

## **BOARD MEETING MINUTES**

**Oregon Board of Pharmacy  
800 NE Oregon Street  
Portland, OR 97232  
August 12-14, 2015**

*The mission of the Oregon State Board of Pharmacy is to promote, preserve and protect the public health, safety and welfare by ensuring high standards in the practice of pharmacy and by regulating the quality, manufacture, sale and distribution of drugs.*

### **WEDNESDAY, AUGUST 12, 2015**

Roberto Linares, R.Ph. Board President, called the meeting to order at 8:30AM.

#### Roll Call

Roberto Linares, President  
Ken Wells  
Penny Reher  
Heather Anderson

Kate James, Vice President  
Christine Chute  
Brad Fujisaki

The following staff members will be present for all or part of this session:

Marc Watt, Executive Director  
Karen MacLean, Administrative Director  
Joe Ball, Chief Investigator  
Cheryl Fox, Inspector  
Katie Baldwin, Inspector  
Brienne Efremoff, Inspector  
Kim Oster, Compliance Assistant

Gary Miner, Compliance Director  
Courtney Wilson, Project Manager  
Fiona Karbowicz, Pharmacist Consultant  
Michele Cale, Inspector  
Laura Elvers, Inspector  
Annette Gearhart, Compliance Secretary

Tom Cowan, Sr. AAG Board Counsel

---

Agenda Review and Approval

#### **MOTION**

**Motion to approve the agenda was made and unanimously carried (Motion by Chute, second by James).**

---

Contested Case Deliberation pursuant to ORS 192.690(1) - *Not Open to the Public* - none

---

### **EXECUTIVE SESSION – NOT OPEN TO THE PUBLIC, pursuant to ORS 676.175, ORS 192.660 (1) (2) (f) (k).**

#### A. Items for Consideration and Discussion:

1. Deliberation on Disciplinary Cases and Investigations
2. Personal Appearances

- 3. Warning Notices
- 4. Case Review

**MOTION**

**Motion to enter Executive Session at 8:32 AM was made and unanimously carried (Motion by Reher, second by Wells).**

**MOTION**

**Motion to resume Open Session at 4:41 PM was made and unanimously carried (Motion by Chute, second by James).**

---

**Adjourn**

**MOTION**

**Motion to adjourn at 4:44 PM was made and unanimously carried (Motion by Chute, second by James).**

---

**THURSDAY, AUGUST 13, 2015**

Roberto Linares, R.Ph. Board President, called the meeting to order at 8:30AM.

Roll Call

Roberto Linares, President  
Ken Wells  
Penny Reher  
Heather Anderson

Kate James, Vice President  
Christine Chute  
Brad Fujisaki

The following staff members will be present for all or part of this session:

Marc Watt, Executive Director  
Karen MacLean, Administrative Director  
Chrisy Hennigan, Office Manager  
Fiona Karbowicz, Pharmacist Consultant  
Michele Cale, Inspector  
Laura Elvers, Inspector  
Annette Gearhart, Compliance Secretary  
Tom Cowan, Sr. AAG Board Counsel

Gary Miner, Compliance Director  
Courtney Wilson, Project Manager  
Joe Ball, Chief Investigator  
Cheryl Fox, Inspector  
Katie Baldwin, Inspector  
Brienne Efremoff, Inspector  
Kim Oster, Compliance Assistant

**MOTION**

**Motion to enter Executive Session for the purpose of case deliberations at 8:38 AM was made and unanimously carried (Motion by Wells, second by Reher).**

**MOTION**

**Motion to resume Open Session at 8:56 AM was made and unanimously carried (Motion by Anderson, second by James).**

President Roberto Linares welcomed the nine pharmacy interns present and thanked them for their attendance. He also acknowledged that former Executive Director Gary Schnabel and some former Board members were also present at the meeting.

---

---

Motions for Contested Cases & Disciplinary Action - Please see Motions for Disciplinary Cases at the end of this document.

---

## **GENERAL ADMINISTRATION**

### Discussion Items

Compliance Director Gary Miner presented one request to the Board for their consideration.

**CardinalHealth Nuclear Pharmacy** requested clarification as to whether or not a nuclear pharmacy is required to obtain approval for a Shared Services Agreement. The Board indicated that when dispensing patient specific medications a Shared Services Agreement is not required. However, dispensing non-patient specific medications does require a Shared Services Agreement. The Board asked Michael Mone', Regulatory Affairs from CardinalHealth if Cardinal had non-patient specific medications being delivered into Oregon. Michael advised that there are circumstances in which non-patient specific medications are being delivered in Oregon. The Board advised CardinalHealth that they will need to obtain a Shared Services Agreement in order to deliver non-patient specific medications into Oregon.

