

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

DRAFT Minutes of November 18, 2024

Jason Jablonski, R.Ph., Board President, called the meeting to order at 8:30 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
Rachelle Cannon-Mason, Director of Litigation Management

Advisory Counsel:

Leif Johnson, J.D.

Court Reporter:

Accurate Reporting – Lindy Meyer

The Board moved to adopt the agenda.

Smosna/Balla 7-0-0

Motion carries

The Board moved to approve the minutes from the October 7, 2024, Board meeting.

Snedeker/Meador 7-0-0

Motion carries

Administrative Hearings

Admin Hearing(s) Continued:

The following hearing(s) were continued:

Amy Dorris, C.Ph.T., 67028823A – Cause No.: 202408-BOP-0014 – Re: Administrative Complaint

Alexandra Kuhl Billbrey, R.Ph., 26022253A – Cause No.: 2015 IBP 0051 – Re: Petition for Probation Withdraw

Walgreens #07788, License No: 60005829A/B - Cause No. 2023 IBP 0011

Proposed Settlement Agreement

DAG: Ryan Eldridge
Respondent: Roxanne Holton, Counsel representing Walgreens
Exhibit(s): None
Witness(es): None

Structural issues effected the pharmacy workflow. The state made opening statements and agreed to a letter of reprimand. The structural and integrity issues have been rectified. \$3,500 fine. Pharmacy replaced full roof. Leif noted for the record that the code initially cited was of note but would not ultimately impact the board's ruling. Discussed the initial pharmacy conditions that led to the original complaint.

After reviewing the agreement and taking official, judicial notice of the pleadings, evidence, and orders in this matter the Board moved to APPROVE the SETTLEMENT AGREEMENT.

Bunton/Smosna 7-0-0
Motion carries

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

Administrative Complaint and Renewal Application

DAG: Carah Rochester
Respondent: Not Present
Exhibit(s): State's Exhibit 1
State's Exhibit 6
State's Exhibit 7
State's Exhibit 8
Witness(es): David Cammenga, Pharmacy Diversion Investigator for Meijer

Andrew Meador recused himself.

DAG requested allowing the out of town witness the opportunity to testify. David Cammenga testified. David investigated Essence after co-workers observed "strange" behavior. Shared what was observed on tape. Exhibits 1, 6, 7, and 8 were admitted.

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

After discussion, the Board moved to DENY the application renewal.

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

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

Administrative Complaint

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

Aerabe Koester did not appear.

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.

Bunton/Smosna, 7-0-0
Motion carries

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

Administrative Complaint

DAG: Autumn Murphy
Respondent: Not Present
Exhibit(s): None
Witness(es): None

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/Balla, 7-0-0
Motion carries

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

Administrative Complaint

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

Witness(es): None

Destiny Townsend did not appear.

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/Bunton, 7-0-0
Motion carries

A motion was made to file a complaint against Walgreens #3129, Ft. Wayne due to the quantity of diverted medication.

Anderson/Snedeker, 7-0-0
Motion carries

Indiana Pain Centers – Evansville, LLC, License No: 61101885B – Cause No.: 2022 IBP 0012

Order to Show Cause

DAG: Ryan Eldridge
Respondent: Randall Fearnow, Counsel Indiana Pain Centers, Roxanne Hilton, Counsel for Indiana Pain Centers
Exhibits(s): Respondent's Exhibit A
Respondent's Exhibit B
Respondent's Exhibit C
Respondent's Exhibit D
Respondent's Exhibit E
Respondent's Exhibit F
Respondent's Exhibit G
Respondent's Exhibit H
Respondent's Exhibit I
Respondent's Exhibit J
Respondent's Exhibit K
State's Exhibit 1
State's Exhibit 2
State's Supplement to Exhibit 2 None
Witness(es): Aaron Craft, William Schultz, Ronald Hinderliter, IPLA Compliance Officer

After having considered the evidence presented and taking official, judicial notice of the pleadings, evidence and orders in this matter the Board moved to CONTINUE the INDEFINITE PROBATION with new terms and conditions as well as Letter of Reprimand and a \$1,000 Fine.

Jablonski/Balla 7-0-0
Motion carries

Brian Matthew LaRowe, R.Ph., License No: 26022971A – Cause No.: 202408-BOP-0019

Order to Show Cause

DAG: None
Respondent: Not Present
Exhibits(s): None
Witness(es): Tracy Traut, Program Director, IPRP

Matt Balla disclosed that he knows who Brian LaRowe is from a co-worker but believes he can be fair and impartial.

Tracy Traut sworn in. Brian LaRowe failed to appear. Tracy discussed the Order the Show Cause and that Brian is non-compliant with IPRP and ceased communication.

A motion was made to VACATE the NOTICE of PROPOSED DEFAULT from the previous meeting.

