

INDIANA BOARD OF PHARMACY
Indiana Government Center South
402 West Washington Street, Room W064
Indianapolis, IN 46204

DRAFT Minutes of January 13, 2025

Jason Jablonski, R.Ph., Board President, called the meeting to order at 8:32 a.m. and declared a quorum in accordance with IC 25-26-13-3(d), pursuant to public notice posted at the principal office for the Board, online at the board's website and on the state calendar at least forty-eight (48) hours before the time of the meeting.

Members Present:

Jason Jablonski, R.Ph., President
Steve Anderson, R.Ph., Vice President
Matt Balla, R.Ph., Member
Mark Bunton, R.Ph., Member
Andrew Meador, C,Ph.T., Member
Mark Smosna, R.Ph., Member
Kate Snedeker, Consumer Member

Members Absent

PLA Staff Present:

Kim Snyder, Board Director
Caitlin Cress, Assistant Board Director
Bradley Repass, Litigation Specialist

Advisory Counsel:

Leif Johnson, J.D.

Court Reporter:

Accurate Reporting – Lindy Meyer

The Board moved to adopt the agenda.
Smosna/Bunton, 7-0-0
Motion carries

The Board moved to approve the minutes from the December 9, 2024 Board meeting.
Smosna/Bunton 7-0-0
Motion carries

Administrative Hearings

Rebecca A. Laird, Ph.T., License No: 67031108A - Cause No. 202411-BOP-0031

Administrative Complaint

DAG: Rebekah Hammond
Respondent: Not Present
Exhibit(s): None
Witness(es): None

Lindy Meyer sworn in as court reporter.

Rebekah Hammond provided an opening statement and requested issuance of a Notice of Proposed Default.

After having considered the evidence presented, and taking official, judicial notice of the pleadings, evidence, and orders in this matter the Board moved to issue a NOTICE OF PROPOSED DEFAULT.

Meador/Balla 7-0-0
Motion carries

LaQuisha H. Barner, Ph.T., License No: 67020023A - Cause No. 202412-BOP-0037

Administrative Complaint

DAG: Carah Rochester
Respondent: Not Present
Exhibit(s): None
Witness(es): None

Carah gave an opening statement and requested a notice of proposed default. Andrew Meador asked whether any procedure changes applied due to the allegation of guilt.

After having considered the evidence presented, and taking official, judicial notice of the pleadings, evidence, and orders in this matter the Board moved to issue a NOTICE OF PROPOSED DEFAULT.

Smosna/Meador 7-0-0
Motion carries

Essence James, Ph.T., License No: 67041364A - Cause No. 202409-BOP-0025

Default Hearing

DAG: Carah Rochester
Respondent: Not Present
Exhibit(s): State Exhibits 2, 3, 4, 9, 10.
Witness(es): None

Andrew Meador recused himself from this hearing.

Carah provided an opening statement and requested that Essence James be held in DEFAULT and proceeded with case.

Bunton/Smosna 6-0-1
Meador Abstained
Motion carries

Carah proceeded with the case and reminded the board about previous testimony provided in this case. Admitted exhibits 2, 3, 4, 9, 10 and time provided for the board to review.

After having considered the evidence presented and taking official, judicial notice of the pleadings, evidence and order in the matter the Board moved to REVOKE Respondent's license.

Smosna/Snedeker 6-0-1
Meador Abstained
Motion carries

Aerabe Asia Nicoal Koester, Ph.T., License No: 67039077A - Cause No. 202410-BOP-0026
Default Hearing

DAG: Ryan Eldridge
Respondent: Not Present
Exhibit(s): State's Exhibits 1 & 2
Witness(es): McKinzee Terry, OAG Investigator

Ryan provided an opening statement. Requested to hold respondent in default and proceed with hearing.

