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NEVADA STATE BOARD OF PHARMACY

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Minutes
October 15-16, 2020

Board Meeting

Via Videoconference at Zoom:
<https://zoom.us/j/5886256671>

or

Via Teleconference at 1 (669) 900-6833
Meeting ID: 588 625 6671

Board Members Present:

Helen Park	Gener Tejero	Wayne Mitchell	Jade Jacobo
Krystal Freitas	Richard Tomasso	Rolf Zakariassen	

Board Staff Present:

David Wuest	Yenh Long	Shirley Hunting	Kristopher Mangosing
Brett Kandt	Courtney Lee	Joe Dodge	Dena McClish
Luis Curras	Leo Basch	Ken Scheuber	Sophia Long

Shannon Reichman

President Park read the mission statement of the Nevada State Board of Pharmacy to reiterate the Board's duty to carry out and enforce the provisions of Nevada Law to protect the health, safety, and welfare of the public.

Dave Wuest congratulated Rolf Zakariassen for his re-appointment as a Board Member.

1. Call to Order and Roll Call – Establishment of Quorum

President Park performed the roll call. All Board Members were present and a quorum was established.

2. Public Comment October 15, 2020 9:00AM

Jamie Hernandez stated that he is present for the Board Meeting in compliance with his Board Order.

◆ CONSENT AGENDA ◆

3. September 2-3, 2020 Minutes

The Board noted no corrections to be made.

Board Action:

Motion: Jade Jacobo moved to approve the September 2-3, 2020 Minutes.

Second: Wayne Mitchell

Action: Passed unanimously.

4. 4.1 Applications for Out-of-State Pharmacy License – Non-appearance
(**FOR POSSIBLE ACTION**)

- A. Advanced InfusionCare – Dallas, TX
- B. ApothecoRX – New York, NY
- C. Ascension Michigan Pharmacy – Farmington Hills, MI
- D. Biologics by McKesson – Cary, NC
- E. Biologics by McKesson – Cary, NC
- F. Complete Medical Supplies, Inc – Coral Springs, FL
- G. divvyDOSE – Moline, IL
- H. Eagle Pharmacy – Virginia Beach, VA
- I. Galaxy Pharmacy – Long Beach, CA
- J. LA Pharmacy LLC – Alhambra, CA
- K. Magnolia Pharmacy – Cumming, GA
- L. MedWiseRx – Tucson, AZ
- M. MK Pharmacy – Houston, TX
- N. Morris Apothecary LLC – Parsippany, NJ
- O. Pharmxpress Pharmacy – Tampa, FL
- P. Princeton Medical Pharmacy LLC – Princeton, NJ
- Q. Spring Creek Pharmacy, LLC – Edmond, OK

4.2 Application for Out-of-State Compounding Pharmacy License – Non-appearance (**FOR POSSIBLE ACTION**)

- S. Saveway Market Pharmacy – Salmon, ID

4.3 Applications for Out-of-State Medical, Devices, Equipment and Gases License – Non-appearance (**FOR POSSIBLE ACTION**)

- T. Bonds Therapeutics LLC – Columbiana, OH
- U. Capital Medical Corporation – Tallahassee, FL
- V. DJO, LLC – Carlsbad, CA
- W. Gordian Medical, Inc. – Irvine, CA

- X. Gordian Medical II, Inc. – Spring, TX
- Y. Gordian Medical IV, Inc. – Riverside, CA
- Z. Gordian Medical V, Inc. – Houston, TX
- AA. Gordian Medical VI, Inc. – Irvine, CA
- BB. Hanger Clinic – Salt Lake City, UT
- CC. Mendtronix Inc. – Poway, CA
- DD. Nexel Health – Katy, TX
- EE. Next Level Medical Supply LLC – Ft. Lauderdale, FL
- FF. Permobil, Inc. – Lebanon, TN
- GG. SourceMark, LLC – Hebron, KY

4.4 Applications for Nevada Medical, Devices, Equipment and Gases License –
Non-appearance (**FOR POSSIBLE ACTION**)
None

4.5 Applications for Out-of-State Wholesaler License – Non-appearance (**FOR POSSIBLE ACTION**)

Background Check Not Required by Law.

4.5.1 Distributor for Single Manufacturer (NAC 639.593(7)(e))
None

4.5.2 Manufacturer (NAC 639.593(7)(d))

- HH. Exelead, Inc. – Indianapolis, IN
- II. RVL Pharmaceuticals, Inc. – Sayreville, NJ
- JJ. Slayback Pharma, LLC – Princeton, NJ
- KK. Time-Cap Laboratories, Inc. – Melville, NY
- LL. QED Therapeutics, Inc. – Brisbane, CA

4.5.3 Publicly Traded (NAC 639.593(7)(a))

- MM. McKesson Medical-Surgical Government Solutions LLC – Henrico, VA
- NN. McKesson Medical-Surgical Minnesota Supply Inc. – Henrico, VA

4.5.4 VAWD-Accredited (NAC 639.593(7)(c))

- OO. MD Logistics, LLC – Plainfield, IN
- PP. RxCrossroads 3PL LLC – Mason, OH

4.5.5 Manufacturer and VAWD-Accredited (NAC 639.593(7)(c) and (d))

- QQ. MD Logistics, LLC – Plainfield, IN
- RR. MD Logistics, LLC – Plainfield, IN

4.5.5 Publicly Traded and Manufacturer (NAC 639.593(7)(a) and (d))

SS. Rhythm Pharmaceuticals, Inc. – Boston, MA

4.5.6 Publicly Traded and VAWD-Accredited (NAC 639.593(7)(a) and (c))

TT. McKesson Medical-Surgical Inc. – Clear Brook, VA

UU. McKesson Medical-Surgical Inc. – Rock Hill, SC

VV. McKesson Specialty Distribution, LLC

WW. McKesson Specialty Distribution, LLC

4.5.7 **Background checks completed in compliance with NRS 639.500. No Disqualifying Events.**

XX. SC Wholesale – St. George, UT

4.6 Application for Nevada Compounding Pharmacy License – Non-appearance
(FOR POSSIBLE ACTION)

YY. Renown Pharmacy – Reno, NV

4.7 Application for Ambulatory Surgery Center License- Non-appearance **(FOR POSSIBLE ACTION)**

ZZ. Affordable Excellence Surgery Center – Las Vegas, NV

AAA. Desert Orthopaedic Pain Center – Las Vegas, NV

BBB. First Specialty Surgery Center – Las Vegas, NV

CCC. Signature Surgery Center – Las Vegas, NV

DDD. Ultimate Specialty Surgery Center – Las Vegas, NV

Mr. Wuest asked that Agenda Items 4ZZ, 4BBB, and 4DDD be removed from the Consent Agenda and requested to appear.

