

6

MATRIX GUIDELINE FOR DISCIPLINARY ACTIONS

	1st Action	2nd Action	3rd Action
Non ingested error	Letter	Letter	Hearing
No counseling	\$750.00	Counseling CE + \$1000.00	Hearing
Attorney Fees and Costs	Actual	Actual	Actual
Ingested no potential harm	\$500.00	\$1000.00	Hearing
Ingested with potential harm or adverse outcomes	\$1000.00	Hearing	Hearing
Ingested with negative outcome or patient discomfort.			
No institution intervention	Hearing	Hearing	Hearing
Ingested with significant negative health circumstance.			
With institution admit	Hearing	Hearing	Hearing
Ingested with death related to inappropriate drug therapy	Hearing	Hearing	Hearing

The investigative committee will review each case individually and may recommend a board hearing, particularly with mitigating circumstances such as inappropriate technician involvement or pharmacist malfeasance.

In certain cases with ingested errors and significant negative health circumstances requiring institutional care, the investigative committee recommendation will be a board hearing.

In all death cases resulting from inappropriate drug therapy a board hearing will occur.

Attorney fees and costs may be added in contested disciplinary actions requiring extensive attorney preparation and presentation and are not described in the above matrix.

The board has directed that ownership may be charged in disciplinary cases. In non-ingested errors copies of admonition letters will be sent to management. Accumulative actions for ownership monitoring will be based upon a 3 year period. All actions including non-ingested errors will be given a case number and monitored.

The Board has the authority to fine from \$0.00 to \$10,000 for each Cause of Action.

Updated May 2019

FINDING	HARM	DISCIPLINE INDIVIDUAL	DISCIPLINE FACILITY
RPH DC and WB did not complete required CEs.	N/A	DC: \$500 fine; \$1,000 administrative fee; additional CEs; attend 3 of the next 4 Board meetings; complete and pass Nevada law. WB: \$500 fine; \$1,000 administrative fee; additional CEs; attend 3 of the next 4 Board meetings.	
RPH SB failed to speak to the prescriber before, at the time or after she declined to fill a patient's prescription for clopidogrel.	N/A	Fined \$500; administrative fee of \$1,000; 4 hours of CE related to cardiology or cardiac drugs.	Fined \$1,000; an administrative fee of \$2,000; establish Board-approved policies and procedures that are consistent with Nevada law and retrain its current and future pharmacists regarding the same.
RP allowed unlicensed staff to prescribe/order dangerous drugs and use his authority to obtain, administer, access and/or possess an inventory of dangerous drugs when he was not onsite and without his direct supervision. RP did not have a bona fide therapeutic relationship with the patients. RP purchased compounded dangerous drugs from a pharmacy not licensed with the Board.	N/A	RP shall receive a public letter of reprimand; his CS registration shall be placed on probation for a period of 12 months; fined \$5,000; administrative fee of \$2,500; establish policies and procedures. RP's offices/clinics are subject to quarterly inspections for one year.	N/A
RPH NR verified a prescription for 30 chlorthalidone 25 mg. capsules which was labeled and dispensed to the wrong patient. RPH JA failed to counsel the patient. PT LP deleted the prescription from the pharmacy system. ML was the managing pharmacist.	N/A	NR shall receive a letter of reprimand; fined \$2,750; 2 additional hours of CE on error prevention. JA shall receive a letter of reprimand; fined \$750; 2 additional hours of CE on patient counseling. LP fined \$500; \$1,000 administrative fee; attend three of the Board's next four	\$1,000 fine; \$1,500 administrative fee.

FINDING	HARM	DISCIPLINE INDIVIDUAL	DISCIPLINE FACILITY
		meetings on disciplinary day. ML shall complete 4 additional hours of CE on pharmacy management.	
PT MC diverted controlled substances from her employing pharmacy.	N/A	Revocation of pharmaceutical technician registration.	N/A
RPH SB did not renew his registration and worked 244 days unlicensed. He was also the PIC.	N/A	Fined \$2,500 and \$1,000 administrative fee.	Fined \$5,000 fine and \$2,683.99 administrative fee
RPH CD verified Risperidone 2 mg. tablets in the prescription bottle as the correct product for dispensing when the physician prescribed Ropinirole 2 mg. tablets. CD failed to adequately provide counseling.	N/A	Letter of reprimand; fined \$1,000; \$1,000 administrative fee; complete 2 CEs on error prevention.	WG-NV fined \$1,000; \$1,000 administrative fee. WG-FL fined \$2,000; \$1,000 administrative fee.
RPH JS dispensed medication labeled with incorrect instructions.	N/A	Letter of reprimand; \$1,000.00 fine; \$1,000.00 administrative fee; complete two additional CEs on error prevention.	Fined \$1,000.00; \$1,000.00 administrative fee.
RPH JCH filled and dispensed a Vancomycin prescription without the necessary knowledge and proper training, accepting verbal prescriptions from non-practitioners and failing to follow the prescription written by the prescriber.	N/A	Registration revoked; the revocation is stayed with conditions: take and pass the NAPLEX and MPJE; pay a \$5,000.00 fine; pay a \$1,250.00 administrative fee. Registration shall be placed on probation for four years during which time he cannot work as a managing pharmacist in any Nevada-licensed pharmacy; cannot engage in any form of compounding; and he must attend two Board meetings each year	\$5,000.00 fine; \$1,250.00 administrative fee; subject to quarterly inspections for one year at its own expense.

FINDING	HARM	DISCIPLINE INDIVIDUAL	DISCIPLINE FACILITY
		during the four year probationary periods.	
RPH WM was the managing pharmacist accountable for violations by personnel in his employ regarding the filling, compounding and record keeping of drug products	N/A	Letter of reprimand; \$500.00 fine; \$500.00 administrative fee.	\$1,500.00 fine; \$2,500.00 administrative fee; purchase software for tracking components used in its compounding services and the products it compounds; create new policies and procedures regarding medication management and compounding; subject to quarterly inspections at their own expense.
RPH KB verified data as correct when it was not and dispensed Prednisone 50 mg. tablets when 5 mg. tablets was prescribed.	The patient experienced a temporary negative outcome as a result of the error	\$1,000.00 fine; an administrative fee of \$500.00; complete two additional CEs related to prescription verification/error prevention and 2 CEs on to DUR warnings.	Pay an administrative fee of \$1,000.00.
PT GO dispensed a prescription drug to the wrong patient.	N/A	N/A	\$500 fine; \$750 administrative fee.
RPH SD made false adjustments to the Tramadol inventory. He voluntarily surrendered his registration as discipline. RPH MK was the managing pharmacist and did not report the Tramadol losses to the DEA or Board.	N/A	SD imposed \$600 administrative fee. May not reapply for 1 year. MK to receive letter of reprimand; \$250 fine; 2 additional CEs.	\$1,000 administrative fee; implement new policies and procedures.
APRN MC allowed non-practitioner/non-licensed staff to possess or prescribe dangerous drugs and/or to obtain, access, possess and store dangerous drugs and/or administer drugs when she was not on site at the facility, before she examined the patient and before she wrote a patient-specific order.	N/A	Public letter of reprimand; pay a \$3,000.00 fine and \$1,000.00 in attorney's fees and costs. MC shall not engage in any practice in which a substantial portion of the practice is providing injections and/or intravenous infusions of vitamins or fluids for rehydration.	N/A

FINDING	HARM	DISCIPLINE INDIVIDUAL	DISCIPLINE FACILITY
RPH TS verified as accurate, when it was not, the data and final product of a prescription resulting in the pharmacy dispensing amlodipine besylate 10mg. tablets rather than the amitriptyline 10mg. tablets as prescribed and failed to adequately provide patient counseling.	None	Public letter of reprimand; pay a \$750.00 fine, and complete 4 additional hours of CE on error prevention and patient counseling	Pay a \$500.00 fine and \$750.00 in fees and costs.
PT JJ admitted to diverting of 32 Hydrocodone 10/325 mg. tablets for self-use from his employing pharmacy.	N/A	Revocation of pharmaceutical technician registration.	N/A
PT KT admitted to diverting approximately 1,000 Tylenol with Codeine #4 tablets from her employing pharmacy for self-use.	N/A	Revocation of pharmaceutical technician registration.	N/A
RE failed to timely renew his CS Registration, which expired on October 31, 2018. He wrote 189 prescriptions for controlled substances between November 1, 2018 and March 28, 2019, without a valid registration.	N/A	Pay a fine of \$1,500.00 and \$1,404.52 in attorney's fees and costs.	N/A
SL executed a plea agreement with the United States Attorney's Office for the district of Nevada relating to unprofessional and illegal conduct in prescribing dosages and amounts of Oxycodone and Hydrocodone to patients outside the usual course of his professional practice and without a legitimate medical purpose.	N/A	In lieu of appearing at a hearing, the SL voluntarily surrendered his Nevada CS registration and agreed to pay \$500.00 in attorney's fees and costs.	N/A
RPH SL served with an Accusation related to unprofessional and illegal conduct in filling approximately 380 fraudulent prescriptions for Oxycodone-Acetaminophen and	N/A	In lieu of appearing at a hearing, SL voluntarily surrendered his Nevada CS registration and agreed to pay \$750.00 in attorney's fees and costs.	N/A

FINDING	HARM	DISCIPLINE INDIVIDUAL	DISCIPLINE FACILITY
Hydrocodone-Acetaminophen.			
TG served with an Accusation related to unprofessional and illegal conduct in creating fraudulent prescriptions for Oxycodone-Acetaminophen and Hydrocodone-Acetaminophen.	N/A	In lieu of appearing at a hearing, TG voluntarily surrendered his Nevada CS registration.	N/A
CH and DR allowed non-practitioner/non-licensed staff to possess or prescribe dangerous drugs and/or to obtain, access, possess and store dangerous drugs and/or administer drugs when he was not on site at the facility, before he examined the patient and before he wrote a patient-specific order.	N/A	Public letter of reprimand; pay a \$1,500.00 fine and \$1,500.00 in attorney's fees and costs. CH shall not engage in any practice in which a substantial portion of the practice is providing injections and/or intravenous infusions of vitamins or fluids for rehydration without first obtaining authority by the Board.	
RPH EI owned and operated the pharmacy where expired medications were stored and dispensed; compounded commercially available drugs; dispensed medications with unsupported BUDs; failed to conduct required testing, counseling and maintain/produce prescription records.	N/A	Respondents shall take all necessary action for the dismissal without prejudice of the Eight Judicial District Court Case No. A-19-798928-C. EI shall complete a course in sterile compounding.	Board inspectors will conduct quarterly inspection for a period of 12 months or until the FDA issues a close-out letter.
RR aided and abetted in the unlawful dispensing of controlled substances and dangerous drugs by allowing practitioners working in his Clinic to dispense controlled substances and dangerous drugs from the Clinic without each holding his/her own Dispensing Practitioner Registration.	N/A	Respondent shall receive a public letter of reprimand. Respondent's Controlled Registration shall be revoked; the revocation is stayed subject to terms and conditions including pay a \$3,000.00 fine; \$1,500.00 administrative fee; establish and put into practice policies	N/A

FINDING	HARM	DISCIPLINE INDIVIDUAL	DISCIPLINE FACILITY
		and procedures to ensure that he and his staff are in compliance with federal and state laws regarding the possession, control and administration of controlled substances and dangerous drugs and that any and all persons employed by him and/or working under his supervision are properly licensed or registered.	
BV-C, JS, YK and JL	N/A	Respondents admitted to committing an unintentional error by dispensing prescription drugs under the medical director's dispensing practitioner's license at the clinic where they were employed, and to dispensing prescription drugs without having first obtained their own individual dispensing registration.	Respondents shall receive a letter of reprimand; pay a \$500.00 fine; \$500.00 administrative fee.
OW		Respondent surrendered his DEA Certificate of to the U.S. Drug Enforcement Administration by executing a DEA Form 104, entitled "Surrender for Cause" (DEA Surrender for Cause), and by executing the DEA Surrender for Cause. The Board filed an Accusation alleging three causes of action against Respondent related to unlawful conduct in failing to comply with Federal	In response to the allegations in the Accusation, Respondent voluntarily surrender his Nevada Controlled Substance Certificate of Registration.

