

MISSISSIPPI BOARD OF PHARMACY

MINUTES

January 19, 2023

The Mississippi Board of Pharmacy (Board) met at 9:00 a.m. on Thursday, January 19, 2023 at the Board offices, 6360 I-55 N. Suite 400, Jackson, MS 39211. The following members were present: Todd Barrett – President, Ronnie Bagwell – Vice-President, Ryan Harper – Secretary, Jillian Foster, Guy Phillips, Tony Waits and Craig Sartin.

CONSENT AGENDA

The following items were reviewed by Board members and approved without objection.

- ❖ The Agenda for this meeting and the Website Declaration of this meeting shall be placed in the minutes. See attached.
- ❖ Minutes for the November 17, 2022, of the Mississippi Board of Pharmacy.
- ❖ Requests for approval of the following pharmacy continuing education programs:
 - PROGRAM NUMBER 011-018-022-001, **“Increasing Utilization of Evusheld™ for COVID-19 Pre-Exposure Prophylaxis”**, as requested by MPHA for 2 clock hours of pharmacist continuing education credit.
 - PROGRAM NUMBER 011-018-022-002, **“A Pharmacists Guide to Brain Health Supplements”**, as requested by MPHA for 2 clock hours of pharmacist continuing education credit.
 - PROGRAM NUMBER 011-029-022-001, **“Urine Drug Screenings”**, as requested by Jon Arnold for 0.5 clock hours of LIVE pharmacist continuing education credit.
 - PROGRAM NUMBER 012-002-022-001, **“Opioid Stewardship”**, as requested by Katrianna Pranga, for 0.5 clock hour of LIVE pharmacist continuing education and drugs of abuse/addiction credit.
 - PROGRAM NUMBER 012-012-022-001, **“Dapagliflozin Use in Heart Failure”**, as requested by Krista Riche for 1 clock hour of LIVE pharmacist continuing education credit.
 - PROGRAM NUMBER 012-027-022-001, **“Considerations and Best Practices in Treatment of Gram-Negative Bacteremia”**, as requested by Katelyn Miller for 1 clock hour of LIVE pharmacist continuing education credit.
 - PROGRAM NUMBER 012-028-022-001, **“15th Annual Mississippi Addiction Conference Body, Mind and Spirit vs Chaos and Crisis on the Recovery Journey”**, as requested by Donna Young for 14.5 clock hours of LIVE pharmacist continuing education credit.

- PROGRAM NUMBER 012-029-022-001, **“Feeling Toxic: the Role of Linezolid in Group H Streptococcus Necrotizing Soft Tissue Infector”**, as requested by Jilliam Walters for 0.5 clock hours of LIVE pharmacist continuing education credit.
- PROGRAM NUMBER 012-029-002-002, **“Candida Auris: The Beast of Yeast”**, as requested by Emily Plauche for 0.5 clock hours of LIVE pharmacist continuing education credit
- PROGRAM NUMBER 001-009-023-001, **“Pain Management Bootcamp in an Inpatient Setting”**, as requested by Veronica Guastella for 1 clock hours of LIVE pharmacist continuing education credit
- PROGRAM NUMBER 001-010-023-001, **“Professional Burnout”**, as requested by Jerry Fortenberry for 1 clock hour of LIVE pharmacist continuing education.
- PROGRAM NUMBER 001-013-023-001, **“Medication Assisted Treatment”**, as requested by Jerry Fortenberry for 1 clock hour of LIVE pharmacist continuing education and drugs of abuse/addiction credit.
- PROGRAM NUMBER 001-013-023-002, **“SUD: Definitions, Diagnosis and Treatment”**, as requested by Jerry Fortenberry for 1 clock hour of LIVE pharmacist continuing education and drugs of abuse/addiction credit.
- PROGRAM NUMBER 001-013-023-003, **“Major Depression: Symptoms, Risk Factors and Effective Treatments”**, as requested by Jerry Fortenberry for 1 clock hour of LIVE pharmacist continuing education.
- PROGRAM NUMBER 001-013-023-004, **“Major ISMP Topics of 2022”**, as requested by Jon Arnold for 0.5 clock hours of LIVE pharmacist continuing education.
- PROGRAM NUMBER 001-013-023-005, **“Drug Induced Lupus Erythematosus”**, as requested by Samantha Treinsih for 0.5 clock hours of LIVE pharmacist continuing education.

❖ Approval of Issuance of Pharmacists Licenses

❖ Travel Requests:

- **RX Summit, April 11-13 Atlanta, GA, Stephanie Mueller**
- **MS State Medical Association Annual Conference, San Destin, FL May 26-30, 2023, Stephanie Mueller**

EXECUTIVE DIRECTOR REPORT

Susan McCoy, Executive Director, reported to the Board concerning day to day activities of the agency.

Upon a motion by Board member Tony Waits and a 2nd by Ryan Harper, the Board voted unanimously to go into executive session pursuant to Section 25-41-7(4)(b) for the purposes of discussing potential litigation regarding the adoption of a rule and an appeal of a Board order. On a motion by Board member Ryan Harper and a 2nd by Board member Jillian Foster, the Board voted unanimously to rise from executive session and enter open session. It was reported that no action was taken during executive session.

Upon a motion by Board member Ryan Harper and a 2nd by Guy Phillips, the Board voted to approve a proposed agreed settlement order with Aetna Health Management, LLC. Todd Barrett, Ryan Harper, Jillian Foster, Guy Phillips, Craig Sartin and Tony Waits for motion. Ronne Bagwell voted in opposition to motion. See the attached Settlement Order.

REGULATION WORKING GROUP

Todd Dear, Associate Director, presented the following proposed regulations:

- Article L – Surgery Center Clinic
- Article LI – Clinic Consultant Pharmacist

Upon a motion by Board member Jillian Foster and a 2nd by Ryan Harper, the Board adopted the proposed regulations without objection.

GENERAL BUSINESS

The Mississippi State Department of Health (MSDH) staff requested approval of an MOU authorizing deidentified data to be shared from the Mississippi Board of Pharmacy Prescription Monitoring Program with the MSDH. Upon a motion by Board member Tony Waits and a 2nd by Ryan Harper, the Board voted unanimously to table the request until the March 23, 2023, Board meeting.

GA Carmichael Pharmacy requested that the Board allow them to deliver prescriptions to a clinic for patients to pick up. No action was taken by the Board.

RESPONDENTS

Candace Jefferson, Pharmacy Technician Registration Number PT-220771
After an administrative hearing on this matter, the Board issued the attached Order.

Hi'Yoshia McGee, Pharmacy Technician Registration Number PT-222940
After an administrative hearing on this matter, the Board issued the attached Order.

Katherin Nguyen, Pharmacy Technician Registration Number PT-223284

After an administrative hearing on this matter, the Board issued the attached Order.

Latiffany Davis, Pharmacy Technician Registration Number PT-09683

After an administrative hearing on this matter, the Board issued the attached Order.

Jeffrey Jones, License to Practice Pharmacy Number E-08129

After an administrative hearing on this matter, the Board issued the attached Order.

Alicia Nicole Laneaux, Pharmacy Technician Registration Number PT-218781

After an administrative hearing on this matter, the Board issued the attached Order.

CVS #5756, Permit to Operate as a Pharmacy, Permit Number F00985-1.2

Upon a motion by Board member Craig Sartin and a 2nd by Jillian Foster, the Board voted unanimously to go into executive session to discuss pursuant to Section 25-41-7(4)(b) for the purposes of discussing potential litigation from an appeal of a Board order. On a motion by Board member Ryan Harper and a 2nd by Board member Jillian Foster, the Board voted unanimously to rise from executive session and enter open session. It was reported that no action was taken during executive session.

Upon a motion by Board member Tony Waits and a 2nd by Ryan Harper, the Board voted unanimously to approve the proposed agreed settlement order with CVS #5756, Permit Number F00985-1.2. See the attached Settlement Order.

Edwards Pharmaceutical, Permit to Operate as a Drug Facility, Permit Number F16161-16.4

Upon a motion by Board member Guy Phillips and a 2nd by Craig Sartin, the Board voted unanimously to approve the proposed agreed settlement order with Edwards Pharmaceutical. See the attached Settlement Order.

Amanda E. Russell, License to Practice Pharmacy, Certificate of Registration Number E-09597

After an administrative hearing on this matter, the Board issued the attached Order.

McGowen Enterprises dba Acute Care Pharmaceuticals

After an administrative hearing on this matter, the Board issued the attached Order.

Heather Vaughn, License to Practice Pharmacy, Certificate of Registration Number T-13702

After an administrative hearing on this matter, the Board issued the attached Order.

Medisol Plus, LLC, Permit to Operate as a Drug Facility, Permit Number 17318-16.5a

After an administrative hearing on this matter, the Board issued the attached Order.

PETITIONERS

CVS Pharmacy #1119, Permit to Operate as a Pharmacy, Permit Number 06724/1.2

The Board held a hearing on the request of CVS Pharmacy #1119 during the November 17, 2022 board meeting. The matter was tabled to allow further research on the request. Upon a motion by Board member Ronnie Bagwell and a 2nd by Craig Sartin, the Board voted unanimously to go

into executive session to discuss pursuant to Section 25-41-7(4)(b) for the purposes of discussing potential litigation from an appeal of a Board order. On a motion by Board member Ryan Harper and a 2nd by Board member Guy Phillips, the Board voted unanimously to rise from executive session and enter open session. It was reported that no action was taken during executive session. After an administrative hearing on this matter, the Board issued the attached Order.

Petitioner, Sarah Lehaman, Pharmacy Technician Registration Number PT-215730

After an administrative hearing on this matter, the Board took no action on the Petitioner's request.

Petitioner, Christopher Myers, License to Practice Pharmacy, Certificate of Registration Number E-08108

After an administrative hearing on this matter, the Board issued the attached Order.

Petitioner, Lakeshia Johnson, Pharmacy Technician Registration Number PT-215730

After an administrative hearing on this matter, the Board took no action on the Petitioner's request.

Petitioner, Zachary Burton, Intern/Extern Registration IE-08595

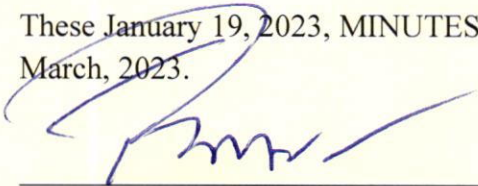
After an administrative hearing on this matter, the Board issued the attached Order.

Petitioner, Jim Still, Intern/Extern Registration IE-08661


After an administrative hearing on this matter, the Board issued the attached Order.

The Board adjourned at 15:57.

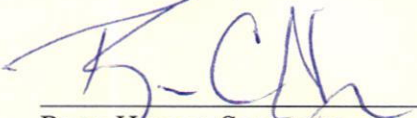
These January 19, 2023, MINUTES of the Board are hereby approved this the 23rd day of March, 2023.



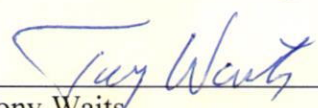
J. Todd Barrett, President




Ronnie Bagwell, Vice-President



Ryan Harper, Secretary




Tony Waits



Guy Phillips



Jillian Foster



Craig Sartin

Mississippi Board of Pharmacy

January 19, 2023

AGENDA

I. CALL TO ORDER/ESTABLISH A QUORUM

- PRAYER AND PLEDGE
- WELCOME AND SPECIAL INTRODUCTIONS
- SPECIAL GUEST- Recognition of MBN agents

II. CONSENT AGENDA & WEBSITE DECLARATION

- APPROVE AND SIGN MINUTES
- CONTINUING EDUCATION REQUEST
- APPROVE ISSUANCE OF PHARMACIST LICENSES
- TRAVEL REQUESTS-
 - RX Summit, April 11-13 Atlanta, GA, Stephanie Mueller
 - MS State Medical Association Annual Conference, San Destin, FL May 26-30, 2023, Stephanie Mueller

III. EXECUTIVE DIRECTOR REPORT

IV. REGULATION WORKING GROUP

- Article L-Surgery Center Clinic
- Article LI-ASC-Clinic Consultant Pharmacist

V. GENERAL BUSINESS

- DOH PMP MOU

- GA Carmichael

VI. RESPONDENTS

- | | |
|--------------------------|------------|
| • Candace Jefferson | Surrender |
| • Hi'Yoshida McGee | Surrender |
| • Katherine Nguyen | Surrender |
| • LaTiffany Davis | Surrender |
| • Jeffrey W. Jones | Surrender |
| • Alicia Nicole Laneaux | Surrender |
| • CVS #5756 | Respondent |
| • Edwards Pharmaceutical | Respondent |
| • Amanda Russell | Respondent |
| • McGowen Enterprises | Respondent |
| • Heather Vaughn | Respondent |
| • Medisol Plus | Respondent |

VII. PETITIONERS

- | | |
|---------------------|------------|
| • CVS Hurley | Petitioner |
| • Sarah Lehaman | Petitioner |
| • Christopher Myers | Petitioner |
| • Lakeshia Johnson | Petitioner |
| • Zachary Burton | Petitioner |
| • Jim Still | Petitioner |

Came on January 19, 2023, the matter of Aetna Health Management, LLC ("Aetna"), 151 Farmington Ave., Hartford, CT 06156, herein also referred to as Respondent, pursuant to a settlement proposal with the Mississippi Board of Pharmacy.

