave., Lenexa, KS 66219	ARJ Infusion Services, Inc.

(O) = Ownership Change

4. (2) Non-Resident Pharmacy Permits – Schedule B - Continued

NON-RESIDENT PHARMACY PERMITS (Out of State)

Pharmacy	Location	Owner
Llewellyn's Pharmacy	703 Main St., Avoca, PA 18641	Llewellyn's, Inc.
PharmaKon Compounding Pharmacy, Inc.	14450 Get Rd., Noblesville, IN 46060	PharmaKon Compounding Pharmacy, Inc.
Exact Care Pharmacy, LLC	9445 Rockside Rd., Valley View, OH 44125	Exact Care Pharmacy, LLC
Liberty For All Pharmacy	8444 Oakland Park Blvd., Sunrise, FL 33351	Liberty For All Pharmacy, Inc.
Cottage Pharmacy & Surgical, Inc.	8285 Jericho Turnpike, Woodbury, NY 11797	Cottage Pharmacy & Surgical, Inc.
Benevere Pharmacy	1162 West Poplar, Collierville, TN 38017	Wright Specialty & Diabetic Supply, LLC
Pop's Pharmacy, LLC	20 NE 2 nd Ave., Deerfield Beach, FL 33441 (O)	Pop's Pharmacy, LLC
Phusion Pharmacy	17 Coventry Shoppers Park, Coventry, RI 02816	Apothaca, Inc.
Total Life Care Rx Pharmacy, LLC	2731 Manhattan Blvd., Harvey, LA 70058	Total Life Care Rx Pharmacy, LLC

(O) = Ownership Change

4. (3) Resident Wholesaler Permits – Schedule C

RESIDENT WHOLESALER PERMITS

Wholesaler	Location	Owner
Halyard Sales, LLC (Full Service)	6620 S. Memorial Place, Suite 100, Tucson, AZ 85756 (O)	Halyard Sales, LLC
Liberty Pharmaceuticals, Inc. (Full Service)	1929 S. Arizona Ave., Ste. 3, Yuma, AZ 85364	Liberty Pharmaceuticals, Inc.

(O) = Ownership Change

4. (4) Non-Resident Wholesaler Permits – Schedule D

NON-RESIDENT WHOLESALER PERMITS

Wholesaler	Location	Owner
KY Meds Inc. (Full Service)	704 Executive Park, Louisville, KY 40207	KY Meds Inc.
Fisher Scientific Company, LLC (Full Service)	3254 Bowles Rd., Agawam, MA 01001	Fisher Scientific Company, LLC
Fisher Scientific Company, LLC (Full Service)	4700 Moline St., Denver, CO 80239	Fisher Scientific Company, LLC

4. (4) Non- Resident Wholesaler Permits – Schedule D - Continued

NON-RESIDENT WHOLESALER PERMITS

Wholesaler	Location	Owner
Exel, Inc. (Full Service)	5920 Corporate Dr., St. Joseph, MO 64507	Exel, Inc.
Integrated Medical Systems, Inc. (Full Service)	12600 S. Holiday Dr., Alsip, IL 60803	Integrated Medical Systems, Inc.
Owen Laboratories, Inc. (Full Service)	2929 Texas Longhorn, Fort Worth, TX 76177	Owen Laboratories, Inc.
Glenwood, LLC (Full Service)	111 Cedar Lane, Englewood, NJ 07631	Glenwood, LLC
Trigen Laboratories, LLC (Full Service)	2631 Causeway Center Dr., Tampa, FL 33619	Trigen Laboratories, LLC
DSC Logistics, Inc . (Non-Prescription)	356 State Place, Escondido, CA 92029	DSC Logistics, Inc.
Midwest Veterinary Supply (Full Service)	21467 Holyoke Ave., Lakeville, MN 55044	Midwest Veterinary Supply

4. (5) Resident Manufacturer Permits – Schedule E

NON-RESIDENT MANUFACTURER PERMITS

Manufacturer	Location	Owner
Journey Medical Corporation	9237 Via de Ventura Blvd., Suite 135, Scottsdale, AZ 85258	Journey Medical Corporation
Avent, Inc.	6620 S. Memorial Place, Suite 100 Tucson, AZ 85756	Avent, Inc.
Specialty Health Products, Inc.	21636 N. 14 th Ave., Suite A-1, Phoenix, AZ 85027	Specialty Health Products, Inc.

4. (6) Non-Resident Manufacturer Permits – Schedule F

NON-RESIDENT MANUFACTURER PERMITS

Manufacturer	Location	Owner
Test Valley, LLC	11496 Luna Rd., Suite 800, Farmers Branch, TC 75234	Test Valley, LLC
Virtus Pharmaceuticals, LLC	2649 Causeway Center Dr., Tampa, FL 33619	Virtus Pharmaceuticals, LLC
MediNatura, Inc.	10421 Research Road SE, Albuquerque, NM 87123 (O)	MediNatura, Inc.

(O) = Ownership Change

4. (6) Non-Resident Manufacturer Permits – Schedule F - Continued

NON-RESIDENT MANUFACTURER PERMITS

Manufacturer	Location	Owner
ArthroCare Corporation	15285 Alton Parkway, No 200, Irvine, CA 92618	ArthroCare Corporation
ArthroCare Corporation	7000 W William Cannon Dr., Austin, TX 78735	ArthroCare Corporation
ArthroCare Corporation	2301 St. Elmo Rd., Suite 110, Austin, TX 78744	ArthroCare Corporation
Exact Sciences Corporation	441 Charmany Dr., Madison, WI 53719	Exact Sciences Corporation
Blenheim Pharmacal, Inc.	119 Creamery Rd., North Blenheim, NY 12131	Blenheim Pharmacal, Inc.
Ortho Clinical Diagnostics, Inc.	1001 US Hwy 202, Raritan, NJ 08869	Ortho Clinical Diagnostics, Inc.

4. (7) – New Pharmacists – Schedule G

The Board approved the 80 New Pharmacist Licenses listed on the attachments.

4. (8)– New Interns – Schedule H

The Board approved the 45 New Intern Licenses listed on the attachments.

4. (9) – New Pharmacy Technicians – Schedule I

The Board approved the 911 New Pharmacy Technicians listed on the attachments.

4. (10) -Pharmacy Technician Trainee Requests for Approval to Reapply for Licensure – Schedule J

The Board approved the following individuals for one additional two year period.

