

February 19, 2013

AGENDA

◆ PUBLIC NOTICE ◆

NEVADA STATE BOARD OF PHARMACY

BOARD MEETING

at the

Hyatt Place
1790 E Plumb Lane
Reno, Nevada

Wednesday, March 6, 2013 – 9:00 am

Thursday, March 7, 2013 – 9:00 am

Please Note

The Nevada State Board of Pharmacy may address agenda items out of sequence to accommodate persons appearing before the Board or to aid in the efficiency or effectiveness of the meeting;

The Nevada State Board of Pharmacy may combine two or more agenda items for consideration; and

The Nevada State Board of Pharmacy may remove an item from the agenda or delay discussion relating to an item on the agenda at any time.

Public comment is welcomed by the Board, but will be heard during the public comment item and may be limited to five minutes per person. The president may allow additional time to a given speaker as time allows and in his or her sole discretion.

Prior to the commencement and conclusion of a contested case or a quasi judicial proceeding that may affect the due process rights of an individual the board may refuse to consider public comment. See NRS 233B.126.

Please be aware that after the quasi-judicial board or commission had rendered a decision in the contested case and assuming this happens before adjournment, then you may advise the board or commission that it may **entertain public comment on the proceeding at that time.**

◆ CONSENT AGENDA ◆

The Consent Agenda contains matters of routine acceptance. The Board Members may approve the consent agenda items as written or, at their discretion, may address individual items for discussion or change.

1. Public Comments and Discussion of and Deliberation Upon Those Comments: No vote may be taken upon a matter raised under this item of the agenda until the matter itself has been specifically included on an agenda as an item upon which action will be taken. (NRS 241.020)
2. Approval of January 16-17, 2013 Minutes for Possible Action
3. Applications for Out-of-State Pharmacy – Non Appearance for Possible Action:
 - A. Accredo Health Group, Inc. – Oklahoma City, OK
 - B. Advantage Pharmacy, LLC – Memphis, TN
 - C. Bella Brands, LLC – Sandy, UT
 - D. Brown’s Compounding Center – Parker, CO
 - E. Byram Healthcare Centers, Inc. – Huntington Beach, CA
 - F. Catamaran Home Delivery – Fairfield, OH
 - G. Community Compounding Pharmacy – Portland, OR
 - H. Denton Prescription Shop – Denton, TX
 - I. La Vita Compounding Pharmacy LLC – San Diego, CA
 - J. Liberty Medical Supply, Inc. – Port St Lucie, FL
 - K. Liberty Medical Supply, Inc. – Salem, VA
 - L. Meridian Meds, LLC – Lehi, UT
 - M. Mission Road Pharmacy – Los Angeles, CA
 - N. MRP – Los Angeles, CA
 - O. Primrose Pharmacy LLC – Sandy Springs, GA
 - P. PX Drugstore – North Hollywood, CA
 - Q. Super Care Pharmacy – City of Industry, CA
 - R. Titan Pharmacy – Astoria, NY
 - S. U.C. Davis Medical Center – Sacramento, CA

Applications for Out-of-State MDEG – Non Appearance for Possible Action:

- T. Augusta Medical Systems LLC – Augusta, GA
- U. Charter Medical Supplies, LLC – Burbank, CA
- V. Flowonix Medical Inc. – Mt. Olive, NJ
- W. Liberator Medical Supply, Inc. – Stuart, FL
- X. Liberty Medical Supply Inc. – Port St Lucie, FL
- Y. Liberty Medical Supply Inc. – Port St Lucie, FL

- Z. Liberty Medical Supply Inc. – Salem, VA
- AA. Nephron Pharmaceuticals Corporation – Murray, KY
- BB. Nephron Pharmaceuticals Corporation – Orlando, FL
- CC. Nephron Pharmaceuticals Corporation – Phoenix, AZ
- DD. Philips Healthcare Informatics, Inc. – Foster City, CA
- EE. Praxair Distribution, Inc. – South Lake Tahoe, CA
- FF. RGH Enterprises, Inc. – Cranbury, NJ
- GG. RGH Enterprises, Inc. – Grand Prairie, TX
- HH. RGH Enterprises, Inc. – Jacksonville, FL
- II. RGH Enterprises, Inc. – Ontario, CA
- JJ. RGH Enterprises, Inc. – South Bend, IN
- KK. Saracare Corporation – Plantation, FL
- LL. Shire Regenerative Medicine, Inc. – La Jolla, CA

Applications for Out-of-State Wholesaler – Non Appearance for Possible Action:

- MM. Abraxis Bioscience, LLC – Melrose Park, IL
- NN. Advanced Pharma, Inc. – Houston TX
- OO. AnovoRx Distribution LLC – Memphis, TN
- PP. Elanco Animal Health – Greenfield, IN
- QQ. Hyperion Therapeutics, Inc. – South San Francisco, CA
- RR. MDC Acquisition Co., LLC – Hudson, OH
- SS. MDC Acquisition Co., LLC – Ontario, CA
- TT. Peyton’s Northern – Bluffton, IN
- UU. Piramal Critical Care, Inc. – Bethlehem, PA
- VV. Piramal Critical Care, Inc. – Bethlehem, PA
- WW. Qualanex – Gurnee, IL
- XX. Smith & Nephew, Inc. – Concord, CA
- YY. The Hibbert Group – New Castle, DE
- ZZ. VistaPharm, Inc. – Largo, FL

Applications for Nevada Pharmacy – Non Appearance for Possible Action:

- AAA. Phoenix Pharmacy – Las Vegas
- BBB. Sav-on Pharmacy #6002 – Henderson
- CCC. Sav-on Pharmacy #6004 – Las Vegas
- DDD. Sav-on Pharmacy #6005 – Las Vegas
- EEE. Sav-on Pharmacy #6009 – Las Vegas
- FFF. Sav-on Pharmacy #6014 – Henderson
- GGG. Sav-on Pharmacy #6016 – Las Vegas
- HHH. Sav-on Pharmacy #6018 – Las Vegas
- III. Sav-on Pharmacy #6019 – Henderson
- JJJ. Sav-on Pharmacy #6021 – Las Vegas
- KKK. Sav-on Pharmacy #6032 – Las Vegas
- LLL. Sav-on Pharmacy #6043 – Henderson
- MMM. Sav-on Pharmacy #6046 – Las Vegas
- NNN. Sav-on Pharmacy #6059 – Las Vegas
- OOO. Sav-on Pharmacy #6060 – Las Vegas
- PPP. Sav-on Pharmacy #6061 – Las Vegas

- QQQ. Sav-on Pharmacy #6062 – Las Vegas
- RRR. Sav-on Pharmacy #6046 – Las Vegas
- SSS. Sav-on Pharmacy #6090 – Las Vegas
- TTT. Sav-on Pharmacy #6091 – Las Vegas
- UUU. Sav-on Pharmacy #6093 – Boulder City

Applications for Nevada Wholesaler – Non Appearance for Possible Action:

- VVV. Lincare Inc. – Las Vegas
- WWW.Lincare Inc. – Minden

Applications for Nevada MDEG – Non Appearance for Possible Action:

- XXX. Praxair Distribution, Inc. – Henderson
- YYY. United Seating and Mobility, LLC – Las Vegas

◆ REGULAR AGENDA ◆

4. Discipline for Possible Actions: Note – The Board may convene in closed session to consider the character, alleged misconduct, professional competence or physical or mental health of any of the below named parties.

- | | | |
|----|----------------------------|----------------|
| A. | William L. Locke, R.Ph | (12-034-RPH-N) |
| B. | Hales 50 Kirman Pharmacy | (12-034-PH-N) |
| C. | Erika Spreeman, R.Ph | (12-052-RPH-N) |
| D. | Hongming Wong | (12-052-IN-N) |
| E. | CVS/pharmacy #9586 | (12-052-PH-N) |
| F. | Heather C. Thomas, PT | (12-061-PT-N) |
| G. | Elbion Estrin, R.Ph | (12-015-RPH-N) |
| H. | Leah C. Guerin, PT | (13-003-PT-N) |
| I. | Jacquelynn R. Holocker, PT | (13-005-PT-N) |
| J. | Alan Minson, R.Ph | (13-005-RPH-N) |
| K. | Smith’s Pharmacy #392 | (13-005-PH-N) |

5. Applications for Nevada MDEG – Appearance for Possible Action:

- A. Baby Bumps Boutique – Reno
- B. OMED of Nevada, LLC – Reno
- C. Pro Comfort Medical – Las Vegas
- D. Prosthetic Consulting Technologies – Washoe Valley

6. Application for Out-of-State Pharmacy – Appearance for Possible Action:

American Medical Direct – San Antonio, TX

7. Application for Nevada Pharmacy – Appearance for Possible Action:

Premium Surgical Services Center – Las Vegas

8. Appearance for Possible Action:

Brett Kandt, Special Deputy Attorney General – AB 39

9. Authority for Dave Wuest and Paul Edwards to Sign on Board Bank Accounts for Possible Action

10. Discussion and Determination for Possible Action:

Compounding Pharmacies

11. Executive Secretary Report for Possible Action:

- A. Financial Report
- B. Temporary Licenses
- C. Staff Activities
 - 1. Presentations: Drug Summit; Dental Board
- D. Reports to Board
 - 1. Legislative Committee on Regulations
 - 2. FDA Visit and Credentialing
- E. Board Related News
 - 1. FDA advisory committee voted 19 to 10 in favor of moving hydrocodone combination products to schedule II.
 - 2. VA to report to PMP's
- F. Activities Report

12. General Counsel Report for Possible Action:

- A. Update on Matters Concerning Pharmacy Technicians
 - 1. Disciplinary Options for Failure to Respond to Subpoena
 - 2. Disciplinary Options for Failure to Meet CE Requirements
- B. Update on Delivery of Prescriptions
 - 1. Inconsistency Between Nevada Statute and Board Regulation
 - 2. Precedent from other Jurisdictions
- C. Update on Declination Regulation
- D. Intent of Mechanical Device Regulation
 - 1. Intent Underlying NAC 639.720

13. Next Board Meeting:

April 17-18, 2013 – Las Vegas, Nevada

14. Public Comments and Discussion of and Deliberation Upon Those Comments: No vote may be taken upon a matter raised under this item of the agenda until the matter itself has been specifically included on an agenda as an item upon which action will be taken. (NRS 241.020)

Note: We are pleased to make reasonable accommodations for members of the public who are disabled and wish to attend the meeting. If special arrangements for the meeting are necessary, please notify the Nevada State Board of Pharmacy, 431 W Plumb Lane, Reno, Nevada, 89509, or call Shirley Hunting at (775) 850-1440, as soon as possible.

Anyone desiring additional information regarding the meeting is invited to call the board office at (775) 850-1440.

Continuing Education credit of 4 hours, including 1 hour of law, will be given per day of Board meeting attendance. You are required to attend the board meeting for a full day to receive CE credit including the law credit.

This notice has been posted at the following locations and is available for viewing at **bop.nv.gov**:

Elko County Courthouse – Elko	Nevada Board of Pharmacy – Reno & Las Vegas
Washoe County Courthouse – Reno	Mineral County Courthouse – Hawthorne