MISSISSIPPI BOARD OF PHARMACY

IN THE MATTER OF:

AETNA HEALTH MANAGEMENT, LLC
151 FARMINGTON AVE.
HARTFORD, CT 06156

LICENSE TO OPERATE AS A PHARMACY BENEFIT MANAGER

JURISDICTION

The Mississippi Board of Pharmacy has jurisdiction of the subject matter herein pursuant to Section 73-21-103, Mississippi Code of 1972, Annotated.

PROCEEDINGS

On May 11, 2022, the Board held an administrative hearing concerning charges filed against the Respondent. Aetna Health Management, LLC ("Aetna"), is alleged to have committed the following violations:

COUNT 1

Mississippi Code of 1972, Section 73-21-157 (1):

Before beginning to do business as a pharmacy benefit manager, a pharmacy benefit manager shall obtain a license to do business from the board. To obtain a license, the applicant shall submit an application to the board on a form to be prescribed by the board.

COUNT 2

Miss. Code. Ann. § 73-21-161 provides:

- (1) As used in this section, the term "referral" means:
- (a) Ordering of a patient to a pharmacy by a pharmacy benefit manager affiliate either orally or in writing, including online messaging;
 - (b) Offering or implementing plan designs that require patients to use affiliated pharmacies; or
 - (c) Patient or prospective patient specific advertising, marketing, or promotion of a pharmacy by an affiliate.

The term "referral" does not include a pharmacy's inclusion by a pharmacy benefit manager affiliate in communications to patients, including patient and prospective patient specific communications, regarding network pharmacies and prices, provided that the affiliate includes information regarding eligible nonaffiliate pharmacies in those communications and the information provided is accurate.

- (2) A pharmacy, pharmacy benefit manager, or pharmacy benefit manager affiliate licensed or operating in Mississippi shall be prohibited from:
- (a) Making referrals;
 - (b) Transferring or sharing records relative to prescription information containing patient identifiable and prescriber identifiable data to or from a pharmacy benefit manager affiliate for any commercial purpose; however, nothing in this section shall be construed to prohibit the exchange of prescription information between a pharmacy and its affiliate for the limited purposes of pharmacy reimbursement; formulary compliance; pharmacy care; public health activities otherwise authorized by law; or utilization review by a health care provider; or
 - (c) Presenting a claim for payment to any individual, third-party payor, affiliate, or other entity for a service furnished pursuant to a referral from an affiliate.
- (3) This section shall not be construed to prohibit a pharmacy from entering into an agreement with a pharmacy benefit manager affiliate to provide pharmacy care to patients, provided that the pharmacy does not receive referrals in violation of subsection (2) of this section and the pharmacy provides the disclosures required in subsection (1) of this section.
- (4) If a pharmacy licensed or holding a nonresident pharmacy permit in this state has an affiliate, it shall annually file with the board a disclosure statement identifying all such affiliates.
- (5) In addition to any other remedy provided by law, a violation of this section by a pharmacy shall be grounds for disciplinary action by the board under its authority granted in this chapter.

The Board issued an Order imposing a monetary penalty of Eight Hundred Thousand Dollars (\$800,000.00) upon the Respondent. The Respondent appealed the Board's Order to the Chancery Court of Hinds County on June 10, 2022.

SETTLEMENT AGREEMENT

Pursuant to discussions between Board Counsel and the Respondent, being represented by counsel, an Agreement to settle this matter is found to be in the best interest of all parties involved. It is hereby Agreed as follows:

FINDINGS OF FACT

The Mississippi Board of Pharmacy, after being presented clear and convincing evidence, makes the following findings of fact:


- (1) The Respondent was notified of the charges by a "Notice of Hearing and Complaint" along with a sworn affidavit as provided for in Section 73-21-99, Mississippi Code of 1972, Annotated.
- (2) The Respondent neither admits nor denies a violation of Mississippi Code Annotated Sections 73-21-157(1) and 73-21-161.
- (3) The Respondent and Board agree to the settlement stated below as approved by the Board.

FINAL ORDER OF THE BOARD

This ORDER OF THE BOARD is effective immediately. A certified copy of this ORDER shall be served on the Respondent and a copy maintained in the office of the Board.

- The final Order of this Board issued May 11, 2022, shall be set aside and vacated upon the dismissal of the appeal of that Order filed by Respondent and shall be replaced by this Order.
- The Respondent shall pay the sum of Thirty-One Thousand Dollars (\$31,000.00) as a settlement of all claims that were or could have been alleged by the Board in this matter.
- The Board releases the Respondent from any actions involving the Respondent occurring prior to the date of this Order that constitutes doing business without a license in Mississippi and/or making a referral in violation of state law.
- The Board further acknowledges that the Respondent established and maintains BIN 610502, but that all drug claims submitted with BIN 610502 are adjudicated and paid by a separate licensed Pharmacy Benefit Manager, CVS Caremark (CaremarkPCS Health L.L.C.), and thus Respondent's establishment and maintenance of BIN 610502 does not constitute operating as a Pharmacy Benefit Manager without a license in Mississippi.
- The monetary settlement is due and payable by the Respondent within thirty (30) days of receipt of this Order.

I hereby agree to the findings and terms of this Agreed Settlement Order:



Representative for
Aetna Health Management, LLC

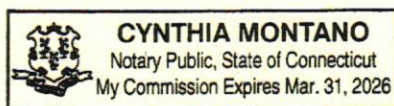
Subscribed and Sworn to me, in my presence, this 20th day of January, 2023.



NOTARY PUBLIC

My Commission Expires:

March 31, 2026



Article L: Ambulatory Surgery Centers and Multi-Provider Clinics

- A. For purposes of this Article, an ambulatory surgery center (ASC) or multi-provider clinic shall mean a facility where medical procedures or services are performed or provided for outpatients. Examples would include but would not be limited to an ambulatory surgery center, a medical doctor's office/clinic, or a dental office. An ambulatory surgery center/clinic consultant refers to any Mississippi licensed pharmacist who reviews processes and ensures appropriate reconciliation of controlled substances at least monthly on site in an ambulatory surgery center or multi-provider clinic. The ASC/clinic is responsible for complying with all applicable regulations of the Mississippi Board of Pharmacy as well as other state and federal regulatory agency requirements.
- B. Every ASC or multi-provider clinic in this State shall obtain an ASC/clinic permit from the Mississippi Board of Pharmacy for every location where controlled substances are administered by multiple providers/practitioners under one DEA number. This permit along with a DEA registration allows the ASC/clinic to order controlled substances for the facility to be used by multiple providers/practitioners under one clinic DEA number. Such a permit shall be obtained by applying for a permit on a form supplied by the Mississippi Board of Pharmacy and accompanied by a fee. This requirement does not apply to ASC or clinics with only a single provider where the provider's registration is based at that location. All ASC/clinic permits will expire on December 31 of each year and shall be renewed annually by submitting a renewal application and renewal fee. Any renewal application received after December 31st of the renewal period will be assessed a \$50.00 late fee prior to renewal. ASC/clinic permits are not transferable or assignable. There are two subcategories for ASC/clinic permits: outpatient surgery center/clinic pharmacy and outpatient surgery center/clinic consultant.
1. Ambulatory Surgery Center/Clinic Pharmacy Services (fee \$350)
 - This permit should be used when a pharmacist is integrated into the daily workflows of the facility including ordering and stocking of medications and clinical support but is not an actual dispensing pharmacy.
 - See Institutional Pharmacy Regulations
 2. Ambulatory Surgery Center/Clinic Consultant (ASCC) (fee \$100)
 - Requires there to be at least a monthly arrangement with a pharmacist onsite to review processes and ensure appropriate reconciliation of controlled substances. The pharmacist reviews appropriate records for ordering, storage, and other record keeping requirements and documentation of administration, wastage, and disposal of medications in accordance with documented policies and procedures of the ASC/clinic.
 - This permit will serve as the controlled substance permit required by statute.
- C. Record Keeping
1. Every ASCC permit issued by the Board of Pharmacy shall keep complete and accurate records of acquisition and disposition of all controlled substances. These records shall include:
 - Complete and accurate records of receipt of all controlled substances
 - Complete and accurate records of disposition of all controlled substances

2. Records of acquisition and disposition must be maintained for a period of at least 2 years. These records shall be kept in such a manner that an audit will show the beginning inventory and record of acquisition of controlled substances to balance with controlled substances on hand and record of disposition of controlled substances.
3. Unless authorized by the Federal Drug Enforcement Administration to maintain records of controlled substances at a location other than the location permitted by the Mississippi Board of Pharmacy, these records shall be maintained at the permitted location. All records pertaining to controlled substances shall be made available for inspection and copying by agents of the Mississippi Board of Pharmacy.
4. The ASC/clinic consultant pharmacist shall provide a monthly report outlining any findings from their review. This document shall be signed by the medical director or designee and dated. The facility must maintain these reports for a period of two (2) years, and a copy must be available for inspection upon request.

D. Storage

1. All drug products shall be maintained and stored in such a manner that maintains the integrity of the product.
2. All containers from which drugs are administered must be properly labeled.
3. Outdated drugs shall be removed from general stock and returned to a reverse distributor licensed with the Mississippi Board of Pharmacy or destroyed onsite following DEA rules for onsite destruction and use of DEA Form 41.

E. Security

1. In all places where controlled substances are maintained, they shall be maintained in a manner to deter loss by theft or burglary. A securely locked, substantially constructed area shall be provided for storage of all controlled substances. Controlled substances for return to a MS licensed reverse distributor or for onsite destruction as described above shall be maintained in the drug storage area of the clinic and segregated from general stock until proper disposition of such controlled substances is made. Controlled substances, thus maintained in the drug storage area, shall be kept in a locked cabinet, drawer, or other suitable locked container and only authorized personnel shall have access to the drug storage area.

F. Inventory

1. If a facility has a loss of controlled substances, a complete inventory of all remaining controlled substances shall be made within forty-eight (48) hours of discovery of the loss of controlled substances. This inventory shall be dated and signed by the ASC/clinic staff conducting the inventory.
2. The consultant pharmacist shall be notified within twenty-four (24) hours of discovery of any discrepancy in counts or the loss of any controlled substances. The consultant pharmacist shall notify the Board immediately upon his/her notification with a plan to investigate the loss. A written report shall be submitted to the Mississippi Board of Pharmacy within fifteen (15) days; this written report shall include a copy of the inventory required by this ARTICLE.
3. When a facility has a change in ownership or a change in the consultant pharmacist listed on their permit (pharmacist-in-charge) , or is permanently closed, a complete inventory shall be made of all controlled substances at the time of the change. A copy of this inventory shall be

kept with other records of controlled substances in the facility and a copy shall be sent to the office of the Board of Pharmacy. When a facility is permanently closed, the consultant pharmacist (pharmacist-in-charge) shall notify the Board in writing within fourteen (14) days by what means and as to whom controlled substances were transferred or disposed of.

4. Every facility permitted by the Mississippi Board of Pharmacy shall take an annual inventory of all controlled substances on hand on or about May 1 but no later than May 15. A facility may conduct the controlled substance inventory at another date as long as the annual inventory is conducted during the same period each year. This inventory shall be maintained with the other controlled substance records of the facility.