Danielle Anaya	Jacqueline Anaya	Terri Anderson
Alexander Anguiano	Katerin Arevalo	Martin Arvizu
Maritza Arvizu-Villa	Marsha Barnabe	Willie Bell Jr.
Maximilian Bini	Babatunde Bishi	Adrianna Boch
David Bojorquez	Brittany Bonner	Ricki Booker
Elizabeth Borja	Jon Bottone	Jasmine Brown
Jimmy Burke	Natalie Campbell	Arlette Campos
Adriana Caproni	Anjanette Carrillo	Joel Castaneda
Shawnta Coker	Melissa Cole	Devra Collins
Chantel Connolly	Crystal Cook	Andrea Cottle
Roberta Cruz	Bobbie Dean	Angela DeCaigny
Christian Decker	Alice Dominguez	Nicholas Dowell
Maria Duran	Dennis Enwiya	Christina Ewing
Victoria Falcon	Adrian Figueroa	Flora Freeman
Francisco Fuentes Jr.	Gabriela Galindo	Zackary Gallardo
Alexandra Garcia	Rebecca Garcia	Stacey Garcia
Gabriela Gardoni-Robinson	Gloria Gonzalez	Skylar Green
Devin Greenhaigh	Caitlin Greer	Lynn Hagon

4. (10) -Pharmacy Technician Trainee Requests for Approval to Reapply for Licensure – Schedule J - Continued

The Board approved the following individuals for one additional two year period.

Andrea Hartmett	Leticia Hernandez	Tracy Hirt
Melanie Hughlett	Brian Hunt	Natalia Jimenez
Karyl Kaznak	Seleste Keegan	Cassandra Kelechian
Arpinee Kerkotchian	Lynette Kerns	Craig Knox
Jimmy Le	Stephanie Lopez	Wendy Lopez
Maria Lopez Andalon	Emily Lujan	Dorothy Madara
Jahaira Mancinas	Maria Mariscal	Orlando Martinez
Marcus McLeve	Heather McKay	David Mejia
Andrea Mendoza	Genevieve Morales	Melissa Morrison
Nicole Nguyen	Kelly Nieves	Marina Norzagaray
Coleen O'Brien	Gabriela Orozco	Anna-Marie Pablo
Kathryn Peralta	Justin Pervis	Teresita Pineda
Dennise Pocowatchit	Sydney Pullins	Alondra Ramos
Evelyn Ramos	Arlene Rascon	Alexander Reece
Jennifer Rhein	Lorenzo Rodriguez	Vincent Rodriguez
Amanda Ryan	Carlos Sanchez	Gema Sanchez
Yaden Santana	Rilee Sechrist	Ericka Seechoma
Maria Sierra	Nichole Sisneros	Parker Stevens
Iman Stewart	Crystal Stone	Phillip Sturgill
Stephanie Trammell	Cynthia Trujillo	Elizabeth Vasgrid
Susan Vorel	Jon Walker	Deja Watson
Wendy Williams	Stephanie Wong	Jose Zepeda

4. (11) – Consent Agreements – Schedule K

The Board Members approved the following Consent Agreements:

- | | | |
|---|---|-------------|
| 1. Jacqueline Cavanagh | - | 15-0002-PHR |
| 2. Phoenix Children’s Outpatient Pharmacy | - | 15-0004-PHR |
| 3. Colin Gerber | - | 15-0007-PHR |
| 4. Soheila Soraya | - | 15-0008-PHR |

4. (12) – Complaints with No Violations – Schedule L

The Board unanimously agreed to dismiss the following complaints and take no further action on the complaints:

Complaint #4354	Complaint #4364	Complaint #4368
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AGENDA ITEM 5– Resident Pharmacy Permits – Schedule M

1. Casa Grande Pharmacy

President Foy stated that a representative from Casa Grande Pharmacy was present to answer questions from Board Members.

Pujan Patel, Owner, was present to answer questions from Board Members.

President Foy opened the discussion by asking Mr. Patel to describe his business model. Mr. Patel stated that the pharmacy would be a retail community pharmacy offering free delivery. Mr. Patel stated that he is a certified pharmacy technician and owned pharmacies in Florida. Mr. Patel stated that he felt that there is a need in Casa Grande for an independent retail pharmacy.

Dr. Foy asked Mr. Patel if he has hired a pharmacist in charge. Mr. Patel stated that he is in the process of hiring a pharmacist in charge.

Dr. Musil asked Mr. Patel if they plan to do any compounding. Mr. Patel replied no.

Dr. Foy reminded Mr. Patel that he could not have access to the pharmacy without the pharmacist being present.

2. St. James Long Term Care Pharmacy, LLC

President Foy stated that representatives from St. James Long Term Care Pharmacy, LLC were present to answer questions from Board Members.

The following individuals were present to answer questions from Board Members:

1. Bhavesh Soni – Pharmacist in Charge
2. Brian Marasigan – Owner – CEO and physician
3. Cecilia Marasigan – Owner – Marketing Director

President Foy opened the discussion by asking the applicants to describe their business. Dr. Marasigan stated that the pharmacy would be providing long term care services.

Dr. Musil asked the applicants to whom they would be providing services. Dr. Marasigan stated that they would be providing services to assisted living homes and skilled nursing homes.

Dr. Musil asked if there was a clean room. Mr. Soni stated that the clean room is listed as the buffer room on the floor plans.

Dr. Musil asked what products they would be preparing in the IV room. Mr. Soni stated that they would be preparing IV medications.

Dr. Musil asked if they would be preparing commercially available products in the IV room. Mr. Soni replied yes.

Dr. Foy asked Mr. Soni about his compounding experience. Mr. Soni stated that he has worked in the retail and long term pharmacy areas.

Mr. Soni stated that he has prepared sterile and non-sterile products.

Dr. Foy asked Mr. Soni about his experience preparing sterile compounds. Mr. Soni stated that he has prepared sterile compounds for about six years. Dr. Marasigan stated that the next pharmacist that they hired would also have compounding experience.

Dr. Foy asked Dr. Marasigan if he would be referring business to the pharmacy. Dr. Marasigan stated that he does not write prescriptions and there would be no direct referrals to the pharmacy.

Mr. Van Hassel asked the applicants if they plan to sell medications to doctor offices. Mr. Soni stated that they do not plan to sell medications to doctor offices.

3. BCC

President Foy stated that a representative from BCC was present to answer questions from Board Members.

April Al Fatlawi, Owner and Pharmacist in Charge, was present to answer questions from Board Members

Dr. Foy asked Ms. Al Fatlawi to describe her business.

Ms. Al Fatlawi stated that she plans to open a retail pharmacy in a doctor's clinic.

Dr. Foy asked Ms. Al Fatlawi how her business came about.

Ms. Al Fatlawi stated that the doctor was looking to put a pharmacy in his clinic. Ms. Al Fatlawi stated that someone else was offered the area but did not sign the lease or submit a deposit.