Item 4R was removed from the Consent Agenda due to an incomplete application.

Board Action:

Motion: President Park moved to approve the Consent Agenda with exception to items 4ZZ, 4BBB, and 4DDD.

Second: Jade Jacobo

Action: Passed unanimously.

◆ REGULAR AGENDA ◆

5. Discipline

A. Katherine Kuehl, RPH

(19-035-RPH-B-S)

Katherine Kuehl appeared and was sworn by President Park prior to answering questions or offering testimony.

Mr. Kandt provided background that Ms. Kuehl was the new managing pharmacist at Divine Touch. Ms. Kuehl failed to properly conduct an initial inventory of the pharmacy, and that prescription labels did not include the expiration date for the medication.

Mr. Kandt presented an Order and Stipulation for the Board's consideration. This Order and Stipulation shall serve as public reprimand. Ms. Kuehl may not work as a managing pharmacist for the period of one year. Ms. Kuehl must complete two additional continuing education credits on pharmacy management as well as pay a \$1,000 fine in four month installments beginning November 2020. Ms. Kuehl must also pay \$500 to partially reimburse the Board for recoverable attorney fees and costs.

Sophia Long, Deputy Attorney General sitting as Board Counsel, reminded the Board that it is the Order and Stipulation that they are to make a motion on.

Ms. Kuehl answered questions to the Board's satisfaction.

Board Action:

Motion: Wayne Mitchell moved to approve the Order and Stipulation with the modification that installment fees begin in November 2020.

Second: Jade Jacobo

Action: Passed unanimously.

B. Lily Akana, PT

(19-075-PT-S)

Krystal Freitas recused from participation in this matter due to a past work relationship with Lily Akana.

Ms. Akana appeared and was sworn by President Park prior to answering questions or offering testimony.

Kevin Murphy was present as legal counsel for Ms. Akana.

Ms. Lee provided background on the case that while Ms. Akana was employed at Walgreen's, a total of 42 tablets of controlled substances were diverted by Ms. Akana from either valid prescriptions dispensed to patients or directly from Walgreen's inventory.

Ms. Lee presented an Order and Stipulation for the Board's consideration, that Ms. Akana pay a \$500 fine, and \$250 to partially reimburse the Board for recoverable attorney fees and costs, that her license be revoked for one year. If Ms. Akana would like her license reinstated she must appear before the Board.

Ms. Akana answered questions to the Board's satisfaction.

Board Action:

Motion: Jade Jacobo moved to approve the Order and Stipulation as presented.

Second: Wayne Mitchell

Action: Passed unanimously.

C. Ashley Carrier, APRN

(19-089-CS-S)

Ashley Carrier appeared and was sworn by President Park prior to answering questions or offering testimony.

Mr. Kandt provided background on the case. Ms. Carrier admitted to a DUI arrest, and diversion of controlled substances. Mr. Kandt asked the Board to dismiss Causes of Actions 6, 7, and 8 as unlawful prescribing was being disputed.

Board Action:

Motion: Richard Tomasso moved to remove Causes of Action 6, 7, and 8 in the Accusation.

Second: Jade Jacobo

Action: Passed Unanimously.

Mr. Kandt proposed four exhibits to be admitted into the record.

Mr. Kandt presented a Board of Pharmacy Cease and Desist issued August 11, 2020 and asked that this be admitted into the record as Exhibit 1.

Mr. Kandt presented Ms. Carrier's DEA Surrender for Cause executed August 12, 2020 and asked that this be admitted into the record as Exhibit 2.

Mr. Kandt presented the Nevada Board of Pharmacy Notice of Suspension issued August 21, 2020 and asked that this be admitted into the record as Exhibit 3.

Mr. Kandt presented Ms. Carrier's Nevada State Board of Nursing License Verification Report for Ms. Carrier's APRN License No. APRN002874.

Ms. Carrier did not have objections and President Park admitted Exhibits 1-4 into the record.

Board Action

Motion: Jade Jacobo moved to make Findings of Fact consistent with paragraphs 2-7 and 9-12 in the Accusation.

Second: Krystal Freitas

Action: Passed Unanimously.

Board Action:

Motion: Jade Jacobo moved to make Conclusions of Law paragraphs 14-23, and 30-32 consistent with the Accusation.

Second: Wayne Mitchell

Action: Passed unanimously.

Board Action:

Motion: Jade Jacobo moved to revoke Controlled Substance Registration number CS27118 for Ms. Carrier, and that Ms. Carrier may not petition for reinstatement for one year.

Second: Rolf Zakariassen

Action: Passed unanimously.

D. Theodore Herrera

(19-079-IN-S)

President Park recused from participation in this matter due to her employment at Roseman University where Mr. Herrera was enrolled.

Theodore Herrera appeared and was sworn by Acting President Wayne Mitchell, prior to answering questions or offering testimony.

Charles Diaz was present as legal counsel representing Mr. Herrera.

Ms. Lee provided background on the case that during Mr. Herrera's employment at Walgreens as a pharmacist intern, Mr. Herrera diverted a total of sixty-six tablets of controlled substances.

Ms. Lee presented an Order and Stipulation for the Board's consideration. Mr. Herrera shall pay a \$1,000 fine, \$500 in recoverable attorney fees and costs, Mr. Herrera may not work in any facility licensed by the Nevada Board of Pharmacy, and Mr. Herrera must reappear before the Board to petition for reinstatement of his pharmacy intern license. This Order and Stipulation will serve as Public Reprimand for Mr. Herrera.

Board Action:

Motion: Jade Jacobo moved to approve the Order and Stipulation as presented.

Second: Krystal Freitas

Action: Passed unanimously.

E. Jerald Clyde, RPH

(19-061-RPH-S)

F. Smith's Pharmacy #366

(19-061-PH-S)

President Park disclosed that she had a past work relationship with Dan Heller, but is able to participate fairly and without bias.

Nick Meza was present as counsel representing Jerald Clyde and Smiths Pharmacy #366,

Dan Heller, Pharmacy Practice Coordinator, and Mr. Clyde were sworn by President Park prior to answering questions or offering testimony.

Mr. Kandt provided background on the case, that Jerald Clyde failed to detect a misfilled prescription prior to being dispensed to the patient, and minor patient harm occurred.

