### MISSISSIPPI BOARD OF PHARMACY

### **MINUTES**

February 17, 2022

The Mississippi Board of Pharmacy (Board) met at 9:00 a.m. on Thursday, February 17, 2022 at the Board offices, 6360 I-55 N. Suite 400, Jackson, MS 39211. The following members were present: Larry Calvert – President, Guy Phillips – Vice-President, Todd Barrett – Secretary, Jillian Foster, Ronnie Bagwell and Ryan Harper. Board member Tony Waits was absent.

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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 January 20, 2022, of the Mississippi Board of Pharmacy.
- \* Requests for approval of the following pharmacy continuing education programs:
  - PROGRAM NUMBER 001-020-022-001, "An Update on Special Pediatric Conditions", as requested by Coy Austin Fitts for 1 clock hour of LIVE pharmacist continuing education credit.
  - PROGRAM NUMBER 001-021-022-001, "Updates to Sepsis and C. Diff. Guidelines", as requested by William Stepp for 1 clock hour of LIVE pharmacist continuing education credit.
  - PROGRAM NUMBER 001-024-022-001, "MPHA Midwinter Meeting", as requested by MPHA for 4 clock hours of LIVE pharmacist continuing education credit.
  - PROGRAM NUMBER 001-027-022-001, "Post Intensive Care Syndrome (PICS)", as requested by Lindsey Lepard for 1 clock hour of LIVE pharmacist continuing education credit.
  - PROGRAM NUMBER 002-004-022-001, "Struggles to Strategies Standing Against the Opioid Crisis Together", as requested by MS Hospital Association for 4.5 clock hours of LIVE and Addiction/Opioid pharmacist continuing education credit.
  - PROGRAM NUMBER 002-016-022-001, "Migraine Treatment", as requested by Luke Pannell for 0.5 clock hours of LIVE pharmacist continuing education credit.
  - PROGRAM NUMBER 002-016-022-002, "New Anti-psychotic Medications", as requested by Luke Pannell for 0.5 clock hours of LIVE pharmacist continuing education credit
- Approval of Issuance of Pharmacists Licenses

- Consultant Waiver Requests:
  - Stephen Geiger
- Travel Requests:
  - MS State Medical Association Annual Conference- May 27-31, 2022 (PMP Staff)
  - MIPA Annual Conference-April 7-11, 2022, Susan, Todd, Board Members
- MOU with MS DMH, Bureau of Alcohol and Drug Addiction Services and MS State Hospital for Narcan Distribution
- ❖ MOU with UMC for Narcan Distribution for First Responders
- Mississippi Association of Medical Equipment Suppliers Request

# \*\*\*\*\*\*\*\* EXECUTIVE DIRECTOR REPORT

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

### REGULATION WORKING GROUP

Todd Dear, Associate Director, updated the Board on progress towards updating several areas of the regulations including definitions and shared services.

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The Board entered executive session for the purpose of discussing potential litigation. Todd Barrett made a motion to enter executive session and the motion was seconded by Ryan Harper. The motion was approved without dissent. Upon entering open session, the Board reported that there was no action taken during executive session.

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There were no general business items addressed by the Board.

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### RESPONDENTS

Kayla M. Kennedy, Pharmacy Technician Registration Number PT-223594 After an administrative hearing on this matter, the Board issued the attached Order.

Lakiria Shepherd, Pharmacy Technician Registration Number PT-222361 After an administrative hearing on this matter, the Board issued the attached Order.

Allen Williams, License to Practice Pharmacy, Certificate of Registration Number D-07671 After an administrative hearing on this matter, the Board issued the attached Order.

Margaret B. Williams, Pharmacist License, Certificate of Registration Number D-07456 After an administrative hearing on this matter, the Board issued the attached Order.

Olivia N. Brown, Pharmacy Technician Registration Number PT-217082 After an administrative hearing on this matter, the Board issued the attached Order.

North Sunflower Medical Center Pharmacy, Pharmacy Permit Number 14381/1.1 After an administrative hearing on this matter, the Board issued the attached Order.

CVS Pharmacy #4519, Pharmacy Permit Number 08606/1.2 After an administrative hearing on this matter, the Board issued the attached Order.

Arriyon Gaines, Pharmacy Technician Registration Number PT-223763
After an administrative hearing on this matter, the Board issued the attached Order.

Natchez Wellness Pharmacy, Pharmacy Permit Number 18186/1.1 After an administrative hearing on this matter, the Board issued the attached Order.