FINDING	HARM	DISCIPLINE INDIVIDUAL	DISCIPLINE FACILITY
		requirements pertaining to controlled substances.	

6A

FILED

NOV 4 2019

NEVADA STATE BOARD
OF PHARMACY

BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,

Petitioner,

v.

MARKEY WILSON, PA,
Certificate of Registration Nos. CS12316,
PA00655,

Respondent.

Case No. 19-032-S

NOTICE OF INTENDED ACTION
AND ACCUSATION

J. David Wuest, in his official capacity as Executive Secretary of the Nevada State Board of Pharmacy, makes the following that will serve as both a notice of intended action under Nevada Revised Statutes (NRS) 233B.127(3) and as an accusation under NRS 622A.300(1) and NRS 639.241.

JURISDICTION

I.

The Nevada State Board of Pharmacy (Pharmacy Board) has jurisdiction over this matter and this respondent because at the time of the alleged events, Respondent Markey Wilson (Wilson), held an expired Nevada Controlled Substance Registration, Certificate No. CS12316, and an expired Nevada Physician Assistant Prescribe Registration, Certificate No. PA00655, both issued by the Pharmacy Board.

FACTUAL ALLEGATIONS

II.

Wilson failed to timely renew her Certificate of Registration Nos. CS12316 and PA00655, both of which expired on October 31, 2018.

III.

Wilson wrote three-thousand one-hundred seventy-five prescriptions for controlled substances and dangerous drugs between November 1, 2018 and April 10, 2019.

IV.

On or about March 14, 2019, Board staff ordered Wilson pursuant to NRS 639.2895(1) to cease and desist prescribing controlled substances without a valid registration. Wilson stated to Board investigators that she did not write any more prescriptions after receiving the cease and desist order dated March 14, 2019.

V.

The Board renewed Wilson's Certificate of Registration No. CS12316 on April 11, 2019.

APPLICABLE LAW

VI.

It is unlawful to prescribe a controlled substance except as authorized by law. NRS 453.321(1)(a); NRS 639.100(1).

VII.

A prescription for a controlled substance may be issued only by an individual practitioner who is authorized to prescribe controlled substances by the jurisdiction in which he is licensed to practice his profession. 21 CFR § 1306.03(a)(1). Every practitioner who prescribes any controlled substance within this State shall obtain biennially a registration issued by the Board. NRS 453.226(1).

VIII.

Failure to renew a certificate of registration by failing to submit the application for renewal is grounds for suspension or revocation of that registration by the Board. NRS 639.210(13).

IX.

It is unlawful for any person falsely to represent himself as a practitioner entitled to write prescriptions in this State. NRS 639.2813(1).

X.

Violating any provision of the Federal Food, Drug and Cosmetic Act or any other federal law or regulation relating to prescription drugs is grounds for suspension or revocation of any license issued by the Board. NRS 639.210(11).

XI.

Violating, attempting to violate, assisting or abetting in the violation of or conspiring to violate any law or regulation relating to drugs, the manufacture or distribution of drugs or the practice of pharmacy is grounds for suspension or revocation of any license issued by the Board. NRS 639.210(12).

XII.

The Board may suspend or revoke a registration to prescribe a controlled substance upon a finding that the registrant has committed an act that would render registration inconsistent with the public interest. NRS 453.236(1)(d) and NRS 453.241(1).

FIRST CAUSE OF ACTION

XIII.

By failing to timely renew her Certificates of Registration Nos. CS12316 and No. PA00655, Wilson is subject to discipline pursuant to NRS 639.210(13) and NRS 639.255.

SECOND CAUSE OF ACTION

XIV.

By writing three-thousand one-hundred seventy-five prescriptions for controlled substances and dangerous drugs between November 1, 2018 and April 10, 2019, without a valid registration, Wilson violated 21 CFR § 1306.03 and is subject to discipline pursuant to NRS 639.210(11) and NRS 639.255.

THIRD CAUSE OF ACTION

XV.

By writing three-thousand one-hundred seventy-five prescriptions for controlled substances and dangerous drugs between November 1, 2018 and April 10, 2019, without a valid registration, Wilson violated, attempted to violate, assisted or abetted in the violation of or conspired to violate NRS 453.226(1), NRS 453.321(1)(a), NRS 639.100(1), NRS 639.2813(1) and/or 21 CFR § 1306.03, and is subject to discipline pursuant to NRS 639.210(12) and NRS 639.255.

FOURTH CAUSE OF ACTION

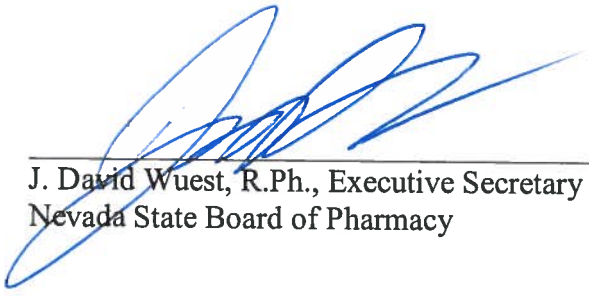
XVI.

By writing three-thousand one-hundred seventy-five prescriptions for controlled substances and dangerous drugs between November 1, 2018 and April 10, 2019, without a valid registration, Wilson committed an act that would render her Nevada Controlled Substance Registration No. CS12316 inconsistent with the public interest, and is subject to discipline pursuant to NRS 453.236(1)(d) and NRS 453.241(1).

XVII.

WHEREFORE it is requested that the Nevada State Board of Pharmacy take appropriate disciplinary action with respect to the certificate of registration of this respondent.

Signed this 24 day of November, 2019.



J. David Wuest, R.Ph., Executive Secretary
Nevada State Board of Pharmacy

NOTICE TO RESPONDENT

You have the right to show the Nevada State Board of Pharmacy that your conduct, as alleged above, complies with all lawful requirements. NRS 233B.127(3). You have the right to a hearing before the Board to answer the Notice of Intended Action and Accusation and present evidence and argument on all issues involved, either personally or through counsel. NRS 233B.121; NRS 233B.127(3); NRS 622A.300(1) and (3); NRS 639.241. To do so, you must complete and file of two copies of the Answer and Notice of Defense served herewith, to be received by the Board's Reno office located at 985 Damonte Ranch Parkway – Suite 206, Reno, Nevada 89521, within twenty (20) days of your receipt of this Notice of Intended Action and Accusation. NRS 639.320; NRS 639.243. Your failure to timely file an Answer and Notice of Defense constitutes an admission of the charges and waiver of the right to a hearing. NRS 639.244. If you fail to appear at the hearing and the Board finds that you were given sufficient legal notice of the hearing, the Board may accept the allegations as true and may proceed to consider the case and render a decision. NRS 622A.350.

BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,

Case No. 19-032-S

Petitioner,

v.

**MARKEY WILSON, PA,
Certificate of Registration Nos. CS12316,
PA00655,**

**STATEMENT TO THE RESPONDENT
AND NOTICE OF HEARING**

Respondent.

TO THE RESPONDENT ABOVE-NAMED: PLEASE TAKE NOTICE THAT:

I.

Pursuant to the authority and jurisdiction conferred upon the Nevada State Board of Pharmacy (Board) by NRS 639.241 to NRS 639.2576, inclusive, and NRS chapter 233B and 622A, a Notice of Intended Action and Accusation has been filed with the Board by the Petitioner, J. David Wuest, Executive Secretary for the Board, alleging grounds for imposition of disciplinary action by the Board against you, as is more fully explained and set forth in the Notice of Intended Action and Accusation served herewith and hereby incorporated reference herein.

II.

You have the right to show the Nevada State Board of Pharmacy that your conduct, as alleged above, complies with all lawful requirements. NRS 233B.127(3). You have the right to a hearing before the Board to answer the Notice of Intended Action and Accusation and present evidence and argument on all issues involved, either personally or through counsel. NRS 233B.121; NRS 233B.127(3); NRS 622A.300(1) and (3); NRS 639.241. To do so, you must complete and file two (2) copies of the Answer and Notice of Defense served herewith, to be received by the Board's Reno office located at 985 Damonte Ranch Parkway – Suite 206, Reno, Nevada 89521, within twenty (20) days of your receipt of this Statement and Notice, and of the Notice of Intended Action and Accusation served within. NRS 639.320; NRS 639.243.

III.

The Board has scheduled your hearing on this matter for Wednesday, December 4, 2019, at 9:00 a.m. or soon thereafter. The hearing will occur at the Hyatt Place, 1790 East Plumb Lane, Reno, Nevada.

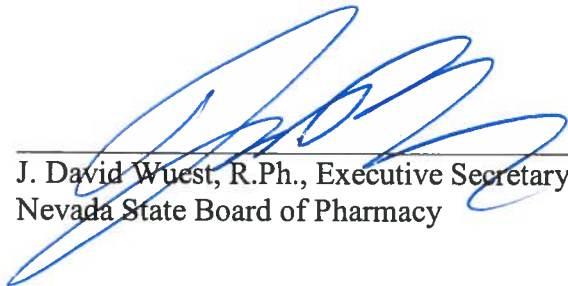
IV.

Pursuant to NRS 241.033 and 241.034, please be advised that the hearing is a public meeting, and the Board may, without further notice, take administrative action against you if the Board determines that such administrative action is warranted after considering your character, alleged misconduct, professional competence, or physical or mental health. The Board at its discretion may go into closed session to consider your character, alleged misconduct, professional competence, or physical or mental health. You may attend any closed session, have an attorney or other representative of your choosing present during any closed session, and present written evidence, provide testimony, and present witnesses relating to your character, alleged misconduct, professional competence, or physical or mental health during any closed session.

V.

Your failure to timely file an Answer and Notice of Defense constitutes an admission of the charges and waiver of the right to a hearing. NRS 639.244. If you fail to appear at the hearing and the Board finds that you were given sufficient legal notice of the hearing, the Board may accept the allegations as true and may proceed to consider the case and render a decision. NRS 622A.350.

DATED this 4th day of November, 2019.



J. David Wuest, R.Ph., Executive Secretary
Nevada State Board of Pharmacy

CERTIFICATE OF SERVICE

I certify that I am an employee of the Nevada State Board of Pharmacy, and that on this 4th day of November 2019, I served a true and correct copy of the foregoing document by Certified U.S. Mail to the following:

**Markey Wilson, PA
6070 S FT Apache Rd #100
Las Vegas, NV 89148**



SHIRLEY HUNTING

AGENDA ITEM 6 A

FILED 161

NOV 21 2019

NEVADA STATE BOARD
OF PHARMACY

BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,

Case No. 19-032-S

Petitioner,

v.

MARKEY WILSON, PA,
Certificate of Registration Nos. CS12316,
PA00655,

ANSWER AND NOTICE
OF DEFENSE

Respondent.

Respondent above named, in answer to the Notice of Intended Action and Accusation filed in the above-entitled matter before the Nevada State Board of Pharmacy, declares:

1. That his objection to the Notice of Intended Action and Accusation as being incomplete or failing to state clearly the charges against him, is hereby interposed on the following grounds: (State specific objections or insert "none").