Article LI: Consulting Pharmacists to Ambulatory Surgery Centers and Multi-Provider Clinics

- A. For purposes of this article, a consultant pharmacist for an ambulatory surgery center (ASC) or multi-provider clinic shall mean any Mississippi licensed pharmacist who is listed on an ambulatory surgery center/clinic permit (pharmacist-in-charge). The consultant pharmacist is on site at least monthly to conduct a review of medication related processes and to ensure appropriate reconciliation of controlled substances. The consultant pharmacist for an ASC/clinic would not need a nursing home consultant certificate. The consultant pharmacist is responsible for providing recommendations only to the ASC/clinic.
- B. Responsibilities of the ASCC Consultant Pharmacist
 - 1. The ASCC Consultant Pharmacist shall be responsible for advising the ASC/clinic on all matters related to safe and efficient administration, control, and accountability for drugs and proper licensing. The responsibilities of the consultant pharmacist shall include developing policies and procedures and implementation for the following:
 - a. All medications shall be purchased from facilities registered with the Mississippi Board of Pharmacy
 - b. Preparation of sterile medications prepared within the ASC/clinic
 - c. Admixture of parenteral products
 - d. Compounding of drugs, solutions, ointments, lotions, etc.
 - e. To assure that no legend medication shall be stored in patient care areas except upon the approval of the Consultant Pharmacist
 - f. Establishment of specifications for procurement of all materials, including drugs, chemicals and biologicals, subject to approval of the appropriate committee of the ASC/clinic and compliance with DSCSA requirements
 - g. Participation in the development of a formulary for the ASC/clinic where applicable
 - h. Proper filling and labeling of all containers from which drugs are to be administered
 - i. Maintenance of records of all transactions of the ASC/clinic as may be required by applicable law, state and federal, and as may be necessary to maintain accurate control and accountability for all pharmaceutical materials
 - j. Being responsible for "controlled substances" within the ASC/clinic from the time of purchase until they have been administered to the patient
 - k. Assure that all drugs shall be stored in areas within the ASC/clinic and satellite storage areas to provide proper sanitation, temperature, light, ventilation, moisture control, segregation and security; that disinfectants and drugs for external use are stored separately and apart from drugs for internal use or ingestion; that outdated or other unusable drugs are identified and stored in a manner that will prevent their administration prior to disposition; that emergency drugs are in adequate and proper supply at designated locations
 - l. Assure that all areas occupied by the ASC/clinic shall be capable of being locked to prevent unauthorized access, and that all areas where drugs are stored or administered shall be locked
 - m. Ensure that discontinued and outdated drugs are returned to a MS Board of Pharmacy registered reverse distributor

- n. Drugs shall be administered only upon receipt of a written or oral order. There shall be no "take home" medications dispensed under this permit. Samples are exempt from this Article.
- o. All requirements of the Controlled Substances Act of 1970 and the requirements set forth in the regulations of the Mississippi Board of Pharmacy in the purchasing, storing, administration, record keeping, and disposal of controlled substances are met. There shall be policies and procedures to ensure the control of these drugs at all times, including those instances when drugs are stored in the surgery departments, nursing stations, clinics, diagnostic laboratories, etc. Periodic (at least monthly) inspections by the consultant pharmacist of the proper storage of these drugs is required and deficiencies must be corrected.
- p. All records shall be maintained for a period of not less than two years. A perpetual inventory shall be maintained on all Controlled Substances, Schedule II-V. Inventory audits shall be performed on a routine (at least daily) basis at all areas where controlled drugs are stocked. Records shall be maintained and made available for inspection by an agent of the Mississippi Board of Pharmacy
- q. The medical director shall develop inventory listings of drugs to be included in these areas and assure that:
 - Such drugs are available therein, properly stored and labeled
 - Only pre-packaged drugs are available therein, in amounts sufficient for immediate therapeutic requirements
 - Each drug stored in these areas shall be assigned a "par value" and each addition or withdrawal by authorized persons shall be properly documented. The consultant pharmacist shall audit these areas on a regular basis but no less than once per month.
- r. The consultant pharmacist shall provide a monthly report to the ASC/clinic outlining any findings from their review. This document shall be signed by the medical director or designee and dated.
- s. A consultant pharmacist for an ASC/clinic shall report to the appropriate regulatory or licensing agency any serious deficiency or violation noted on his/her consultant report if such deficiency is not corrected or addressed by the permit holder by the date of the next monthly visit by the consultant pharmacist at the permit site.

Came on January 19, 2023, the matter of Candace M. Jefferson, Pharmacy Technician Registration Number PT-220771, herein also referred to as Respondent, pursuant to a "Notice of Hearing and Complaint" filed by the Mississippi Board of Pharmacy. Board members Guy Phillips and Ryan Harper served on the Investigative Review Committee and did not participate in this hearing.

**MISSISSIPPI BOARD OF PHARMACY
VOLUNTARY SURRENDER OF REGISTRATION**

IN THE MATTER OF:

CANDACE M. JEFFERSON
1821 MARSHALL PLACE
JACKSON, MISSISSIPPI 39213

PHARMACIST TECHNICIAN REGISTRATION NUMBER PT-220771

JURISDICTION

The Mississippi Board of Pharmacy has jurisdiction of the subject matter and person of Candace M. Jefferson, Pharmacy Technician Registration Number PT-220771, pursuant to Section 73-21-97 (1)(f), Mississippi Code of 1972, Annotated.

STATEMENT OF CHARGES

Candace M. Jefferson, Pharmacy Technician Registration Number PT-220771, is alleged to have committed the following violation:

Mississippi Board of Pharmacy Administrative Rules, Rule 2.1 O:

Theft or embezzlement of prescription drugs, controlled substances, medical devices or funds from a permitted facility.

Specifically, Candace M. Jefferson, Pharmacy Technician Registration Number PT-220771, surrendered her pharmacy technician registration on October 5, 2022, and admitted to the theft of food, drinks and over-the-counter medication from the CVS pharmacy in Jackson where she worked.

FINDINGS OF FACT

The Mississippi Board of Pharmacy, after being presented clear and convincing evidence, makes the following findings of fact:

- (1) The "Notice of Hearing and Complaint" along with a sworn affidavit detailing those charges was served pursuant to Section 73-21-99, Mississippi Code of 1972, Annotated.
- (2) The Respondent has been afforded all due process required by law.
- (3) The Respondent was issued a pharmacy technician registration by the Board, Pharmacy Technician Registration Number PT-220771, and as such was subject to jurisdiction of the Board pursuant to Section 73-21-97 (1)(f), Mississippi Code of 1972, Annotated.
- (4) The Respondent did not appear for the hearing and the hearing was held in absentia.
- (5) The Respondent committed the violation as charged.
- (6) The Respondent voluntarily surrendered her pharmacy technician registration.

FINAL ORDER OF THE BOARD

This ORDER OF THE BOARD is effective immediately. A certified copy of this ORDER shall be served on the Respondent and a copy maintained in the office of the Board.

- Pursuant to Section 73-21-103 (1)(b), Mississippi Code of 1972, Annotated, Pharmacy Technician Registration Number PT-220771 is revoked.
- The Board officially accepts the voluntary surrender of Pharmacy Technician Registration Number PT-220771.
- Pursuant to Section 73-21-103 (2), Mississippi Code of 1972, Annotated, Respondent shall have the right to petition the Board for reinstatement of her registration. The Board will not consider a petition for reinstatement of this registration until at least one (1) year from the date of this Order.

All members participating in the hearing affirmed this Order.

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ORDERED AND AGREED TO, this the 19th day of January, 2023.

DocuSigned by:

Todd Barrett

Todd Barrett, President 49E...

DocuSigned by:

Ronnie Bagwell

Ronnie Bagwell, Vice President

DocuSigned by:

Ryan Harper

Ryan Harper, Secretary 454...

DocuSigned by:

Jillian Foster

Jillian Foster 459...

DocuSigned by:

Guy Phillips

Guy Phillips 446...

DocuSigned by:

Craig Smith

Craig Smith 4A9...

DocuSigned by:

Tony Waits

Tony Waits 4DC...

Came on January 19, 2023, the matter of Hi'Yoshida S. McGee, Pharmacy Technician Registration Number PT-222940, herein also referred to as Respondent, pursuant to a "Notice of Hearing and Complaint" filed by the Mississippi Board of Pharmacy. Board members Guy Phillips and Ryan Harper served on the Investigative Review Committee and did not participate in this hearing.

**MISSISSIPPI BOARD OF PHARMACY
VOLUNTARY SURRENDER OF REGISTRATION**

IN THE MATTER OF:

HI'YOSHIDA S. MCGEE
93 MAIN STREET #5
CALEDONIA, MISSISSIPPI 39740

PHARMACIST TECHNICIAN REGISTRATION NUMBER PT-222940

JURISDICTION

The Mississippi Board of Pharmacy has jurisdiction of the subject matter and person of Hi'Yoshida S. McGee, Pharmacy Technician Registration Number PT-222940, pursuant to Section 73-21-97 (1)(f), Mississippi Code of 1972, Annotated.

STATEMENT OF CHARGES

Hi'Yoshida S. McGee, Pharmacy Technician Registration Number PT-222940, is alleged to have committed the following violation:

Mississippi Board of Pharmacy Administrative Rules, Rule 2.1 O:

Theft or embezzlement of prescription drugs, controlled substances, medical devices or funds from a permitted facility.

Specifically, Hi'Yoshida S. McGee, Pharmacy Technician Registration Number PT-222940, surrendered her pharmacy technician registration on October 13, 2022, and admitted to the theft of Oxycodone from the Walgreens pharmacy in Columbus, MS where she worked.

FINDINGS OF FACT

The Mississippi Board of Pharmacy, after being presented clear and convincing evidence, makes the following findings of fact:

- (1) The "Notice of Hearing and Complaint" along with a sworn affidavit detailing those charges was served pursuant to Section 73-21-99, Mississippi Code of 1972, Annotated.
- (2) The Respondent has been afforded all due process required by law.
- (3) The Respondent was issued a pharmacy technician registration by the Board, Pharmacy Technician Registration Number PT-222940, and as such was subject to jurisdiction of the Board pursuant to Section 73-21-97 (1)(f), Mississippi Code of 1972, Annotated.
- (4) The Respondent did not appear for the hearing and the hearing was held in absentia.
- (5) The Respondent committed the violation as charged.
- (6) The Respondent voluntarily surrendered her pharmacy technician registration.

FINAL ORDER OF THE BOARD

This ORDER OF THE BOARD is effective immediately. A certified copy of this ORDER shall be served on the Respondent and a copy maintained in the office of the Board.

- Pursuant to Section 73-21-103 (1)(b), Mississippi Code of 1972, Annotated, Pharmacy Technician Registration Number PT-222940 is revoked.
- The Board officially accepts the voluntary surrender of Pharmacy Technician Registration Number PT-222940.
- Pursuant to Section 73-21-103 (2), Mississippi Code of 1972, Annotated, Respondent shall have the right to petition the Board for reinstatement of her registration. The Board will not consider a petition for reinstatement of this registration until at least one (1) year from the date of this Order.

All members participating in the hearing affirmed this Order.

REMAINDER OF PAGE LEFT BLANK INTENTIONALLY

ORDERED AND AGREED TO, this the 19th day of January, 2023.

DocuSigned by:

Todd Barrett

Todd Barrett, President
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DocuSigned by:

Ronnie Bagwell

Ronnie Bagwell, Vice President
B290256B86604F0...

DocuSigned by:

Ryan Harper

Ryan Harper, Secretary
A16177161D6F454...

DocuSigned by:

Jillian Foster

Jillian Foster
D57918D68906459...

DocuSigned by:

Guy Phillips

Guy Phillips
A2876C96EC66446...

DocuSigned by:

Craig Smith

Craig Smith
501F3A4174714A9...

DocuSigned by:

Tony Warts

Tony Warts
D573C503A04B4DC...

Came on January 19, 2023, the matter of Katherine T. Nguyen, Pharmacy Technician Registration Number PT-223284, herein also referred to as Respondent, pursuant to a "Notice of Hearing and Complaint" filed by the Mississippi Board of Pharmacy. Board members Guy Phillips and Ryan Harper served on the Investigative Review Committee and did not participate in this hearing.