# \*\*\*\*\*\*\*\*\*\*\*\*\* PETITIONERS

Irish E. Lytle, Pharmacist Certificate of Registration Number E-08010 After an administrative hearing on this matter, the Board issued the attached Order.

Zachary Bo Burton, Inter/Extern Registration IE-08595 After an administrative hearing on this matter, the Board issued the attached Order.

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The Board adjourned at 2:26 p.m.

These February 17, 2022, MINUTES of the Board are hereby approved this the 17<sup>th</sup> day of March 2022.

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James L. Calvert, President	Guy Phillips, Vice-President
J. Todd Barrett, Secretary	Tony Waits
Ryan Harper	Jillian Foster
Ronnie Bagwell	

### Mississippi Board of Pharmacy February 17, 2022

### **AGENDA**

### I. CALL TO ORDER/ESTABLISH A QUORUM

- PRAYER AND PLEDGE
- WELCOME AND SPECIAL INTRODUCTIONS
- SPECIAL GUEST- Kay Bender

### II. CONSENT AGENDA & WEBSITE DECLARATION

- APPROVE AND SIGN MINUTES
- CONTINUING EDUCATION REQUEST
- APPROVE ISSUANCE OF PHARMACIST LICENSES
- NURSING HOME CONSULTANT WAIVER REQUESTS
  - Stephen Geiger
- TRAVEL REQUESTS-
  - MS State Medical Association Annual Conference- May 27-31, 2022 (PMP Staff)
  - MIPA Annual Conference-April 7-11, 2022 Susan, Todd, Board Members
- MOU with MS DMH, Bureau of Alcohol and Drug Addiction Services and MS State Hospital for Narcan Distribution
- MOU with UMC for Narcan Distribution for First Responders
- Mississippi Association of Medical Equipment Suppliers Request

### III. EXECUTIVE DIRECTOR REPORT

### IV. REGULATION WORKING GROUP

- Definition Updates
- Shared Services

### V. NEW BUSINESS

### VI. GENERAL BUSINESS

Lakiria Shepherd

### VII. RESPONDENTS

Olivia Brown
 Meg Williams
 Surrender

Allen Williams
 Surrender

7 Men (7 Manual)

Kayla Kennedy
 Surrender

• North Sunflower Respondent

CVS Carthage
 Respondent

• Arriyon Gaines Respondent

Natchez Wellness Pharmacy
 Respondent

### VIII. PETITIONERS

Stavroula Houmpavlis
 Petitioner

Robert Salmon
 Petitioner

Robert Jordan
 Petitioner

• Drew Moffett Petitioner

Eric Sendykar
 Petitioner

Crystal Clinton
 Petitioner

Surrender



SEARCH Q

# **Board Meetings**

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The meeting of The Mississippi Board of Pharmacy will be held in the Board Room of the Mississippi Board of Pharmacy, 6360 I-55 North, Suite 400, Jackson, Mississippi.

Board Meetings for the first half of 2022 will be held on the following dates at 9:00 a.m.:

- January 20
- February 17
- March 17
- May 12

The meetings of the Mississippi Board of Pharmacy are open to the public. However, due to limited space, there may be standing room only.

To subscribe to the Mississippi Public Meeting Notice webpage please visit: <a href="https://www.ms.gov/dfa/pmn">https://www.ms.gov/dfa/pmn</a>

### **Board Meeting Agendas and Minutes**

Posted agendas are proposed and subject to change. MBP Board Meeting minutes will be posted after they are approved at the following Board

Came on February 17, 2022, the matter of Olivia N. Brown, Pharmacy Technician Registration Number PT-217082, 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 Ronnie Bagwell served on the Investigative Review Committee and did not participate in this hearing. Board member Tony Waits was absent.

### MISSISSIPPI BOARD OF PHARMACY VOLUNTARY SURRENDER OF REGISTRATION

IN THE MATTER OF:

OLIVIA N. BROWN 4C BUSH ROAD SUNFLOWER, MS 38778

### PHARMACIST TECHNICIAN REGISTRATION NUMBER PT-217082 JURISDICTION

The Mississippi Board of Pharmacy has jurisdiction of the subject matter and person of Olivia N. Brown, Pharmacy Technician Registration Number PT-217082, pursuant to Section 73-21-97 (1)(f), Mississippi Code of 1972, Annotated.

### STATEMENT OF CHARGES

Olivia N. Brown, Pharmacy Technician Registration Number PT-217082, 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, Olivia N. Brown, Pharmacy Technician Registration Number PT-217082 admitted to theft of Promethazine with codeine from the pharmacy where she worked. Brown voluntarily surrendered her technician registration on October 4, 2021.