Please see attached

2. That, in answer to the Notice of Intended Action and Accusation, he admits, denies and alleges as follows:

Please see attached

I hereby declare, under penalty of perjury, that the foregoing Answer and Notice of Defense, and all facts therein stated, are true and correct to the best of my knowledge.

DATED this 18th day of November, 2019.


MARKEY WILSON, PA

ANSWER AND NOTICE OF DEFENSE

I have been practicing medicine for over 19 years 16 years in the state of Nevada. I have never had any actions taken against me. When it was brought to my attention on 14 March 2019 that my license expired and had not been renewed in a timely manner I immediately ceased and desisted prescribing any medication on that day. During the time that my license had lapsed I did not willfully prescribe the 3,175 prescriptions. I was ignorant of the fact that my controlled substance license had not been renewed. The cost of renewing the license was not a factor in the process, it was a miscommunication between the office manager and me at my place of employment. At the time when my license was meant to be renewed I was trying to get my last name changed due to my recent marriage. The office manager had been receiving correspondence from the Pharmacy Board and took it upon herself to manage all of the practitioners' in my office renewals. I will attach the statement that I had given to show the details of the mishap. It was an oversight that will not happen again. I now have all email correspondence related to my licensing coming directly to me.

The quantity of prescriptions seems excessive. On average, As a P.A. in a very busy pain management practice I see about 30 patients a day which equates to writing about 1.4 prescriptions per patient during the time frame in question. A large part of my job is to provide pain relief to people who unfortunately have chronic pain. We treat their pain from different approaches. They are often prescribed an NSAID, a medication for nerve pain, a muscle relaxer and others in addition to a controlled medication. Interventional procedures such as epidurals are strived to use in addition to the medications.

As stated earlier, I did not willfully prescribe any medication without a valid license. It was clearly an oversight from me and my practice office manager. I am ultimately responsible for maintaining a current license and will be vigilant in the future with ensuring that a timely renewal happens. In over 19 years of practice renewing all of my licenses was complete before the deadline and the BOP license would've been in that timely renewal category had I not been in the middle of changing my last name professionally. I understand that the board must be vigilant to protect the general public and I strive to provide the best care possible for my patients.

I would also like to bring to the board's attention in your notice of intended action and accusation to me that on page 1, under Factual Allegations III, the board wrote that I wrote prescriptions between November 1. 2018 and April 10, 2019.

I just want to make it clear to the board that I did not write anymore prescriptions after I received the cease and desist order on March 14, 2019.

From: Markey D. Wilson

To: Nevada Board of Pharmacy (NV BOP)

Re: Statement to the board for not renewing my license

26 April 2019

It was never my intention to continue to write for medications without a valid license from the Nevada Board of Pharmacy. I do believe that not renewing my license in a timely manner was a result of "a perfect storm". There was a combination of events that occurred that kept me questioning why a few of my prescriptions were not being filled.

On 27 December 2017 I was married. The ceremony for friends and family occurred on 31 March 2018. The changing of a woman's last name can take some time between her personal and professional lives. I had considered using my previous name for my professional life so that the change wouldn't be so overwhelming but my husband and I are traditional people so I proceeded with the in depth undertaking of changing my last name professionally. I started with the Nevada Board of Medicine to change my name which went smoothly. Next on my agenda was the DEA. I was informed by the DEA that I had to change my name with the Nevada Board of Pharmacy first. I don't have the time frame of when that actually happened but it seemed to take quite a while, at least four to six weeks. I believe I started trying to change my name in August. All correspondence from the NV BOP went to my office manager's email so I didn't see what was needed. I was told by my office manager, Eileen, that my name change went through with the NV BOP so I immediately got online and made the name change with the DEA and renewed by DEA license without any problems, or so I thought. On the application to change my name the DEA has a box asking if I wanted a new number to be issued with the name change. I chose the box marked NO. Since we did not know that the DEA had issued me a new number a few of my controlled prescriptions began to be declined

because of it. My office manager, Eileen, contacted the DEA who informed her that they had indeed issued me a new number which was standard procedure (even though there was a box on the application asking me if I wanted a new number) and that they would be sending me my new number through the mail. The DEA did send me my new number via fax the next day and the information on my prescriptions was updated. This occurred toward the beginning of October. During this time I had not received any correspondence with the NV BOP as it all went to the office manager, Eileen. I informed her that my name change went through and that I had renewed my license (I meant my DEA license update, she thought it was the NV BOP license). Off and on between October and March my prescriptions would get denied. Information needed to be updated with Medicaid before they would honor the prescriptions. That was rectified but I continued to have problems with my prescriptions. Eileen contacted the DEA who informed her that my license with them was up to date and they did not show that there was any problems with the NV BOP either. We had no idea where the problem remained. The DEA suggested that since pharmacies use a third party to verify practitioners' information that perhaps that third party did not have updated information. Eileen then started working with an extremely nice pharmacist to see if they could verify that their third party verification process was indeed up to date. That was in the February/March time frame. I then received the call from Dave Wuest and the NV BOP to cease and desist writing for any and all medications with which I immediately complied.

Ultimately it is my responsibility to renew my license. I've made the grave mistake of allowing someone else to take care of my responsibilities which was standard operating procedures for the practice. I harken back to one of my standing orders from my days in the Army "I will seek responsibilities and take responsibility for my actions." As you can see there was a multitude of actions that resulted in the miscommunication in renewing my license. All the while we were trying to determine what the problem was. It was never my intention to write for medications without a license. I believe that I have been licensed with the NV BOP since 2003 and I've

been compliant with renewing my license. In the future I will have all correspondence with the NV BOP sent directly to me and I will be one of the first practitioners to renew my license. I will talk with my office manager and convey that all correspondence will come to me and she can be my reminder to renew my license. I've already set up a new email address that will be used for all professional correspondence and am in the process of updating all of my records to include the NV Board of Medicine, the NCCPA, the NV BOP, and the DEA. Additionally in order to keep my license to prescribe controlled medications from being abused I will check my PMP on a monthly basis since I do work in pain management. Writing for dangerous drugs and controlled medications is a privilege that I do take seriously.

6B

OCT 31 2019

BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD
OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,	)	CASE NO. 19-216-WH
)	
Petitioner,)	
v.	)	FIRST AMENDED
	)	NOTICE OF INTENDED ACTION
SIMPLOT WESTERN STOCKMENS	)	AND ACCUSATION
Certificate of Registration No.WH01894)	
)	
Respondent.	/	

J. David Wuest, in his official capacity as Executive Secretary of the Nevada State Board of Pharmacy, makes the following that will serve as both a notice of intended action under Nevada Revised Statutes (NRS) 233B.127(3) and as an accusation under NRS 622A.300(1) and NRS 639.241.

JURISDICTION

I.

The Nevada State Board of Pharmacy (Board) has jurisdiction over this matter and this respondent because at the time of the alleged events, Respondent SIMPLOT WESTERN STOCKMENS, held Nevada Wholesaler License No. WH01894 issued by the Pharmacy Board.

FACTUAL ALLEGATIONS

II.

On or about May 24, 2019, Respondent was served by written notice with a request to comply with the requirements of NRS 639.500 and submit a current list of Respondent's officers and directors and a fingerprint card from each officer and director with written permission from the officer or director authorizing the Board to forward those fingerprints to the Central Repository for Nevada Records of Criminal History.

III.

On or about July 23, 2019, Respondent was served with a second written notice to comply with the requirements of NRS 639.500.

IV.

Respondent has failed to comply with the requirements of NRS 639.500. This also constitutes a violation of 21 CFR Part 205.

APPLICABLE LAW

V.

NRS 639.500 provides:

1. In addition to the requirements for an application set forth in NRS 639.100, each applicant for a license to engage in wholesale distribution shall submit with the application a complete set of fingerprints and written permission authorizing the Board to forward the fingerprints to the Central Repository for Nevada Records of Criminal History for submission to the Federal Bureau of Investigation for its report. If the applicant is a:
 - (a) Natural person, that person must submit his or her fingerprints.
 - (b) Partnership, each partner must submit his or her fingerprints.
 - (c) Corporation, each officer and director of the corporation must submit his or her fingerprints.
 - (d) Sole proprietorship, that sole proprietor must submit his or her fingerprints.
2. In addition to the requirements of subsection 1, the applicant shall submit with the application a list containing each employee, agent, independent contractor, consultant, guardian, personal representative, lender or holder of indebtedness of the applicant. The Board may require any person on the applicant's list to submit a complete set of fingerprints to the Board if the Board determines that the person has the power to exercise significant influence over the operation of the applicant as a licensed wholesaler. The fingerprints must be submitted with written permission authorizing the Board to forward the fingerprints to the Central Repository for Nevada Records of Criminal History for submission to the Federal Bureau of Investigation for its report. The provisions of this subsection do not apply to a:
 - (a) Lender or holder of indebtedness of an applicant who is a commercial bank, bank holding company, subsidiary or affiliate of a bank holding company, personal property broker, consumer finance lender, commercial finance lender or insurer, or any other person engaged in the business of extending credit, who is regulated by an officer or agency of the State or the Federal Government.
 - (b) Common motor carrier or other delivery service that delivers a drug at the direction of a manufacturer.

3. The Board may issue a provisional license to an applicant pending receipt of the reports from the Federal Bureau of Investigation if the Board determines that the applicant is otherwise qualified.

4. An applicant who is issued a license by the Board shall not allow a person who is required to submit fingerprints pursuant to subsection 2 to act in any capacity in which the person exercises significant influence over the operation of the wholesaler if the:

(a) Person does not submit a complete set of fingerprints in accordance with subsection 2; or

(b) Report of the criminal history of the person indicates that the person has been convicted of, or entered a plea of guilty, guilty but mentally ill or nolo contendere to, a felony or offense involving moral turpitude or related to the qualifications, functions or duties of that person in connection with the operation of the wholesaler.

5. The Board shall not issue a license to an applicant if the requirements of this section are not satisfied.

VI.

Violating any of the provisions of NRS Chapter 639 is grounds for suspension or revocation of any license issued by the Board. NRS 639.210(12).

FIRST CAUSE OF ACTION

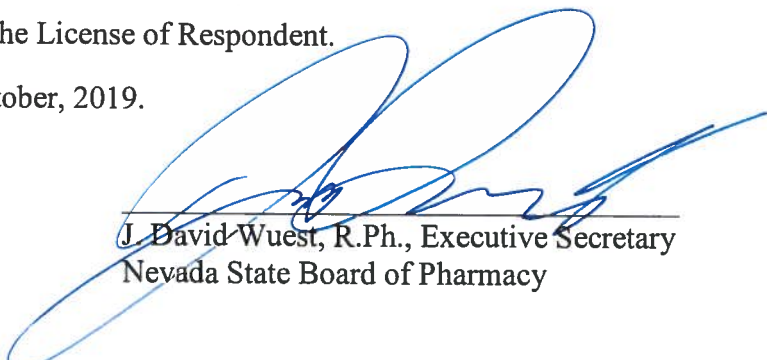
VII.

By failing to submit a current list of Respondent's officers and directors and a fingerprint card from each officer and director with written permission from the officer or director authorizing the Board to forward those fingerprints to the Central Repository for Nevada Records of Criminal History, Respondent is in violation of NRS 639.500 and 21 CFR Part 205, and is subject to discipline pursuant to NRS 639.210(12) and NRS 639.255.

VIII.

WHEREFORE it is requested that the Nevada State Board of Pharmacy take appropriate disciplinary action with respect to the License of Respondent.

Signed this 31st day of October, 2019.