**MISSISSIPPI BOARD OF PHARMACY
VOLUNTARY SURRENDER OF REGISTRATION**

IN THE MATTER OF:

KATHERINE T. NGUYEN
3079 BAHALIA ROAD NE
WESSON, MISSISSIPPI 39191

PHARMACIST TECHNICIAN REGISTRATION NUMBER PT-223284
JURISDICTION

The Mississippi Board of Pharmacy has jurisdiction of the subject matter and person of Katherine T. Nguyen, Pharmacy Technician Registration Number PT-223284, pursuant to Section 73-21-97 (1)(f), Mississippi Code of 1972, Annotated.

STATEMENT OF CHARGES

Katherine T. Nguyen, Pharmacy Technician Registration Number PT-223284, is alleged to have committed the following violation:

Mississippi Board of Pharmacy Administrative Rules, Rule 2.1 O:

Theft or embezzlement of prescription drugs, controlled substances, medical devices or funds from a permitted facility.

Specifically, Katherine T. Nguyen, Pharmacy Technician Registration Number PT-223284, surrendered her pharmacy technician registration on November 9, 2022, and admitted to the theft of merchandise coupons from the Walgreens pharmacy in Brookhaven, MS where she worked.

FINDINGS OF FACT

The Mississippi Board of Pharmacy, after being presented clear and convincing evidence, makes the following findings of fact:

- (1) The "Notice of Hearing and Complaint" along with a sworn affidavit detailing those charges was served pursuant to Section 73-21-99, Mississippi Code of 1972, Annotated.
- (2) The Respondent has been afforded all due process required by law.
- (3) The Respondent was issued a pharmacy technician registration by the Board, Pharmacy Technician Registration Number PT-223284, and as such was subject to jurisdiction of the Board pursuant to Section 73-21-97 (1)(f), Mississippi Code of 1972, Annotated.
- (4) The Respondent did not appear for the hearing and the hearing was held in absentia.
- (5) The Respondent committed the violation as charged.
- (6) The Respondent voluntarily surrendered her pharmacy technician registration.

FINAL ORDER OF THE BOARD

This ORDER OF THE BOARD is effective immediately. A certified copy of this ORDER shall be served on the Respondent and a copy maintained in the office of the Board.

- Pursuant to Section 73-21-103 (1)(b), Mississippi Code of 1972, Annotated, Pharmacy Technician Registration Number PT-223284 is revoked.
- The Board officially accepts the voluntary surrender of Pharmacy Technician Registration Number PT-223284.
- Pursuant to Section 73-21-103 (2), Mississippi Code of 1972, Annotated, Respondent shall have the right to petition the Board for reinstatement of her registration. The Board will not consider a petition for reinstatement of this registration until at least one (1) year from the date of this Order.

All members participating in the hearing affirmed this Order.

REMAINDER OF PAGE LEFT BLANK INTENTIONALLY

ORDERED AND AGREED TO, this the 19th day of January, 2023.

DocuSigned by:

Todd Barrett

Todd Barrett, President

DocuSigned by:

Ronnie Bagwell

Ronnie Bagwell, Vice President

DocuSigned by:

Ryan Harper

Ryan Harper, Secretary

DocuSigned by:

Jillian Foster

Jillian Foster

DocuSigned by:

Guy Phillips

Guy Phillips

DocuSigned by:

Craig Sartin

Craig Sartin

DocuSigned by:

Tony Warts

Tony Warts

Came on January 19, 2023, the matter of LaTiffany B. Davis, Pharmacy Technician Registration Number PT-09683, herein also referred to as Respondent, pursuant to a "Notice of Hearing and Complaint" filed by the Mississippi Board of Pharmacy. Board members Guy Phillips and Ryan Harper served on the Investigative Review Committee and did not participate in this hearing.

**MISSISSIPPI BOARD OF PHARMACY
VOLUNTARY SURRENDER OF REGISTRATION**

IN THE MATTER OF:

LATIFFANY B. DAVIS
127 WOODLAND HILLS BLVD.
MADISON, MISSISSIPPI 39110

PHARMACIST TECHNICIAN REGISTRATION NUMBER PT-09683

JURISDICTION

The Mississippi Board of Pharmacy has jurisdiction of the subject matter and person of LaTiffany B. Davis, Pharmacy Technician Registration Number PT-09683, pursuant to Section 73-21-97 (1)(f), Mississippi Code of 1972, Annotated.

STATEMENT OF CHARGES

LaTiffany B. Davis, Pharmacy Technician Registration Number PT-09683, is alleged to have committed the following violation:

Mississippi Board of Pharmacy Administrative Rules, Rule 2.1 O:

Theft or embezzlement of prescription drugs, controlled substances, medical devices or funds from a permitted facility.

Specifically, LaTiffany B. Davis, Pharmacy Technician Registration Number PT-09683, surrendered her pharmacy technician registration on November 15, 2022, and admitted to the theft of fluconazole and albuterol from the Walgreens pharmacy in Madison, MS where she worked.

FINDINGS OF FACT

The Mississippi Board of Pharmacy, after being presented clear and convincing evidence, makes the following findings of fact:

- (1) The "Notice of Hearing and Complaint" along with a sworn affidavit detailing those charges was served pursuant to Section 73-21-99, Mississippi Code of 1972, Annotated.
- (2) The Respondent has been afforded all due process required by law.
- (3) The Respondent was issued a pharmacy technician registration by the Board, Pharmacy Technician Registration Number PT-09683, and as such was subject to jurisdiction of the Board pursuant to Section 73-21-97 (1)(f), Mississippi Code of 1972, Annotated.
- (4) The Respondent did not appear for the hearing and the hearing was held in absentia.
- (5) The Respondent committed the violation as charged.
- (6) The Respondent voluntarily surrendered her pharmacy technician registration.

FINAL ORDER OF THE BOARD

This ORDER OF THE BOARD is effective immediately. A certified copy of this ORDER shall be served on the Respondent and a copy maintained in the office of the Board.

- Pursuant to Section 73-21-103 (1)(b), Mississippi Code of 1972, Annotated, Pharmacy Technician Registration Number PT-09683 is revoked.
- The Board officially accepts the voluntary surrender of Pharmacy Technician Registration Number PT-09683.
- Pursuant to Section 73-21-103 (2), Mississippi Code of 1972, Annotated, Respondent shall have the right to petition the Board for reinstatement of her registration. The Board will not consider a petition for reinstatement of this registration until at least one (1) year from the date of this Order.

All members participating in the hearing affirmed this Order.

REMAINDER OF PAGE LEFT BLANK INTENTIONALLY

ORDERED AND AGREED TO, this the 19th day of January, 2023.

DocuSigned by:

Todd Barrett

Todd Barrett, President

DocuSigned by:

Ronnie Bagwell

Ronnie Bagwell, Vice President

DocuSigned by:

Ryan Harper

Ryan Harper, Secretary

DocuSigned by:

Jillian Foster

Jillian Foster

DocuSigned by:

Guy Phillips

Guy Phillips

DocuSigned by:

Craig Smith

Craig Smith

DocuSigned by:

Tony Warts

Tony Warts

Came on January 19, 2023, the matter of Jeffrey W. Jones, License to Practice Pharmacy Number E-08129, herein also referred to as Respondent, pursuant to a "Notice of Hearing and Complaint" filed by the Mississippi Board of Pharmacy. Board members Guy Phillips and Ryan Harper served on the Investigative Review Committee and did not participate in this hearing.

**MISSISSIPPI BOARD OF PHARMACY
VOLUNTARY SURRENDER OF LICENSE**

IN THE MATTER OF:

JEFFREY W. JONES
132 COTTON LANE
MORTON, MS 39117

LICENSE TO PRACTICE PHARMACY NUMBER E-08129

JURISDICTION

The Mississippi Board of Pharmacy has jurisdiction of the subject matter and person of Jeffrey W. Jones, License to Practice Pharmacy Number E-08129, pursuant to Section 73-21-97(1)(f), Mississippi Code of 1972, Annotated.

STATEMENT OF CHARGES

Jeffrey W. Jones, License to Practice Pharmacy Number E-08129, is alleged to have committed the following violations:

Count 1:

Mississippi Board of Pharmacy Administrative Rules, Rule 2.1 A. 6 (Unprofessional conduct):

A. Unprofessional conduct. Unprofessional conduct shall include, but not be limited to:

6. Selling a drug for which a prescription drug order from a practitioner is required, without having received a prescription drug order for the drug.

Specifically, Jones admitted to entering prescriptions for medications, including controlled substances, for himself and his wife without a valid prescription.

Count 2:

Mississippi Board of Pharmacy Administrative Rules, Rule 2.1 K

K. Misappropriation of any prescription drug

Specifically, Jones admitted to taking prescriptions home without paying the copay on the prescriptions. Jones surrendered his pharmacist license, E-08129 on October 10, 2022.

FINDINGS OF FACT

The Mississippi Board of Pharmacy, after being presented clear and convincing evidence, makes the following findings of fact:

- (1) The "Notice of Hearing and Complaint" along with a sworn affidavit detailing those charges was served pursuant to Section 73-21-99, Mississippi Code of 1972, Annotated.
- (2) The Respondent has been afforded all due process required by law.

- (3) The Respondent was issued a License to Practice Pharmacy Number E-08129, and as such was subject to jurisdiction of the Board pursuant to Section 73-21-97 (1)(f), Mississippi Code of 1972, Annotated.
- (4) The Respondent did not appear for the hearing and the hearing was held in absentia.
- (5) The Respondent committed the violation as charged.
- (6) The Respondent voluntarily surrendered his License to Practice Pharmacy.

FINAL ORDER OF THE BOARD

This ORDER OF THE BOARD is effective immediately. A certified copy of this ORDER shall be served on the Respondent and a copy maintained in the office of the Board.

- The Board officially accepts the voluntary surrender of License to Practice Pharmacy Number E-08129.
- Pursuant to Section 73-21-103(1)(b), Mississippi Code of 1972, Annotated, License to Practice Pharmacy Number E-08129 is revoked.
- Pursuant to Section 73-21-103 (2), Mississippi Code of 1972, Annotated, Respondent shall have the right to petition the Board for reinstatement of his license. The Board will not consider a petition for reinstatement of this license until at least one (1) year from the date of this Order.

All members participating in the hearing affirmed this Order.

REMAINDER OF PAGE LEFT BLANK INTENTIONALLY

ORDERED AND AGREED TO, this the 19th day of January, 2023.

DocuSigned by:

Todd Barrett

Todd Barrett, President

DocuSigned by:

Ronnie Bagwell

Ronnie Bagwell, Vice President

DocuSigned by:

Ryan Harper

Ryan Harper, Secretary

DocuSigned by:

Jillian Foster

Jillian Foster

DocuSigned by:

Guy Phillips

Guy Phillips

DocuSigned by:

Craig Sartin

Craig Sartin

DocuSigned by:

Tony Warts

Tony Warts

Came on January 19, 2023, the matter of Alicia N. Laneaux, Pharmacy Technician Registration Number PT-218781, herein also referred to as Respondent, pursuant to a "Notice of Hearing and Complaint" filed by the Mississippi Board of Pharmacy. Board members Ryan Harper and Guy Phillips served on the Investigative Review Committee and did not participate in this hearing.

**MISSISSIPPI BOARD OF PHARMACY
VOLUNTARY SURRENDER OF REGISTRATION**

IN THE MATTER OF:

ALICIA N. LANEAUX
21096 ANDRE DRIVE
SAUCIER, MS 39574

PHARMACIST TECHNICIAN REGISTRATION NUMBER PT-218781
JURISDICTION

The Mississippi Board of Pharmacy has jurisdiction of the subject matter and person of Alicia N. Laneaux, Pharmacy Technician Registration Number PT-218781, pursuant to Section 73-21-97 (1)(f), Mississippi Code of 1972, Annotated.

STATEMENT OF CHARGES

Alicia N. Laneaux, Pharmacy Technician Registration Number PT-218781, is alleged to have committed the following violation:

Mississippi Board of Pharmacy Administrative Rules, Rule 2.1 A. 10:

- A. Unprofessional conduct. Unprofessional conduct shall include, but not be limited to:
10. Filing a claim or assisting in the filing of a claim for reimbursement for drugs or professional services which were not provided or which were not authorized to be provided.