### **MOTION**

**Motion to require CardinalHealth Nuclear Pharmacy to submit a Shared Pharmacy Agreement for their Portland and Springfield location for non-patient specific compounded drugs was made and unanimously carried (Motion by Fujisaki, second by Reher).**

---

### **Review Updated Board Per Diem Policy**

Administrative Director Karen MacLean reviewed Oregon Revised Statute 292.495(1) which states *"any member of a state board or commission other than a member who is employed in full-time public service ... shall receive a payment of \$30 for each day or portion thereof during which the member is actually engaged in the performance of official duties."* Karen asked the Board if they wanted to make any changes to the per diem policy through rulemaking. The Board agreed to accept the current per diem policy without any further changes at this time.

### **MOTION**

**Motion to approve updated Board Per Diem Policy was made and unanimously carried (Motion by Chute, second by Wells).**

---

### **Topics for Future Discussion**

Executive Director Marc Watt and Administrative Director Karen MacLean asked the Board how they would like to proceed with items that are added onto its future discussion list. The Board reviewed items on the current future discussion list and determined that they would like to eliminate these items as some have been on this list for years. After the Board's Strategic Planning Meeting in November they would like to begin a new process as to how items are added on the future discussion list. If a Board Member indicates that there is a specific item that they would like to discuss at a future Board Meeting they will indicate so during the course of a Board Meeting. At the end of the Board Meeting Administrative Director Karen MacLean will read the topics that were asked to be placed on the list during the course of the current Board Meeting and

Board Members will vote on each item to determine if there is a quorum. Items that have not yet been discussed will continue to go on the Board's Agenda.

---

### **Technician Extensions & Continuing Education**

Executive Director Marc Watt and Administrative Director Karen MacLean stated that because continuing education requirements for Certified Pharmacy Technicians are more than one hour of law, staff recommends adding a temporary rule in Division 025 to allow at least one year of licensure prior to the renewal period before continuing education requirements are effective. This rule would be similar to continuing education requirements for initial Pharmacist licensure. Marc indicated that the staff will present a draft temporary rule during the rules portion of the Board Meeting on Friday.

Executive Director Marc Watt and Administrative Director Karen MacLean requested that the Board consider allowing staff to issue new person licenses (pharmacists, certified Oregon pharmacy technicians and interns) that are issued within 30 days prior to the end of a renewal cycle (6/30, 9/30 or 11/30) to be issued with an expiration date of the next license expiration to ensure a license is valid for more than 30 days. Marc and Karen indicated that this extension would be both helpful to staff and beneficial to the Board's licensees. The Board authorized the extensions to be added to the delegation of staff authority grid.

### **MOTION**

**Motion to authorize staff to extend the expiration date of all completed individual applicants who become eligible for licensure not more than 30 days prior to the expiration of a license to the delegation of staff authority grid was made and unanimously carried (Motion by Reher, second by Fujisaki).**

---

### **Appearance Procedures**

Executive Director Marc Watt, Compliance Director Gary Miner, and Administrative Director asked the Board to direct staff on how they would like to proceed with future appearances to the Board. Staff would like to be able to help facilitate streamlining the process in order to be most efficient with the Board's time. The Board indicated that they would like follow up reports, such as follow ups on the Technician Checking Validation Program (TCVP) one year after implementation to be in writing and placed on the agenda as a discussion item. Additionally, if there is a new concept that is being introduced the Board would like to have an appearance. Discipline related appearances were directed to be coordinated with Board Counsel Tom Cowan. Tom indicated that by streamlining the appearance procedures the Board is able to utilize the agenda for high priority items that need discussion and items that require direction to staff.

---

### **Future OBOP Membership Update**

Executive Director Marc Watt provided the Board with an update on whether or not the Board should pursue asking for approval to suggest legislative action to add two additional Pharmacist members onto the Board. Marc indicated that the Governor's Health Policy Advisor resigned in July and he was unable to contact anyone in the Governor's Office for direction. He recommended that the Board wait and see how the composition of the Board is impacted once it has added two Pharmacy Technicians to the Board prior to seeking approval from the Governor's Office to add additional Pharmacist members. Marc also noted that the American Society of Health-System Pharmacists (ASHP) approved a policy in July that calls for adequate Pharmacists

representation onto State Boards of Pharmacy by Pharmacists from various practice settings, including hospitals, health systems, clinics, and nontraditional settings to ensure proper oversight to protect public health. The Board agreed with this approach.