J. David Wuest, R.Ph., Executive Secretary
Nevada State Board of Pharmacy

NOTICE TO RESPONDENT

You have the right to show the Nevada State Board of Pharmacy that your conduct, as alleged above, complies with all lawful requirements for the retention of your license. NRS 233B.127(3). You have the right to a hearing before the Board to answer the Notice of Intended Action and Accusation and present evidence and argument on all issues involved, either personally or through counsel. NRS 233B.121; NRS 233B.127(3); NRS 622A.300(1) and (3); NRS 639.241. To do so, you must complete and file of two copies of the Answer and Notice of Defense served herewith, to be received by the Board's Reno office located at 985 Damonte Ranch Parkway – Suite 206, Reno, Nevada 89521, within twenty (20) days of your receipt of this Notice of Intended Action and Accusation. NRS 639.320; NRS 639.243. Your failure to timely file an Answer and Notice of Defense constitutes an admission of the charges and waiver of the right to a hearing. NRS 639.244. If you fail to appear at the hearing and the Board finds that you were given sufficient legal notice of the hearing, the Board may accept the allegations as true and may proceed to consider the case and render a decision. NRS 622A.350.

BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,	)	CASE NO. 19-216-WH
)	
Petitioner,)	
v.	)	STATEMENT TO THE
	)	RESPONDENT
SIMPLOT WESTERN STOCKMENS	)	AND NOTICE OF HEARING
Certificate of Registration No. WH01894)	
)	
Respondent.	/	

TO THE RESPONDENT ABOVE-NAMED: PLEASE TAKE NOTICE THAT:

I.

Pursuant to the authority and jurisdiction conferred upon the Nevada State Board of Pharmacy (Board) by NRS 639.241 to NRS 639.2576, inclusive, and NRS chapter 233B and 622A, a Notice of Intended Action and Accusation has been filed with the Board by the Petitioner, J. David Wuest, Executive Secretary for the Board, alleging grounds for imposition of disciplinary action by the Board against you, as is more fully explained and set forth in the Notice of Intended Action and Accusation served herewith and hereby incorporated reference herein.

II.

You have the right to show the Nevada State Board of Pharmacy that your conduct, as alleged above, complies with all lawful requirements. NRS 233B.127(3). You have the right to a hearing before the Board to answer the Notice of Intended Action and Accusation and present evidence and argument on all issues involved, either personally or through counsel. NRS 233B.121; NRS 233B.127(3); NRS 622A.300(1) and (3); NRS 639.241. To do so, you must complete and file two (2) copies of the Answer and Notice of Defense served herewith, to be received by the Board's Reno office located at 985 Damonte Ranch Parkway – Suite 206, Reno, Nevada 89521, within twenty (20) days of your receipt of this Statement and Notice, and of the Notice of Intended Action and Accusation served within. NRS 639.320; NRS 639.243.

III.

The Board has scheduled your hearing on this matter for Wednesday, December 4, 2019, at 9:00 a.m. or soon thereafter. The hearing will occur at the Hyatt Place, 1790 E Plumb Ln., Reno, Nevada.

IV.

Pursuant to NRS 241.033 and 241.034, please be advised that the hearing is a public meeting, and the Board may, without further notice, take administrative action against you if the Board determines that such administrative action is warranted after considering your character, alleged misconduct, professional competence, or physical or mental health. The Board at its discretion may go into closed session to consider your character, alleged misconduct, professional competence, or physical or mental health. You may attend any closed session, have an attorney or other representative of your choosing present during any closed session, and present written evidence, provide testimony, and present witnesses relating to your character, alleged misconduct, professional competence, or physical or mental health during any closed session.

V.

Your failure to timely file an Answer and Notice of Defense constitutes an admission of the charges and waiver of the right to a hearing. NRS 639.244. If you fail to appear at the hearing and the Board finds that you were given sufficient legal notice of the hearing, the Board may accept the allegations as true and may proceed to consider the case and render a decision. NRS 622A.350.

DATED this 3rd day of October, 2019.



J. David Wuest, R.Ph., Executive Secretary
Nevada State Board of Pharmacy

CERTIFICATE OF SERVICE

I certify that I am an employee of the Nevada State Board of Pharmacy, and that on this 31th day of October, 2019, I served a true and correct copy of the foregoing document by Certified U.S. Mail to the following:

SIMPLOT WESTERN STOCKMENS
223 RODEO AVE
CALDWELL, ID, 83605



SHIRLEY HUNTING

Agenda Item 6 B

FILED 175

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NEVADA STATE BOARD
OF PHARMACY

BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,)	CASE NO. 19-216-WH
)	
Petitioner,	)	ANSWER AND NOTICE
v.	)	OF DEFENSE
)	
SIMPLOT WESTERN STOCKMENS)	
Certificate of Registration No. WH01894)	
)	
Respondent.		

The above-named Respondent, Simplot Western Stockmen's¹, in answer to the Notice of Intended Action and Accusation filed in the above-entitled matter before the Nevada State Board of Pharmacy, states as follows:

1. Simplot Western Stockmen's is an operating division of the J. R. Simplot Company, a Nevada corporation headquartered in Boise, Idaho. As such, Simplot Western Stockmen's is, effectively, a "dba" of the J. R. Simplot Company which is one of the largest privately held food and agribusiness companies in the United States, with domestic and international operations involving farming, ranching, turf and horticulture, livestock products, plant and animal sciences, and related businesses.

2. In November of 2012, Simplot Western Stockmen's submitted an application for an out-of-state wholesaler license to the Nevada State Board of Pharmacy ("the Board") to allow Simplot Western Stockmen's to sell over-the-counter livestock products to retailers in Nevada. Fingerprint information was not requested by the Board or provided by Simplot Western Stockmen's at that time. In or about January of 2013, the Board issued license #WH0194 to Simplot Western Stockmen's. Said license was thereafter renewed every two years, in 2014, 2016, and 2018. Since its initial licensure as a wholesaler in

¹ The Notice of Intended Action and Accusation incorrectly named the respondent as "Simplot Western Stockmens."

Nevada, Simplot Western Stockmen's sales in Nevada have included animal products only, and have not included any controlled substances or opioids.

3. In a letter dated May 24, 2019, the Board informed Simplot Western Stockmen's that "as the result of a recent audit, pursuant to NRS 639.500, you must submit a current list of your organization's officers and a fingerprint card from each officer with written permission from the officer authorizing the Board to forward those fingerprints to the Central Repository for Nevada Records of Criminal History." This letter further provided that "...officers include...each *officer* and *director* of each corporation that is a licensee."² As noted above, Simplot Western Stockmen's is an operating division of the J. R. Simplot Company and, therefore, does not have its own officers or directors. In response to this letter from the Board, Simplot Western Stockmen's provided the requested fingerprint cards for its two employees with direct supervision and control over wholesale pharmaceutical sales in Nevada.

4. In an email to Simplot Western Stockmen's dated June 12, 2019, the Board's former general counsel acknowledged receipt of the above-referenced fingerprint cards, and requested that Simplot Western Stockmen's also provide an updated list of officers and directors. Again, because Simplot Western Stockmen's is a "dba," it does not have its own officers or directors. This request led to the J. R. Simplot Company's engagement of the undersigned counsel to advise it on how to best address the Board's request for fingerprint information so as to remain in compliance with Nevada law and regulations, and to communicate with the Board's counsel in that regard. Also, at about this same time, while Simplot Western Stockmen's wholesale license was still active, the J. R. Simplot Company nevertheless suspended its wholesale pharmaceutical business in Nevada pending a clarification of the fingerprint card issue.

² Although the Notice of Intended Action and Accusation references a second letter from the Board, Respondent has no record of receiving one.

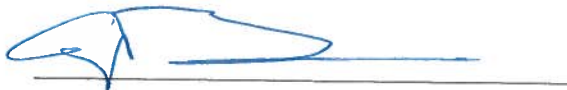
5. After several discussions between the undersigned counsel and the Board's counsel, it became clear that the Board considers the J. R. Simplot Company to be the actual holder of the wholesaler's license and, therefore, it is the officers and directors of the J. R. Simplot whose fingerprint cards are required to be provided to the Board pursuant to NRS 639.500.

6. In light of this clarification of the fingerprint issue by the Board's counsel, the J. R. Simplot Company carefully considered its options under NRS Chapter 639 and the related regulations, and concluded that because of certain practical difficulties with obtaining fingerprint cards from each of the directors of the J. R. Simplot Company, it would apply for accreditation by the National Association of Boards of Pharmacy under the Verified-Accredited Wholesale Distributors ("VAWD") program, thereby becoming exempt from the fingerprint requirements of NRS 639.500. *See* NAC 639.593(7). However, while the Company submitted its VAWD application in November of 2019, it is informed that the accreditation process could take up to one year to complete. In light of all of the above considerations, and because the J. R. Simplot Company wishes to renew its wholesale activities in Nevada before the VAWD process can be completed, the J. R. Simplot Company has decided to effect an internal reorganization which will create a new subsidiary Nevada corporation whose officers and directors will have exclusive oversight and control of J.R. Simplot Company's wholesale pharmaceutical business in Nevada. Upon the creation of this subsidiary, it will apply for a new wholesaler's license, and with that application, will provide fingerprint cards as for each of its officers and directors as required.

7. Therefore, J. R. Simplot Company respectfully requests that, pursuant to NRS 639.255(c), the Board resolve this pending matter by suspending Simplot Western Stockmen's right to use the subject wholesaler's license for a period of time sufficient to allow for the J. R. Simplot Company to obtain proof of VAWD accreditation, or, in the alternative, for a period of time sufficient to allow for the contemplated new subsidiary of the J. R. Simplot Company to obtain wholesaler's license.

I hereby declare, under penalty of perjury, that the foregoing Answer and Notice of Defense, and all facts therein stated, are true and correct to the best of my knowledge.

DATED this 19th day of November, 2019.



Gregory A. Brower
Counsel for SIMPLOT WESTERN STOCKMEN'S

6C

SEP 11 2019

NEVADA STATE BOARD
OF PHARMACY

BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,	)	CASE NO. 19-206-WH
)	
Petitioner,)	
v.)	
	)	NOTICE OF INTENDED ACTION
WESTMINSTER PHARMACEUTICALS, LLC	)	AND ACCUSATION
Certificate of Registration No. WH02154)	
)	
Respondent.	/	

J. David Wuest, in his official capacity as Executive Secretary of the Nevada State Board of Pharmacy, makes the following that will serve as both a notice of intended action under Nevada Revised Statutes (NRS) 233B.127(3) and as an accusation under NRS 622A.300(1) and NRS 639.241.

JURISDICTION

I.

The Nevada State Board of Pharmacy (Board) has jurisdiction over this matter and this respondent because at the time of the alleged events, Respondent WESTMINSTER PHARMACEUTICALS, LLC, held Nevada Wholesaler License No. WH02154 issued by the Pharmacy Board.

FACTUAL ALLEGATIONS

II.

On or about May 24, 2019, Respondent was served by written notice with a request to comply with the requirements of NRS 639.500 and submit a current list of Respondent's officers and a fingerprint card from each officer with written permission from the officer authorizing the Board to forward those fingerprints to the Central Repository for Nevada Records of Criminal History.

III.

On or about July 23, 2019, Respondent was served with a second written notice to comply with the requirements of NRS 639.500.

IV.

Respondent has failed to comply with the requirements of NRS 639.500. This also constitutes a violation of 21 CFR Part 205.

APPLICABLE LAW

V.

NRS 639.500 provides:

1. In addition to the requirements for an application set forth in NRS 639.100, each applicant for a license to engage in wholesale distribution shall submit with the application a complete set of fingerprints and written permission authorizing the Board to forward the fingerprints to the Central Repository for Nevada Records of Criminal History for submission to the Federal Bureau of Investigation for its report. If the applicant is a:

- (a) Natural person, that person must submit his or her fingerprints.
- (b) Partnership, each partner must submit his or her fingerprints.
- (c) Corporation, each officer and director of the corporation must submit his or her fingerprints.
- (d) Sole proprietorship, that sole proprietor must submit his or her fingerprints.