Bunton/Balla 7-0-0
Motion carries

Ryan proceeded with hearing and called McKinzee Terry to testify. Moved to enter exhibits 1 and 2 into evidence. Involved diversion of Hydrocodone and Zanax totaling approximately 10,000 tablets over a period of approximately 10 months and Ms. Koester's voluntary statement about related diversion and repayment agreement. Was employed a year and a half before she was terminated from employment. Requested respondent be found guilty of two violations and further disciplinary action up to and including revocation of license.

After having considered the evidence presented and taking official, judicial notice of the pleadings, evidence and order in the matter the Board moved to REVOKE Respondent's license.

Smosna/Bunton 7-0-0
Motion carries

John A. Stein, Ph.T., License No: 67027178A - Cause No. 202408-BOP-0015
Default Hearing

DAG: Autumn Murphy
Respondent: Not Present

Exhibit(s): State's Exhibits 1, 2, 3, 4 & 5
Witness: None

Mark Bunton noted that the respondent works for CVS but that he could be fair and impartial on this matter.

Autumn requested that the respondent be held in DEFAULT.

Smosna/Snedeker 7-0-0
Motion carries

Autumn proceeded with the hearing and admitted exhibits 1, 2, 3, 4, & 5. Discussed the quantity of diverted medication. It does not appear the respondent has sought addiction treatment.

After having considered the evidence presented and taking official, judicial notice of the pleadings, evidence and order in the matter the Board moved to REVOKE the Respondent's license.

Meador/Snedeker 7-0-0
Motion carries

Board moved that a consumer complaint be filed against CVS #6527 due to the diversion of 500-600 pills.

Anderson/Snedeker 7-0-0
Motion carries.

Destiny Townsend, Pharmacy Technician In-Training, License No: 99124355A - Cause No. 202409-BOP-0024

Default Hearing

DAG: Ryan Eldridge
Respondent: Not Present
Exhibit(s): None
Witness(es): None

Ryan reported that Respondent would like to settle, proceed with a Proposed Settlement Agreement and set aside the Notice of Proposed Default.

Discussed Respondent's untimely response and possible actions to take against the license. Stole approximately 1,000 doses to pay rent.

After having considered the evidence presented and taking official, judicial notice of the pleadings, evidence and order in the matter the Board moved to SET ASIDE THE MOTION OF PROPOSED DEFAULT.

Bunton/Snedeker 7-0-0
Motion carries

Nathalie Rose Jones, R.Ph., License No: 26020814A - Cause No. 2021 IBP 0060

Order to Show Cause

DAG: Ryan Eldridge
Respondent: Nathalie Rose Jones, R.Ph.
Exhibit(s): State's Exhibits 8, 1-6, 7
Witness(es): Respondent and OAG Investigator, Jack Guanajuato

Mark Bunton recused himself. Witnesses sworn in.

Nathalie Jones read an opening statement and advised that she is not represented by counsel. The state provided an opening statement and referenced hundreds of emails sent to the state containing multiple delusional ideations after the August 2022 Final Order was issued. Respondent presented her case. Jason asked that the Respondent present evidence as to why she is fit to practice pharmacy.

State questioned respondent about how she's been "disrupted." Discussed hospitalizations, related diagnoses and approximately 700 emails sent to the state. Last worked as a pharmacist in September 2023. Left CVS voluntarily at that time.

Jack testified. Admitted State's Exhibit 8, 1 – 6, 7. Respondent and State closed. State recommended 2-year suspension or revocation.

After having considered the evidence presented and taking official, judicial notice of the pleadings, evidence and orders in this matter the Board moved to place Respondent's license on INDEFINITE SUSPENSION for 2 years and completing an evaluation before petitioning for reinstatement.

Anderson/Balla, 6-0-1
Bunton Abstained
Motion carries

Alexandra Kuhl Bilbrey, R.Ph., License No: 26022253A - Cause No. 2015 IBP 0051
Petition for Probation Withdraw

DAG: Autumn Murphy
Respondent: Alexandra Bilbrey, R.Ph.
Exhibit(s): None
Witness(es): Alexandra Bilbrey, Witnesses on Zoom, Paula Pike, Stefania Aegisdottir.