---

## **APPEARANCE**

Mychal Amos, Pharmacist-in-Charge of Sky Lakes Medical Center appeared before the Board to provide a one year status update on their Technician Checking Validation Program (TCVP). Mychal indicated that he believed that their training program material was sufficient to train their technician checkers. This is because the training program material required them to learn the law, know what medications they could not check and it required them pass an exam prior to performing TCVP functions. Technicians participating in their TCVP also observed a Pharmacist in a checking capacity several times until they felt comfortable with what the checking process entailed. Mychal stated that by implementing TCVP their Pharmacists time is now available to perform cognitive services. Additionally, their Pharmacists have had fewer interruptions and the pharmacy's overall workflow has improved. Mychal stated that Sky Lakes Medical Center did not have any recommendations to change TCVP related rules. Mychal indicated that the best suggestion that they have for other hospital pharmacies considering a TCVP program is to reach out to another hospital that has the program in place, as this will help aide implementation.

The Board thanked Mychal for his appearance and accepted Sky Lakes Medical Center's TCVP report.

## **MOTION**

**Motion to accept Sky Lakes Medical Center TCVP report was made and unanimously carried (Motion by Reher, second by Fujisaki).**

---

## **ISSUES/ACTIVITIES**

### **Reports:**

Board Members had nothing to report.

Executive Director Marc Watt stated that Board staff has been focused on improving customer service. Customer service results reflect that there has been a four to five percent increase in every customer service category. Marc stated that staff is doing a great job on improving customer service and are looking at ways to improve even more.

Marc shared that the Institute for Safe Medication Practices (ISMP) contacted him and encouraged the Board to nominate itself for the ISMP Cheers Award for Professional Organizations & Group Collaborative Award. The nomination is for the work that the Board did on its pharmacy workforce survey and the Outlet Conduct rule implemented. The survey was designed to ultimately identify the scope of Pharmacists' concerns about work environment, identify specific concerns about work environment; identify specific concerns about workplace conditions; identify and quantify workplace settings and practices that negatively impact patient safety and allow the Board to make information decisions and actions.

Marc stated that the Board office has received numerous copies of a form letter from various Oregon veterinarians on behalf of an Oregon Board of Pharmacy out of state outlet licensee. The form letter brings up concerns about how current laws and rules are adversely impacting the

delivery of proper veterinary care in Oregon. Marc indicated that he reached out to the licensee to explain requirements and address their concerns. (Marc does the highlighted section summarize this enough?)

Marc stated that inquiries related to extension requests for complying with the auto refill rules have been received. The Board indicated that they would like to requestors to provide specific information regarding their inability to comply with the rule and that they would review all requests to determine whether or not an extension will be granted.

Marc shared that the agency was recently audited by the FBI in relation to its handling of both paper and electronic records associated with criminal history records information. This was an informational audit. Administrative Director Karen MacLean, Office Manager Chrisy Hennigan and Background Check Specialist Loretta Glenn prepared requested materials in advance of the meeting and as a result of the audit, some of the Board's procedures and communications methods will be updated; in addition, some additional training will be required for staff and Board members.

Marc highlighted that the Oregon Board of Pharmacy was mentioned in an August 5, 2015, Drug Topics article and was called the most progressive Board of Pharmacy in the country. This article also mentioned the Board's 2011 and 2013 workplace surveys.

Marc stated that staff has been doing outstanding work and that more cross training is being done throughout the agency. Marc also announced that Inspector Michele Cale will be retiring and that her last day will be on September 30<sup>th</sup>.

Board Counsel Tom Cowan stated that investigators have recently been in unique and challenging environments and that they have performed very well.

Compliance Director Gary Miner reported that 53% of inspections have been completed. He also stated that there are currently 18 individuals enrolled in the Health Professional Service Program (HPSP). He noted that all individuals are Board referrals. Gary indicated that the Compliance Staff have been doing a great job.

Pharmacist Consultant Fiona Karbowicz reported that preparing rules for the Board to consider has been a top priority. She also stated that there has been a lot of cross training that has been taking place within the Compliance Department and that she has been assisting in the preparation for the Compliance Department Fall retreat. Fiona shared that staff have been working with the Oregon Immunization Program to establish protocols the upcoming flu season. She also indicated that outreach activities continue to be a focus and that staff is trying to connect with Intern students at Oregon State University and Pacific University at least one time each year of the program. Other outreach activities include educating licensees and the public about new rules and also communicating new rules to out-of-state facilities that are registered with the Board.

Administrative Director Karen MacLean reported that staff is processing renewals for the Certified Oregon Pharmacy Technician cycle, as well as the Drug Distribution Agent, Manufacturer and Wholesaler renewal cycles. Karen indicated that as a result of the different rule technicalities and changes, there has been an increase in questions and workload for staff during this cycle. Project Manager Courtney Wilson and Office Manager Chrisy Hennigan have participated extensively to lead our Licensing Team through this very big and hectic renewal cycle, thank you Courtney and

Chrisy. Karen also reported that she has been receiving a large number of complex public records requests recently.