Specifically, Alicia N. Laneaux, Pharmacy Technician Registration PT-218781, filed claims for prescription medications that were not authorized nor given to the patient.

Mississippi Board of Pharmacy Administrative Rules, Rule 2.1 V:

- V. Jeopardizing, compromising, interfering or failing to cooperate with any lawful investigation conducted by the Board or any state or federal regulatory or law enforcement agency.

Specifically, Alicia N. Laneaux, Pharmacy Technician Registration PT-218781, refused to answer questions or cooperate with the investigation concerning the false claims.

FINDINGS OF FACT

The Mississippi Board of Pharmacy, after being presented clear and convincing evidence, makes the following findings of fact:

- (1) The "Notice of Hearing and Complaint" along with a sworn affidavit detailing those charges was served pursuant to Section 73-21-99, Mississippi Code of 1972, Annotated.

- (2) The Respondent has been afforded all due process required by law.
- (3) The Respondent was issued a pharmacy technician registration by the Board, Pharmacy Technician Registration Number PT-218781, and as such was subject to jurisdiction of the Board pursuant to Section 73-21-97 (1)(f), Mississippi Code of 1972, Annotated.
- (4) The Respondent did not appear for the hearing and the hearing was held in absentia.
- (5) The Respondent committed the violation as charged.
- (6) The Respondent voluntarily surrendered her pharmacy technician registration.

FINAL ORDER OF THE BOARD

This ORDER OF THE BOARD is effective immediately. A certified copy of this ORDER shall be served on the Respondent and a copy maintained in the office of the Board.

- The Board officially accepts the voluntary surrender of Pharmacy Technician Registration Number PT-218781.
- Pursuant to Section 73-21-103 (1)(b), Mississippi Code of 1972, Annotated, Pharmacy Technician Registration Number PT-218781 is revoked.
- Pursuant to Section 73-21-103 (2), Mississippi Code of 1972, Annotated, Respondent shall have the right to petition the Board for reinstatement of her registration. The Board will not consider a petition for reinstatement of this registration until at least one (1) year from the date of this Order.
- Pursuant to Section 73-21-103(1)(d)(iii), Mississippi Code of 1972, Annotated, Respondent shall pay the cost of investigation and conduct of a proceeding in the amount of One Thousand One Hundred Three Dollars and Fifty-Five Cents (\$1,103.55).
- The total cost of investigation shall be paid by the Respondent prior to the reinstatement of her registration.

All members participating in the hearing affirmed this Order.

REMAINDER OF PAGE LEFT BLANK INTENTIONALLY

ORDERED AND AGREED TO, this the 19th day of January, 2023.

DocuSigned by:

Todd Barrett

Todd Barrett, President

DocuSigned by:

Ronnie Bagwell

Ronnie Bagwell, Vice President

DocuSigned by:

Ryan Harper

Ryan Harper, Secretary

DocuSigned by:

Jillian Foster

Jillian Foster

DocuSigned by:

Guy Phillips

Guy Phillips

DocuSigned by:

Craig Smith

Craig Smith

DocuSigned by:

Tony Warts

Tony Warts

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MISSISSIPPI BOARD OF PHARMACY

On January 19, 2023, came the matter of CVS Pharmacy #5756, Permit to Operate as a Pharmacy, Permit Number 00985/1.2, herein also referred to as Respondent, pursuant to a "Notice of Hearing and Complaint" filed by the Mississippi Board of Pharmacy.

BEFORE THE MISSISSIPPI BOARD OF PHARMACY

IN THE MATTER OF:

CVS PHARMACY #5756
1420 CANTON MART ROAD
JACKSON, MS 39211

PERMIT TO OPERATE AS A PHARMACY NUMBER 00985/1.2

JURISDICTION

The Mississippi Board of Pharmacy has jurisdiction of the subject matter and person of CVS Pharmacy #5756, Permit to Operate as a Pharmacy, Permit Number 00985/1.2, pursuant to Section 73-21-97(1)(f), Mississippi Code of 1972, Annotated.

STATEMENT OF CHARGES

CVS Pharmacy #5756, Permit to Operate as a Pharmacy, Permit Number 00985/1.2, is alleged to have committed the following violation:

Mississippi Board of Pharmacy Administrative Rules, Rule 2.1 F:

Rule 2.1 Grounds for Disciplinary Actions.

The Board may refuse to issue or renew, or may suspend, reprimand, revoke or restrict the license, registration or permit or any person upon one or more of the following grounds:

- F. Violation of any of the provisions of the Mississippi Pharmacy Practice Act or rules or regulations adopted pursuant to such Act; or violation of pharmacy or drug laws of any other state or the federal government or the rules/regulations pertaining thereto.

Mississippi Pharmacy Practice Regulations, Article XI Stock Container Labeling, Outdated Merchandise, Sanitation, Dispensing and Storage Requirements, Paragraph 2:

- 2. A pharmacist shall not dispense out-of-date drugs and a pharmacy shall not maintain out-of-date drugs intermixed with the stock of current drugs. Out-of-date drugs shall be promptly removed from current stock and stored separately until proper disposal shall be made.

Specifically, an inspection of CVS Pharmacy #5756, Pharmacy Permit # 00985/1.2, on October 18, 2022, revealed numerous outdated drugs in the pharmacy. Min S. Ji, License to Practice Pharmacy Number E-100146, the pharmacist-in-charge, was notified of this finding and was advised that another inspection would be conducted within thirty (30) days. On November 3, 2022, a follow-up inspection was conducted at CVS Pharmacy #5756, Pharmacy Permit # 00985/1.2. On this inspection, drugs that expired in 2020, 2021, and 2022 were still on the pharmacy shelves.

SETTLEMENT AGREEMENT

Pursuant to discussions between Board Counsel and the Respondent, an Agreement to Settle this matter is found to be in the best interest of all parties involved. It is hereby Agreed as follows:

FINDINGS OF FACT

The Mississippi Board of Pharmacy, after being presented clear and convincing evidence, makes the following findings of fact:

- (1) The Respondent was properly notified of the charges by a duly processed "Notice of Hearing and Complaint" along with a sworn affidavit detailing those charges as provided for in Section 73-21-99, Mississippi Code of 1972, Annotated, and the Respondent has been afforded all due process required by law.
- (2) The Respondent was issued a permit to operate as a pharmacy by the Board, Permit Number 00985/1.2, and as such was subject to jurisdiction of the Board pursuant to Section 73-21-97 (1)(f), Mississippi Code of 1972, Annotated.
- (3) The Respondent does not contest the violation as charged.
- (4) The Respondent agrees to the disciplinary action stated below as imposed by the Board.

FINAL ORDER OF THE BOARD

This ORDER OF THE BOARD is effective immediately. A certified copy of this ORDER shall be served on the Respondent and a copy maintained on file in the office of the Board.

- Respondent shall pay a monetary penalty in the amount of Five Thousand Dollars (\$5,000.00) as a settlement of all claims alleged by the Board in this matter.
- Respondent shall pay the cost of investigation and conduct of a proceeding in the amount of Two Hundred Fifty Dollars (\$250.00).
- The total monetary settlement and cost of investigation shall be Five Thousand Two Hundred Fifty Dollars (\$5,250.00). The monetary settlement and cost of investigation is due and payable in the office of the Board within thirty (30) days of receipt of this Order.

I hereby agree to the findings and terms of this Agreed Order:



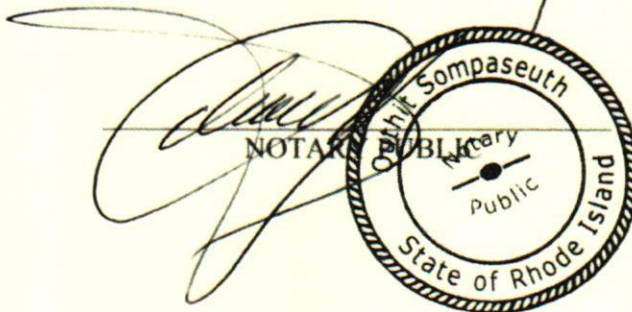
Representative of CVS Pharmacy

SUBSCRIBED AND SWORN TO, in my presence, this 3rd day of JANUARY, 2023

Outhit Sompaseuth
Notary Public
State of Rhode Island

MY COMMISSION EXPIRES:

10/14/2024



ORDERED AND AGREED TO, this the 19th day of January, 2023.

DocuSigned by:

Todd Barrett

Todd Barrett, President

DocuSigned by:

Ronnie Bagwell

Ronnie Bagwell, Vice President

DocuSigned by:

Ryan Harper

Ryan Harper, Secretary

DocuSigned by:

Jillian Foster

Jillian Foster

DocuSigned by:

Guy Phillips

Guy Phillips

DocuSigned by:

Craig Sartin

Craig Sartin

DocuSigned by:

Tony Waits

Tony Waits

On January 19, 2023, came the matter of Edwards Pharmaceutical, Inc., Virtual Manufacturer Permit Number 16161/16.4, herein also referred to as Respondent, pursuant to a "Notice of Hearing and Complaint" filed by the Mississippi Board of Pharmacy.

BEFORE THE MISSISSIPPI BOARD OF PHARMACY

IN THE MATTER OF:

EDWARDS PHARMACEUTICAL, INC.
850 CASSATT ROAD, SUITE 350
BERWYN, PA 19312

PERMIT TO OPERATE AS A VIRTUAL MANUFACTURER, PERMIT NUMBER 16161/16.4

JURISDICTION

The Mississippi Board of Pharmacy has jurisdiction of the subject matter and person of Edwards Pharmaceutical, Inc., Virtual Manufacturer Permit Number 16161/16.4 Edwards Pharmaceutical, Inc., Virtual Manufacturer Permit Number 16161/16.4, pursuant to Section 73-21-97(1)(f), Mississippi Code of 1972, Annotated.

STATEMENT OF CHARGES

Edwards Pharmaceutical, Inc., Virtual Manufacturer Permit Number 16161/16.4, is alleged to have committed the following violations:

Mississippi Board of Pharmacy Administrative Rules, Rule 2.1 F:

Violation of any of the provisions of the Mississippi Pharmacy Practice Act or rules or regulations adopted pursuant to such Act; or violation of pharmacy or drug laws of any other state or the federal government or the rules/regulations pertaining thereto.

Count 1:

Mississippi Pharmacy Practice Regulations Article XXXII, PHARMACEUTICAL DRUG FACILITY PERMITS, Paragraph 1:

1. Every facility/business that shall engage in the wholesale distribution of prescription drugs, to include without limitation, manufacturing in this state, distribution into this state, or selling or offering to sell in this state, or distribution from or within this state, shall register annually with the Mississippi Board of Pharmacy by applying for a permit on a form supplied by the Board and accompanied by a fee not to exceed five-hundred dollars (\$500.00) annually and the documentation listed below. Every facility/business that shall engage in distribution of prescription drugs into this state to an affiliated or related company under common ownership and control of a corporate entity must register annually with the Board. The Board shall determine criteria and classification of permits as required.

Specifically, the virtual manufacturer permit for Edwards Pharmaceutical, Inc., Virtual Manufacturer Permit Number 16161/16.4, expired on December 31, 2021 and was not renewed until September 15, 2022. During the period of time the permit was expired, Edwards Pharmaceutical, Inc., Virtual

Manufacturer Permit Number 16161/16.4, shipped drug products into the State of Mississippi on seventy-six (76) total occasions. This was comprised of forty-four (44) shipments to Cardinal Health, Olive Branch, MS, thirty (30) shipments to AmerisourceBergen, Olive Branch, MS, and two (2) shipments to Pearson's Discount Drug, Houston, MS.

Count 2:

Mississippi Pharmacy Practice Regulations Article XXXII, PHARMACEUTICAL DRUG FACILITY PERMITS, Paragraph 10, E (2):

10. All drug supply chain entities permitted by the Mississippi Board of Pharmacy shall comply with the following:

E. Recordkeeping:

- (2) Records described in this section that are kept at the inspection site or that can be immediately retrieved by computer or other electronic means shall be readily available for authorized inspection during the retention period. Records kept at a central location apart from the inspection site and not electronically retrievable shall be made available for inspection within two (2) working days of a request by an agent of the Mississippi Board of Pharmacy or other authorized federal, state, or local law enforcement agency officials. (Note: all transaction records must be electronic by November 27, 2017).