#### 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-217082, 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-217082.
- Pursuant to Section 73-21-103 (1)(b), Mississippi Code of 1972, Annotated, Pharmacy Technician Registration Number PT-217082 is revoked.
- Pursuant to Section 73-21-103(1)(d), Mississippi Code of 1972, Annotated, Respondent shall pay the cost of investigation and conduct of a proceeding in the amount of Two Hundred Fifty Dollars (\$250.00). This amount shall be paid prior to any reinstatement.
- 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.

	AYE	NAY	RECUSE
Larry Calvert, President			
Guy Phillips, Vice-President  J. Todd Barrett, Secretary	1		<u>IRC</u>
IRC Ronnie Bagwell			IRC
Jillian Foster Ryan Harper			
Tony Waits			

Olivia Brown

PT-217082

Came on February 17, 2022, the matter of Margaret B. Williams, License to Practice Pharmacy, Certificate of Registration Number D-07456, 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 Ronnie Bagwell served on the Investigative Review Committee and did not participate in this hearing. Board member Tony Waits was absent.

### MISSISSIPPI BOARD OF PHARMACY VOLUNTARY SURRENDER OF LICENSE

IN THE MATTER OF:

MARGARET B. WILLIAMS 158 E. SEMMES STREET CANTON, MS 39046

### LICENSE TO PRACTICE PHARMACY NUMBER D-07456

### **JURISDICTION**

The Mississippi Board of Pharmacy has jurisdiction of the subject matter and person of Margaret B. Williams, License to Practice Pharmacy, Certificate of Registration Number D-07456, pursuant to Section 73-21-97 (1)(f), Mississippi Code of 1972, Annotated.

### STATEMENT OF CHARGES

Margaret B. Williams, License to Practice Pharmacy, Certificate of Registration Number D-07456, 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, on September 22, 2021, Margaret B. Williams, License to Practice Pharmacy, Certificate of Registration Number D-07456, was interviewed concerning controlled substance shortages from A & A Infusion and Specialty, LLC in Belzoni. Williams admitted to diverting controlled substances for her personal use and for her husband, Tip Allen Williams (D-07671). Williams voluntarily surrendered her pharmacist license on September 22, 2021.

### 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 pharmacist license by the Board, License to Practice Pharmacy, Certificate of Registration Number D-07456, 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 pharmacist license.

### 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, Certificate of Registration Number D-07456.
- Pursuant to Section 73-21-103 (1)(b), Mississippi Code of 1972, Annotated, License to Practice Pharmacy, Certificate of Registration Number D-07456 is revoked.
- Pursuant to Section 73-21-103(1)(d), Mississippi Code of 1972, Annotated, Respondent shall pay a monetary penalty in the amount of One Thousand Dollars (\$1,000.00) and the cost of investigation and conduct of a proceeding in the amount of Two Hundred Fifty Dollars (\$250.00).
- The total monetary penalty and cost of investigation in the amount of One Thousand Two Hundred Fifty Dollars (\$1,250.00) shall be paid by the Respondent prior to the reinstatement of her license.

	AYE	NAY	RECUSE
Larry Calvert, President	_	_	
Guy Phillips, Vice-President	-		<u>IRC</u>
J. Todd Barrett, Secretary	D	_	
IRC Ronnie Bagwell			_IRC_
Jillian Foster			
Ryan Harper		_	
Tony Waits			

Meg Williams

D-07456

Came on February 17, 2022, the matter of Allen Williams, License to Practice Pharmacy, Certificate of Registration Number D-07671, 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 Ronnie Bagwell served on the Investigative Review Committee and did not participate in this hearing. Board member Tony Waits was absent.

### MISSISSIPPI BOARD OF PHARMACY VOLUNTARY SURRENDER OF LICENSE

IN THE MATTER OF:

ALLEN WILLIAMS 158 E. SEMMES STREET CANTON, MS 39046

### LICENSE TO PRACTICE PHARMACY NUMBER D-07671

### JURISDICTION

The Mississippi Board of Pharmacy has jurisdiction of the subject matter and person of Allen Williams, License to Practice Pharmacy, Certificate of Registration Number D-07671, pursuant to Section 73-21-97 (1)(f), Mississippi Code of 1972, Annotated.