Mr. Kandt presented an Order and Stipulation for the Board's consideration. Mr. Clyde shall pay a \$1,000 fine, and \$1,000 for recoverable attorney fees and costs. Smith's Pharmacy #366 shall pay a \$1,000 fine, and \$1,000 for recoverable attorney fees and costs.

Board Action:

Motion: Jade Jacobo moved to accept the Order and Stipulation as presented.

Second: Wayne Mitchell

Action: Passed unanimously.

G. Abdel M. Khalek, MD

(19-003-CS-A-S)

This Item has been continued.

H. Robert Chancellor, MD

(19-003-CS-B-S)

This Item has been continued.

I. Lindsay Hoffman, PA-C

(19-003-CS-C-S)

This Item has been continued.

J. Bernard Kofi Addo-Quaye, MD

(19-242-CS-A-S)

Maria Nutile was present as legal counsel representing Bernard Kofi Addo-Quaye.

Dr. Addo-Quaye appeared and was sworn by President Park prior to answering questions or offering testimony.

Ms. Lee provided summarized the facts of the case where Mr. Addo-Quaye allowed individuals to use his credentials to write and authorize prescriptions while he was out of the country.

Ms. Lee presented an Order and Stipulation for the Board's consideration. Dr. Addo-Quaye's Controlled Substance Registration No. CS10103 be revoked, the revocation stayed and his registration placed on probation for two years. Dr. Addo-Quaye shall pay a \$5,000 fine and \$2,000 for recoverable attorney fees and costs. Dr. Addo-Quaye cannot have a professional affiliation with Victor Bruce, and Mr. Addo-Quaye shall comply with all state and federal laws. Dr. Addo-Quaye shall have no additional charges while on probation, and this Stipulation and Order shall be Public Reprimand.

Board Action:

Motion: Jade Jacobo moved to approve the Stipulation and Order as presented.

Second: Krystal Freitas

Aye: Park, Jacobo, Tejero, Freitas, Zakariassen

Nay: Mitchell, Tomasso

Action: Motion carries.

K. Mukwel Aiyuk, APRN

(19-242-CS-B-S)

Courtney Lee prosecuted the matter on behalf of the State.

Lynn Beggs appeared as counsel representing Mukwel Aiyuk.

Mr. Aiyuk appeared and was sworn by President Park prior to answering questions or offering testimony.

The parties made opening statements. Ms. Lee provided background on the case that Mr. Aiyuk unlawfully prescribed controlled substances/dangerous drugs under Dr. Addo-Quaye's name and credentials for at least three patients.

Ms. Lee provided four exhibits and asked that they be admitted into the record.

Exhibit 1 a statement from Mr. Aiyuk dated July 15, 2020 taken by Dena McClish, Board Investigator.

Exhibit 2 appointment records, treatment records, and prescription copies for patient L.P.

Exhibit 3 appointment records, treatment records, and prescription copies for patient C.B.

Exhibit 4 appointment records, treatment records, and prescription copies for patient M.L.

Ms. Beggs objected to the admission of Exhibits 2, 3 and 4.

President Park admitted Exhibit 1 into the record.

Ms. Lee proceeded to establish foundation for Exhibits 2, 3 and 4.

Dr. Addo-Quaye appeared and was reminded by President Park that he is still under oath. Ms. Lee examined Dr. Addo-Quaye on his electronic prescribing practices in his office.

President Park admitted Exhibits 2-4 into the record.

Mr. Aiyuk was subject to direct and cross-examination on his electronic prescribing practices.

Ms. Lee made her closing statement and asked the Board to make findings of fact and conclusions of law consistent with the Accusation and revoke Mr. Aiyuk's controlled substance registration No. CS25545, that the revocation be stayed and Mr. Aiyuk placed on one year probation, that Mr. Aiyuk pay a \$3,000 fine, \$704.75 for recoverable attorney fees and costs, and that Mr. Aiyuk comply with all State and Federal laws.

Ms. Beggs provided her closing statement.

The Board asked additional questions of Mr. Aiyuk. DAG Sophia Long reminded the Board to direct their questions to specific individuals and to be clear with the questions.

Board Action:

Motion: Jade Jacobo moved to find the respondent not guilty.

Second: Wayne Mitchell

Action: Passed unanimously.

L. Jeff Chen, MD (20-001-CS-N)

This item has been continued.

M. Kirash Mirkia, MD (19-090-CS-S-A)

This Item has been continued.

6. Appeal hearings for citation and fine pursuant to NRS 639.2895(2).

Vinay Kumar Bararia, MD (19-003-CS-D-S)

This item has been continued.

7. Petition for Reinstatement of Pharmacist Registration and Request to Appear Before the Board – Appearance.

Daniel Niel, RPH

Daniel Niel appeared and was sworn by President Park prior to answering questions or offering testimony.

Ms. Lee summarized that Mr. Niel's pharmacist registration was summarily suspended and stated that Mr. Niel is requesting his registration be reinstated.

Mr. Niel asked that the Board move to closed session.

Board Action:

Motion: Gener Tejero moved to go into closed session.

Second: Jade Jacobo

Action: Passed unanimously.

Board Action:

Motion: Jade Jacobo moved to go into open session.

Second: Gener Tejero

Action: Passed unanimously.

Board Action:

Motion: Jade Jacobo moved to lift the suspension on Mr. Niel's pharmacist registration.

Second: Rolf Zakariassen

Action: Passed unanimously.

8. Applications for Pharmacist Registration by Examination – Appearance.

Michael Shimoide

Michael Shimoide appeared and was sworn by President Park prior to answering questions or offering testimony.

Ms. Lee stated that Mr. Shimoide is here to disclose discipline on his license.

Mr. Shimoide disclosed that in 2015 he was issued a citation in the state of California.

Mr. Shimoide answered questions to the Board's satisfaction.

Board Action:

Motion: Wayne Mitchell moved to approve the application for Pharmacist Registration by Examination for Michael Shimoide.

Second: Jade Jacobo

Action: Passed unanimously.

9. Applications for Pharmaceutical Technician in Training Registration– Appearance.

A. Gina Chiofolo

Gina Chiofolo appeared and was sworn by President Park prior to answering questions or offering testimony.

Ms. Lee provided background on the cases that Ms. Chiofolo previously appeared before the Board. At the time the Board tabled Ms. Chiofolo's application at her request, to provide time to submit additional documentation.

Ms. Chiofolo provided additional documentation in regards to past criminal history.