2. In addition to the requirements of subsection 1, the applicant shall submit with the application a list containing each employee, agent, independent contractor, consultant, guardian, personal representative, lender or holder of indebtedness of the applicant. The Board may require any person on the applicant's list to submit a complete set of fingerprints to the Board if the Board determines that the person has the power to exercise significant influence over the operation of the applicant as a licensed wholesaler. The fingerprints must be submitted with written permission authorizing the Board to forward the fingerprints to the Central Repository for Nevada Records of Criminal History for submission to the Federal Bureau of Investigation for its report. The provisions of this subsection do not apply to a:

- (a) Lender or holder of indebtedness of an applicant who is a commercial bank, bank holding company, subsidiary or affiliate of a bank holding company, personal property broker, consumer finance lender, commercial finance lender or insurer, or any other person engaged in the business of extending credit, who is regulated by an officer or agency of the State or the Federal Government.
- (b) Common motor carrier or other delivery service that delivers a drug at the direction of a manufacturer.

3. The Board may issue a provisional license to an applicant pending receipt of the reports from the Federal Bureau of Investigation if the Board determines that the applicant is otherwise qualified.

4. An applicant who is issued a license by the Board shall not allow a person who is required to submit fingerprints pursuant to subsection 2 to act in any capacity in which the person exercises significant influence over the operation of the wholesaler if the:

(a) Person does not submit a complete set of fingerprints in accordance with subsection 2; or

(b) Report of the criminal history of the person indicates that the person has been convicted of, or entered a plea of guilty, guilty but mentally ill or nolo contendere to, a felony or offense involving moral turpitude or related to the qualifications, functions or duties of that person in connection with the operation of the wholesaler.

5. The Board shall not issue a license to an applicant if the requirements of this section are not satisfied.

VI.

Violating any of the provisions of NRS Chapter 639 is grounds for suspension or revocation of any license issued by the Board. NRS 639.210(12).

FIRST CAUSE OF ACTION

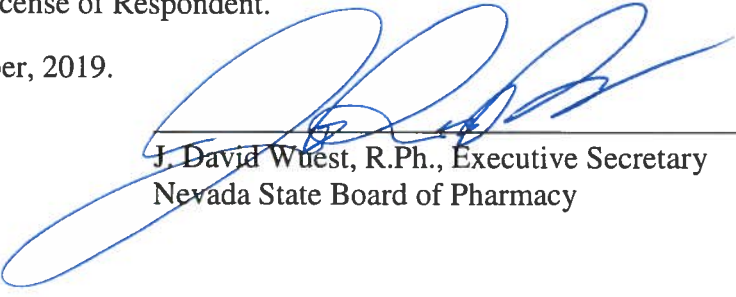
VII.

By failing to submit a current list of Respondent's officers and a fingerprint card from each officer with written permission from the officer authorizing the Board to forward those fingerprints to the Central Repository for Nevada Records of Criminal History, Respondent is in violation of NRS 639.500 and 21 CFR Part 205, and is subject to discipline pursuant to NRS 639.210(12) and NRS 639.255.

VIII.

WHEREFORE it is requested that the Nevada State Board of Pharmacy take appropriate disciplinary action with respect to the License of Respondent.

Signed this 1st day of September, 2019.


J. David Wuest, R.Ph., Executive Secretary
Nevada State Board of Pharmacy

NOTICE TO RESPONDENT

You have the right to show the Nevada State Board of Pharmacy that your conduct, as alleged above, complies with all lawful requirements for the retention of your license. NRS 233B.127(3). You have the right to a hearing before the Board to answer the Notice of Intended Action and Accusation and present evidence and argument on all issues involved, either personally or through counsel. NRS 233B.121; NRS 233B.127(3); NRS 622A.300(1) and (3); NRS 639.241. To do so, you must complete and file of two copies of the Answer and Notice of Defense served herewith, to be received by the Board's Reno office located at 985 Damonte Ranch Parkway – Suite 206, Reno, Nevada 89521, within twenty (20) days of your receipt of this Notice of Intended Action and Accusation. NRS 639.320; NRS 639.243. Your failure to timely file an Answer and Notice of Defense constitutes an admission of the charges and waiver of the right to a hearing. NRS 639.244. If you fail to appear at the hearing and the Board finds that you were given sufficient legal notice of the hearing, the Board may accept the allegations as true and may proceed to consider the case and render a decision. NRS 622A.350.

III.

The Board has scheduled your hearing on this matter for Thursday, October 10, 2019, at 9:00 a.m. or soon thereafter. The hearing will occur at the Hilton Garden Inn, 7830 S. Las Vegas Blvd., Las Vegas, Nevada.

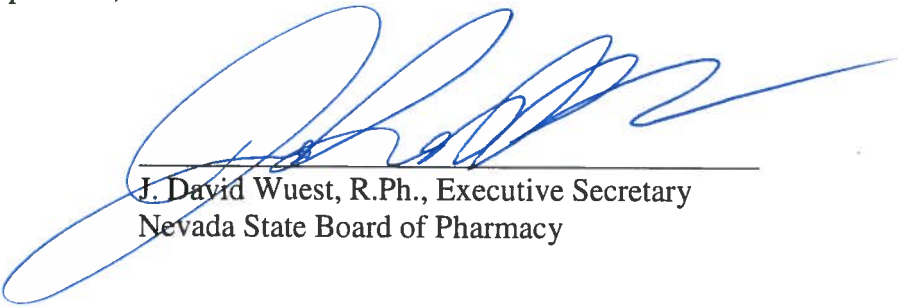
IV.

Pursuant to NRS 241.033 and 241.034, please be advised that the hearing is a public meeting, and the Board may, without further notice, take administrative action against you if the Board determines that such administrative action is warranted after considering your character, alleged misconduct, professional competence, or physical or mental health. The Board at its discretion may go into closed session to consider your character, alleged misconduct, professional competence, or physical or mental health. You may attend any closed session, have an attorney or other representative of your choosing present during any closed session, and present written evidence, provide testimony, and present witnesses relating to your character, alleged misconduct, professional competence, or physical or mental health during any closed session.

V.

Your failure to timely file an Answer and Notice of Defense constitutes an admission of the charges and waiver of the right to a hearing. NRS 639.244. If you fail to appear at the hearing and the Board finds that you were given sufficient legal notice of the hearing, the Board may accept the allegations as true and may proceed to consider the case and render a decision. NRS 622A.350.

DATED this 11th day of September, 2019.



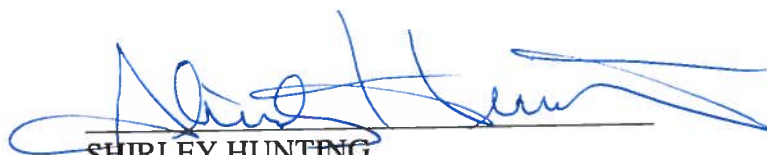
J. David Wuest, R.Ph., Executive Secretary
Nevada State Board of Pharmacy

CERTIFICATE OF SERVICE

I certify that I am an employee of the Nevada State Board of Pharmacy, and that on this 11th day of September, 2019, I served a true and correct copy of the foregoing document by Certified U.S.

Mail to the following:

WESTMINSTER PHARMACEUTICALS, LLC
154 Downing Street, Unit 1 & 2
OLIVE BRANCH, MS, 38654


SHIRLEY HUNTING

FILED

OCT 03 2019

NEVADA STATE BOARD
OF PHARMACY**BEFORE THE NEVADA STATE BOARD OF PHARMACY**

NEVADA STATE BOARD OF PHARMACY,)	CASE NO. 19-206-WH
)	
Petitioner,	)	ANSWER AND NOTICE
v.	)	OF DEFENSE
)	
WESTMINSTER PHARMACEUTICALS, LLC)	
Certificate of Registration No. WH02154)	
)	
Respondent.	/	

Respondent above named, in answer to the Notice of Intended Action and Accusation filed in the above-entitled matter before the Nevada State Board of Pharmacy, declares:

1. That his objection to the Notice of Intended Action and Accusation as being incomplete or failing to state clearly the charges against him, is hereby interposed on the following grounds: (State specific objections or insert "none").

Respondent's Objection:

1. Respondent hereby objects to the Notice of Intended Action and Accusation, stating that the factual allegations set forth are incomplete, and does not clearly state factual allegations which would constitute a violation of NRS 639.500 based upon prior correspondence with Nevada State Board of Pharmacy regarding Certificate of Registration No. WH02154.
2. That, in answer to Notice of Intended Action and Accusation, he admits, denies and alleges as follows:
 - A. Respondent denies in part of the allegations for failure to comply with N.R.S. §639.500.
 - B. On May 1, 2019, Respondent notified the Nevada Board of Pharmacy (via FedEx) in writing of Notice of Intent to voluntarily surrender Certificate of Registration Number WH02154 and was received on May 3, 2019 (see attached Exhibit 1A-1C).
 - C. Respondent markets pharmaceuticals and is considered a "Private Label Distributor" per the FDA and does not possess, store, or distribute pharmaceuticals.

- D. As of April 29, 2019, Respondent utilizes Woodfield Distribution, LLC as a 3rd Party Logistics Provider (3PL) to store and distribute products sold by Respondent.
- E. Woodfield Distribution, LLC. is properly licensed as a “Wholesaler” by the Nevada State Board of Pharmacy under License Number WH02155 (see attached Exhibit 2).
- F. The Factual Allegations set forth state that notice was sent to Respondent regarding the request to comply with N.R.S §639.500 on May 24, 2019, and July 23, 2019 respectively.
- G. The notices sent by the Nevada Board of Pharmacy were sent **AFTER** Respondent notified in writing that the Respondent was voluntarily surrendering the license due to the utilization of a 3rd Party Logistics Provider.
- H. Based upon the foregoing facts, Respondent respectfully requests no formal action be taken since the surrender of the license was done prior to being set for a contested hearing, and subject to disciplinary action under N.R.S. §639.500

WHEREFORE, the Respondent, **WESTMINSTER PHARMACEUTICALS, LLC** respectfully requests this Honorable Board dismiss the formal allegations in this matter based upon the foregoing facts, or in the alternative, Suspend Judgment pursuant to NRS 639.255 (a) and grant a continuance in this matter if the Board determines a personal appearance is necessary.

I hereby declare, under penalty of perjury, that the foregoing Answer and Notice of Defense, and all facts therein stated, are true and correct to the best of my knowledge.

DATED this 2nd day of October, 2019.

Ricardo Martinez, Esq.



Authorized Representative for
Westminster Pharmaceuticals, LLC.



To whom it may concern,

Our license number with Nevada is WH02154. This letter is to info the board that we will now be using a 3PL company, called Woodfield Distribution, LLC. This will be effective as of 4/29/2019. Therefore, we would like to surrender our license. I have attached the 3PL information to this letter for your records. Please feel free to contact me if you have any questions.

Sincerely,

A handwritten signature in blue ink that reads 'Adrienne Fink'.