Dr. Foy asked if the space is within the clinic.

Ms. Al Fatlawi replied yes.

Dr. Foy asked Ms. Al Fatlawi if the patient would be given the opportunity to have their prescriptions filled at another pharmacy.

Ms. Al Fatlawi replied yes.

Dr. Musil asked about the square footage of the pharmacy.

Ms. Al Fatlawi stated that the square footage is about 480 square feet.

Dr. Musil asked if Ms. Al Fatlawi would be hiring any other employees.

Ms. Al Fatlawi replied no.

Dr. Foy asked Ms. Al Fatlawi if she has any experience in owning a pharmacy.

Ms. Al Fatlawi stated no.

Dr. Musil asked if the pharmacy would do any compounding.

Ms. Al Fatlawi replied no.

4. Arizona Custom Compounding

President Foy stated that a representative from Arizona Custom Compounding was present to answer questions from Board Members.

Grace Jones, Owner and Pharmacist in Charge, was present to answer questions from Board Members.

Dr. Foy stated that this application had been tabled at the last Board Meeting to allow Ms. Jones to submit updated floor plans.

Mr. Van Hassel asked about the square footage of the pharmacy. Mr. Van Hassel asked that the Board Staff not accept floor plans without the square footage being listed.

Dr. Musil stated that since there is a ante room between the positive and negative pressure rooms that the pressure should be monitored when opening the doors.

RESIDENT PHARMACY PERMITS

On motion by Dr. Musil and seconded by Ms. Rosas, the Board unanimously approved the following resident pharmacy applications listed below pending final inspection.

RESIDENT PHARMACY PERMITS – Schedule M

Pharmacy	Location	Owner
Casa Grande Pharmacy.	1485 E. Florence Blvd., Casa Grande, AZ 85122	Pujan Patel
St. James Long Term Care Pharmacy, LLC	20624 N. Cave Creek Rd., Suite 142, Phoenix, AZ 85024	St. James LTC Pharmacy, LLC
BCC	19251 E. Oasis, Suite B, Black Canyon City, AZ 85024	April Al Fatlawi
Arizona Compounding Pharmacy	8306 E. State Route 89, Prescott Valley, AZ 86314	Grace Jones

AGENDA ITEM 6– Non- Resident Pharmacy Permits – Schedule N

NON-RESIDENT PHARMACY PERMITS

1. Walgreen Co.

Mr. Kennedy was recused due to a conflict of interest.

On motion by Mr. Van Hassel and seconded by Ms. Rosas, the Board unanimously agreed to approve the Non- Resident Pharmacy Permit.

NON-RESIDENT PHARMACY PERMIT

Pharmacy	Location	Owner
Walgreen Co.	5100 Lake Terrace NE, Mount Vernon, IL 62864	Walgreen Co.

AGENDA ITEM 7– Medicine Shoppe (Pearce) Pharmacy Application

President Foy opened the discussion by stating that the Board tabled this application at the last Board Meeting to allow staff to visit the proposed pharmacy site and work with the pharmacy to establish any waivers that would be required.

Richard Trepanier, Pharmacist and Owner, was present to answer questions.

Dr. Foy asked Mr. Petersen to discuss his visit to the pharmacy.

Mr. Petersen stated that he and Mr. Wand visited the proposed pharmacy site in Pearce.

Mr. Petersen stated that a pharmacy would fit in the space but the building would need to be remodeled for the required space.

Mr. Van Hassel stated that he has an issue with opening a full service pharmacy staffed with only a technician. Mr. Van Hassel stated that he feels that a pharmacist is needed and that the technology should be more than a telephone line to the pharmacist.

Mr. Wand stated that he did supply a copy of the North Dakota regulations that allow tele-pharmacy and states that a pharmacist is responsible for all the activities of the pharmacy.

Mr. Francis stated that he has concerns about the internet connection.

Mr. Trepanier stated that the internet in Pearce is high speed fiber optics. Mr. Trepanier stated that the prescriptions will be verified in Willcox and not Benson. Mr. Trepanier stated that Willcox also has high speed fiber optic internet connection.

Ms. Rosas asked about the security of the pharmacy.

Mr. Trepanier stated that the pharmacy would be alarmed.

Ms. Rosas asked about the checking of the prescription.

Mr. Trepanier stated that the technician would take a picture of the prescription and a picture of the stock bottle. Mr. Trepanier stated that there is a staging area and the pharmacist must accept the prescription before the technician can proceed.

Dr. Foy asked when the label would be affixed to the bottle.

Mr. Trepanier when the bottle goes to the staging area the label would be affixed. Mr. Trepanier stated that each prescription is accepted separately.

Mr. Minkus stated that he would be against the present setup due to the technology used.

Mr. McAllister stated that the North Dakota programs were established before technology was available. Mr. McAllister stated that he feels a secure kiosk would be a better system. Mr. McAllister stated that Texas has regulations that would allow prescriptions to be dropped off at the doctor's office.

Mr. Kennedy stated that he has concerns about the security of the product. Mr. Kennedy stated that his concern would be the due diligence in controlling the process. Mr. Kennedy stated that he is leaning towards the process being appropriate and safe if guidelines are developed for oversight.

Mr. Van Hassel stated that there are other ways to achieve the same goals other than a pharmacy with a technician in charge. Mr. Van Hassel stated that he feels a kiosk would be better.

Mr. McAllister stated that he would be in support of the proposal if other technology was used.

Dr. Musil stated that he is concerned about the initial filling of the prescription. Dr. Musil stated that the site could be used as a pick-up area with the prescriptions being filled at a pharmacy.

On Motion by Mr. Van Hassel and seconded by Mr. Francis, the Board denied the Medicine Shoppe Pharmacy (Pearce) application. There was one nay vote by Mr. Kennedy.

AGENDA ITEM 8 - Special Requests- Schedule O

#1 John Markus

Dr. Foy was recused due to a conflict of interest.

John Markus appeared on his own behalf to request that the probation imposed on his Pharmacist license per Board Order 06-0014-PHR be terminated.

Vice President McAllister opened the discussion by asking Mr. Markus why he was appearing in front of the Board.

Mr. Markus stated that he is requesting that his probation be terminated.

Mr. McAllister asked Mr. Markus to describe his order.

Mr. Markus stated that his probation should have ended in 2007 but he never appeared at a meeting to have the probation terminated.

Mr. McAllister asked Mr. Markus if he lives in Arizona.

Mr. Markus replied yes.

Mr. McAllister asked Mr. Markus if he is currently working.
Mr. Markus replied yes.