Ms. Chiofolo answered questions to the Board's satisfaction regarding her status in the treatment program and employment history.

Board Action:

Motion: Wayne Mitchell moved to approve pharmaceutical technician in training application for Gina Chiofolo pending receipt of documentation of completion of the treatment program.

Second: Richard Tomasso

Action: Passed unanimously.

B. Jasmine McLaurie

Jasmine McLaurie appeared and was sworn by President Park prior to answering questions or offering testimony.

Ms. McLaurie disclosed criminal history from 2014.

Ms. McLaurie answered questions to the Boards satisfaction regarding her criminal history and changes she's made to prevent future occurrences.

Board Action:

Motion: Wayne Mitchell moved to approve pharmaceutical technician in training application for Jasmine McLaurie.

Second: Jade Jacobo

Action: Passed unanimously.

10. Application for Veterinarian Authority to Dispense Drugs Registration – Appearance.

A. Carrie Lambert, DVM

Carrie Lambert appeared and was sworn by President Park prior to answering questions or offering testimony.

Mr. Wuest provided background that Ms. Lambert has been in treatment for alcohol abuse for the last three years and is currently in treatment. She is in compliance with her program and is applying for Veterinarian Authority to Dispense Dangerous Drugs.

Ms. Lambert stated that Mr. Wuest's summary is correct.

Ms. Lambert answered questions to the Board's satisfaction.

Board Action:

Motion: Wayne Mitchell moved that the application for Ms. Lambert be approved with conditions that she comply with the Nevada State Board of Veterinary Medical Examiners' Stipulated Agreement, and that quarterly PRN-PRN evaluations be submitted to the Nevada State Board of Pharmacy Staff.

Second: Jade Jacobo

Action: Passed unanimously.

11. Applications for Out-of-State Compounding Pharmacy License – Appearance

A. APS Pharmacy – Palm Harbor, FL

Yarisi Valero, Quality Control, and Dave Hill, CEO, appeared and were sworn by President Park prior to answering questions or offering testimony.

Joe Dodge, Board inspector, questioned Mr. Hill and Ms. Valero regarding APS Pharmacy's products and services provided, product testing, shipping procedures, and past FDA inspections.

Ms. Valero described the changes APS Pharmacy has made to address the observations listed in the FDA's inspection.

The Board removed the affidavit not to ship sterile compounded products into Nevada from APS Pharmacy's application at Mr. Hill's request.

Ms. Valero and Mr. Hill answered questions to the Board's satisfaction.

Board Action:

Motion: Krystal Freitas moved to approve the ownership application for APS Pharmacy.

Second: Rolf Zakariassen

Action: Passed unanimously.

B. Carolina Infusion – Ridgeland, SC

There were no representatives for Carolina Infusion present.

C. Hunt Valley PharmaLAB – Cockeysville, MD

Brian Trentler, managing pharmacist, Sarah Tew, compliance, DeJarnette Trice, compliance director, appeared and were sworn by President Park prior to answering questions or offering testimony.

Mr. Dodge questioned Mr. Trentler, Ms. Tew and Ms. Trice regarding Hunt Valley PharmaLAB's products and services provided, product testing, shipping procedures, and past FDA inspections.

Mr. Trentler described the changes Hunt Valley PharmaLAB has made to address the observations listed in the FDA's inspection.

The Board removed the affidavit not to ship sterile compounded products into Nevada from Hunt Valley PharmaLAB's application at Mr. Trentler's request.

Hunt Valley PharmaLAB answered questions to the Board's satisfaction.

Board Action:

Motion: Wayne Mitchell moved to approve Hunt Valley PharmaLAB's application for Out-of-State Compounding Pharmacy.

Second: Jade Jacobo

Action: Passed unanimously.

Gener Tejero was excused from the Board Meeting on October 15th, 2020 at 1:30 PM.

D. Olympia Pharmacy – Orlando, FL

Confidence Ekeanyanwu, quality manager, appeared and was sworn by President Park prior to answering questions or offering testimony.

Mr. Dodge questioned Ms. Ekeanyanwu regarding Olympia Pharmacy's products and services provided and the results of the company's past FDA inspections.

Ms. Ekeanyanwu described the changes Olympia Pharmacy has made to address the observations listed in the FDA's inspection.

Ms. Ekeanyanwu answered questions to the Board's satisfaction regarding Olympia Pharmacy's 503A facility.

The Board removed the affidavit not to ship sterile compounded products into Nevada from Olympia Pharmacy's application at Ms. Ekeanyanwu's request.

Board Action:

Motion: Jade Jacobo moved to approve the Out of State Pharmacy application for Olympia Pharmacy.

Second: Krystal Freitas

Action: Passed unanimously.

E. Option Care – Roseville, MN

Alexandra Demello, pharmacy manager, appeared and was sworn by President Park prior to answering questions or offering testimony.

Ms. Demello stated that she would provide a Letter of Authorization allowing her to speak on behalf of the company.

Ms. Demello answered questions to the Board's satisfaction regarding Option Care's products and services provided, sterile compounding procedures and shipping procedures.

Board Action:

Motion: Jade Jacobo moved to approve the Out of State Pharmacy License application for Option Care.

Second: Rolf Zakariassen

Action: Passed unanimously.

F. Pope Shenouda LLC – Holiday, FL

George Hanna, managing pharmacist, appeared and was sworn by President Park prior to answering questions or offering testimony.

Mr. Dodge questioned Mr. Hanna regarding Pope Shenouda's products and services provided, sterile compounding policies, and product testing.

The Board removed the affidavit not to ship sterile products into Nevada from Pope Shenouda's application and Mr. Hanna's request.

After discussion, the Board expressed concern that Mr. Hanna was unable to answer all Mr. Dodge's questions regarding sterile compounding.

President Park offered Mr. Hanna the option to table Pope Shenouda's application to appear at a future meeting with the compounding pharmacists.

The Board tabled Pope Shenouda's application at Mr. Hanna's request.

G. Procure Pharmaceutical Services – Burgettstown, PA

Michelle Mikus, managing pharmacist, appeared and was sworn by President Park prior to answering questions or offering testimony.

Mr. Dodge questioned Ms. Mikus regarding Procure Pharmaceutical Services' products and services provided, non-sterile compounding procedures and staff training.

Ms. Mikus answered questions to the Board's satisfaction.

Board Action:

Motion: Krystal Freitas moved to approve Procure Pharmaceutical Services' Application for Out-of-State Compounding Pharmacy License.

Second: Rolf Zakariassen

Action: Passed unanimously.