Specifically, a request for records was made on August 2, 2022. Edwards Pharmaceutical, Inc., Virtual Manufacturer Permit Number 16161/16.4, was not able to provide the requested records until August 5, 2022.

SETTLEMENT AGREEMENT

Pursuant to discussions between Board Counsel and Counsel for the Respondent, an Agreement to Settle this matter is found to be in the best interest of all parties involved. It is hereby Agreed as follows:

FINDINGS OF FACT

The Mississippi Board of Pharmacy, after being presented clear and convincing evidence, makes the following findings of fact:

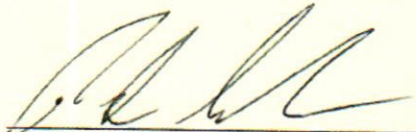
- (1) The Respondent was properly notified of the charges by a duly processed "Notice of Hearing and Complaint" along with a sworn affidavit detailing those charges as provided for in Section 73-21-99, Mississippi Code of 1972, Annotated, and the Respondent has been afforded all due process required by law.
- (2) The Respondent was represented by counsel during the hearing.
- (3) The Respondent were issued a permit to operate as a virtual manufacturer by the Board, Permit Number 16161/16.4, and as such was subject to the jurisdiction of the Board pursuant to Section 73-21-97 (l)(f), Mississippi Code of 1972, Annotated.
- (4) The Respondent neither admits nor denies the charges.
- (5) The Respondent agrees to the disciplinary action stated below as imposed by the Board.

FINAL ORDER OF THE BOARD

This ORDER OF THE BOARD is effective immediately. A certified copy of this ORDER shall be served on the Respondent and a copy maintained on file in the office of the Board.

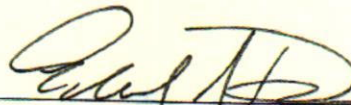
- Pursuant to Mississippi Code Annotated Section 73-21-103 (l)(d)(vii), Respondent shall pay a monetary penalty in the amount of Thirty-One Thousand Nine Hundred Fifty Dollars (\$31,950.00) for violation of Count 1 and operating without a permit from January 1, 2022, until August 2, 2022.
- Pursuant to Mississippi Code Annotated Section 73-21-103 (l)(d)(ii), Respondent shall pay a monetary penalty in the amount of Five Hundred Dollars (\$500.00) for violation of Count 2.
- Pursuant to Mississippi Code Annotated Section 73-21-103 (l)(d)(iii), Respondent shall pay the cost of investigation and conduct of a proceeding in the amount of Five Hundred Dollars (\$500.00).
- The total monetary settlement of Thirty-Two Thousand Nine Hundred Fifty Dollars (\$32,950.00) is due and payable in the office of the Board within thirty (30) days of receipt of this Order.

I hereby agree to the findings and terms of this Agreed Order:



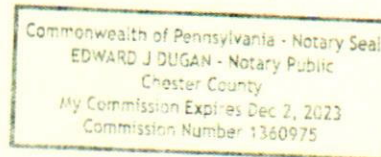
Representative of Edwards Pharmaceutical, Inc.

SUBSCRIBED AND SWORN TO, in my presence, this 6 day of January, 2023.


NOTARY PUBLIC

MY COMMISSION EXPIRES:

12/02/2023



ORDERED AND AGREED TO, this the 19th day of January, 2023.

DocuSigned by:

Todd Barrett

Todd Barrett, President

DocuSigned by:

Ronnie Bagwell

Ronnie Bagwell, Vice President

DocuSigned by:

Ryan Harper

Ryan Harper, Secretary

DocuSigned by:

Jillian Foster

Jillian Foster

DocuSigned by:

Guy Phillip

Guy Phillip

DocuSigned by:

Craig Smith

Craig Smith

DocuSigned by:

Tony Wait

Tony Wait

Came on January 19, 2023, the matter of Amanda E. Russell, License to Practice Pharmacy, Certificate of Registration Number E-09597, herein also referred to as Respondent, pursuant to a "Notice of Hearing and Complaint" filed by the Mississippi Board of Pharmacy. Board members Todd Barrett and Tony Waits served on the Investigative Review Committee and did not participate in this hearing.

MISSISSIPPI BOARD OF PHARMACY

IN THE MATTER OF:

AMANDA R. RUSSELL
155 MAGNOLIA DRIVE
ASHLAND, MS 38603

LICENSE TO PRACTICE PHARMACY NUMBER E-09597

JURISDICTION

The Mississippi Board of Pharmacy has jurisdiction of the subject matter and person of Amanda E. Russell, License to Practice Pharmacy, Certificate of Registration Number E-09597, pursuant to Section 73-21-97(1)(f), Mississippi Code of 1972, Annotated.

STATEMENT OF CHARGES

Amanda E. Russell, License to Practice Pharmacy, Certificate of Registration Number E-09597, is alleged to have committed the following violation:

Mississippi Board of Pharmacy Administrative Rules, Rule 2.1 H:

Failure to comply with lawful orders of the Board.

Specifically, on July 16, 2020, the Board issued an Order renewing the License to Practice Pharmacy, Certificate of Registration Number E-09597, for Amanda Russell. The Board's Order contained the following conditions for Russell (Petitioner):

- The Petitioner's intern registration and pharmacist license shall be placed on probation for ten (10) years beginning July 16, 2020 and expiring July 15, 2030;
- The Petitioner shall enter into a ten (10) year Board approved contract with the Mississippi Association of Recovering Pharmacists (MARP) and comply with all terms of that contract. A copy of the contract shall be provided to the Mississippi Board of Pharmacy;
- The Petitioner shall be subject to the following conditions and restrictions indefinitely:
 - Petitioner shall abstain from the use of alcohol or the unauthorized use of controlled substances or other habit-forming legend drugs;
 - Petitioner shall not take any mood-altering drug which has not been prescribed for her;
 - Petitioner shall immediately inform the Board in writing (by email or fax) of all medications prescribed for her, stating the name of the drug, the number and strength of the doses prescribed, the dosage regimen and the name and registration number of the prescriber;
 - The Petitioner shall submit a urine specimen, serum specimen or hair sample when requested by the Board or any agent of the Board of Pharmacy;

- Petitioner shall keep the Board informed at all times as to the place of her employment as a Pharmacist and any change in residential address;
- Petitioner shall submit a written quarterly report (on a form prescribed by the Board) to the Board, due the first week of January, April, July and October, detailing her personal and professional well-being.

Russell submitted to a urine screen on July 6, 2022 and the results of the screen indicated positive for oxycodone. Russell admitted to taking a few Percocet from the cabinet of a friend's house. Russell did not have a prescription for this medication. This is a violation of the July 16, 2020 Board Order which prohibited Russell from taking any mood-altering drug which was not prescribed for her. Amanda E. Russell surrendered her License to Practice Pharmacy, Certificate of Registration Number E-09597, on July 25, 2022.

PROCEEDINGS

This matter was heard by the Board on November 17, 2022. Before making a final decision, the Board tabled the matter until the January 2023 Board meeting in order to deliberate on the evidence and determine a final order.

FINDINGS OF FACT

The Mississippi Board of Pharmacy, after being presented clear and convincing evidence, makes the following findings of fact:

- (1) The "Notice of Hearing and Complaint" along with a sworn affidavit detailing those charges was served pursuant to Section 73-21-99, Mississippi Code of 1972, Annotated.
- (2) The Respondent has been afforded all due process required by law.
- (3) The Respondent was issued a License to Practice Pharmacy, Certificate of Registration Number E-09597, and as such was subject to jurisdiction of the Board pursuant to Section 73-21-97 (1)(f), Mississippi Code of 1972, Annotated.
- (4) The Respondent committed the violation as charged.

ORDER OF THE BOARD

This ORDER OF THE BOARD is effective immediately. A certified copy of this ORDER shall be served on the Respondent and a copy maintained in the office of the Board.

- Pursuant to Section 73-21-103 (2), Mississippi Code of 1972, Annotated, License to Practice Pharmacy, Certificate of Registration Number E-09597 is reinstated.
- Pursuant to Section 73-21-103 (1)(a), Mississippi Code of 1972, Annotated, License to Practice Pharmacy, Certificate of Registration Number E-09597 is suspended for six (6) months and shall be automatically reinstated on July 25, 2023.
- Pursuant to Section 73-21-103 (1)(c), Mississippi Code of 1972, Annotated, License to Practice Pharmacy, Certificate of Registration Number E-09597 shall have the following restrictions:
 - License to Practice Pharmacy, Certificate of Registration Number E-09597 shall not serve as a pharmacist-in-charge of any facility in this state.
 - License to Practice Pharmacy, Certificate of Registration Number E-09597 shall not perform pharmacist duties in a pharmacy in this state unless she is under the direct supervision of another licensed pharmacist.

- Pursuant to Section 73-21-103 (1)(d)(iii), Mississippi Code of 1972, Annotated, a monetary penalty of Two Hundred Twenty-Nine Dollars and Eleven Cents (\$229.11) shall be imposed for the cost of investigation and conduct of a proceeding.
- Pursuant to Section 73-21-103 (1)(f), License to Practice Pharmacy, Certificate of Registration Number E-09597 shall be placed on probation for ten (10) years beginning January 19, 2023 and expiring January 18, 2033.
- The Respondent shall enter into a ten (10) year Board approved contract with the Mississippi Association of Recovering Pharmacists (MARF) and comply with all terms of that contract. A copy of the contract shall be provided to the Mississippi Board of Pharmacy.
- Pursuant to Section 73-21-103 (1)(c), the Respondent shall be subject to the following conditions and restrictions indefinitely:
 - Respondent shall abstain from the use of alcohol or the unauthorized use of controlled substances or other habit-forming legend drugs.
 - Respondent shall not take any mood-altering drug which has not been prescribed for her.
 - Respondent shall immediately inform the Board in writing (by email or fax) of all medications prescribed for her, stating the name of the drug, the number and strength of the doses prescribed, the dosage regimen and the name and registration number of the prescriber.
 - The Respondent shall submit a urine specimen, serum specimen or hair sample when requested by the Board or any agent of the Board of Pharmacy.
 - Respondent shall keep the Board informed at all times as to the place of her employment as a Pharmacist and any change in residential address.
 - Respondent shall submit a written quarterly report (on a form prescribed by the Board) to the Board, due the first week of January, April, July and October, detailing her personal and professional well-being.

This ORDER OF THE BOARD is effective immediately. A certified copy of this ORDER shall be served on the Respondent and a copy maintained in the office of the Board.

All members participating in the hearing affirmed this Order.

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ORDERED AND AGREED TO, this the 19th day of January, 2023.

DocuSigned by:

Todd Barrett

Todd Barrett, President

DocuSigned by:

Ronnie Bagwell

Ronnie Bagwell, Vice President

DocuSigned by:

Ryan Harper

Ryan Harper, Secretary

DocuSigned by:

Jillian Foster

Jillian Foster

DocuSigned by:

Guy Phillips

Guy Phillips

DocuSigned by:

Craig Smith

Craig Smith

DocuSigned by:

Tony Waits

Tony Waits

On January 19, 2023, came the matter of McGowen Enterprises, d/b/a Acute Care Pharmaceuticals, a wholesale distributor, herein also referred to as Respondent, pursuant to a "Notice of Hearing and Complaint" filed by the Mississippi Board of Pharmacy. Board members Todd Barrett and Tony Waits served on the Investigative Review Committee (IRC) and did not participate in the hearing.

BEFORE THE MISSISSIPPI BOARD OF PHARMACY

IN THE MATTER OF:

MCGOWEN ENTERPRISES, INC.
d/b/a ACUTE CARE PHARMACEUTICAL
12195 DEARBORN PLACE
POWAY, CA 92064

PHARMACEUTICAL DRUG FACILITY PERMIT TO OPERATE AS A WHOLESALE DISTRIBUTOR

JURISDICTION

The Mississippi Board of Pharmacy has jurisdiction of the subject matter and person of McGowen Enterprises, d/b/a Acute Care Pharmaceuticals, pursuant to Section 73-21-97 (l)(n), Mississippi Code of 1972, Annotated.