Karen provided the Board with an update on the paperless office project. She indicated that all licensing files have now been scanned and that staff will be uploading the remaining scanned files into HP Trim.

---

### **Board Member/Staff Presentations:**

Pharmacy Coalition – None

Professional Practice Roundtable – None

---

### **Committees/Meetings**

Inspector Cheryl Fox provided a presentation on the APhA Institute on Alcoholism and Drug Dependencies Seminar that she attended in June. Cheryl stated that the seminar helped her to better understand addiction and that it is a brain disease in which addicts have a different valuation of their high and tend to diminish the negative effects. She indicated that the seminar touched on every aspect of addiction and that the speakers were engaging and inspiring. Cheryl thanked the Board for the opportunity to attend this training opportunity and she welcomed the opportunity to do work on this topic for the agency.

Vice President Kate James, Executive Director Marc Watt and Administrative Director Karen MacLean will be attending the National Association of Boards of Pharmacy District 6-8 Meeting September 14-17<sup>th</sup> in Lake Tahoe, Nevada. The Oregon Board of Pharmacy will be hosting next year's District Meeting in Portland. Kate and staff will be gathering ideas to help prepare for next year's meeting and work with the Nevada Board on lessons learned.

The Oregon State Pharmacy Association Fall Meeting will be held October 10<sup>th</sup> and 11<sup>th</sup> in Portland. Board Member Heather Anderson, Executive Director Marc Watt and Pharmacist Consultant Fiona Karbowicz will be in attendance. The Board will also have a booth so that licensees can ask questions.

The Oregon Society of Health-System Pharmacists Fall Meeting will be held October 17<sup>th</sup> in Portland. Pharmacist Consultant Fiona Karbowicz will be attending the meeting. It was noted that the Board will not have a booth at this event.

---

### **Board Meeting Dates**

*Note: The Board of Pharmacy moved its regularly scheduled meeting dates from Tuesday/Wednesday to Wednesday/Thursday beginning February 2015. \*Note, the February and August Meetings have a third day, that will include a Friday. The dates below reflect the upcoming changes.*

- October 7-8, 2015                      Portland
- November 4-5, 2015                  Corvallis            (*Strategic Planning*)
- December 16-17, 2015              Portland
- February 10-12, 2016\*                Portland            (*3 day meeting*)



## **Approve Consent Agenda\***

\*Items listed under the consent agenda are considered to be routine agency matters and will be approved by a single motion of the Board without separate discussion. If separate discussion is desired, that item will be removed from the consent agenda and placed on the regular business agenda.

1. NAPLEX Scores – none
2. MPJE Scores - none
3. Project Manager Report
4. License/Registration Ratification (June 10, 2015 – August 11, 2015)
5. Extension Requests
6. Approval of Board Meeting Minutes (June 10-11, 2015)

### **MOTION**

**Motion to approve the consent agenda was made and unanimously carried (Motion by Chute, second by Reher).**

---

**OPEN FORUM** At the completion of regular Board Business, any Board licensee or member of the public is invited to meet with the Board to discuss issues of interest (typically the last item of the meeting).

Board President Roberto Linares invited any comments from the public. No comments were made.

---

### **Adjourn**

### **MOTION**

**Motion to adjourn at 2:35 PM was made and unanimously carried (Motion by Fujisaki, second by Anderson).**

---

## **FRIDAY, AUGUST 14, 2015**

Roberto Linares, R.Ph. Board President, called the meeting to order at 8:30AM.

### Roll Call

Roberto Linares, President  
Ken Wells  
Penny Reher  
Heather Anderson

Kate James, Vice President  
Christine Chute  
Brad Fujisaki

The following staff members will be present for all or part of this session:

Marc Watt, Executive Director  
Karen MacLean, Administrative Director  
Chrisy Hennigan, Office Manager  
Fiona Karbowicz, Pharmacist Consultant  
Michele Cale, Inspector  
Laura Elvers, Inspector

Gary Miner, Compliance Director  
Courtney Wilson, Project Manager  
Joe Ball, Chief Investigator  
Cheryl Fox, Inspector  
Katie Baldwin, Inspector  
Brianna Efremoff, Inspector

Tom Cowan, Sr. AAG Board Counsel

President Roberto Linares welcomed the four pharmacy interns present and thanked them for their attendance.

---

## **Rules & Policy Discussion**

Review Rulemaking Hearing Report – None

---

### **Consider Adoption of Temporary Rules**

#### **Division 025 Renewal of Licensure as a Certified Pharmacy Technician**

Administrative Director Karen MacLean presented a temporary rule in Division 025 which clarifies that newly licensed Certified Oregon Pharmacy Technicians do not need to complete the annual continuing education requirements prior to their first renewal. The Board adopted the temporary rule.