#### STATEMENT OF CHARGES

Allen Williams, License to Practice Pharmacy, Certificate of Registration Number D-07671, is alleged to have committed the following violations:

#### Count 1:

Mississippi Board of Pharmacy Administrative Rules, Rule 2.1 J

Addiction to or dependence on alcohol, controlled substances or other habit-forming legend drugs or the unauthorized use, possession or theft of controlled substances or other habit-forming legend drugs.

Specifically, Williams took controlled substances that his wife had stolen from the pharmacy where she worked. His hair sample tested positive for extended opiates and hydrocodone on a drug screen. Williams voluntarily surrendered his pharmacist license on September 22, 2021.

#### Count 2:

Mississippi Pharmacy Practice Regulations, Article V, Paragraph 1. R:

- 1. The Board of Pharmacy may refuse to issue or renew, or may suspend, summarily suspend, place on probation, revoke, reprimand, or restrict the license of any pharmacist and/or impose a monetary penalty upon one or more of the following grounds:
  - R. Knowing or suspecting that a pharmacist or pharmacy intern is diverting or abusing controlled substances or prescription drugs and failing to report any relevant information to the Board of Pharmacy

Specifically, Williams admitted to knowing that his wife was diverting controlled substances from the pharmacy 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 pharmacist license by the Board, License to Practice Pharmacy, Certificate of Registration Number D-07671, 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 pharmacist license.

### 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, Certificate of Registration Number D-07671.
- Pursuant to Section 73-21-103 (1)(b), Mississippi Code of 1972, Annotated, License to Practice Pharmacy, Certificate of Registration Number D-07671 is revoked.
- Pursuant to Section 73-21-103(1)(d), Mississippi Code of 1972, Annotated, Respondent shall pay a monetary penalty in the amount of Two Thousand Dollars (\$2,000.00) and the cost of investigation and conduct of a proceeding in the amount of Two Hundred Fifty Dollars (\$250.00).
- The total monetary penalty and cost of investigation in the amount of Two Thousand Two Hundred Fifty Dollars (\$2,250.00) shall be paid by the Respondent prior to the reinstatement of his license.

	AYE	NAY	RECUSE
Larry Calvert, President			
Guy Phillips, Vice-President  J. Todd Barrett, Secretary	0		<u>IRC</u>
Ronnie Bagwell  Jillian Foster			_IRC_
Ryan Harper Tony Waits			

Tip Allen Williams

D-07671

Came on February 17, 2022, the matter of Lakiria Shepherd, Pharmacy Technician Registration Number PT-222361, 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 Ronnie Bagwell served on the Investigative Review Committee and did not participate in this hearing. Board member Tony Waits was absent.

### MISSISSIPPI BOARD OF PHARMACY VOLUNTARY SURRENDER OF REGISTRATION

IN THE MATTER OF:

LAKIRIA SHEPHERD

# PHARMACIST TECHNICIAN REGISTRATION NUMBER PT-222361 JURISDICTION

The Mississippi Board of Pharmacy has jurisdiction of the subject matter and person of Lakiria Shepherd, Pharmacy Technician Registration Number PT-222361, pursuant to Section 73-21-97 (1)(f), Mississippi Code of 1972, Annotated.

### STATEMENT OF CHARGES

Lakiria Shepherd, Pharmacy Technician Registration Number PT-222361, is alleged to have committed the following violation:

Mississippi Board of Pharmacy Administrative Rules, Rule 2.1 O:

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

Specifically, on October 27, 2021, Lakiria Shepherd, Pharmacy Technician Registration Number PT-222361 was interviewed by Compliance Agent James Ramsey. The interview was regarding loss of alprazolam 2 mg. She admitted to taking the medication for potential self harm. Shepherd voluntarily surrendered her technician registration on October 27, 2021.

### 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.
- The Respondent was issued a pharmacy technician registration by the Board, Pharmacy Technician Registration Number PT-222361, 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-222361.
- Pursuant to Section 73-21-103 (1)(b), Mississippi Code of 1972, Annotated, Pharmacy Technician Registration Number PT-222361 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 and the cost of investigation and conduct of a proceeding in the amount of One Hundred Fifty Dollars (\$150.00).
- The total monetary penalty and cost of investigation in the amount of One Hundred Fifty Dollars (\$150.00) shall be paid by the Respondent prior to the reinstatement of her registration.

	AYE	NAY	RECUSE
Larry Calvert, President			
IRC Guy Phillips Vice-President  J. Todd Barrett, Secretary	2		<u>IRC</u>
IRC Ronnie Bagwell			_IRC_
Fillian Foster Ryan Harper			
Tony Waits			

Lakiria Shepard

PT-222361