12. Application for Nevada Medical, Devices, Equipment and Gases License – Appearance.

A. ActivStyle, Inc. – Reno, NV

Shontaia Dixon, compliance officer, and Caitlyn Beckman, compliance analyst, appeared and were sworn by President Park prior to answering questions or offering testimony.

Yenh Long provided background on ActivStyle, Inc. who is appearing for ownership change.

Ms. Dixon stated that she would provide a Letter of Authorization allowing her to speak on behalf of the company.

Ms. Dixon stated that ActivStyle submitted documentation changing the MDEG administrator from Justin Garcia to Amanda Bussard.

Amanda Bussard appeared and was sworn by President Park prior to answering questions or offering testimony.

The Board questioned Ms. Bussard regarding the products and services provided by ActivStyle, her past employment history and experience with enteral products.

After discussion, the Board expressed concern regarding Ms. Bussard's lack of experience and training with enteral products.

President Park offered Ms. Dixon, Ms. Beckman, and Ms. Bussard the option to table ActivStyle's application to a future meeting.

The Board tabled ActivStyle's application at Ms. Dixon's request.

B. Evolve Prosthetics & Orthotics – Henderson, NV

David Kobach, owner, appeared and was sworn by President Park prior to answering questions or offering testimony.

Ms. Long stated that Evolve Prosthetics & Orthotics is appearing for a MDEG license ownership change.

Evolve Prosthetics & Orthotics has been licensed by the Nevada State Board of Pharmacy since 2002 and has had no inspection issues during that time.

Mr. Kobach answered questions to the Board's satisfaction.

Board Action:

Motion: Jade Jacobo moved to approve the ownership change for Evolve Prosthetics & Orthotics.

Second: Krystal Freitas

Action: Passed unanimously.

C. First Care Medical Supply LLC – Las Vegas, NV

Knarik Avagyan appeared and was sworn by President Park prior to answering questions or offering testimony.

Ms. Long questioned Ms. Avagyan about her qualifications to be the MDEG Administrator.

Ms. Avagyan did not answer questions to the Board's satisfaction.

The Board tabled this matter to a future meeting at Ms. Avagyan's request. Ms. Avagyan will provide documentation of her qualifications to be the MDEG Administrator to Board Staff.

D. Nevada Limb & Brace, LLC – Henderson, NV

Vanis Ingrid Gardea, owner, and Roger Beihl, orthotist, appeared and were sworn by President Park prior to answering questions or offering testimony.

Ms. Long stated that Nevada Limb & Brace, LLC are applying for licensure as a new MDEG. Ms. Gardea is a first time owner.

Ms. Long questioned Ms. Gardea about her experience and qualifications to be the administrator.

After discussion, the Board expressed concern regarding Ms. Gardea's lack of experience.

President Park offered Ms. Gardea the option to table this application. Ms. Gardea will submit an updated administrator form.

The Board tabled Nevada Limb & Brace, LLC's application and Ms. Gardea's request.

13. Application for Nevada Wholesaler License – Appearance
None

14. Applications for Out-of-State Wholesaler License – Appearance.

Background Check Not Required by Law.

14.1 Distributor for Single Manufacturer (NAC 639.593(7)(e))
None

14.2 Manufacturer (NAC 639.593(7)(d))

A. Sheffield Pharmaceuticals LLC – New London, CT

Anthony Sollima, CSO and EVP of Regulatory Affairs, appeared and was sworn by President Park prior to answering questions or offering testimony.

Mr. Wuest stated that Sheffield Pharmaceuticals, LLC is applying as new Out of State Wholesaler.

Mr. Sollima disclosed Sheffield Pharmaceuticals LLC's past disciplinary actions and explained that the company has been in compliance since 2014.

Mr. Sollima answered questions to the Board's satisfaction.

Board Action:

Motion: Jade Jacobo moved to approve the Out of State Wholesaler application for Sheffield Pharmaceuticals LLC.

Second: Richard Tomasso

Action: Passed unanimously.

B. Sun Pharmaceuticals Industries, Inc. – Billerica, MA

Daniel O'Brien, Senior Director of Operations, and Praveen Devakadaksham, Director of Regulatory Affairs, appeared and were sworn by President Park prior to answering questions or offering testimony.

Mr. O'Brien answered questions to the Board's satisfaction regarding Sun Pharmaceuticals Industries, Inc.'s past FDA inspections, changes the company has made to address the FDA's observations and past discipline.

Board Action:

Motion: Jade Jacobo moved to approve Sun Pharmaceutical Industries, Inc.'s Application for Out-of-State Wholesaler License.

Second: Wayne Mitchell

Action: Passed unanimously.

C. Zydus Pharmaceuticals (USA) Inc. – Pennington, NJ

Louis Pastor, facility manager, Krystal Fisher, treasurer, and Srinivas Gurram, regulatory affairs, appeared and were sworn by President Park prior to answering questions or offering testimony.

Mr. Pastor stated that he would provide a Letter of Authorization allowing him to speak on behalf of the company.

The Board questioned Mr. Pastor regarding Zydus Pharmaceuticals Inc.'s parent company Cadila Healthcare Ltd.'s interaction with the FDA in their India facility.

Mr. Pastor stated that the Zydus Pharmaceuticals location in Pennington, NJ has had no inspection issues.

Mr. Pastor answered questions to the Board's satisfaction.

Board Action:

Motion: Richard Tomasso moved to approve Zydus Pharmaceuticals Inc.'s with conditions. Zydus Pharmaceuticals Inc. shall provide Board Staff with documentation of Cadila Healthcare Ltd.'s FDA response and corrective actions. Board Staff is authorized to review and approve Zydus Pharmaceuticals Inc.'s application upon a positive review.

Second: Jade Jacobo

Action: Passed unanimously.

14.3 Publicly Traded (NAC 639.593(7)(a))
None

14.4 VAWD-Accredited (NAC 639.593(7)(c))
None

14.5 Manufacturer and VAWD-Accredited (NAC 639.593(7)(c) and (d))
None

14.6 Publicly Traded and Manufacturer (NAC 639.593(7)(a) and (d))
None

14.7 Publicly Traded and VAWD-Accredited (NAC 639.593(7)(a) and (c))
None

14.8 **Background checks completed in compliance with NRS 639.500. Disqualifying Events.**

D. Apnar Pharma LP – Chino, CA

Dharmesh Patel, facility manager, and Umesh Patel, part owner, appeared and were sworn by President Park prior to answering questions or offering testimony.