#### **MOTION**

**Motion to adopt Temporary Rule in OAR 855-025-0015(D) was made and unanimously carried (Motion by Chute, second by Anderson).**

---

**Send Rules to Rulemaking Hearing – None**

---

**Consider Adoption of Rules - None**

---

## **Policy Issues for Discussion**

### **Rules First Reading:**

#### **Division 019 Qualifications and Protocols, Policies and Procedures**

The Board reviewed draft rules in Division 019 for Senate Bill 520 relating to immunization for people at least seven years of age. The proposed rules allow a Pharmacist to administer vaccines when they have completed the following: training which includes age, injection site and Cardiopulmonary Resuscitation (CPR) specific to the population the Pharmacist treats and have obtained two hours of continuing education in the area of immunizations each licensing cycle. The Board had some preliminary discussions about the first draft of the rules and indicated that it may be challenging for Pharmacists to find immunization related continuing education. The Board will review the draft rules again in October for consideration to send rules to the November Rulemaking Hearing for public comment.

---

### **Division 041 Requirements for Prescriptions**

The Board reviewed draft rules in Division 041 for Senate Bill 841 relating to medication synchronization. The draft rules allow a pharmacy to dispense a partial quantity to allow for the synchronization of a patient's prescription drug refill this excludes: packaging for which synchronization is not possible, controlled substances or high risk of diversion drugs identified by the DEA. The Board will review the draft rules again in October for consideration to send rules to the November Rulemaking Hearing for public comment.

---

### **Division 006 Definitions and Division 019 Definitions**

House Bill 2028 allows Pharmacists to engage in the practice of clinical pharmacy. The Board reviewed draft rules in Division 006 which included definitions from the legislation. Draft rules in Division 019 identify patient care services that require the professional judgment of a Pharmacist. The draft rules also establish state drug therapy management protocols. The Board discussed whether or not an Intern can engage in this practice. They agreed that the Intern's scope needs to be well defined and that under the supervision of a Pharmacist an Intern is allowed to engage in the practice of clinical pharmacy. The Board concurred that it would be valuable to reference new definitions in Division 6 (Definitions) as well as in Division 019 (Pharmacists) and will review the draft rules again in October for consideration to send rules to the November Rulemaking Hearing for public comment.

---

### **2015 Legislation:**

Pharmacist Consultant Fiona Karbowicz and Compliance Director Gary Miner provided an overview on legislation effecting pharmacy. Some of these measures require no Board action at this time.

### **Senate Bill 148**

Senate Bill 148 adds two Pharmacy Technicians to the Board of Pharmacy. If appointed by the Governor, their terms begin January 1, 2016. Staff plans to include information to apply for these positions in the Board's November Newsletter. Administrative Director Karen MacLean will also update the "Opportunities" information page on the Board's website to facilitate and prepare a list-serve message about these new opportunities will be e-mailed to all Certified Oregon Pharmacy Technicians in early September.

### **Senate Bill 71**

Senate Bill 71 requires a pharmacy to electronically report to the Oregon Health Authority's Prescription Drug Monitoring Program no later than 72 hours after dispensing a prescription drug that is subject the program requirements. This measure does not require any action from the Board of Pharmacy.

### **House Bill 2879**

Pharmacist Consultant Fiona Karbowicz provided an overview of House Bill 2879. House Bill 2879 allows a Pharmacist to prescribe and dispense hormonal contraceptive patches or self-administered oral hormonal contraceptives. Fiona stated that a workgroup has been established pursuant to the legislation and together the workgroup has created hormonal contraception self-screening questions and an algorithm to help guide Pharmacists. The work group will be meeting

several times between now and the end of the year to further develop the training, supplemental support documents and rules. This measure has an implementation date of January 1, 2016. Therefore, it is expected that a temporary rule will be needed to implement the rules prior to the January 1, 2016 implementation date so that Pharmacists can be trained and pharmacies can prepare to participate in this practice if they elect to do so. The Board will review draft rules at the October Board Meeting and it is planned that a temporary rule will be reviewed and adopted at the November 4-5 Strategic Planning Meeting. The Board complimented Fiona and Board Staff on all of the work they have done and stated that this is a great start.

### **House Bill 3343**

House Bill 3343 requires a health benefit plan to reimburse a health care provider or dispensing entity for the dispensing of contraceptives intended to last for a three month period or twelve month period. This measure requires no action from the Board of Pharmacy.