STATEMENT OF CHARGES

Acute Care Pharmaceuticals is alleged to have committed a violation of:

Mississippi Code Annotated Section 73-21-105 (1) which provides in relevant part:

Every facility/business that engages in the wholesale distribution of prescription drugs, to include without limitation, manufacturing in this state, distribution into this state, or selling or offering to sell in this state, or distribution from or within this state, and every reverse distributor located in or outside this of state that conducts business with pharmacies in this state, shall register biennially or annually, to be determined by the board, with the Mississippi State Board of Pharmacy by applying for a permit on a form supplied by the board and accompanied by a fee as set by subsection (4) of this section.

Specifically, Acute Care Pharmaceuticals distributed prescription drug products into the State of Mississippi to MAE Physicians Surgery Center in Jackson, Mississippi in January 2022 and has not obtained a permit from the Board to operate as a wholesale drug distributor.

FINDINGS OF FACT

The Mississippi Board of Pharmacy, after being presented clear and convincing evidence, makes the following findings of fact:

- (1) The Respondent was properly notified of the charges by a duly processed "Notice of Hearing and Complaint" along with a sworn affidavit detailing those charges as provided for in Section 73-21-99, Mississippi Code of 1972, Annotated, and the Respondent has been afforded all due process required by law.

- (2) The Respondent was subject to jurisdiction of the Board pursuant to Section 73-21-97 (l)(n), Mississippi Code of 1972, Annotated.
- (3) The Respondent did not appear for the hearing and the hearing was held in the defendant's absence.
- (4) The Respondent committed the violation as charged and has operated in the State of Mississippi without a pharmaceutical drug facility permit from February 1, 2020 through November 18, 2022, a total of 1,021 days.

FINAL ORDER OF THE BOARD

This ORDER OF THE BOARD is effective immediately. A certified copy of this ORDER shall be served on the Respondent and a copy maintained in the office of the Board.

- Respondent shall cease to do business as a wholesale distributor in the State of Mississippi until it has secured a pharmaceutical drug facility permit from the Board.
- Pursuant to Section 73-21-103 (1)(d)(vii), Respondent shall pay a monetary fee in the amount of One Million Twenty-One Thousand Dollars (\$1,021,000.00). This represents a monetary penalty of One Thousand Dollars (\$1,000.00) for each day it did business in the State without the required permit.
- Pursuant to Section 73-21-103 (1)(d)(iii), Respondent shall pay the cost of investigation and proceeding in the amount of Two Hundred Twenty-Four Dollars and Eleven Cents (\$224.11).
- The total monetary fee and cost of investigation shall be One Million Twenty-One Thousand Two Hundred Twenty-Four Dollars and Eleven Cents (\$1,021,224.11).
- Respondent shall not be issued a permit until the costs imposed by this order are paid in full.

Board members, Guy Phillips, Ryan Harper, Jillian Foster and Craig Sartin voted to approve this Order. Board member Ronnie Bagwell abstained.

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ORDERED AND AGREED TO, this the 19th day of January, 2023.

DocuSigned by:

Todd Barnett

Todd Barnett, President

DocuSigned by:

Ronnie Bagwell

Ronnie Bagwell, Vice President

DocuSigned by:

Ryan Harper

Ryan Harper, Secretary

DocuSigned by:

Jillian Foster

Jillian Foster

DocuSigned by:

Guy Phillips

Guy Phillips

DocuSigned by:

Craig Smith

Craig Smith

DocuSigned by:

Tony Warts

Tony Warts

Came on January 19, 2023, the matter of Heather S. Vaughn, License to Practice Pharmacy, Certificate of Registration Number T-13702, herein also referred to as Respondent, pursuant to a "Notice of Hearing and Complaint" filed by the Mississippi Board of Pharmacy. Board members Todd Barrett and Tony Waits served on the Investigative Review Committee and did not participate in this hearing.

MISSISSIPPI BOARD OF PHARMACY

IN THE MATTER OF:

HEATHER S. VAUGHN
4638 LAKE VALLEY DRIVE
HOOVER, AL 35244

LICENSE TO PRACTICE PHARMACY NUMBER T-13702

JURISDICTION

The Mississippi Board of Pharmacy has jurisdiction of the subject matter and person of Heather S. Vaughn, License to Practice Pharmacy, Certificate of Registration Number T-13702, pursuant to Section 73-21-97(1)(f), Mississippi Code of 1972, Annotated.

STATEMENT OF CHARGES

Heather S. Vaughn, License to Practice Pharmacy, Certificate of Registration Number T-13702, is alleged to have committed the following violation:

Mississippi Board of Pharmacy Administrative Rules, Rule 2.1 H:

Failure to comply with lawful orders of the Board.

Specifically, on November 17, 2016, the Board issued an Order reinstating the License to Practice Pharmacy, Certificate of Registration Number T-13702, for Heather S. Vaughn and placed the license on probation for a period of ten (10) years. In addition, during the period of probation, Vaughn is to be under contract with the Mississippi Association of Recovering Pharmacists (MARP) and must abide with all provisions of the MARP contract. The MARP contract required Vaughn to attend specific MARP meetings. Vaughn missed the MARP meetings for the months of May, June and July of 2022.

FINDINGS OF FACT

The Mississippi Board of Pharmacy, after being presented clear and convincing evidence, makes the following findings of fact:

- (1) The "Notice of Hearing and Complaint" along with a sworn affidavit detailing those charges was served pursuant to Section 73-21-99, Mississippi Code of 1972, Annotated.
- (2) The Respondent has been afforded all due process required by law.
- (3) The Respondent was issued a License to Practice Pharmacy Number T-13702, and as such was subject to jurisdiction of the Board pursuant to Section 73-21-97 (1)(f), Mississippi Code of 1972, Annotated.
- (4) The Respondent did not appear for the hearing and the hearing was held in absentia.

- (5) The Respondent's pharmacist license, License to Practice Pharmacy Number T-13702, expired on December 31, 2022 and was not renewed.

FINAL ORDER OF THE BOARD

This ORDER OF THE BOARD is effective immediately. A certified copy of this ORDER shall be served on the Respondent and a copy maintained in the office of the Board.

- The Board takes no disciplinary action against Heather S. Vaughn, License to Practice Pharmacy, Certificate of Registration Number T-13702.
- Before License to Practice Pharmacy, Certificate of Registration Number T-13702 can be renewed, Heather S. Vaughn must appear before the Board to request renewal of her license.

All members participating in the hearing affirmed this Order.

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ORDERED AND AGREED TO, this the 19th day of January, 2023.

DocuSigned by:

Todd Barrett

Todd Barrett, President
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Ronnie Bagwell

Ronnie Bagwell, Vice President
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Ryan Harper

Ryan Harper, Secretary
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Jillian Foster

Jillian Foster
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Guy Phillips

Guy Phillips
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Craig Sartin

Craig Sartin
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DocuSigned by:

Tony Warts

Tony Warts
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On January 19, 2023, came the matter of Medisol Plus, LLC Wholesale Distributor Permit # 17318/16.5a, herein also referred to as Respondent, pursuant to a "Notice of Hearing and Complaint" filed by the Mississippi Board of Pharmacy. Board members Guy Phillips and Ryan Harper served on the Investigative Review Committee (IRC) and did not participate in the hearing.

BEFORE THE MISSISSIPPI BOARD OF PHARMACY

IN THE MATTER OF:

MEDISOL PLUS, LLC
1771 INTERNATIONAL PKY #121
RICHARDSON, TX 75081

PHARMACEUTICAL DRUG FACILITY PERMIT TO OPERATE AS A WHOLESALE DISTRIBUTOR NUMBER 17318/16.5a

JURISDICTION

The Mississippi Board of Pharmacy has jurisdiction of the subject matter and person of Medisol Plus, LLC Wholesale Distributor Permit # 17318/16.5a, pursuant to Section 73-21-97 (l)(n), Mississippi Code of 1972, Annotated.

STATEMENT OF CHARGES

Medisol Plus, LLC Wholesale Distributor Permit # 17318/16.5a is alleged to have committed a violation of:

Mississippi Code Annotated Section 73-21-105 (1) which provides in relevant part:

Every facility/business that engages in the wholesale distribution of prescription drugs, to include without limitation, manufacturing in this state, distribution into this state, or selling or offering to sell in this state, or distribution from or within this state, and every reverse distributor located in or outside this of state that conducts business with pharmacies in this state, shall register biennially or annually, to be determined by the board, with the Mississippi State Board of Pharmacy by applying for a permit on a form supplied by the board and accompanied by a fee as set by subsection (4) of this section.

Specifically, Medisol Plus, LLC Wholesale Distributor Permit # 17318/16.5a, distributed prescription drug products into the State of Mississippi on at least two (2) occasions when the permit was expired. The permit for Medisol Plus LLC, Wholesale Distributor Permit # 17318/16.5a, expired on December 31, 2021. Medisol Plus LLC, Wholesale Distributor Permit # 17318/16.5a, distributed prescription drugs to Germantown Pharmacy on September 16, 2022 and October 19, 2022 while the permit was expired. The permit for Medisol Plus, LLC Wholesale Distributor Permit # 17318/16.5a, was renewed on October 28, 2022.

FINDINGS OF FACT

The Mississippi Board of Pharmacy, after being presented clear and convincing evidence, makes the following findings of fact:

- (1) The Respondent was properly notified of the charges by a duly processed "Notice of Hearing and Complaint" along with a sworn affidavit detailing those charges as provided for in Section 73-21-99, Mississippi Code of 1972, Annotated, and the Respondent has been afforded all due process required by law.
- (2) The Respondent was subject to jurisdiction of the Board pursuant to Section 73-21-97 (l)(n), Mississippi Code of 1972, Annotated.
- (3) The Respondent committed the violation as charged and operated in the State of Mississippi without a pharmaceutical drug facility permit from January 1, 2022 through October 28, 2022.

FINAL ORDER OF THE BOARD

This ORDER OF THE BOARD is effective immediately. A certified copy of this ORDER shall be served on the Respondent and a copy maintained in the office of the Board.

- Pursuant to Section 73-21-103 (1)(d)(vii), Respondent shall pay a monetary fee in the amount of Ten Thousand Dollars (\$10,000.00).
- Pursuant to Section 73-21-103 (1)(d)(iii), Respondent shall pay the cost of investigation and proceeding in the amount of Two Hundred Fifty Dollars (\$250.00).
- The total monetary fee and cost of investigation shall be Ten Thousand Two Hundred Fifty Dollars (\$10,250.00).

All members participating in the hearing affirmed this Order.

REMAINDER OF PAGE LEFT BLANK INTENTIONALLY

ORDERED AND AGREED TO, this the 19th day of January, 2023.

DocuSigned by:

Todd Barrett

Todd Barrett, President

DocuSigned by:

Ronnie Bagwell

Ronnie Bagwell, Vice President

DocuSigned by:

Ryan Harper

Ryan Harper, Secretary

DocuSigned by:

Jillian Foster

Jillian Foster

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Guy Phillips

Guy Phillips

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Craig Smith

Craig Smith

DocuSigned by:

Tony Wait

Tony Wait

Came on January 19, 2023, the matter of CVS Pharmacy #1119, Pharmacy Permit Number 06724/1.2, herein also referred to as Petitioner, pursuant to a request to petition the Mississippi Board of Pharmacy.

BEFORE THE MISSISSIPPI BOARD OF PHARMACY

IN THE PETITION OF:

CVS PHARMACY #1119
7021 HWY 614
HURLEY, MS 39555

PERMIT TO OPERATE AS A PHARMACY, NUMBER 06724/1.2

JURISDICTION

The Mississippi Board of Pharmacy has jurisdiction of the subject matter pursuant to Section 73-21-103(2), Mississippi Code of 1972, Annotated.

PROCEEDINGS

The Petitioner's permit to operate as a pharmacy, permit number 06724/1.2 became inactive on July 6, 2022, due to the failure to replace the pharmacist-in-charge (PIC) in a timely manner. The Petitioner replaced the PIC on July 21, 2022. The Petitioner requests the Board to retroactively activate the permit for the period the permit was not active.