Mark Bunton disclosed that he works for CVS but could be fair and impartial. Respondent didn't object to Mark's participation.

Witnesses sworn in. Respondent and State gave opening statements. State noted that this matter began in the 2010s regarding criminal matters that have since been expunged. The convictions were related to her employment at CVS. State plans to object to respondent's request to withdraw probation. Respondent called witnesses. No pharmacies were willing to hire the respondent with a probationary license. Respondent testified on her behalf. Applied to retail pharmacies in her area. Respondent and state gave closing remarks.

After having considered the evidence presented, testimony of the witness, and taking official, judicial notice of the pleadings, evidence, and orders in this matter the Board moved WITHDRAW

Probation on the Respondent's license.

Anderson/Snedeker, 7-0-0
Motion carries

Briana Parks, Ph.T., License No: 67030022A - Cause No. 2016 IBP 0017

Petition for Probation Withdraw

DAG: None
Respondent: Briana Parks, Ph.T.
Exhibit(s): None
Witness(es): Briana Parks, Ph.T.

Respondent presented opening remarks. She did not keep the board apprised of her current address and admitted to initially not being compliant with her terms of probation. Does not currently work in a pharmacy. Board has current address.

After having considered the evidence presented, testimony of the witness, and taking official, judicial notice of the pleadings, evidence, and orders in this matter the Board moved to WITHDRAW the Order of Probation on the Respondent's license.

Smosna/Balla, 7-0-0
Motion carries

Discussion

Monthly Reports

Board Director's Report – Presented by Kim Snyder

INSPECT Director's Report – Presented by Kara Slusser

Compliance Director Report – Presented by Zaneta Nunnally

OAG Report - Presented by DAG, Ryan Eldridge

Old Business

New Business

- A. EDI Applications
 - a. Discussed authority of the board.
 - i. Invite SureScripts for Personal Appearance.
- B. 2025 Indiana Board of Pharmacy Officer Voting
 - a. President – Nomination: Steve Anderson – Smosna/Jablonski, 6-0-0 Motion Carries
 - b. Vice President – Nomination: Matt Balla – Anderson/Smosna, 6-0-0 Motion Carries
- C. Supporting Pharmacists and Pharmacy Staff Wellbeing
 - a. Add the link to our live meeting and meeting agendas.
- D. Lawrence Steven Tavel, M.D. – 010277881B – Voluntary Surrender of CSR-Physician License

- a. Accept – Anderson/Smosna, 7-0-0 Motion Carries
- E. IPA Legislative Updates
- F. NABP Annual Meeting
 - a. Mark Bunton, Andrew Meador and Mark Smosna attending.
 - b. Mark Smosna, Delegate/Andrew Meador Alternate
 - c. Use CSR funds

Full Board Appearances

Full Board Appearance(s) Continued:

Strive Pharmacy, LLC – Non-Resident Pharmacy Application - CANCELED

Adams Wholesale Medicine – Wholesale Drug Distributor Application – Provisional License Request

Kathryn Bowman appeared virtually before the Board regarding their request for a wholesale drug distributor provisional license. Critical access hospital. Opening a WDD in order to distribute to up to two 340B pharmacies for dispensing. Have not applied for NABP DDA. Must have provisional license and 10 transactions before can apply with NABP.

After discussion, the Board moved to APPROVE a one-year WDD Provisional License.

Smosna/Bunton 7-0-0
Motion carries

Get Relief RX, LLC – Non-Resident Pharmacy Application

Crull Chambless, Lindsay (Lname?), and Dennis Rudolph appeared virtually before the Board regarding their non-resident pharmacy application. Only responsible for 1 drug at the time of application. Have added a few more medications. All non-sterile compounding. Do not receive complete prescriptions per the application. Dennis stated this process has been modified. Shepherd's Holding receptionist forwarding calls received by the toll-free number. Filling prescriptions written in Indiana. Has a relationship with an MSO and a marketing company with potential patients in Indiana. PIC has limited compounding experience per the application. No formal relationship with Richey's pharmacy. Patients complete a medication in-take form. In July 2024 dispensed 28 prescriptions across the country. First internet pharmacy that's come before the board. Montana license in good standing. No plans to sterile compound.