### **Senate Bill 93**

Senate Bill 93 requires a health benefit plan to provide for reimbursement for up to a 90-day supply of a prescription drug dispensed by a pharmacy. This measure requires no action from the Board of Pharmacy.

---

**OPEN FORUM** At the completion of regular Board Business, any Board licensee or member of the public is invited to meet with the Board to discuss issues of interest (typically the last item of the meeting)

Board President Roberto Linares invited any comments from the public. No comments were made.

---

### **Adjourn**

### **MOTION**

**Motion to adjourn at 11:54 AM was made and unanimously carried (Motion by Anderson, second by James).**

---

Accepted by:



Marcus Watt, R. Ph.  
Executive Director

**Oregon Board of Pharmacy**  
**800 NE Oregon Street**  
**Portland, OR 97232**  
**Roberto Linares, RPH Presiding**

Wednesday, August 12, 2015 @ 8:30 AM, Conference Room 1A  
Thursday, August 13, 2015 @ 8:30 AM, Conference Room 1A  
800 NE Oregon Street in Portland, Oregon

Executive Session of the Board was held on 8/12/2015 to discuss Compliance cases, followed by motions on 8/13/2015. Working lunch held.

Board Members present for all or part of compliance session:

Roberto Linares, RPH, President	Brad Fujisaki, RPH
Kate James, RPH, Vice President	Kenneth Wells, RPH
Heather Anderson, Public Member	Penny Reher, RPH
Christine Chute, Public Member	

Staff present for all or part of compliance session:

Gary Miner, RPH, Compliance Director	Marcus Watt, RPH, Executive Director
Joe Ball, RPH, Chief Investigator	Karen MacLean, Administrative Director
Katie Baldwin, RPH, Board Inspector	Courtney Wilson, Project Manager
Michele Cale, RPH, Board Inspector	Fiona Karbowicz, RPH, Pharmacist Consultant
Laura Elvers, RPH, Board Inspector	Annette Gearhart, Compliance Secretary
Brianne [Cooper] Efremoff, RPH, Board Inspector	Kim Oster, Compliance Assistant
Cheryl Fox, RPH, Board Inspector	Thomas Cowan, Senior AAG

**Case 2014-0335                      Motion to accept ALJ Samantha Fair's Ruling for Summary Determination and Proposed Order and issue Final Order.**

Motion by: Heather Anderson; Seconded by: Kenneth Wells. Motion unanimously carried.

**Case 2015-0078                      Motion to withdraw Notice with withdrawal of application.**

Motion by: Brad Fujisaki; Seconded by: Kate James. Motion unanimously carried.

**Case 2014-0292                      Motion to deny request.**

Motion by: Kenneth Wells; Seconded by: Heather Anderson. Motion unanimously carried.

**Case 2013-0304                      Motion to deny request.**

Motion by: Penny Reher; Seconded by: Brad Fujisaki. Motion unanimously carried.

**Case 2014-0072                      Motion to grant request.**

Motion by: Kenneth Wells; Seconded by: Brad Fujisaki. Motion unanimously carried.

**Case 2007-0181                      Motion to grant request.**

Motion by: Brad Fujisaki; Seconded by: Kenneth Wells. Motion unanimously carried.

**Case 2014-0089                      Motion to grant request.**

Motion by: Christine Chute; Seconded by: Kate James. Motion unanimously carried.

**Case 2015-0364 Motion to deny intern license.**  
Motion by: Kenneth Wells; Seconded by: Kate James. Motion carried with Roberto Linares and Penny Reher recused.

**Case 2015-0248 Motion to revoke pharmacist license and impose \$1,000 civil penalty per violation.**  
**Case 2015-0376 Motion to revoke outlet license and impose \$10,000 civil penalty per violation.**  
Motion by: Kenneth Wells; Seconded by: Heather Anderson. Motion unanimously carried.

**Case 2015-0274 Motion to impose \$10,000 civil penalty per violation against outlet; and**  
**Case 2015-0374 Motion to suspend pharmacist license for 6 months and impose \$1,000 civil penalty per violation.**  
Motion by: Heather Anderson; Seconded by: Christine Chute. Motion unanimously carried.

**Case 2015-0242 Motion to revoke pharmacist license and impose \$1,000 Civil Penalty per violation.**  
Motion by: Kenneth Wells; Seconded by: Brad Fujisaki. Motion unanimously carried.

**Case 2015-0305 Motion to revoke pharmacist license and impose \$1,000 civil penalty per violation.**  
Motion by: Penny Reher; Seconded by: Heather Anderson. Motion carried with Brad Fujisaki recused.

**Case 2015-0297 Motion to revoke technician license and impose \$1,000 civil penalty per violation.**  
Motion by: Heather Anderson; Seconded by: Kenneth Wells. Motion unanimously carried.