Smosna/Balla, 7-0-0
Motion carries

A motion was made to EXTEND the SUMMARY SUSPENSION for ninety days.

Smosna/Snedeker, 7-0-0
Motion carries

Jesse Caswell, Ph.T., License No: 67028472A - Cause No. 2024 IBP 0001
Default Hearing

DAG: Rebekah Hammond
Respondent: Not Present
Exhibit(s): State's Exhibit 1
State's Exhibit 2
Witness(es): None

Notice of Proposed Default issued in April 2024 after respondent did not appear in February 2024. State requested that the respondent be held in default.

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

Smosna/Balla, 7-0-0
Motion carries

The state proceeded with opening statements and recommended revocation of licensure. Exhibits 1 & 2 admitted.

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.

Smosna/Anderson, 7-0-0
Motion carries

Ambria Almon, Ph.T., License No: 67029706A - Cause No. 2023 IBP 0033
Default Hearing

DAG: Ryan Eldridge
Respondent: Not Present
Exhibit(s): State's Exhibit 1
State's Exhibit 2
State's Exhibit 3
State's Exhibit 4
Witness(es): None

Ambria Almon did not appear.

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

Smosna/Balla, 7-0-0
Motion carries

State admitted exhibits 1, 2, 3 & 4 and closed the case regarding licensure renewal fraud.

After having considered the evidence presented and taking official, judicial notice of the pleadings, evidence and order in the matter the Board moved to issue a \$1,000.00 FINE and a Letter of REPRIMAND on the Respondent's license.

Bunton/Meador, 7-0-0
Motion carries

Discussion

Monthly Reports

Board Director's Report – Presented by Kim Snyder

INSPECT Director's Report – Presented by Logan Winslow

Compliance Director Report – Presented by Zaneta Nunnally

OAG Report - Presented by DAG, Ryan Eldridge

Old Business

New Business

A. IPRP Presentation – Tracy Traut

Full Board Appearances

Full Board Appearance(s) Continued:

Pharmaceutical Trade Services, Inc. – Wholesale Drug Distributor Application – CANCELED

Nephron Pharmaceuticals, LLC – Wholesale Drug Distributor Application – CONTINUED

LifeScience Logistics, LLC – Third Party Logistics Provider Application – CANCELED

Cardio Partners, Inc. – Wholesale Drug Distributor Application – Provisional License Request

Failure to appear.

Cipher Pharmaceuticals US LLC – Wholesale Drug Distributor Application – Drug Distributor Accreditation (DDA) Waiver Request

Sharda Angl appeared virtually before the Board regarding their waiver request for the Drug Distributor Accreditation requirement. The address on application is simply an office address. Previously issued a waiver letter. They do not qualify for a WDD in Indiana.

A motion was made to TABLE to application as Cipher does not qualify for a Wholesale Drug Distributor License. They qualify for a Third Party Logistics Provider License.

Anderson/Balla 7-0-0

Motion carries

Sigma Pharmaceuticals, LLC – Wholesale Drug Distributor Application – Quality and Security Accreditation (QAS) in place of Drug Distributor Accreditation (DDA) for Inspection Requirement

Nicole Moreau appeared before the Board regarding their request to use Quality and Security Accreditation (QAS) in place of the Drug Distributor Accreditation requirement.

After discussion, the Board moved to TABLE the application.

Meador/Bunton 7-0-0

Motion carries

Nephron Pharmaceuticals, LLC - Wholesale Drug Distributor Application – Positive Response on Change of Ownership Application

Failure to appear.

Zimmer US, Inc. dba Zimmer Biomet - Wholesale Drug Distributor Application – Positive Response

Samantha Neel appeared virtually before the Board regarding a positive response on their wholesale drug distributor application. Medical Device manufacturer and Distributor. Requesting a letter that Indiana doesn't license Medical Device Distributors.

Zimmer Withdrew their application. The Board will write a letter to the effect that they do not need a WDD license.

After Action Medical And Dental Supply, LLC – 48002452A – Wholesale Drug Distributor Provisional License Extension

Jerry Aytes and Shari Aytes appeared before the Board regarding their request for an extension on their provisional wholesale drug distributor license. Provisional license currently expired.

After discussion, the Board moved to APPROVE the extension of the provisional wholesale drug distributor license for 6 months.

Balla/Meador 7-0-0
Motion carries

LifeScience Logistics, LLC – Third Party Logistics Provider Application – BSI Inspection in place of Home State Inspection Requirement

Failure to appear.

MD Logistics LLC – Third Party Logistics Provider Application – Provisional License Request

Cheyenne Morrison appeared before the Board regarding their request for a provisional license.

After discussion, the Board moved to APPROVE the request for a 1-year provisional license.