Mr. McAllister asked Mr. Markus if there have been any other issues.
Mr. Markus replied no.

On motion by Dr. Musil and Mr. Kennedy, the Board unanimously approved the request by Mr. Markus to terminate the probation of his pharmacist license per Board Order 06-0014-PHR.

#2 Paul Dahlk

Paul Dahlk appeared on his own behalf to request that the probation imposed on his Pharmacist license per Board Order 10-0026-PHR be terminated. Lisa Yates with the PAPA program was also present.

President Foy opened the discussion by asking Mr. Dahlk why he was appearing in front of the Board.

Mr. Dahlk stated that he is requesting that his probation be terminated.

Dr. Foy asked Mr. Dahlk about the steps that he has gone through in the program.

Mr. Dahlk stated that he has reached a level of acceptance of his disease. Mr. Dahlk stated that he is working a good recovery program. Mr. Dahlk stated that he had relapsed in his program. Mr. Dahlk stated that once his probation is terminated he would be able to be a pharmacist in charge.

Dr. Musil asked Mr. Dahlk about his relapse.

Mr. Dahlk stated that he signed his first contract with PAPA in 2005 and relapsed in 2009. Mr. Dahlk stated that he signed a new 5 year contract in 2009.

Dr. Musil asked Mr. Dahlk about the meetings he attends.

Mr. Dahlk stated that he attends three meetings a week and participated in the program. Mr. Dahlk stated that he is now willing to ask for help.

Ms. Rosas asked Ms. Yates about Mr. Dahlk's progress in the program.

Ms. Yates stated that Mr. Dahlk has done well and his counselor has written a letter of support.

Mr. Kennedy asked Mr. Dahlk about his current employment.

Mr. Dahlk stated that he works in the retail setting.

Dr. Musil asked Mr. Dahlk if the program was not effective because of his stubbornness.

Mr. Dahlk stated that he refused to accept his disease.

On motion by Mr. Francis and seconded by Mr. Kennedy, the Board approved the request by Mr. Dahlk to terminate the probation of his pharmacist license per Board Order 10-0026-PHR. There was one nay vote by Mr. Minkus.

#3 Elizabeth DuPreez

Elizabeth DuPreez appeared on her own behalf to request that the probation imposed on her Pharmacist license per Board Order 10-0020-PHR be terminated. Lisa Yates with the PAPA program was also present.

President Foy opened the discussion by asking Ms. DuPreez why she was appearing in front of the Board.

Ms. DuPreez stated that she is requesting that her probation be terminated.

Dr. Foy asked Ms. DuPreez what is different in her life.

Ms. DuPreez replied everything!.

Ms. DuPreez stated that it took her a long time to go back to pharmacy. Ms. DuPreez stated that she was monitored for 6½ years and finally realized that there was a problem. Ms. DuPreez stated that she speaks at colleges and tells the students that asking for help is an important step.

Dr. Musil asked Ms. DuPreez if she is currently working in a pharmacy.

Ms. DuPreez stated that she recently accepted a job working at a company which develops software for hospitals.

Mr. Van Hassel asked Ms. DuPreez where she is currently residing. Ms. DuPreez stated that she is living in Oregon.

Dr. Foy asked Ms. DuPreez when she last worked in a pharmacy.

Ms. DuPreez stated that she last worked in a pharmacy at the end of June. Ms. DuPreez stated that she now works for a software company.

On motion by Mr. McAllister and seconded by Mr. Van Hassel, the Board unanimously approved the request by Ms. DuPreez to terminate the probation of her pharmacist license per Board Order 10-0020-PHR.

#4 Robert Carranza

Robert Carranza appeared on his own behalf to request that the probation imposed on his Pharmacist license per Board Order 09-0048-PHR be terminated. Lisa Yates with the PAPA program was also present.

President Foy opened the discussion by asking Mr. Carranza why he was appearing in front of the Board.

Mr. Carranza stated that he is requesting that his probation be terminated.

Dr. Foy asked Ms. Yates about Mr. Carranza's compliance.

Ms. Yates stated that Mr. Carranza has been compliant. Ms. Yates stated that Mr. Carranza's counselor has written him a letter of support.

Dr. Foy asked Mr. Carranza how his life is different today.

Mr. Carranza stated that previously he did not know how to ask for help. Mr. Carranza stated that he now has a network to ask for help. Mr. Carranza stated that he attends NA, AA, and CODA meetings. Mr. Carranza stated that he has three sponsors and a sponsee.

On motion by Mr. Van Hassel and seconded by Mr. Francis the Board unanimously approved the request by Mr. Carranza to terminate the probation of his pharmacist license per Board Order 09-0048-PHR.

AGENDA ITEM 9– License Applications Requiring Board Review – Schedule P

#1 Kenneth Smith

Kenneth Smith appeared on his own behalf to request to reinstate his pharmacist license that was surrendered per Board Order 11-0041-PHR. Lisa Yates from PAPA was also present.

President Foy opened the discussion by asking Mr. Smith why he was appearing in front of the Board.

Mr. Smith stated that he would like to have his license reinstated. Mr. Smith stated that he started the PAPA program and relapsed in 2010. Mr. Smith stated that he did the program for about one year but could not financially afford to continue.

Mr. Smith stated since that time he has got his life together and established goals. Mr. Smith stated that he attends AA meetings and completed the AA program. Mr. Smith stated that his life has changed. Mr. Smith stated that through help from the PAPA program he is ready to re-establish being a pharmacist.

Ms. Yates stated that Mr. Smith has been in the program for about 1½ years. Ms. Yates stated that Mr. Smith's counselor has noted that there is a difference in Mr. Smith this time and he has accepted his disease.

Dr. Foy asked Mr. Smith what has changed in his life.

Mr. Smith stated that he is taking care of himself and attending meetings. Mr. Smith stated that he is doing recovery. Mr. Smith stated that he has found a custodial position and is currently working. Mr. Smith stated that he does service work in the AA community.

Dr. Foy asked Mr. Smith why he wanted his pharmacist license.

Mr. Smith stated that he has defined his goals and would like to be a contributing member of society.

Mr. McAllister asked Mr. Smith to briefly describe his work experience.

Mr. Smith stated that he had worked 30 years in the retail community setting. Mr. Smith stated that he lived in Illinois and moved to Arizona in 1989. Mr. Smith stated that he worked in the community pharmacy setting in Arizona.

Mr. McAllister asked Mr. Smith when he last worked in a pharmacy.

Mr. Smith stated that he last worked in a pharmacy in 2010.

Mr. McAllister asked Mr. Smith if he has completed any CE credits.
Mr. Smith stated that he has maintained his CE credits.