Adrienne Fink

3810 Northdale Blvd, Suite 250

Tampa, FL 33624

727.300.1376

finance@wprx.com

COPY

ORIGIN ID: TPEA (901) 209-5467
 ADRIENNE FINK
 P. PATEL
 3810 NORTHDALE BLVD.
 STE 250
 TAMPA, FL 33624
 UNITED STATES US

SHIP DATE: 01MAY19
 ACTWGT: 0.80 LB
 CAD: 108219739/NET14100

BILL SENDER

TO LICENSING

BOARD OF PHARMACY
 985 DAMONTE RANCH PKWY
 #206

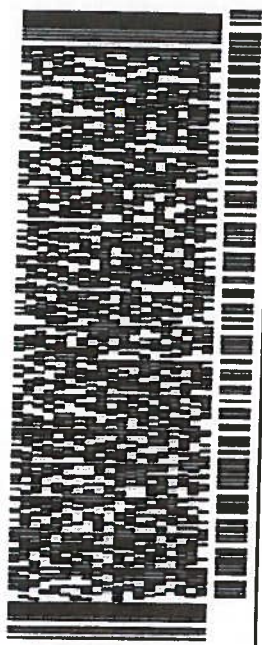
RENO NV 89521

(727) 300-1376
 NV
 PO

REF:

DEPT:

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TRK# 7751 0845 4664
 0201

EXPRESS SAVER

MON - 06 MAY 4:30P

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- After printing this label:**
1. Use the 'Print' button on this page to print your label to your laser or inkjet printer.
 2. Fold the printed page along the horizontal line.
 3. Place label in shipping pouch and affix it to your shipment so that the barcode portion of the label can be read and scanned.

Warning: Use only the printed original label for shipping. Using a photocopy of this label for shipping purposes is fraudulent and could result in additional billing charges, along with the cancellation of your FedEx account number.

Use of this system constitutes your agreement to the service conditions in the current FedEx Service Guide, available on fedex.com. FedEx will not be responsible for any claim in excess of \$100 per package, whether the result of loss, damage, delay, non-delivery, misdelivery, or misinformation, unless you declare a higher value, pay an additional charge, document your actual loss and file a timely claim. Limitations found in the current FedEx Service Guide apply. Your right to recover from FedEx for any loss, including intrinsic value of the package, loss of sales, income interest, profit, attorney's fees, costs, and other forms of damage whether direct, incidental, consequential, or special is limited to the greater of \$100 or the authorized declared value. Recovery cannot exceed actual documented loss. Maximum for items of extraordinary value is \$1,000, e.g. jewelry, precious metals, negotiable instruments and other items listed in our ServiceGuide. Written claims must be filed within strict time limits, see current FedEx Service Guide.

Shimada



October 1, 2019

Dear Customer:

The following is the proof-of-delivery for tracking number **775108454664**.

Delivery Information:

Status:	Delivered	Delivery location:	RENO, NV
Signed for by:	K.MANGANING	Delivery date:	May 3, 2019 09:41
Service type:	FedEx Express Saver		
Special Handling:	Deliver Weekday		

Signature image is available. In order to view image and detailed information, the shipper or payor account number of the shipment must be provided.

Shipping Information:

Tracking number:	775108454664	Ship date:	May 1, 2019
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Recipient:
RENO, NV US

Shipper:
TAMPA, FL US

Thank you for choosing FedEx.



Nevada State Board of Pharmacy

Online reporting of disciplinary action is currently being updated. For current information on disciplinary actions taken against licensees please contact Board Staff at shunting@pharmacy.nv.gov (mailto:shunting@pharmacy.nv.gov) or (775) 850-1440.

VERIFY LICENSE

Facility Name	License Number#	City	State	Country	Discipline	Action
WOODFIELD DISTRIBUTION, LLC	WH02155	SUGAR LAND	TX	United States	None	

License Number : WH02155

Name : WOODFIELD DISTRIBUTION, LLC

License Type : Wholesaler

License Status : Active

License Date : 12/09/2015

Discipline :

Expiration Date : 10/31/2020



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NEVADA STATE BOARD OF PHARMACY
OFFICE OF THE GENERAL COUNSEL

WRITER'S DIRECT DIAL: (775) 850-1440 • E-MAIL: bkandt@pharmacy.nv.gov • FAX: (775) 850-1444

October 16, 2019

VIA CERTIFIED U.S. MAIL

9171 9690 0935 0228 7317 83

Ricardo Martinez, Esq.
 Westminster Pharmaceuticals, LLC
 3810 Northdale Blvd, Suite 250
 Tampa FL 33624

Re: Case No. 19-206-WH

Dear Mr. Martinez:

The Nevada State Board of Pharmacy (Board) is in receipt of Westminster Pharmaceuticals, LLC's Answer and Notice of Defense in the above-referenced matter.

Please be advised that Westminster Pharmaceuticals, LLC, remains engaged in the business of furnishing drugs in Nevada and is required to maintain licensure pursuant to NRS 639.233. Therefore, Certificate of Registration No. WH02154 remains active and Westminster Pharmaceuticals, LLC, is subject to the requirements of NRS 639.500.

Pursuant to NAC 639.120(1), the October 10th hearing in the above-captioned matter was continued to the Board's next regularly-scheduled meeting on December 4th, giving Westminster Pharmaceuticals, LLC additional time to comply with Nevada law.

If you have any questions, please do not hesitate to contact me at 775-850-1440 or bkandt@pharmacy.nv.gov.

Best regards,

Brett Kandt
 General Counsel
 Nevada State Board of Pharmacy

6D

BEFORE THE NEVADA STATE BOARD OF PHARMACY

FILED

NOV 4 2019

NEVADA STATE BOARD
OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,

Petitioner,

v.

JAIME CORDOBA-HERNANDEZ, RPH,
Certificate of Registration No. 17533, andALL CITY PHARMACY, LLC
Certificate of Registration No. PH03609,

Respondent.

Case Nos. 17-070-RPH-S
17-070-PH-S

ORDER TO SHOW CAUSE

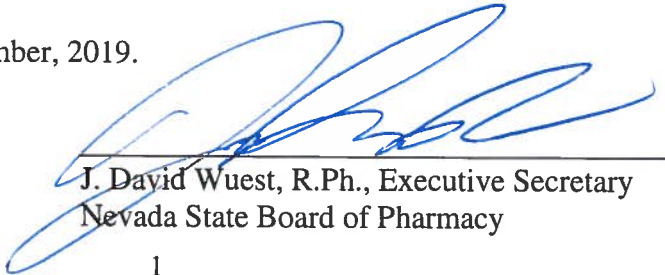
On April 10, 2019, the Nevada State Board of Pharmacy (Board) heard this matter and on April 26, 2019, entered Findings of Fact, Conclusions of Law, and Order (Order) revoking the pharmacist registration of Respondent Jaime Cordoba-Hernandez, R.Ph., Certificate of Registration No. 17533 (Cordoba-Hernandez), and staying the revocation subject to conditions.

Respondent has failed to comply with the terms of the Order, specifically paragraph 23(a)(i) requiring that Cordoba-Hernandez take and pass the NAPLEX examination within six (6) months of the effective date of the Order.

Failure to comply with an order entered by the Board may result in the issuance by the Executive Secretary of an order to show cause directing the Respondent to appear before the Board at the next regularly-scheduled meeting for a show cause hearing. NAC 639.965.

IT IS HEREBY ORDERED that Respondent Jaime Cordoba-Hernandez, R.Ph., appear before the Board on December 4, 2019, at 9:00 a.m. at Hyatt Place, 1790 East Plumb Lane, Reno, Nevada, and show cause, if any, why Certificate of Registration No. 17533 should not be subject to revocation pursuant to NRS 639.210, NRS 639.255 and NAC 639.976.

DATED this 3rd day of November, 2019.



J. David Wuest, R.Ph., Executive Secretary
Nevada State Board of Pharmacy

CERTIFICATE OF SERVICE


I certify that I am an employee of the Nevada State Board of Pharmacy, and that on this 4th day of November 2019, I served a true and correct copy of the foregoing document by Certified U.S.

Mail to the following:

Jaime Cordoba-Hernandez, R.Ph.
4333Reno HWY #19
Fallon, NV 89406

All City Pharmacy
821 N. Lamb Blvd. #4
Las Vegas. NV 89110

William Stilling, Esq.
215 S. State Street – Suite 500
Salt Lake City, UT 84111


CANDY NALLY

FILED**APR 26 2019****BEFORE THE NEVADA STATE BOARD OF PHARMACY****NEVADA STATE BOARD
OF PHARMACY**

NEVADA STATE BOARD OF PHARMACY,)	CASE NO. 17-070-RPH-S
	)	17-070-PH-S
Petitioner,)	
v.)	
	)	FINDINGS OF FACT,
JAIME CORDOBA-HERNANDEZ, RPH,	)	CONCLUSIONS OF LAW,
Certificate of Registration No. 17533, and	)	AND ORDER
)	
ALL CITY PHARMACY, LLC)	
Certificate of Registration No. PH03609,)	
)	
Respondents.)	
	/	

The Nevada State Board of Pharmacy (Board) heard this matter at its regularly scheduled meeting on April 10, 2019, in Las Vegas, Nevada. S. Paul Edwards, Esq., prosecuted the case on behalf of the State of Nevada, Board of Pharmacy. William J. Stilling, Esq., appeared on behalf of Respondent Jaime Cordoba-Hernandez, R.Ph., Certificate of Registration No. 17533 (Cordoba-Hernandez). Cordoba-Hernandez was also present.

Respondent All City Pharmacy, LLC, Certificate of Registration No. PH03609 (All City Pharmacy), filed a written response to the Accusation on file in the case. It did not appear at the hearing, nor did it have counsel appear on its behalf.

Based on the evidence presented, the Board enters the following Findings of Fact, Conclusions of Law, and Order.

FINDINGS OF FACT

Respondent Cordoba-Hernandez, through his counsel, stipulated to certain facts in writing on April 10, 2019 (Stipulated Facts).¹ The Board accepts those Stipulated Facts as its findings as to both Respondents as follows:

¹ All City Pharmacy did not dispute any of the facts alleged in the Board's December 13, 2018 Accusation when it filed its written Response on March 29, 2019.

1. The Board has jurisdiction over this matter and Respondent Cordoba-Hernandez because Cordoba-Hernandez was a pharmacist registered by the Board at the time of the events alleged in the Accusation on file in this action.

Past Discipline

2. Cordoba-Hernandez has been disciplined by the Board on two other occasions prior to this action, including in September 2012, in the case *Board of Pharmacy v. Jaime Cordoba-Hernandez*, Case No. 12-056-RPH-S, and in February 2015, in the case *Board of Pharmacy v. Jaime Cordoba-Hernandez*, Case 14-086-RPH-S.

Present Action

3. On July 18, 2017, Dr. Dhaval Shah faxed a prescription to Alta Care Home Health (Alta Care) for IV Vancomycin 1G every 12 Hr for 2 weeks for patient P.L.

4. The physician stated on the prescription that “Pharm to dose Abx” and “Vanco trough weekly.”

5. Cordoba-Hernandez was the managing pharmacist at All City Pharmacy at that time.

6. Justin Reyes from Alta Care Home Health (Alta Care) called Cordoba-Hernandez at All City Pharmacy regarding the prescription.

7. Cordoba-Hernandez told Reyes that All City Pharmacy could provide the intravenous medication for the patient, but would be sending only the Vancomycin without supplies. Alta Care faxed the prescription received from Dr. Shah to the pharmacy.

8. Cordoba-Hernandez claims he believed Justin Reyes was a nurse who was acting on behalf of Dr. Shah and asked if he could change the prescription to 30 vials, which was the number of vials in a box.

9. Without verifying that Reyes was acting on Dr. Shah’s behalf, and without consulting Dr. Shah, Cordoba-Hernandez accepted a verbal prescription from Ms. Reyes to

change the Vancomycin quantity to 30 vials, instead of the 28 vials Dr. Shah prescribed. Ms. Reyes is not a practitioner and is not an agent of Dr. Shah.

10. The label on the medication lists Dr. Shah as the ordering practitioner.

11. On July 19, 2017, Cordoba-Hernandez prepared and dispensed 30 Vancomycin 1gm vials of lyophilized powder that were delivered to the patient's home without the diluent for intravenous administration.