Umesh Patel disclosed a DUI charge from 2000. He stated that he has paid all fines and complied with all penalties.

Mr. Wuest stated that Mr. Umesh Patel's disclosure is consistent with the results of his background check.

Board Action:

Motion: Krystal Freitas moved to approve Apnar Pharma LP's Application for Out-of-State Wholesale License.

Second: Jade Jacobo

Action: Passed unanimously.

14.9 **Background checks completed in compliance with NRS 639.500. No Disqualifying Events.**

None

15. Application for Out-of-State Outsourcing Facility – Appearance.

A. Optum Compounding Services, LLC – Phoenix, AZ

Jade Jacobo recused from participation in this matter due to her employment with Optum.

Christopher Dinoffria, managing pharmacist, appeared and was sworn by President Park prior to answering questions or offering testimony.

Mr. Dodge questioned Mr. Dinoffria regarding Optum Compounding Services, LLC's ownership structure, products and services provided and past FDA inspections.

Mr. Dinoffria explained the changes Optum Compounding Services, LLC has made to address FDA's observations.

Mr. Dinoffria answered questions to the Board's satisfaction.

Board Action:

Motion: Krystal Freitas moved to approve Optum Compounding Services, LLC's application for Out-of-State Outsourcing Facility License.

Second: Gener Tejero

Action: Passed unanimously.

B. Imprimis NJOF, LLC – Ledgewood, NJ

Heidi Morales, administrative assistant, and Kathleen Fucillo, managing pharmacist, appeared and were sworn by President Park prior to answering questions or offering testimony.

Mr. Dodge questioned Ms. Morales and Ms. Fucillo regarding Imprimis NJOF, LLC's ownership structure, products and services provided, past FDA inspections and past discipline in other states.

Ms. Fucillo described the changes Imprimis NJOF, LLC made to address the FDA's observations.

Ms. Fucillo and Ms. Morales answered questions to the Board's satisfaction.

Board Action:

Motion: Jade Jacobo moved to approve the Out of State Outsourcing Facility License for Imprimis NJOF, LLC, pending a positive inspection by the Nevada Board of Pharmacy at the company's expense. Imprimis NJOF, LLC shall submit the results of their recent FDA inspection. Board Staff is authorized to review and evaluate the results of FDA inspection results.

Second: Krystal Freitas

Action: Passed unanimously.

C. KRS Global Biotechnology, Inc. – Boca Raton, FL

Scott Stanislaw, managing pharmacist, appeared and was sworn by President Park prior to answering questions or offering testimony.

Mr. Dodge questioned Mr. Stanislaw about KRS Global Biotechnology, Inc.'s products and services provided, past FDA inspections, past product recalls and disciplinary actions in other states.

After discussion, the Board expressed concern regarding the number of issues observed by the FDA.

President Park offered Mr. Stanislaw the option to table KRS Global Biotechnology, Inc's application to provide the most recent FDA inspection results.

The Board tabled KRS Global Biotechnology, Inc's application and Mr. Stanislaw's request.

D. Nephron Sterile Compounding Center, LLC – West Columbia, SC

Stuart Tolman, managing pharmacist, appeared and was sworn by President Park prior to answering questions or offering testimony.

Mr. Tolman stated that he would provide a Letter of Authorization allowing him to speak on behalf of the company.

Mr. Dodge provided a summary of Nephron Sterile Compounding Center's past FDA inspections.

Mr. Dodge questioned Mr. Tolman about the company's policies and procedures.

Mr. Tolman was unable to answer Mr. Dodge's questions to the Board's satisfaction.

President Park offered Mr. Tolman the option to table this application to reappear with a representative who could answer questions regarding the FDA inspections.

The Board tabled Nephron Sterile Compounding Center, LLC's application at Mr. Tolman's request.

E. Olympia Pharmacy – Orlando, FL

President Park reminded Ms. Ekeanyanwu that she was still under oath.

Mr. Dodge questioned Ms. Ekeanyanwu regarding Olympia Pharmacy's products and services provided and the results of the company's past FDA inspections.

Ms. Ekeanyanwu described the changes Olympia Pharmacy has made to address the observations listed in the FDA's inspection.

Ms. Ekeanyanwu answered questions to the Board's satisfaction regarding Olympia Pharmacy's 503B facility.

Board Action:

Motion: Jade Jacobo moved to approve the Out of State Outsourcing Facility License for Olympia Pharmacy.

Second: Rolf Zakariassen

Action: Passed unanimously.

F. QuVa Pharma, Inc. – Sugar Land, TX

Varsha Gaitonde, managing pharmacist, appeared and was sworn by President Park prior to answering questions or offering testimony.

Ms. Gaitonde stated that she would provide a Letter of Authorization allowing her to speak on behalf of the company.

Mr. Dodge questioned Ms. Gaitonde regarding QuVa Pharma, Inc's products and services provided and past FDA inspections.

Ms. Gaitonde described the changes QuVa Pharma, Inc made in order to address the FDA's observations.

Ms. Gaitonde answered questions to the Board's satisfaction

Board Action:

Motion: Gener Tejero moved to approve the Out of State Outsourcing Facility License for QuVa Pharma, Inc.

Second: Krystal Freitas

Action: Passed unanimously.

G. QuVa Pharma, Inc. – Temple, TX

Travis Leeah, managing pharmacist, appeared and was sworn by President Park prior to answering questions or offering testimony.

Mr. Leeah stated that he would provide a Letter of Authorization allowing him to speak on behalf of the company.

Mr. Dodge questioned Mr. Leeah regarding QuVa Pharma, Inc's products and services provided and past FDA inspections.

Mr. Leeah described the changes QuVa Pharma, Inc made in order to address the FDA's observations.

Mr. Leeah answered questions to the Boards satisfaction.

Board Action:

Motion: Krystal Freitas moved to approve the Out of State Outsourcing Facility License for QuVa Pharma, Inc.

Second: Jade Jacobo

Action: Passed unanimously.

H. Sincerus Florida, LLC – Pompano Beach, FL

Jenny Liu, managing pharmacist, Michael Morelli, Director of Regulatory Compliance and Quality, Abul Bhuiyan, Vice President of Scientific Affairs, and Ondrej Staviscak-Diaz, General Counsel, appeared and were sworn by President Park prior to answering questions or offering testimony.

Mr. Dodge questioned Ms. Liu, Mr. Morelli, Mr. Bhuiyan and Mr. Staviscak-Diaz regarding Sincerus Florida, LLC's products and services provided, past FDA inspections and past discipline in other states.