Mr. Wand stated that the Board could ask Mr. Smith to complete intern hours.

Mr. Van Hassel stated that Mr. Smith could be asked to take the PARE exam which would test his competency.

Mr. McAllister stated that another alternative could be the NAPLEX exam which would test minimum competency.

On motion by Mr. Van Hassel and seconded by Mr. McAllister, the Board unanimously agreed to reinstate Mr. Smith's license after he takes and passes the P.A.R.E. and MPJE exams. Mr. Smith's license would be placed on probation upon reinstatement with the signing of a new PAPA contract. There is no limit on the number of times Mr. Smith can take the P.A.R.E exam.

#2 Carol Simon

Carol Simon appeared on her own behalf to request to proceed with reciprocity.

President Foy opened the discussion by asking Ms. Simon why she was appearing in front of the Board.

Ms. Simon stated that she would like to be licensed in Arizona due to a job offer. Ms. Simon stated that she originally applied for licensure in Arizona because she was offered two jobs in Arizona. Ms. Simon stated that she is currently working in Nevada at a tele-pharmacy position and needs to obtain an Arizona license.

Dr. Foy asked Ms. Simon if her pharmacist license in Nevada was in good standing.
Ms. Simon replied yes.

Dr. Foy asked Ms. Simon to discuss the revocation of her pharmacist license in California. Ms. Simon stated that 12 years ago she was working as a pharmacist in charge at Rite Aid and decided to buy a pharmacy with fellow co-workers. Ms. Simon stated that she was the pharmacist in charge and treasurer of the corporation. Ms. Simon stated that the store was a high volume store that did 300 to 400 prescriptions daily. Ms. Simon stated that the pharmacy did compounding. Ms. Simon stated that the pharmacy employed 22 employees.

Dr. Foy asked Ms. Simon what occurred in 2009.
Ms. Simon stated that she was charged with violating the pharmacy act.

Dr. Foy asked Ms. Simon when she took over the ownership of the pharmacy.
Ms. Simon stated that they took over the ownership in 2002 and she was the pharmacist in charge. Ms. Simon stated that the prescriptions that were questioned were filled by employees.

Dr. Foy noted that one prescription was filled for 1,000 tablets of Oxycontin 80mg.

Dr. Foy asked Ms. Simon if she was responsible for the inventory.

Ms. Simon replied yes.

Dr. Foy asked Ms. Simon if she is reinstating her California license.

Ms. Simon stated that she made an agreement with California to reinstate her license. Ms.

Simon stated that she has not paid the fees yet.

Dr. Foy asked Ms. Simon if she took the exams (MPJE and NAPLEX) exam.

Ms. Simon stated that she took the exams but the Board told her that she had not taken them in

the 6 month time period. Ms. Simon thought she had a longer time to take the exams. Ms.

Simon stated that she did pretty good on the exams. Ms. Simon stated that she got a 54 and a 58 on the exam.

Dr. Foy asked Ms. Simon where she originally got licensed.

Ms. Simon stated that she originally got licensed in California and Nevada.

Mr. Kennedy noted that there were 7 causes for discipline.

He asked Ms. Simon about furnishing medications without a prescription. Ms. Simon stated that a technician was adding refills to prescriptions.

Dr. Kennedy asked Ms. Simon about providing false information for prescriptions.

Ms. Simon stated that she had a relief pharmacist that did not sign off on the triplicate forms, so she would sign off on the forms even though she did not fill the prescriptions.

Mr. Kennedy asked Ms. Simon how the Board could be assured that these choices would not occur again.

Ms. Simon stated that she had not had any issues since that time. Ms. Simon stated that she completes over 100 hours of CE a year.

Mr. Minkus told Ms. Simon that she is pointing her finger in different directions and she is responsible for what happened.

Ms. Simon stated that the incidents occurred 12 years ago and she should have done things the way they were supposed to be done.

Mr. McAllister told Ms. Simon that a passing score on the two exams was a 75 and her scores were not close to passing.

Ms. Simon stated that she plans on taking the exams again. Ms. Simon stated that she has signed up for the RX prep class and has contacted the pharmacy school in Nevada about help passing the exams.

Ms. Locnikar asked Ms. Simon if she has paid the fines that she owed.

Ms. Simon stated that she does not have the money and that is on the bottom of her list.

Ms. Locnikar asked Ms. Simon if she contacted that Board about making payments.

Ms. Simon stated that she has not contacted anybody at the Board about the payment of the fines.

On motion by Mr. Van Hassel and seconded by Dr. Musil, the Board unanimously decided to deny Ms. Simon's pharmacist license application citing the following statutes: ARS 32-1927 (S) and (A)(1), ARS 32-1901.01 (B)(2), and ARS 32-1901.01 (B)(16).

#3 Nan Tsosie

Nan Tsosie appeared on her own behalf to request to proceed with Pharmacy Technician Trainee licensure.

President Foy opened the discussion by asking Ms. Tsosie why she was appearing in front of the Board.

Ms. Tsosie stated that she is applying for an Arizona pharmacy technician trainee license.

Dr. Foy noted that Ms. Tsosie stated that she had no charges on her application but felony and misdemeanor charges were discovered as a result of the fingerprint process.

Dr. Foy asked Ms. Tsosie why she did not disclose the charges on her application.

Ms. Tsosie stated that she thought that she could get away with it.

Dr. Foy asked Ms. Tsosie why she was trying to get away with it.

Ms. Tsosie stated that she is Native American and has had issues with domestic violence and alcohol. Ms. Tsosie stated that she has paid for the consequences of her actions.

Ms. Tsosie stated that she worked in pharmacy prior to the licensing of technicians. Ms. Tsosie stated that she worked at Avondale pharmacy as a typist in 1985. Ms. Tsosie stated that she then moved and worked at IHS in Chinle. Ms. Tsosie stated that she then moved to Denver and attended Concord Institute for Pharmacy Technicians. Ms. Tsosie stated that she worked for Walgreens for 11 years. Ms. Tsosie stated that she moved back to the reservation in Arizona and worked at Fort Defiance pharmacy department until 2005.

Ms. Tsosie stated that she had problems with anger and issues with her parents. Ms. Tsosie stated that she had charges for drinking and driving. Ms. Tsosie stated that she has completed her community service. Ms. Tsosie stated that she went to Amnity Rehab center. Ms. Tsosie stated that she is still sober and she has taken care of her court issues. Ms. Tsosie stated that she tried looking for a job and finished Carrington college in May.

Dr. Musil asked Ms. Tsosie how she can ensure the Board of her sobriety.

Ms. Tsosie stated that she has a therapeutic family at Amnity foundation. Ms. Tsosie stated that she volunteers. Ms. Tsosie stated that she attends AA meetings.