**Case 2015-0323 Motion to accept signed consent order to surrender technician license.**  
Motion by: Brad Fujisaki; Seconded by: Heather Anderson. Motion unanimously carried.

**Case 2015-0353 Motion to impose \$10,000 civil penalty per violation against outlet;**  
**Case 2015-0446 Motion to impose \$1,000 civil penalty per violation against District Pharmacy**  
**Manager; and in**  
**Case 2015-0371 Motion to impose \$1,000 civil penalty per violation against former Pharmacist-in-**  
**Charge; and in**  
**Case 2015-0334 Motion to revoke technician license and impose \$1,000 Civil Penalty per violation.**  
Motion by: Heather Anderson; Seconded by: Kenneth Wells. Motion unanimously carried.

**Case 2015-0362 Motion to revoke technician license and impose \$1,000 civil penalty per violation;**  
**Case 2015-0445 Motion to impose \$10,000 civil penalty per violation against outlet.**  
Motion by: Christine Chute; Seconded by: Kate James. Motion carried with Brad Fujisaki opposed.

**Case 2015-0311 Motion to revoke technician license and impose \$1,000 civil penalty per violation.**  
Motion by: Kenneth Wells; Seconded by: Kate James. Motion unanimously carried.

**Case 2015-0257 Motion to revoke technician license and impose \$1,000 civil penalty per violation.**  
Motion by: Penny Reher; Seconded by: Brad Fujisaki. Motion carried with Christine Chute and Kenneth Wells opposed.

**Case 2015-0341 Motion to grant intern license.**  
Motion by: Heather Anderson; Seconded by: Penny Reher. Motion unanimously carried.

**Case 2015-0331 Motion to deny technician license and impose \$1,000 civil penalty per violation.**  
Motion by: Christine Chute; Seconded by: Brad Fujisaki. Motion unanimously carried.

**Case 2015-0328 Motion to deny technician license.**  
Motion by: Heather Anderson; Seconded by: Kate James. Motion unanimously carried.

**Case 2015-0292 Motion to grant technician license.**  
Motion by: Penny Reher; Seconded by: Christine Chute. Motion unanimously carried.

**Case 2015-0250 Motion to deny technician license and impose \$1,000 civil penalty per violation.**  
Motion by: Kenneth Wells; Seconded by: Heather Anderson. Motion unanimously carried.

**Case 2015-0256 Motion to deny technician license.**  
Motion by: Heather Anderson; Seconded by: Brad Fujisaki. Motion unanimously carried.

**Case 2015-0340 Motion to deny certified technician license and impose \$1,000 civil penalty per violation.**  
Motion by: Kenneth Wells; Seconded by: Brad Fujisaki. Motion unanimously carried.

**Case 2015-0223 Motion to grant technician license.**  
Motion by: Penny Reher; Seconded by: Heather Anderson. Motion unanimously carried.

**Case 2015-0360 Motion to grant intern license.**  
Motion by: Kenneth Wells; Seconded by: Heather Anderson. Motion unanimously carried.

**Case 2015-0238 Motion to impose \$10,000 civil penalty per violation against outlet; and**  
**Case 2015-0301 Motion to impose \$1,000 civil penalty per violation against Pharmacist-in-Charge.**  
Motion by: Heather Anderson; Seconded by: Kenneth Wells. Motion unanimously carried.

**Case 2015-0286 Motion to revoke drug outlet registration.**  
Motion by: Kenneth Wells; Seconded by: Heather Anderson. Motion unanimously carried.

**Case 2015-0249 Motion to deny pharmacist license.**  
Motion by: Penny Reher; Seconded by: Heather Anderson. Motion unanimously carried.

**Case 2015-0303 Motion to revoke technician license and impose \$1,000 civil penalty per violation.**  
Motion by: Kenneth Wells; Seconded by: Brad Fujisaki. Motion unanimously carried.

**Case 2015-0241 Motion to impose \$10,000 civil penalty per violation against outlet; and in**  
**Case 2015-0298 Motion to close case against Pharmacist-in-Charge with Board direction**  
**Case 2015-0365 Motion to deny technician license and impose \$1,000 Civil Penalty per violation.**  
Motion by: Christine Chute; Seconded by: Heather Anderson. Motion unanimously carried.

**Case 2015-0206 Motion to impose \$1,000 civil penalty per violation against technician;**  
**Case 2015-0266 Motion to impose \$1,000 civil penalty per violation against Pharmacist-in-Charge;**  
**Case 2015-0267 Motion to impose \$5,000 civil penalty per violation against outlet.**  
Motion by: Brad Fujisaki; Seconded by: Heather Anderson. Motion carried with Penny Reher and Kenneth Wells opposed.