12. R.N. Gerlie Comahig of Alta Care later contacted Cordoba-Hernandez to inquire about the missing infusion supplies and medications.

13. Cordoba-Hernandez claims he believed Ms. Comahig was a nurse practitioner and was authorized to order a prescription on behalf of Dr. Shah.

14. Without verifying that Ms. Comahig was a nurse practitioner, and without consulting Dr. Shah, Cordoba-Hernandez accepted a verbal prescription from R.N. Comahig for Sodium Chloride 0.9% flushing solution and Heparin 100u/ml flushing solution. Ms. Comahig is not a practitioner and is not an agent of Dr. Shah.

15. The labels for each of those medications list Dr. Shah as the ordering practitioner.

16. After the Board received a complaint, and during the investigation of this matter, Cordoba-Hernandez responded to Board investigators' questions by stating that he did not know the answers to their questions regarding Vancomycin, including the following:

- a. The strength of Heparin that would be utilized to flush a central line;
- b. The name(s) of any central lines (i.e. PICC, Port, Hickman, Groshong);
- c. What normal Vancomycin trough levels were, how trough levels would be drawn, or how the results would be provided to the Pharmacist;
- d. The side effects related to Vancomycin;
- e. The beyond use date (BUD) of Vancomycin once it is reconstituted; and
- f. How to dose Vancomycin based on the physician's order.

17. Additionally, the Board finds that Board Staff incurred costs and expenses of at least two thousand five hundred dollars (\$2,500.00) to investigate and prosecute this matter.

CONCLUSIONS OF LAW

18. The Board has jurisdiction over this matter and both of these Respondents because at the time of the events alleged herein, Cordoba-Hernandez and All City Pharmacy were registered or licensed with the Board.

19. Cordoba-Hernandez engaged in unprofessional conduct and conduct contrary to the public interest in violation of NAC 639.945(1)(d), (e) and (i), and violated NAC 639.690(2) as the managing pharmacist, by attempting to fill and dispense the prescription for P.L. without the necessary knowledge and proper training, by accepting verbal prescriptions from non-practitioners who were not agents of the prescribing physician, by failing to follow the prescription written by the prescribing physician and by failing to consult Dr. Shaw as the prescribing physician. For that conduct, Cordoba-Hernandez is subject to discipline pursuant to NRS 639.210(4) and (12), and NRS 639.255.

20. As the pharmacy at which the foregoing violations occurred, All City Pharmacy is responsible for those violations, including those of Respondent Cordoba-Hernandez, pursuant to NRS 639.230(5), NAC 639.702 and NAC 639.945(2). All City Pharmacy is therefore subject to discipline pursuant to NRS 639.210(4) and (12) and NRS 639.255.

21. Board Staff withdrew the Second Cause of Action alleging inadequate counseling.

22. The Board hereby finds and concludes that the costs and attorney fees Board Staff incurred to investigate and prosecute this case are fair and reasonable, necessary and actually incurred by Board Staff in its investigation and prosecution of this case.

ORDER

23. Based upon the foregoing, the BOARD HEREBY ORDERS as to Respondent Cordoba-Hernandez:

a. Cordoba-Hernandez's pharmacist registration, Certificate of Registration No. 17533, is revoked effective immediately. The revocation is stayed on the condition that Cordoba-Hernandez shall:

- i. Take and pass the NAPLEX examination within six (6) months of the effective date of this Order.
- ii. Take and pass the MPJE examination within six (6) months of the effective date of this Order.
- iii. Pay a fine of five thousand dollars (\$5,000.00).
- iv. Pay an administrative fee of one thousand two hundred and fifty dollars (\$1,250.00) to partially reimburse the Board for its costs and attorney fees associated with investigating and prosecuting this matter.

b. Cordoba-Hernandez's pharmacist registration shall be placed on probation for a period of four (4) years from the effective date of this Order. During that probationary period, Cordoba-Hernandez shall:

- i. Not work as a managing pharmacist/pharmacist in charge of any Nevada-licensed pharmacy.
- ii. Not engage in any form of compounding or specialty pharmacy. He shall limit his practice to retail pharmacy practice only.
- iii. Attend the entire day of at least two of the Board's regularly scheduled board meetings each year (a total of eight meetings over four years) on the day the Board hears disciplinary matters (typically the first day). As evidence of his attendance at each meeting, Cordoba-Hernandez must (a) sign the attendance sheet made available at the meeting, and (b) make his attendance known by introducing himself to the Executive Secretary of the Board.

24. Based upon the foregoing, the BOARD HEREBY ORDERS that All City Pharmacy shall:

- a. Pay a fine of five thousand dollars (\$5,000.00).
- b. Pay an administrative fee of one thousand two hundred and fifty dollars (\$1,250.00) to partially reimburse the Board for its costs and attorney fees associated with investigating and prosecuting this matter.
- c. All City Pharmacy shall be subject to quarterly inspections for a period of one year at its own expense, up to a limit of five hundred dollars (\$500.00) per inspection.

25. Respondents shall pay the fines ordered herein by *cashier's check* or *certified check* or *money order* made payable to "State of Nevada, Office of the Treasurer" to be received by the Board's Reno office at 985 Damonte Ranch Parkway, Suite 206, Reno, Nevada, 89521, within sixty (60) days of the effective date of this Order.

26. Respondents shall pay the administrative fees ordered herein by *cashier's check* or *certified check* or *money order* made payable to the "Nevada State Board of Pharmacy" to be received by the Board's Reno office at 985 Damonte Ranch Parkway, Suite 206, Reno, Nevada, 89521, within sixty (60) days of the effective date of this Order.

[THIS AREA INTENTIONALLY LEFT BLANK]

27. Any failure by Respondents, or either of them, to comply with any term in this Order may result in additional discipline, including the possible suspension or revocation of their respective license or registration until the default is cured. Furthermore, any failure to pay any fine, fee, or cost ordered herein will also result in such legal action as Board Staff determines to be necessary to collect the unpaid fine, fee, or cost.

IT IS SO ORDERED.

Signed and effective this 25 day of April 2019.



Jason Penrod, President
Nevada State Board of Pharmacy

BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,)	CASE NO. 17-070-RPH-S
	)	17-070-PH-S
Petitioner,)	
v.)	
)	
JAIME CORDOBA-HERNANDEZ, RPH	)	STIPULATED FACTS
Certificate of Registration No. 17533, and	)	(Jaime Cordoba-Hernandez Only)
)	
ALL CITY PHARMACY, LLC)	
Certificate of Registration No. PH03609,)	
)	
Respondents.)	
	/	

S. PAUL EDWARDS, ESQ., prosecutor for the State of Nevada, State Board of Pharmacy (Board) and Respondent Jaime Cordoba-Hernandez (Cordoba-Hernandez), Certificate of Registration No. 17533, represented by WILLIAM J. STILLING, ESQ., of Stilling & Harrison Health Care Law,

HEREBY STIPULATE AND AGREE THAT

1. The Board has jurisdiction over this matter and Respondent Cordoba-Hernandez because Cordoba-Hernandez was a pharmacist registered by the Board at the time of the events alleged in the Accusation on file in this action.

Past Discipline

2. Cordoba-Hernandez has been disciplined by the Board on two other occasions prior to this action.

a. In September 2012, the Board entered a Findings of Fact, Conclusions of Law and Order (Order) in the case of *Board of Pharmacy v. Jaime Cordoba-Hernandez*, Case No. 12-056-RPH-S. In that case, the Board found Cordoba-Hernandez guilty of creating a fraudulent prescription and dispensing a dangerous drug to a friend. The Board revoked Cordoba-Hernandez's pharmacist registration in that action. In March 2014, Cordoba-Hernandez appeared before the Board and requested reinstatement of his pharmacist registration. The Board

reinstated Cordoba-Hernandez's pharmacist registration subject to a two-year probation with conditions.

b. In February 2015, the Board entered another Order against Cordoba-Hernandez in *Board of Pharmacy v. Jaime Cordoba-Hernandez*, Case 14-086-RPH-S. In that Order, the Board found Cordoba-Hernandez guilty of unprofessional conduct for failing to fully comply with the terms and conditions of his probation set forth by the Board at the March 2014, board meeting and September 2012 Order. The Board revoked Cordoba-Hernandez's pharmacist registration, stayed the revocation, and placed his pharmacist registration on probation for two years with conditions.

Present Action

3. On July 18, 2017, Dr. Dhaval Shah sent a prescription to Alta Care Home Health (Alta Care) for IV Vancomycin 1G every 12 Hr for 2 weeks for patient P.L.

4. The physician stated on the prescription that "Pharm to dose Abx" and "Vanco trough weekly".

5. Cordoba-Hernandez was the managing pharmacist at All City Pharmacy at that time.

6. Justin Reyes from Alta Care Home Health (Alta Care) called Cordoba-Hernandez at All City Pharmacy regarding the prescription.

7. Cordoba-Hernandez told Reyes that All City Pharmacy could provide the intravenous medication for the patient, but would be sending only the Vancomycin without supplies. Alta Care faxed the prescription to the pharmacy.

8. Cordoba-Hernandez claims he believed Justin Reyes was a nurse who was acting on behalf of Dr. Shah and asked if he could change the prescription to 30 vials, which was the number of vials in the box.

9. Without verifying that Reyes was acting on Dr. Shah's behalf, and without consulting Dr. Shah, Cordoba-Hernandez accepted a verbal prescription from Ms. Reyes to

change the Vancomycin quantity to 30 vials, instead of the 28 vials Dr. Shah prescribed. Ms.

Reyes is not a practitioner and is not an agent of Dr. Shah.

10. The label on the medication lists Dr. Shah as the ordering practitioner.

11. On July 19, 2017, Cordoba-Hernandez prepared and dispensed 30 Vancomycin 1gm vials of lyophilized powder that were delivered to the patient's home without the diluent for intravenous administration.

12. R.N. Gerlie Comahig of Alta Care later contacted Cordoba-Hernandez to inquire about the missing infusion supplies and medications.

13. Mr. Cordoba claims he believed Ms. Comahig was a nurse practitioner and was authorized to order a prescription on behalf of Dr. Shah.

14. Without verifying that Ms. Comahig was a nurse practitioner, and without consulting Dr. Shah, Cordoba-Hernandez accepted a verbal prescription from R.N. Comahig for Sodium Chloride 0.9% flushing solution and Heparin 100u/ml flushing solution. Ms. Comahig is not a practitioner and is not an agent of Dr. Shah.

15. The labels for each of those medications list Dr. Shah as the ordering practitioner.

16. After the Board received a complaint, and during the investigation of this matter, Cordoba-Hernandez responded to Board investigators' questions by stating that he did not know the answers to their questions regarding Vancomycin, including the following:

- a. The strength of Heparin would be utilized to flush a central line;
- b. The name(s) of any central lines (i.e. PICC, Port, Hickman, Groshong);
- c. What normal Vancomycin trough levels were, how trough levels would be drawn, or how the results would be provided to the Pharmacist;
- d. The side effects related to Vancomycin;
- e. The beyond use date (BUD) of Vancomycin once it is reconstituted; and
- f. How to dose Vancomycin based on the physician's order.