Balla/Smosna 7-0-0
Motion carries

ASD Specialty Healthcare, LLC dba Oncology Supply – 2 Renewal Applications

- **48000552A – Wholesale Drug Distributor Renewal – Positive Response**
- **94000159A – Third Party Logistics Provider Renewal – Positive Response**

Chris Reed, Brenda Shafer and Same Smith appeared virtually before the Board regarding their positive responses on their wholesale drug distributor and third-party logistics provider renewal applications.

After discussion, the Board moved to APPROVE both renewal applications.

Smosna/Balla 7-0-0
Motion carries

MI Pharm LLC dba AMAC Pharmacy Services – Non-Resident Pharmacy – Inspection Waiver Request

Andrew Mack appeared virtually before the Board regarding their waiver request for providing their home state inspection report from the last 2 years. Michigan does not have a record of inspection from the last two years. Michigan did issue the license.

After discussion, the Board moved to TABLE the application for the inspection report.

Anderson/Bunton 7-0-0
Motion carries

DrugCrafters, L.P. – Non-Resident Pharmacy Application – Positive Response

Erin Thompson and Lawrence Rossetti appeared virtually before the Board regarding a positive response on their non-resident pharmacy application. Texas license is active and in good standing.

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

Smosna/Balla 7-0-0
Motion carries

Pharmacy 90210 – Non-Resident Pharmacy Application – Positive Response

Failure to appear.

Village Fertility Pharmacy, LLC – Non-Resident Pharmacy Application – Positive Response

Jodi Barry, Brendan Kane appeared virtually before the Board regarding a positive response on their non-resident pharmacy application. Massachusetts pending open complaint resulting from an inspection in May 2024.

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

Smosna/Meador 7-0-0
Motion carries

Vidrine Pharmaceutical Group, LLC – Non-Resident Pharmacy Application – Positive Response

Kylee Vidrine and J.Vidrine appeared virtually before the Board regarding a positive response on their non-resident pharmacy application.

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

Anderson/Bunton 7-0-0
Motion carries

Personal Appearances

Erin S. Roellgen – Pharmacy Intern Application – Positive Response:

Erin S. Roellgen appeared virtually via Zoom before the Board regarding a positive response on a pharmacy intern application. Pending DUI charge that has not been adjudicated. Currently located and working in Georgia. Holds active Georgia license.

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

Snedeker/Balla 7-0-0
Motion carries

Shannon Danielle Urbano – Pharmacist Application – 3rd Attempt at NAPLEX:

Shannon Urbano appeared virtually before the Board and discussed her studying habits with the Board. Bought a different study resource.

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

Balla/Meador 7-0-0
Motion carries

Keegan Alexis Ehlers – Pharmacist Application – 3rd Attempt at NAPLEX:

Keegan Ehlers appeared before the Board and discussed her studying habits with the Board. Did pass MPJE.

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

Smosna/Balla 7-0-0
Motion carries

Sangyup Yoon – Pharmacist Application – 4th Attempt at NAPLEX:

Sangyup Yoon appeared before the Board and discussed his studying habits with the Board. Has a tutor.

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

Jablonski/Balla 7-0-0
Motion carries

Jubin David – Pharmacist Application – 6th Attempt at NAPLEX:

Jubin David appeared before the Board and discussed his studying habits with the Board. NABP "stops" after 5 exam attempts. Last time to approve unless something drastically different in study habits. Has passed MPJE.

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

Smosna/Balla 7-0-0
Motion carries

Bennett Patrick – Pharmacist Application – 3rd Attempt at MPJE:

Bennett Patrick appeared before the Board and discussed her studying habits with the Board. Purchased Purdue review program.

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

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

Melissa Dawn Kimberlin, R.N. – CSR-Prescriptive Authority Application – Positive Response

Melissa Kimberlin and Steven Theising (Counsel) appeared virtually before the Board regarding a positive response on a CSR-Prescriptive Authority application. Current Kentucky license free and clear since January 2024. Holds an active Indiana RN license.

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

Snedeker/Balla 7-0-0
Motion carries

Wilbert Calvin Streeter, D.O. – CSR-Osteopathic Physician Application – Failure to Disclose

Wilbert Streeter and his son Calvin Streeter appeared before the Board regarding a failure to disclose on a CSR-Osteopathic Physician application. CSR expired a year ago. CSR application is dated the same day as the surrender of his DEA.

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

Smosna/Bunton 7-0-0
Motion carries

Lissette Andrea Villarruel – Technician/Tech in Training Application – Positive Response:

Lissette Villarruel appeared via Zoom before the Board regarding a positive response on a technician application. Pre-trial diversion program ends next month.

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

Balla/Snedeker 7-0-0
Motion carries

Carmen Williams – Technician/Tech in Training Application – Positive Response:

Failure to appear.