**Case 2015-0235 Motion to close case with Board direction.**

Motion by: Penny Reher; Seconded by: Kenneth Wells. Motion unanimously carried.

**Case 2015-0195 Motion to impose \$1,000 civil penalty per violation against Pharmacist-in-Charge.**  
Motion by: Kate James; Seconded by: Heather Anderson. Motion carried with Roberto Linares recused.

**Case 2015-0033 Motion to close case with Board direction.**  
Motion by: Kenneth Wells; Seconded by: Brad Fujisaki. Motion unanimously carried.

**Case 2015-0306 Motion to impose \$1,000 civil penalty per violation against pharmacist.**  
Motion by: Heather Anderson; Seconded by: Kenneth Wells. Motion unanimously carried.

**Case 2015-0239 Motion impose \$1,000 civil penalty per violation against Pharmacist-in-Charge and to close case with Board direction regarding technicians.**  
Motion by: Christine Chute; Seconded by: Brad Fujisaki. Motion unanimously carried.

**Case 2015-0264 Motion to close case with Board direction.**  
Motion by: Kenneth Wells; Seconded by: Christine Chute. Motion unanimously carried.

**Case 2015-0208 Motion to close case with Board direction.**  
Motion by: Brad Fujisaki; Seconded by: Heather Anderson. Motion unanimously carried.

**Case 2015-0283 Motion to close case with Board direction.**  
Motion by: Kenneth Wells; Seconded by: Kate James. Motion unanimously carried.

**Case 2015-0149 Motion to close case with Board direction.**  
Motion by: Heather Anderson; Seconded by: Kenneth Wells. Motion unanimously carried.

**Case 2015-0320 Motion to close case with Board direction.**  
Motion by: Penny Reher; Seconded by: Kenneth Wells. Motion carried with Kate James recused.

**Case 2015-0170 Motion to close case with Board direction.**  
Motion by: Kenneth Wells; Seconded by: Christine Chute. Motion unanimously carried.

**Case 2015-0199 Motion to close case with Board direction.**  
Motion by: Brad Fujisaki; Seconded by: Christine Chute. Motion unanimously carried.

**Case 2015-0327 Motion to deny technician license and impose \$1,000 Civil Penalty per violation.**  
Motion by: Penny Reher; Seconded by: Brad Fujisaki. Motion carried with Kenneth Wells opposed.

## **CONSENT AGENDA**

**Motion to accept the items on the consent agenda with the following cases pulled for discussion: 2015-0264, 2015-0208, 2015-0283, 2015-0149, 2015-0170, 2015-0199, 2015-0327 and 2015-0320. Case 2015-0310 pulled for further investigation.**

Motion by: Kenneth Wells; Seconded by: Penny Reher. Motion unanimously carried.

**Cases closed with Board direction:** 2014-0497, 2015-0280, 2015-0289, 2015-0287, 2015-0284, 2015-0245, 2015-0262, 2015-0234, 2015-0194 and 2015-0302, 2015-0180, 2015-0205, 2015-0225, 2015-0230, 2015-0231, 2015-0233, 2015-0236, 2015-0237, 2015-0243, 2015-0244, 2015-0251, 2015-0252, 2015-0253, 2015-0254, 2015-0255, 2015-0271, 2015-0272, 2015-0273, 2015-0275, 2015-0276, 2015-0277, 2015-0294, 2015-0304, 2015-0313, 2015-0314, 2015-0319, 2015-0335, 2015-0338, 2015-0342, 2015-0343, 2015-0345, 2015-0346, 2015-0351, 2015-0352, 2015-0355, 2015-0214, 2015-0261, 2015-0263, 2015-0281, 2015-0333, 2015-0140, 2015-0196, 2015-0207, 2015-0215, 2015-0240, 2015-0265, 2015-0268, 2015-0282, 2015-0363 and 2015-0232.

**UNREGISTERED OUTLET CASE:**

Issued Notice to impose a civil penalty in the amount of \$10,000 civil penalty per violation.

Case: 2015-0246

**UNSWORN FALSIFICATION:**

Issue Notice to deny initial license, or revoke current license, and impose \$1,000 civil penalty per violation.

Cases: 2015-0258, 2015-0285, 2015-0290, 2015-0293, 2015-0324, 2015-0325, 2015-0326 and 2015-0330.

**UNSWORN FALSIFICATION, MULTIPLE LEDS INCIDENTS:**

Issue Notice to deny initial license, or revoke current license, and impose \$1,000 civil penalty per violation.

Case: 2015-0291

**CASES CLOSED UNDER INVESTIGATION:** Cases: 2014-0419 and 2015-0259.