Mr. McAllister asked Ms. Tsosie when she would finish at Carrington College.. Ms. Tsosie stated that she finished in May but has re-registered with Arizona College. Ms. Tsosie stated that she plans to take the exam when she has the funds.

On motion by Mr. McAllister and seconded by Mr. Kennedy, the Board agreed to approve Ms. Tsosie's pharmacy technician trainee application. There was one nay vote by Mr. Van Hassel.

Mr. McAllister noted that in future rulemaking packages that the Board may want to consider PTCB accredited pharmacy programs for licensure of technicians.

#4 Dennis Sarago

Dennis Sarago appeared on his own behalf to request to proceed with Pharmacy Technician licensure.

President Foy opened the discussion by asking Mr. Sarago why he was appearing in front of the Board.

Mr. Sarago stated that he is applying for an Arizona pharmacy technician license. Mr. Sarago stated that he is a certified technician. Mr. Sarago stated that he had a technician license but let the license lapse when worked at the VA. Mr. Sarago stated that he was incarcerated and resigned from the VA. Mr. Sarago stated that when he returned there were no spots at the VA. Mr. Sarago stated that he needs to have a license to be able to work in a pharmacy. Mr. Sarago stated that he took the certification exam in September and passed.

Dr. Foy asked Mr. Sarago about his charges.

Mr. Sarago stated he was charged with a felony for sexual assault. Mr. Sarago stated that he was charged with a Class 6 felony and placed on probation. Mr. Sarago stated that he saw his probation officer weekly.

Dr. Foy asked Mr. Sarago if he had any letters of support from past employers.

Mr. Sarago stated that he has given the Board a list of references which includes people he worked with at the VA.

Mr. Van Hassel asked Mr. Sarago if he notified PTCB of the charges when he applied to take the exam.

Mr. Sarago stated that he did just as he has reported all charges to the Board.

Ms. Locnikar asked Mr. Sarago if he is still on probation.

Mr. Sarago stated that he was on parole for 2 months and is no longer on probation.

On motion by Dr. Musil and seconded by Mr. McAllister, the Board unanimously agreed to approve Mr. Sarago's pharmacy technician application.

#5 Stephen Rice

Mr. Kennedy was recused due to a conflict of interest when Mr. Rice stated that he works for Walgreens.

Stephen Rice appeared on his own behalf to request to retain his Intern license and continue

working as an Intern while on leave of absence from pharmacy school.

President Foy opened the discussion by asking Mr. Rice why he was appearing in front of the Board.

Mr. Rice stated that he attends Creighton School of Pharmacy and is currently on medical leave. Mr. Rice stated that he currently works at Walgreens and has been offered a job at St. Joe's Hospital. Mr. Rice stated that he started leave in November of 2014 and will return to school in August of 2015.

Dr. Foy asked Mr. Rice if he would be able to work two jobs being on leave of absence due to a medical condition.

Mr. Rice stated that the reason for the two jobs is that both jobs are per-diem jobs with variable hours. Mr. Rice stated that he is being treated for stress induced migraines. Mr. Rice stated that he is working with his physician to control the frequency and intensity of his migraines and the current treatment is working.

Mr. Van Hassel asked Mr. Rice if he attends class or does the coursework on line.

Mr. Rice stated that he is in the distant learning program

Dr. Foy asked if Mr. Rice would need to reapply for his intern license.

Mr. Wand stated that the Board has the power to reissue an intern license. Mr. Wand stated that multiple requests of this nature could create an issue for the Board Office

Mr. McAllister stated that each case is considered individually. Mr. McAllister stated that the purpose of the Intern license is to enhance your experience while in school.

Mr. Wand stated that Mr. Rice could apply for a pharmacy technician trainee license.

On motion by Mr. Van Hassel and seconded by Mr. Francis, the Board agreed to deny Mr. Rice's request to retain his Intern license while on leave of absence from school. There was one nay vote by Dr. Foy.

AGENDA ITEM 10 – Janice Erickson – Request to Reconsider Board's Decision concerning the denial of her Pharmacist License Application

President Foy opened the discussion by stating that Ms. Erickson is requesting that the Board reconsider their decision concerning the denial of her Pharmacist License application. Dr. Foy stated that the Board had denied Ms. Erickson's license application in June of 2013 due to issues with her license in Utah.

Dr. Foy stated that the Board has received a letter from Ms. Erickson's attorney indicating that she would like to withdraw the application because she no longer needs the license because the law changed requiring an Arizona licensed pharmacist be on staff at a non-resident pharmacy.

A motion was placed on the floor by Dr. Musil and seconded by Mr. Francis. The motion was to allow Ms. Erickson to withdraw her application.

Dr. Foy stated that she could not tell the Board if Utah was taking action against her license at the Meeting. Dr. Foy stated that the case was supposedly closed with a Letter of Concern.

Mr. McAllister stated that because the law changed is not enough evidence to change the Board's denial of her license.

A roll call vote was taken. (Ms. Locnikar – aye, Dr. Musil – aye, Mr. Francis – aye, Mr. Minkus – nay, Mr. Van Hassel – Nay, Ms. Rosas – nay, Mr. Kennedy – nay, Mr. McAllister-nay, and Dr. Foy – nay)

The denial will remain in effect.

AGENDA ITEM 11– Reports

Executive Director

Budget

Mr. Wand reviewed the Budget with the Board Members.

Personnel Issues - Succession

Mr. Wand stated that he and Mr. McAllister met with the state HR representative. Mr. Wand stated that he has passed out a job description and the job will be posted within the next week. Mr. Wand stated that interviews would be conducted in February or March. A screening panel was selected. The panel will consist of the following Board Members: Dennis McAllister, Tom Van Hassel, Darren Kennedy, and Nona Rosas.

Mr. Lee stated that all meetings of the screening panel must be held as opening meetings since it is a function of the Board and scheduled as public meetings.

Renewals

Mr. Wand stated that the renewals were not smooth this year with the new vendor. Some renewal certificates were not sent out and the office staff was e-mailing the certificates to licensees. Mr. Wand stated that the Board may be able to obtain a turnkey system like Mississippi's through NABP.

Legislation

Mr. Wand stated that the legislators are not willing to support a bill that would create new permits with fees. Mr. Wand stated that we will have a bill that will define the new facilities to match federal laws.

Mr. Van Hassel discussed the P.A.R.E exam. He recently attended a meeting to review the P.A.R.E. exam. He stated that the exam is for pharmacist re-entering practice. He stated that the exam tests for four areas and consists of 210 questions.