Board discussion ensued regarding a practitioner's ability to resell a compounded product shipped to them by an outsourcing facility.

President Park offered Sincerus Florida, LLC the option to table their application to allow Sincerus Staff and Board Staff to discuss the company's business practices.

The Board tabled Sincerus Florida, LLC's application at Mr. Morelli's request.

I. Wedgewood Connect, LLC – San Jose, CA

Paul Yamamoto, managing pharmacist, appeared and was sworn by President Park prior to answering questions or offering testimony.

Mr. Yamamoto stated that he would provide a Letter of Authorization allowing him to speak on behalf of the company.

Mr. Dodge questioned Mr. Yamamoto about the three observations from the most recent FDA inspection.

Mr. Yamamoto answered questions to the Board's satisfaction.

Board Action:

Motion: Jade Jacobo moved to approve Wedgewood Connect, LLC's application for Out-of-State Outsourcing Facility License.

Second: Wayne Mitchell

Action: Passed unanimously.

16. Application for Nevada Pharmacy License – Appearance.

A. Plus One Pharmacy, LLC – Las Vegas, NV

Anisha Patel, owner, and Serj Markarian, managing pharmacist, appeared and were sworn by President Park prior to answering questions or offering testimony.

Ms. Long provided background information.

Ms. Long questioned Ms. Patel and Mr. Markarian regarding the company's products and services provided, Ms. Patel's work experience, Mr. Markarian's past discipline in California and Mr. Markarian's recent pharmacy experience.

After discussion, the Board expressed concern that Mr. Markarian has not practiced as a pharmacist since 2014.

President Park offered Ms. Patel the option to table Plus One Pharmacy, LLC's application to allow Ms. Patel time to hire a managing pharmacist.

At the request of Ms. Patel, President Park tabled Plus One Pharmacy, LLC's application.

B. All City Pharmacy LLC – Las Vegas, NV

Janice Rose, managing pharmacist, appeared and was sworn by President Park prior to answering questions or offering testimony.

Leo Basch, Inspector Nevada State Board of Pharmacy, appeared and was sworn by President Park prior to answering questions or offering testimony.

Mr. Wuest provided background that All City Pharmacy LLC had a fire and they had to find a new location.

Mr. Basch reported that All City Pharmacy LLC met the qualifications on their pre-opening inspection.

Ms. Rose answered questions to the Board's satisfaction regarding her past pharmacy experience.

Board Action:

Motion: Jade Jacobo moved to approve the change of location for All City Pharmacy, LLC.

Second: Krystal Freitas

Action: Passed unanimously.

17. Request for Pharmacist Applicant to Retake the Nevada MPJE Exam – Appearance.

A. Sathish Ariarra Cariappa

Sathish Ariarra Cariappa appeared and was sworn by President Park prior to answering questions or offering testimony.

Mr. Wuest provided background information that Mr. Cariappa is requesting the Board's approval to retake the Nevada MPJE Exam for a sixth attempt.

Board discussion ensued regarding Mr. Cariappa's study and preparation for the exam.

Board Action:

Motion: Jade Jacobo moved to approve one attempt at the Nevada MPJE Exam for Sathish Cariappa.

Second: Krystal Freitas

Action: Passed unanimously.

B. Matthew Phillips

Matthew Phillips appeared and was sworn by President Park prior to answering questions or offering testimony.

Mr. Phillips voluntarily and knowingly waived his right to notice under NRS 241.033 and 241.034.

Mr. Wuest provided background information that Mr. Phillips is requesting the Board's approval to retake the Nevada MPJE Exam for a sixth attempt.

Board discussion ensued regarding Mr. Phillips' study and preparation for the exam.

Board Action:

Motion: Jade Jacobo moved to approve one attempt at the Nevada MPJE Exam for Matthew Phillips

Second: Richard Tomasso

Action: Passed unanimously.

18. Application for Advanced Practice Registered Nurse Prescribe Registration – Appearance.

Natalie Wynn, APRN

Natalie Wynn appeared and was sworn by President Park prior to answering questions or offering testimony.

Larry Espadero, PRN-PRN, appeared and was sworn by President Park prior to answering questions or offering testimony.

Bridget Kelly was present as legal counsel representing Natalie Wynn.

Mr. Wuest provided background information.

Ms. Kelly requested to go into closed session.

Board Action:

Motion: Jade Jacobo moved to go into closed session.

Second: Krystal Freitas

Action: Passed unanimously.

Board Action:

Motion: Krystal Freitas moved to go into open session.

Second: Rolf Zakariassen

Action: Passed unanimously.

Board Action:

Motion: Wayne Mitchell moved to reinstate Controlled Substance Registration for Natalie Wynn .

Second: Jade Jacobo

Action: Passed unanimously.

19. Request to Engage in the Practice of Pharmacy at a Site Other than a Licensed Pharmacy – Appearance.

A. KayLynn Bowman, RPH

KayLynn Bowman appeared and was sworn by President Park prior to answering questions or offering testimony.

President Park disclosed that Ms. Bowman is also employed by Roseman University, but stated that she is able to participate fairly and without bias.

Mr. Wuest stated that Ms. Bowman is here to ask permission to add additional locations that she can provide MTM services outside a pharmacy, such as telehealth.

Ms. Bowman answered questions to the Board's satisfaction.

Board Action:

Motion: Jade Jacobo moved to approve KayLynn Bowman's request to engage in the practice of pharmacy at a site other than a licensed pharmacy.

Second: Wayne Mitchell

Action: Passed unanimously.

B. James Kim, RPH

James Kim appeared and was sworn by President Park prior to answering questions or offering testimony.

Wayne Mitchell recused from participation in this matter due to his employment at Carson Tahoe Regional Medical where Mr. Kim is also employed.

Mr. Kim stated to the Board that he is requesting permission to engage in the practice of pharmacy at a site other than a licensed pharmacy.

Mr. Kim answered questions to the Board's satisfaction regarding the MTM services he will provide.

Board Action:

Motion: Jade Jacobo moved to approve James Kim's request to engage in the practice of pharmacy at a site other than a licensed pharmacy.

Second: Rolf Zakariassen

Action: Passed unanimously.

20. Approval of Revised Wholesaler Application.

This Agenda Item has been continued.

21. Rehearing of Order in Case No. 20-008-PT-S on Application of Jevons Wang pursuant to NRS 639.252

Mr. Wang was not present.