The Board held an administrative hearing on November 17, 2022 wherein evidence was presented by the Petitioner that the pharmacist they hired to replace the former PIC did not submit the required paperwork to fill the PIC position. Agency staff presented evidence that email notifications were sent to notify the Petitioner that the PIC position had not been filled and that the permit became inactive on July 6, 2022. The Board tabled the matter until the January 19, 2023 Board meeting so that the legal research can be done and the findings presented to the Board.

ACTION OF THE BOARD

After being advised by counsel for the Petitioner and counsel for the Board, there were no motions presented to the Board. Due to no action being taken by the Board on this matter, the Petitioner's request is not granted.

The Petitioner requested that the Board reconsider the matter.

A certified copy of this ORDER shall be served on the Petitioner and maintained in the office of the Board.

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ORDERED AND AGREED TO, this the 19th day of January, 2023.

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Todd Barrett

Todd Barrett, President
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Ronnie Bagwell

Ronnie Bagwell, Vice President
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Ryan Harper

Ryan Harper, Secretary
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Jillian Foster

Jillian Foster
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Guy Phillips

Guy Phillips
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Craig Sartin

Craig Sartin
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DocuSigned by:

Tony Warts

Tony Warts
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Came on January 19, 2023, the matter of Sarah A. Lehaman. Pharmacy Technician registration Number PT-215730, herein also referred to as Petitioner, pursuant to a request to petition the Mississippi Board of Pharmacy.

BEFORE THE MISSISSIPPI BOARD OF PHARMACY

IN THE PETITION OF:

SARAH A. LEHAMAN
2911 MCKENNEDY DRIVE
GREENWOOD, MS 38930

PHARMACY TECHNICIAN REGISTRATION NUMBER PT-215730

JURISDICTION

The Mississippi Board of Pharmacy (Board) has jurisdiction of the subject matter pursuant to Section 73-21-103(2), Mississippi Code of 1972, Annotated.

PROCEEDINGS

The Petitioner's pharmacy technician registration was revoked by the Board on November 15, 2018 for theft or embezzlement of prescription drugs from a permitted facility. Petitioner requests the Board to reinstate her pharmacy technician registration. The Board heard testimony concerning the Petitioner's request.

ACTION OF THE BOARD

There were no motions presented to the Board. Due to no action being taken by the Board on this matter, the Petitioner's request is not granted.

A certified copy of this ORDER shall be served on the Petitioner and maintained in the office of the Board.

REST OF PAGE LEFT BLANK INTENTIONALLY

ORDERED AND AGREED TO, this the 19th day of January, 2023.

DocuSigned by:

Todd Barrett

Todd Barrett, President

DocuSigned by:

Ronnie Bagwell

Ronnie Bagwell, Vice President

DocuSigned by:

Ryan Harper

Ryan Harper, Secretary

DocuSigned by:

Jillian Foster

Jillian Foster

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Guy Phillips

Guy Phillips

DocuSigned by:

Craig Sartin

Craig Sartin

DocuSigned by:

Tony Warts

Tony Warts

Came on January 19, 2023, the matter of Christopher W. Myers, Pharmacist Certificate of Registration Number E-08108, herein also referred to as Petitioner, pursuant to a request to petition the Mississippi Board of Pharmacy. Board member Guy Phillips was absent from this hearing.

BEFORE THE MISSISSIPPI BOARD OF PHARMACY

IN THE PETITION OF:

CHRISTOPHER W. MYERS
909 WHITWORTH STREET
Apt A
JACKSON, MS 39202

LICENSE TO PRACTICE PHARMACY NUMBER E-08108
JURISDICTION

The Mississippi Board of Pharmacy (Board) has jurisdiction of the subject matter pursuant to Section 73-21-103(2), Mississippi Code of 1972, Annotated.

PROCEEDINGS

The Petitioner's pharmacist license was placed on probation for ten (10) years beginning September 26, 2013. Petitioner requests the Board to remove the probation status of his license. The Board heard testimony concerning the Petitioner's request.

ACTION OF THE BOARD

All board members participating in the hearing voted to remove the remaining portion of the Petitioner's probation. All other restrictions and conditions of the prior Board Order will remain in effect.

A certified copy of this ORDER shall be served on the Petitioner and maintained in the office of the Board.

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ORDERED AND AGREED TO, this the 19th day of January, 2023.

DocuSigned by:

Todd Barrett

Todd Barrett, President
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Ronnie Bagwell

Ronnie Bagwell, Vice President
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Ryan Harper

Ryan Harper, Secretary
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Jillian Foster

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Guy Phillips

Guy Phillips
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Craig Smith

Craig Smith
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DocuSigned by:

Tony Warts

Tony Warts
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Came on January 19, 2023, the matter of Lakeshia Johnson. Pharmacy Technician registration Number PT-216994, herein also referred to as Petitioner, pursuant to a request to petition the Mississippi Board of Pharmacy. Board member Guy Phillips was absent from this hearing.

BEFORE THE MISSISSIPPI BOARD OF PHARMACY

IN THE PETITION OF:

LAKESHIA L. JOHNSON
499 S. PEAR ORCHARD RD.
APT. 14D
RIDGELAND, MS 39157

PHARMACY TECHNICIAN REGISTRATION NUMBER PT-216994

JURISDICTION

The Mississippi Board of Pharmacy (Board) has jurisdiction of the subject matter pursuant to Section 73-21-103(2), Mississippi Code of 1972, Annotated.

PROCEEDINGS

The Petitioner's pharmacy technician registration was revoked by the Board on November 18, 2021 for unauthorized possession or use of a controlled substance. Petitioner requests the Board to reinstate her pharmacy technician registration. The Board heard testimony concerning the Petitioner's request.

ACTION OF THE BOARD

The Board approved the reinstatement of the Petitioner's pharmacy technician registration upon the following condition:

The Petitioner must obtain an addiction assessment from an approved treatment facility. If the assessment is negative for addiction, the Petitioner's registration will be reinstated. If the assessment shows an issue with addiction, the Petitioner will be reinstated with a standard MARP contract.

All members of the Board participating in this hearing voted to approve this Order.

A certified copy of this ORDER shall be served on the Petitioner and maintained in the office of the Board.

REST OF PAGE LEFT BLANK INTENTIONALLY

ORDERED AND AGREED TO, this the 19th day of January, 2023.

DocuSigned by:

Todd Barnett

Todd Barnett, President

DocuSigned by:

Ronnie Bagwell

Ronnie Bagwell, Vice President

DocuSigned by:

Ryan Harper

Ryan Harper, Secretary

DocuSigned by:

Jillian Foster

Jillian Foster

DocuSigned by:

Guy Phillips

Guy Phillips

DocuSigned by:

Craig Sartin

Craig Sartin

DocuSigned by:

Tony Warts

Tony Warts

Came on January 19, 2023, the matter of Zachary B. Burton, Intern/Extern Registration IE-08595, herein also referred to as Petitioner, pursuant to a request to petition the Mississippi Board of Pharmacy. Board member Guy Phillips was absent from this hearing.

BEFORE THE MISSISSIPPI BOARD OF PHARMACY

IN THE PETITION OF:

ZACHARY B. BURTON
7200 HWY. 50 EAST
COLUMBUS, MS 39702

INTERN/EXTERN REGISTRATION NUMBER IE-08595

JURISDICTION

The Mississippi Board of Pharmacy (Board) has jurisdiction of the subject matter pursuant to Section 73-21-103(2), Mississippi Code of 1972, Annotated.

PROCEEDINGS

The Petitioner's intern/extern registration expired November 7, 2022 prior to him passing the NAPLEX. The Petitioner requested that the Board renew his intern/extern registration and allow him to take the NAPLEX one more time. The Board heard testimony concerning the Petitioner's request.

ACTION OF THE BOARD

The Board renewed the Petitioner's intern/extern registration for six (6) months from the date of this Order and approved the Petitioner's request to take the NAPLEX one more time.

The following Board members voted to approve this Order:

Todd Barrett
Jillian Foster
Tony Waits
Ryan Harper
Craig Sartin

Board member Ronnie Bagwell voted against this Order.

A certified copy of this ORDER shall be served on the Petitioner and maintained in the office of the Board.

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ORDERED AND AGREED TO, this the 19th day of January, 2023.

DocuSigned by:

Todd Barrett

Todd Barrett, President

DocuSigned by:

Ronnie Bagwell

Ronnie Bagwell, Vice President

DocuSigned by:

Ryan Harper

Ryan Harper, Secretary

DocuSigned by:

Jillian Foster

Jillian Foster

DocuSigned by:

Guy Phillips

Guy Phillips

DocuSigned by:

Craig Sartin

Craig Sartin

DocuSigned by:

Tony Warts

Tony Warts

Came on January 19, 2023, the matter of Jim H. Still, Jr., Intern/Extern Registration IE-08661, herein also referred to as Petitioner, pursuant to a request to petition the Mississippi Board of Pharmacy. Board member Guy Phillips was absent from this hearing.

BEFORE THE MISSISSIPPI BOARD OF PHARMACY

IN THE PETITION OF:

JIM H. STILL, JR.
741 BEAUS LANDING DRIVE
GULFPORT, MS 39507

INTERN/EXTERN REGISTRATION NUMBER IE-08661

JURISDICTION

The Mississippi Board of Pharmacy (Board) has jurisdiction of the subject matter pursuant to Section 73-21-103(2), Mississippi Code of 1972, Annotated.

PROCEEDINGS

The Petitioner requested that the Board allow him to take the NAPLEX one more time. The Board heard testimony concerning the Petitioner's request.

ACTION OF THE BOARD

The Board approved the Petitioner's request to take the NAPLEX one more time.

All Board members participating in this hearing voted to approve this Order:

A certified copy of this ORDER shall be served on the Petitioner and maintained in the office of the Board.

REST OF PAGE LEFT BLANK INTENTIONALLY

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Ryan Harper

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Jillian Foster

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Guy Phillips

Guy Phillips

DocuSigned by:

Craig Sartin

Craig Sartin

DocuSigned by:

Tony Warts

Tony Warts

Mississippi Board of Pharmacy
March 23, 2023

AGENDA

I. CALL TO ORDER/ESTABLISH A QUORUM

- PRAYER AND PLEDGE
- WELCOME AND SPECIAL INTRODUCTIONS

II. CONSENT AGENDA & WEBSITE DECLARATION

- APPROVE AND SIGN MINUTES
- CONTINUING EDUCATION REQUEST
- APPROVE ISSUANCE OF PHARMACIST LICENSES
- Consultant Waiver Requests
 - Bhakti Patel, Crystal Holmes-Carter, Diane Morris, Tiffany Flippin, Charlesteine Boyle
- Medical Equipment Advisory Committee Minutes
- TRAVEL REQUESTS- Council on Licensure, Enforcement and Regulation (CLEAR), March 28-30, Raleigh, NC; May 15-17 Austin., TX- Compliance Agents

III. EXECUTIVE DIRECTOR REPORT

- VOLUNTARY SURRENDERS-
 - Jacob Brewer-Technician
 - Kalilah Burchfield-Technician
 - Arlaychja Clay-Technician
 - Darrien Hardnett-Technician
 - Tatyana Johnson-Technician

- Jamaya Rand-Technician
- Taylor Spence-Technician
- Andrew Hendon-Pharmacist
- Kayla Massey-Pharmacist

IV. REGULATION WORKING GROUP

- ARTICLE XXXII
- DEFINITIONS
- ARTICLE L
- ARTICLE LI
- USP 795, 797. and 800

V. GENERAL BUSINESS

- DOH PMP MOU (Tabled from January)

VI. RESPONDENTS

- | | |
|-------------------------------|------------|
| • Journey Medical Corporation | Respondent |
| • JG Pharma | Respondent |
| • Walgreens #10694 | Respondent |

VII. PETITIONERS

- | | |
|--|------------|
| • Jordan Rodenbaugh | Petitioner |
| • Austine Onyia | Petitioner |
| • Kenith Turner | Petitioner |
| • Christian Muenyi | Petitioner |
| • McGowan d/b/a Acute Care Pharmaceuticals | Petitioner |
| • Tip Allen Williams | Petitioner |
| • Sajani Barot | Petitioner |
| • Nicole Gricreria | Petitioner |