Deputy Director Report

Ms. Frush reviewed the Compliance Officers Activity Report and the Drug Inspector Report with the Board Members.

During the months of October and November, the Compliance Staff issued letters for the following violations:

Pharmacy Violations

1. Outdated medications – 2
2. Pharmacy technician trainee compounding – 2
3. Unsanitary conditions – Pharmacy dirty and dirty dishes in sink-1

Controlled Substance Violations

1. Controlled Substance Overage -4
2. Controlled Substance Shortage - 4
3. Controlled Substance Inventory Not Completed at Change of PIC – 1
4. Invoices not readily retrievable – 1
5. Controlled substance annual inventory not available - 1

Documentation Violations

1. Failure to document counseling – 2

The following areas were noted on the inspection reports for improvement:

1. Counseling documentation
2. Pharmacy Technician trainees cannot compound

Areas outside the inspection reports that may be of interest:

1. Physician Assistants can only prescribe a 34 day supply for Schedule 3 and 4 medications.
2. Optometrists and Naturopathic Physicians can write for CII Hydrocodone products.
3. The name of the Physician Assistant should be entered into the computer as the prescriber and not the Supervising Physician
4. Invoices for non-controlled and controlled substances should be kept separate.

PAPA Report – Schedule Q

Lisa Yates was present to represent the PAPA program. Ms. Yates stated that there are a total of forty-five (45) participants in the PAPA program. Ms. Yates stated that three new participants have entered the program. Ms. Yates stated that there are no concerns at this time.

AGENDA ITEM 12 – MOTIONS TO DEEM/HEARINGS – Schedule R

1. Brittany Leon

President Foy opened the discussion by stating that this is the time and place for Consideration of the State’s Motion to Deem Allegations of the Complaint and Notice of Hearing Admitted in the Case of Brittany Leon, Pharmacy Technician, T0038790, Case 14-0016-PHR.

President Foy asked if the licensee (Brittany Leon) was present. The licensee (Brittany Leon) was not present.

President Van Foy asked if the Assistant Attorney General would like to address the Motion To Deem.

President Foy asked if the Board would like to make a Motion granting or denying the State’s motion to Deem Allegations Admitted.

On motion by Mr. Francis and seconded by Mr. McAllister, the Board unanimously agreed to grant the State’s motion to Deem Allegations admitted.

On motion by Mr. Francis and seconded by Mr. McAllister the Board unanimously agreed to adopt all factual allegations in the Complaint as the findings of fact.

On motion by Mr. Francis and seconded by Mr. McAllister the Board unanimously agreed to adopt all of the alleged violations set forth in the Complaint as the Board’s conclusions of law.

President Foy asked if the Assistant Attorney General has any comments or recommendations as to the appropriate discipline to be imposed.

Mr. Lee stated that due to the failure of Ms. Leon to reply to the Notice of Hearing and the Motion to Deem and the adoption of the Findings of Fact and the Conclusions of Law the State recommends the revocation of Ms. Leon’s license.

On motion by Dr. Musil and seconded by Mr. Minkus, the Board unanimously agreed to revoke the Pharmacy Technician Trainee license T0038790 issued to Brittany Leon. A roll call vote was taken. (Ms. Locnikar – aye, Dr. Musil – aye, Mr. Francis – aye, Mr. Minkus – aye, Mr. Van Hassel – aye, Ms. Rosas – aye, Mr. Kennedy – aye, Mr. McAllister-aye, and Dr. Foy – aye)

#2 – John Tomkins

Dr. Foy was recused due to a conflict of interest.

Vice President McAllister stated that this is the date, time, and place where the matter dealing with Case No. 14-0015-PHR against John Tomkins is scheduled to be heard by the Arizona State Board of Pharmacy.

The subject of the hearing is set forth in the Complaint and Notice of Hearing. This is a formal Administrative hearing to determine if there have been violations of the Board's statutes and rules, and whether disciplinary action is warranted.

The following Board Members were present: Vice President Dennis McAllister, Kyra Locnikar, John Musil, William Francis, Reuben Minkus, Tom Van Hassel, Nona Rosas, and Darren Kennedy.

Mr. McAllister stated let the record show that the Board Members have been furnished with copies of:

1. The Complaint and Notice of Hearing
2. The Respondent's Answer
3. All pleadings of record

Mr. McAllister asked the parties to identify themselves.

Monty Lee, Assistant Attorney General, was present representing the state.

John Tomkins, the respondent was present.

Mr. Tomkins was not represented by counsel.

Mr. Lee discussed two preliminary issues. The issues included correcting the spelling of the respondent's last name and the fact that Mr. Tomkins was an extern at the pharmacy.

The witnesses were sworn in by Mr. Wand.

Opening statements were made

The evidence was presented.

Closing statements were made.

On motion by Mr. Van Hassel and seconded by Dr. Musil, the Board unanimously agreed to adopt all factual allegations in the Complaint as findings of fact.

On motion by Mr. Kennedy and seconded by Mr. Van Hassel, the Board unanimously agreed to adopt all of the alleged violations set forth in the Complaint as the conclusions of law.

On motion by Dr. Musil and seconded by Mr. Van Hassel, the Board agreed to revoke the pharmacy technician trainee license, T037424, issued to John Tomkins. A roll call vote was taken. (Ms. Locnikar – aye, Dr. Musil – aye, Mr. Francis – aye, Mr. Minkus – aye, Mr. Van Hassel – aye, Ms. Rosas – nay, Mr. Kennedy – aye, and Mr. McAllister-aye.)

A video of the proceedings is available.

AGENDA ITEM 13– Complaint Review – Consideration of Complaints on Schedule S

President Foy opened the discussion by stating the Board Members would review all the complaints on schedule S.

Complaint #4343

On motion by Dr. Musil and seconded by Mr. McAllister, the Board unanimously agreed to refer the complaint to Hearing.

Complaint #4348

On motion by Dr. Musil and seconded by Mr. McAllister, the Board unanimously agreed to dismiss the complaint and take no further action on the complaint.

Complaint #4352

On motion by Dr. Musil and seconded by Mr. Francis the Board unanimously agreed to dismiss the complaint and take no further action on the complaint.

Complaint #4353 – Dr. Foy was recused due to a conflict of interest.

On motion by Ms. Rosas and seconded by Ms. Locnikar, the Board unanimously agreed to issue a non-disciplinary letter to the pharmacist and pharmacy technician requesting that they complete 6 hours of CE on error prevention and/or patient safety within 90 days of receipt of the letter.

Complaint #4355 – Mr. Kennedy was recused due to a conflict of interest.