After discussion, the Board moved to APPROVE the non-resident pharmacy application.

Smosna/Bunton 7-0-0
Motion carries

Quality Compounding RX of America – Non-Resident Pharmacy Application

Courtney Sullivan, Sky (owner & CEO), PIC (name?). appeared before the Board regarding their non-resident pharmacy application. They are a 503a company. Sterile compounding Tirzepatide; also compounding Semaglutide . Asked how Indiana customers get to them. Must be prescribed from an Indiana Physician. Ship directly to patient or the provider. Asked if board can request a letter from company that they will comply with all regulatory requirements before approval, including any Tirzepatide shipments to Indiana after 2/19/25.

After discussion, the Board moved to APPROVE the non-resident pharmacy application pending

receipt of aforementioned letter.

Anderson/Meador 7-0-0
Motion carries

Personal Appearances

Jannah Diane Nifong – Pharmacist Application – 3rd Attempt at NAPLEX:

Jannah Nifong appeared virtually before the Board and discussed her studying habits with the Board. Completing an on-line program. Has a job lined up. Decreased work hours to less than 20 hours/week.

After discussion, the Board moved to APPROVE applicant's repeat exam application.

Smosna/Balla 7-0-0
Motion carries

Phillip Joseph Daniels, Jr. – Pharmacist Application – 3rd Attempt at NAPLEX and MPJE:

Phillip Daniels, Jr. Appeared virtually before the Board and discussed his studying habits with the Board. Completing an on-line program and invested in pharm law. Decreased hours from 30 – less than 20/week.

After discussion, the Board moved to APPROVE applicant's repeat exam application.

Bunton/Smosna 7-0-0
Motion carries

Sanjay Ashokkumar Joshi, R.Ph. – 26021388A - Pharmacist Reinstatement Application – 3rd Attempt at MPJE:

Sanjay Joshi appeared in person before the Board and discussed his studying habits with the Board. Was previously licensed in Indiana in early 2000s. Using on-line courses to study.

After discussion, the Board moved to APPROVE applicant's repeat exam application.

Smosna/Anderson 7-0-0
Motion carries

Corrie Joseph Covelli – Technician/Tech in Training Application – Positive Response:

Failure to appear.

Rhonda Cheyan Rosel – Technician/Tech in Training Application – Positive Response:

Rhonda Rosel appeared virtually before the Board regarding a positive response on a technician application. Charged with a DUI Misdemeanor in 2021. Final court appearance August 9, 2022. Currently employed at Walgreen's. Would like for her to work in the pharmacy. Completed all training. Does not currently drink alcohol.

After discussion, the Board moved to APPROVE applicant's Technician application.

Bunton/Anderson 7-0-0

Motion carries

Vanessa Romero, Ph.T. – 67040164A – Technician Renewal – Positive Response:

Vanessa Romero appeared virtually before the Board regarding a positive response on a technician renewal. Court appearance this morning. OWI October 2024. The conviction is not yet available. 180 day supervised probation, 30-day license suspension, and completion of alcohol/drug program.

After discussion, the Board moved to APPROVE applicant's technician renewal on INDEFINITE PROBATION to coincide with the Criminal Probation with terms.

Bunton/Smosna 7-0-0

Motion carries

Christopher Nichols, M.D. – CSR-Physician Application – Positive Response:

Christopher Nichols appeared virtually before the Board regarding a positive response on a CSR-Physician Application. Answered positively because of entering into a MOU with the DEA. All licenses are currently free and clear.

After discussion, the Board moved to APPROVE applicant's CSR-Physician Application.

Bunton/Smosna 7-0-0

Motion carries

There being no further business the Board ADJOURNED at 3:18 p.m.