Andrew Sadler – Technician/Tech in Training Application – Positive Response:

Failure to appear. Will not be rescheduled.

Dejah J. Mauricio – Technician/Tech in Training Application – Positive Response:

Dejah J. Mauricio appeared virtually before the Board regarding a positive response on a technician application. The public docket reflects a conviction. On probation until April 2025. Ta

After discussion, the Board moved to TABLE applicant's Technician application until receipt of a court document showing probation is over.

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

Osha Rogers – Technician/Tech in Training Application – Positive Response:

Failure to appear.

Jared L.S. Prather – Technician/Tech in Training Application – Positive Response:

Jared Prather appeared virtually before the Board regarding a positive response on a technician application. Arrested and dropped to reckless driving charge. Believes he may be on informal probation. Has a job lined up. Employer aware.

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

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

Riley Rust – Technician/Tech in Training Application – Positive Response:

Riley Rust appeared before the Board regarding a positive response on a technician application. Two charges in North Carolina. Driver's license revoked until 2028. Working on obtaining a restricted license. Doesn't currently submit to any drug testing. On criminal probation until March 2025. Employers are aware.

After discussion, the Board moved to APPROVE applicant's Technician application on INDEFINITE PROBATION for 1 year with terms 1, 3, 7 and 8.

Meador/Smosna 7-0-0
Motion carries

Loretta Jett – Technician/Tech in Training Application – Positive Response:

Loretta Jett appeared virtually before the Board regarding a positive response on a technician application. 2021 charge. Lost driver's license for 3 months. Has never been in trouble. Pharmacy hired her in August 2024.

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

Snedeker/Bunton 7-0-0
Motion carries

Hunter Lacer – Technician/Tech in Training Application – Positive Response:

Failure to appear.

Terri L. Tinsley – Technician/Tech in Training Application – Positive Response:

Terri Tinsley appeared before the Board regarding a positive response on a technician application. Charges dismissed.

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

Snedeker/Bunton 7-0-0
Motion carries

Sincere Farris – Technician/Tech in Training Application – Positive Response:

Sincere Farris appeared before the Board regarding a positive response on a technician application. Accused of shooting a firearm into a building. Case will be dismissed. Happened in Highschool. No conviction.

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

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

Stephanie E. Williams – Technician/Tech in Training Application – Positive Response:

Rescheduled.

Anna Marie Hobbs – Technician/Tech in Training Application – Positive Response:

Anna Hobbs appeared before the Board regarding a positive response on a technician application. Arrested in Florida while on vacation. Reduced to reckless driving.

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

Snedeker/Meador 7-0-0
Motion carries

Maressa Lee – Technician/Tech in Training Application – Positive Response:

Maressa Lee appeared before the Board regarding a positive response on a technician application.

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

Smosna/Balla 7-0-0
Motion carries

Shayna Mae Johnson – 67031096A – Technician Reinstatement Application – Positive Response:

Failure to appear.

Kaitlin Hodges – 67025760A – Technician Renewal – Positive Response:

Kaitlin Hodges appeared before the Board regarding a positive response on a technician renewal. Arrested and charges dropped to a misdemeanor. Criminal probation until August 2025.

After discussion, the Board moved to APPROVE applicant's technician renewal on INDEFINITE PROBATION to run concurrent with criminal probation with terms 1, 3, 7 and 8.

Meador/Snedeker 7-0-0
Motion carries

Seth Herbert DePasquale – Pharmacist Application – Positive Response:

Failure to appear.

Amanda Parman – Pharmacist Application – Positive Response:

Amanda Parman appeared virtually before the Board regarding a positive response on a pharmacist application. Toxic relationship and domestic violence charge. No current court cases and doesn't believe she's on probation. This summer Kentucky issued a letter of reprimand.

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

Balla/Smosna 7-0-0
Motion carries

Boby Abraham – Pharmacist Application – Positive Response:

Boby Abraham appeared before the Board regarding a positive response on a pharmacist application. Michigan license placed on probation and fined. Has been offered a job in Indiana.

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

Anderson/Meador 7-0-0
Motion carries

Neri Manasseh Hamid TawfiQ – Pharmacist Application – Positive Response:

Neri TawfiQ appeared before the Board regarding a positive response on a pharmacist application. 2024 Felony arrest. Licensed in Florida and Michigan. Currently on 18 months probation. 11/22/24 court date.

After discussion, the Board moved to TABLE applicant's pharmacist application until receipt of Michigan court documents.

Smosna/Balla 7-0-0
Motion carries

Marco Antonio Vidaurri, R.Ph. – 26028108A – Pharmacist Renewal – Positive Response:

Failure to appear.

There being no further business the Board ADJOURNED at 3:24p