On motion by Dr. Musil and seconded by Mr. Francis, the Board unanimously agreed to issue an advisory letter to the pharmacist concerning counseling requirements.

Complaint #4359 – Dr. Foy was recused due to a conflict of interest.

On motion by Ms. Rosas and seconded by Dr. Musil, the Board unanimously agreed to issue a non-disciplinary letter to the pharmacist and pharmacy technician requesting that they complete 6 hours of CE on error prevention and/or patient safety within 90 days of receipt of the letter.

Complaint #4360 – Mr. Kennedy was recused due to a conflict of interest.

On motion by Dr. Musil and seconded by Ms. Locnikar, the Board unanimously agreed to dismiss the complaint and take no further action on the complaint.

Complaint #4361 – Mr. Kennedy was recused due to a conflict of interest.

On motion by Dr. Musil and seconded by Ms. Locnikar, the Board unanimously agreed to dismiss the complaint and take no further action on the complaint.

Complaint #4362 – Mr. Kennedy was recused due to a conflict of interest.

On motion by Mr. Francis and seconded by Mr. McAllister, the Board unanimously agreed to dismiss the complaint and take no further action on the complaint.

Complaint #4363 – Mr. McAllister recused himself because the complainant mentioned his name within the complaint.

On motion by Mr. Kennedy and seconded by Ms. Rosas, the Board unanimously agreed to issue an advisory letter to the pharmacist and pharmacy technician concerning accuracy.

Complaint #4369

On motion by Mr. Van Hassel and seconded by Mr. Kennedy, the Board unanimously agreed to request that the pharmacist in charge appear for a conference to discuss policy and procedures.

Complaint #4370

On motion by Mr. Van Hassel and seconded by Ms. Locnikar, the Board unanimously agreed to refer the complaint to Hearing.

Complaint #4372

On motion by Ms. Rosas and seconded by Mr. McAllister, the Board unanimously agreed to issue a non-disciplinary letter to the pharmacist and pharmacy technician requesting that they complete 6 hours of CE on error prevention and/or patient safety within 90 days of receipt of the letter.

Complaint #4374 - Dr. Foy was recused due to a conflict of interest.

On motion by Ms. Rosas and seconded by Mr. Kennedy, the Board unanimously agreed to offer the pharmacy technician trainee a consent agreement for revocation. If the consent is not signed, the case will proceed to hearing.

On motion by Ms. Rosas and seconded by Mr. Kennedy, the Board unanimously agreed to request that the pharmacist in charge appear for a conference.

Complaint #4375 - Dr. Foy was recused due to a conflict of interest.

On motion by Ms. Rosas and seconded by Mr. Kennedy, the Board unanimously agreed to offer the pharmacy technician a consent agreement for revocation. If the consent is not signed, the case will proceed to hearing.

Complaint #4376

On motion by Mr. McAllister and seconded by Dr. Musil, the Board unanimously agreed to dismiss the complaint and take no further action on the complaint.

Complaint #4377

On motion by Dr. Musil and seconded by Ms. Rosas, the Board unanimously agreed to dismiss the complaint and take no further action on the complaint.

Complaint #4378

On motion by Dr. Musil and seconded by Mr. McAllister, the Board unanimously agreed to offer the pharmacy technician a consent agreement for revocation. If the consent is not signed, the case will proceed to hearing.

Complaint #4379 – Mr. Kennedy was recused due to a conflict of interest.

On motion by Mr. Van Hassel and seconded by Ms. Rosas, the Board unanimously agreed to

offer the pharmacy technician a consent agreement for revocation. If the consent is not signed, the case will proceed to hearing.

On motion by Mr. Van Hassel and seconded by Ms. Rosas, the Board unanimously agreed to request that the pharmacist in charge appear for a conference.

Complaint #4380

On motion by Mr. McAllister and seconded by Dr. Musil, the Board unanimously agreed to offer the pharmacy technician a consent agreement for revocation. If the consent is not signed, the case will proceed to hearing.

Complaint #4381

On motion by Ms. Rosas and seconded by Mr. Kennedy, the Board unanimously agreed to offer the pharmacy technician a consent agreement for revocation. If the consent is not signed, the case will proceed to hearing.

On motion by Ms. Rosas and seconded by Mr. Kennedy, the Board unanimously agreed to request that the pharmacist in charge appear for a conference.

Complaint #4383 – Dr. Foy was recused due to a conflict of interest.

On motion by Mr. Van Hassel and seconded by Mr. Francis, the Board unanimously agreed to offer the pharmacist a consent agreement for a standard PAPA contract with a one month suspension and then probation. If the consent is not signed, the case will proceed to hearing.

Complaint #4384

On motion by Dr. Musil and seconded by Mr. McAllister, the Board unanimously agreed to suspend the pharmacist license for one year for unprofessional conduct. If the consent is not signed, the case will proceed to hearing.

Complaint #4385 – Dr. Foy was recused due to a conflict of interest.

On motion by Mr. Van Hassel and seconded by Mr. Francis, the Board unanimously agreed to issue an order of summary suspension.

Complaint #4366

On motion by Dr. Musil and seconded by Mr. Francis, the Board unanimously agreed to request that the pharmacist and the pharmacy technician appear for a conference.

The Board discussed the various thefts that occurred at one pharmacy chain by pharmacists and pharmacy technicians.

On motion by Mr. Van Hassel and seconded by Ms. Rosas, the Board unanimously agreed to ask a Corporate representative to appear at the next meeting to discuss policies and procedures related to narcotic controls.

The Board also requested that Mr. Wright with the Controlled Substance Monitoring Program present a report to the Board showing the Narcotic Use in Arizona.

AGENDA ITEM # 14– Proposed Board Meeting Dates 2015

The Board discussed the proposed Board Meeting Dates for 2015. The Board may review the dates and possibly change the November date and hold meetings in October and December.

Proposed Board Meeting dates include the following:

1. January 28 and 29, 2015
2. March 25 and 26, 2015
3. May 27 and 28, 2015
4. June 25, 2015 (AZPA Convention)
5. August 19 and 20, 2015
6. November 18 and 19, 2015

AGENDA ITEM 15– Call to the Public

President Foy announced that interested parties have the opportunity at this time to address issues of concern to the Board; however the Board may not discuss or resolve any issues because the issues were not posted on the meeting agenda.

Roger Morris came forth and asked if the Board could possibly announce the dates of the proposed Board Meetings.

AGENDA ITEM 16 – Future Agenda Items

The Board Members stated that they would like the following items placed on a future agenda:

1. Report from the Controlled Substances Monitoring Program

AGENDA ITEM 17– Adjournment

There being no further business to come before the Board, President Foy adjourned the meeting at 2:50 P.M.