22. Applications for Controlled Substance Registration– Appearance.

Kim Kemmerly, DMD

Kim Kemmerly appeared and was sworn by President Park prior to answering questions or offering testimony.

Dr. Kemmerly disclosed past history of drug use and arrests. He also stated to the Board that he has made significant changes in his life.

Dr. Kemmerly answered questions to the Board's satisfaction regarding his status and conditions of licensure with the Nevada Board of Dental Examiners,

Board Action:

Motion: Jade Jacobo moved to approve the Controlled Substance application for Kim Kemmerly pending a positive PRN-PRN evaluation, Mr. Kemmerly shall comply with the Nevada Board of Dental Examiner's Stipulated Agreement, that Mr. Kemmerly be authorized to prescribe Schedule III-V controlled substances only, and if Mr. Kemmerly would like to request authorization to prescribe Schedule II controlled substances, he must appear before the Nevada Board of Pharmacy.

Second: Rolf Zakariassen

Action: Passed unanimously.

23. General Counsel Report. Note: The Board may exclude the public for a report on potential or existing litigation pursuant to NRS 241.015(3)(b)(2).

Mr. Kandt updated the Board on pending cases and litigation.

24. Executive Secretary Report:

Mr. Wuest stated that Investigator Joseph Depczynski has retired and thanked him for his service.

Mr. Wuest introduced Mui Lee, inspector, and Monica Segedy, investigator, as the Board's newest employees.

Mr. Wuest stated that Krystal Freitas would be attending the NABP Board Member's Forum in January 2021.

A. Financial Report

Mr. Wuest presented the Financial Report to the Board's satisfaction.

B. Issuance of Temporary Licenses and Registrations

Two temporary licenses have been issued since the last meeting.

C. Meetings with Other Health Care Regulatory Boards

Mr. Wuest stated that Board Staff continues to meet with State leadership regarding COVID-19 related issues.

D. COVID-19 Response

- Emergency Regulation Update

E. Licensing Software Update

F. Licensing Activities Report

G. PMP Integration

25. Notice of Proposed Regulation Public Hearing Pursuant to NRS 233B.061(2)

Amendment of Nevada Administrative Code (NAC) 453.510 Schedule I; 453.550

Schedule V. The proposed amendment adds certain substances to schedule 1; provides that certain drug products are not a controlled substance; and removes certain drug products from schedule V. (LCB File No. R090-20)

Mr. Wuest provided background information.

President Park opened the floor to Public Comment.

There was no Public Comment.

President Park closed Public Comment.

Board Action:

Motion: Jade Jacobo moved to adopt LCB File No. R090-20

Second: Gener Tejero

Action: Passed unanimously.

26. Notice of Proposed Regulation Workshop Pursuant to NRS 233B.061(2)

- A. **Amendment of Nevada Administrative Code (NAC) 639.501 Inspections; provision of self-assessment form.** The proposed amendment to NAC 639.501 will remove the requirement to complete an assessment of workplace and modifies the requirement of an annual inspection.

Mr. Wuest provided background information.

President Park opened the floor to Public Comment.

Liz MacMenamin, RAN, stated that she is in support of the new language and thanked Board Staff for discussing the reasons behind the proposed amendment.

President Park closed Public Comment.

Board Action:

Motion: Jade Jacobo moved to approve the proposed language and move forward to Public Hearing.

Second: Rolf Zakariassen

Action: Passed unanimously.

- B. **Amendment of Nevada Administrative Code (NAC) 639.** The proposed amendment adds a new section thereto authorizing the issuance of a citation to and assessment of an administrative fine against a registered pharmacist and a licensed pharmacy pursuant to NRS 639.2895 for a prescription misfill in violation of Nevada law in certain instances.

Mr. Kandt provided background on the proposed amendment.

President Park opened Public Comment.

Lauren Paul, CVS Health, requested the Board consider assigning additional continuing education units instead of issuing a fine.

Mr. Kandt stated that the regulation allows for issuance of a citation and a fine may be imposed at the Executive Secretary's discretion.

Liz MacMenamin, RAN, expressed support that the licensee has the ability to appeal the citation and fine.

President Park closed Public Comment.

The Board expressed that the proposed language maintains public safety and is a general improvement to the current process.

Board Action:

Motion: Jade Jacobo moved to approve the proposed regulation and move forward to Public Hearing.

Second: Krystal Freitas

Action: Passed unanimously.

- C. **Amendment of Nevada Administrative Code (NAC) 639.010 Definitions, (NAC) 639.403 Application required for pharmacist to engage in practice of pharmacy at site other than licensed pharmacy; exemption for pharmacists who administer immunizations, (NAC) 639.406 Hearing to approve or deny application from pharmacist, (NAC) 639.409 Grounds for revocation, suspension or placement of restrictions on approval granted to pharmacist to practice pharmacy at site other than licensed pharmacy, (NAC) 639.412 Application for licensed pharmacy to use services of one or more pharmacists at site other than licensed pharmacy, (NAC) 639.415 Hearing to approve or deny application from licensed pharmacy, (NAC) 639.418 Grounds for revocation, suspension or placement of restrictions on approval granted to licensed pharmacy to use services of one or more pharmacists at site other than licensed pharmacy.** The proposed amendment to these regulations will modify the locations where a pharmacist may practice pharmacy.

Mr. Wuest provided background information.

Mr. Wuest presented additional proposed language regarding institutional pharmacies and independent contractors.

Mr. Wuest requested that the Board consider a modification to allow pharmacists employed by the State to be exempt.

President Park opened Public Comment.

Catherine O'Mara, HCA Healthcare, stated that she is in favor of this regulation change as patient care has been improved in facilities where this model is being implemented.

Ken Kunke, Roseman University, expressed support of the proposed regulation as this will increase efficiency and patient care.

Lauren Paul, CVS Health, requested that pharmacy technicians be able to work remotely under the proposed language. Ms. Paul requested that the Board consider language provided by the 2017 Practice Committee.

Liz MacMenamin, RAN, mirrored Ms. Paul's comments regarding the 2017 Practice Committee and expressed support of allowing pharmaceutical technicians to work remotely.

President Park closed Public Comment.

Board Action:

Motion: Jade Jacobo moved to approved the proposed regulation and move forward to Public Hearing with modifications to exempt pharmacists employed by the State.

Second: Wayne Mitchell

Action: Passed unanimously.

27. Date and Location of Next Scheduled Board Meeting:

November 10th, 2020 at 1:30pm

28. Public Comment October 15th, 2020 5:00pm

There was no Public Comment.

29. Adjournment