AGREED:

Signed this 10th day of April 2019



S. Paul Edwards, Esq.
General Counsel
Nevada State Board of Pharmacy

Signed this 10th day of April 2019



William J. Stilling, Esq.
Counsel for
Respondent Jaime Cordoba-Hernandez

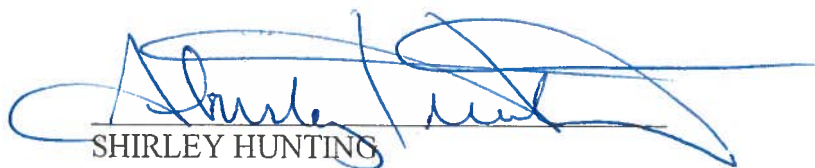
CERTIFICATE OF SERVICE

I certify that I am an employee of the Nevada State Board of Pharmacy, and that on this 1st day of May 2019, I served a true and correct copy of the foregoing document by Certified U.S. Mail to the following:

Jaime Cordoba Hernandez, RPh
4333 Reno HWY, #19
Fallon, NV 89406

William Stilling, Esq.
215 S. State St., Suite 500
Salt Lake City, Utah 84111

All City Pharmacy
821 N. Lamb Blvd., #4
Las Vegas, NV 89110



SHIRLEY HUNTING

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FILED

OCT 31 2019

NEVADA STATE BOARD
OF PHARMACY

BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,

Petitioner,

v.

CLINICIAN'S CHOICE DENTAL
PRODUCTS INC,
Certificate of Registration No. WH02116,

Respondent.

Case No. 19-158-WH

ORDER TO SHOW CAUSE

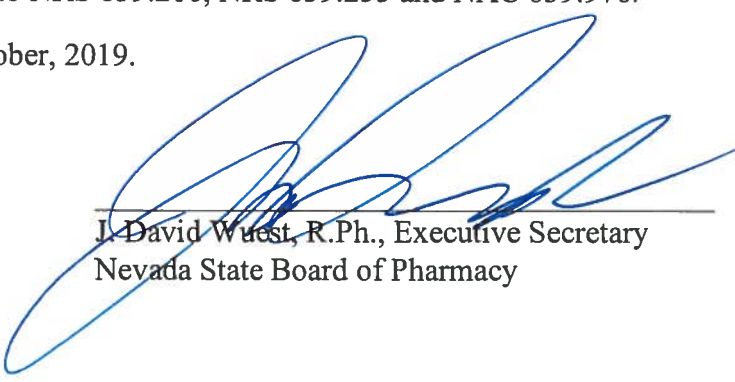
On or about September 11, 2019, Board Staff properly served the Notice of Intended Action and Accusation (Accusation) on file in this matter on Respondent.

On October 10, 2019, the Nevada State Board of Pharmacy (Board) entered an Order directing Respondent to comply with NRS 639.500 within twenty (20) days. Respondent has failed to comply with the terms of the Order.

Failure to comply with an order entered by the Board may result in the issuance by the Executive Secretary of an order to show cause directing the Respondent to appear before the Board at the next regularly-scheduled meeting for a show cause hearing. NAC 639.965.

IT IS HEREBY ORDERED that Respondent Clinician's Choice Dental Products Inc. appear before the Board on December 4, 2019, at 9:00 a.m. at Hyatt Place, 1790 East Plumb Lane, Reno, Nevada and show cause, if any, why Certificate of Registration No. WH02116 should not be subject to suspension or revocation pursuant to NRS 639.210, NRS 639.255 and NAC 639.976.

DATED this 31st day of October, 2019.

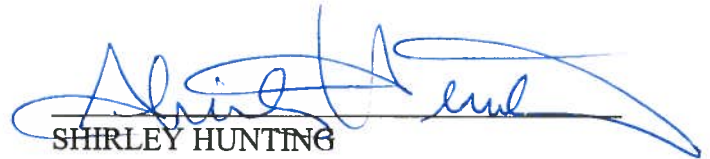


J. David Wuest, R.Ph., Executive Secretary
Nevada State Board of Pharmacy

CERTIFICATE OF SERVICE

I certify that I am an employee of the Nevada State Board of Pharmacy, and that on this 1st day of November 2019, I served a true and correct copy of the foregoing document by Certified U.S. Mail to the following:

Clinician's Choice Dental Products, Inc.
559B Federal Road
Brookfield, CT 06804



SHIRLEY HUNTING

FILED

OCT 10 2019

NEVADA STATE BOARD
OF PHARMACY

BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,	)	CASE NO. 19-158-WH
)	
Petitioner,)	
v.	)	ORDER
)	
CLINICIAN'S CHOICE DENTAL PRODUCTS)	
INC.)	
Wholesaler License No. WH02116)	
	/	
Respondent.		

This matter came before the Nevada State Board of Pharmacy (Board) at its regularly scheduled meeting on Thursday, October 10, 2019, in Las Vegas, Nevada. Brett Kandt, Esq., appeared and prosecuted the case before the Board. Respondent CLINICIAN'S CHOICE DENTAL PRODUCTS INC., Wholesaler License No. WH02116, failed to appear. The Board heard the case and, based on the evidence presented, the Board makes the following Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT

The allegations against Respondent, as stated in the Accusation on file herein, and upon which Respondent is deemed to have admitted pursuant to NRS 622A.320(1) and the Board makes findings of fact, are as follows:

1. At the time of the events set forth herein, Respondent held Wholesaler License WH02116, issued by the Board.
2. On or about May 24, 2019, Respondent was served by written notice with a request to comply with the requirements of NRS 639.500 and submit a current list of Respondent's officers/directors and a fingerprint card from each officer/director with written permission from each officer/director authorizing the Board to forward those fingerprints to the Central Repository for Nevada Records of Criminal History.
3. On or about July 23, 2019, Respondent was served with a second written notice to comply with the requirements of NRS 639.500.

4. On or about September 11, 2019, Board Staff served the Notice of Intended Action and Accusation (Accusation) and Notice of Hearing in this matter on Respondent.

5. Respondent failed to file an Answer and Notice of Defense to the Accusation.

CONCLUSIONS OF LAW

Based on the forgoing findings of fact, the Board concludes as a matter of law:

1. The Board has jurisdiction over this matter and this respondent, because at the time of the events herein, Respondent held Wholesaler License No. WH02116, issued by the Board.

2. Respondent was served notice in compliance with NRS 622A.300 and 639.242.

3. By failing to submit a current list of Respondent's officers/directors and a fingerprint card from each officer/director with written permission from each officer/director authorizing the Board to forward those fingerprints to the Central Repository for Nevada Records of Criminal History, Respondent is in violation of NRS 639.500 and 21 CFR Part 205.

4. Violating NRS 639.500 and 21 CFR Part 205 is grounds for suspension or revocation of any license issued by the Board. NRS 639.210(11) and (12).

ORDER

THEREFORE, THE BOARD HEREBY ORDERS AS FOLLOWS:


1. Within twenty (20) days of the effective date of this Order, Respondent shall comply with NRS 639.500 and submit to the Board's Reno office located at 985 Damonte Ranch Parkway – Suite 206, Reno, Nevada 89521, a current list of Respondent's officers/directors and a fingerprint card from each officer/director with written permission from each officer/director authorizing the Board to forward those fingerprints to the Central Repository for Nevada Records of Criminal History.

2. Any failure by Respondent to comply with the terms of this Order may result in issuance by the Executive Secretary of an order to show cause pursuant to NAC 639.965 directing Respondent to appear before the Board at the next regularly-scheduled meeting for a show cause hearing. If such a hearing results in a finding of a violation of this Order, the Board may impose additional discipline not inconsistent with the provisions of NRS Chapter 639.

3. This Order is effective on the date it is executed below.

IT IS SO ORDERED.

Entered this 10 day of October, 2019.



Kevin Desmond, President Pro Tempore
Nevada State Board of Pharmacy

CERTIFICATE OF SERVICE

I certify that I am an employee of the Nevada State Board of Pharmacy, and that on this 11th day of October 2019, I served a true and correct copy of the foregoing document by Certified U.S. Mail to the following:

CLINICIAN'S CHOICE DENTAL PRODUCTS INC.
559B Federal Road
Brookfield, CT, 06804



KRISTOPHER MANGOSING

6F

FILED

OCT 31 2019

NEVADA STATE BOARD
OF PHARMACY

BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,

Petitioner,

v.

HALYARD SALES, LLC,
Certificate of Registration No. WH01490,

Respondent.

Case No. 19-170-WH

ORDER TO SHOW CAUSE

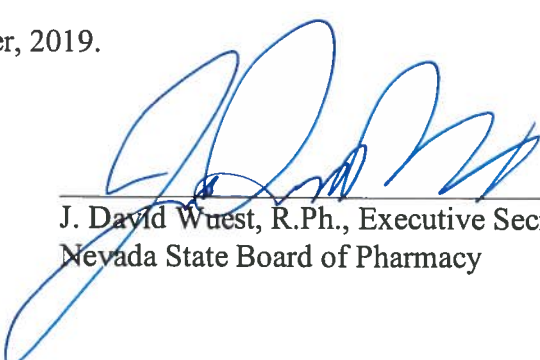
On or about September 11, 2019, Board Staff properly served the Notice of Intended Action and Accusation (Accusation) on file in this matter on Respondent.

On October 10, 2019, the Nevada State Board of Pharmacy (Board) entered an Order directing Respondent to comply with NRS 639.500 within twenty (20) days. Respondent has failed to comply with the terms of the Order.

Failure to comply with an order entered by the Board may result in the issuance by the Executive Secretary of an order to show cause directing the Respondent to appear before the Board at the next regularly-scheduled meeting for a show cause hearing. NAC 639.965.

IT IS HEREBY ORDERED that Respondent Halyard Sales LLC appear before the Board on December 4, 2019, at 9:00 a.m. at Hyatt Place, 1790 East Plumb Lane, Reno, Nevada and show cause, if any, why Certificate of Registration No. WH01490 should not be subject to suspension or revocation pursuant to NRS 639.210, NRS 639.255 and NAC 639.976.

DATED this 31st day of October, 2019.



J. David Wuest, R.Ph., Executive Secretary
Nevada State Board of Pharmacy

CERTIFICATE OF SERVICE

I certify that I am an employee of the Nevada State Board of Pharmacy, and that on this 1st day of November 2019, I served a true and correct copy of the foregoing document by Certified U.S. Mail to the following:

Halyard Sales, LLC
6620 South Memorial Place
Tucson, AZ 85756



SHIRLEY HUNTING

FILED

OCT 10 2019

NEVADA STATE BOARD
OF PHARMACY

BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,	)	CASE NO. 19-170-WH
)	
Petitioner,)	
v.	)	ORDER
)	
HALYARD SALES, LLC)	
Wholesaler License No. WH01490)	
)	
Respondent.	/	

This matter came before the Nevada State Board of Pharmacy (Board) at its regularly scheduled meeting on Thursday, October 10, 2019, in Las Vegas, Nevada. Brett Kandt, Esq., appeared and prosecuted the case before the Board. Respondent HALYARD SALES, LLC, Wholesaler License No. WH01490, failed to appear. The Board heard the case and, based on the evidence presented, the Board makes the following Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT

The allegations against Respondent, as stated in the Accusation on file herein, and upon which Respondent is deemed to have admitted pursuant to NRS 622A.320(1) and the Board makes findings of fact, are as follows:

1. At the time of the events set forth herein, Respondent held Wholesaler License WH01490, issued by the Board.
2. On or about May 24, 2019, Respondent was served by written notice with a request to comply with the requirements of NRS 639.500 and submit a current list of Respondent's officers/directors and a fingerprint card from each officer/director with written permission from each officer/director authorizing the Board to forward those fingerprints to the Central Repository for Nevada Records of Criminal History.
3. On or about July 23, 2019, Respondent was served with a second written notice to comply with the requirements of NRS 639.500.

4. On or about September 11, 2019, Board Staff served the Notice of Intended Action and Accusation (Accusation) and Notice of Hearing in this matter on Respondent.

5. Respondent failed to file an Answer and Notice of Defense to the Accusation.

CONCLUSIONS OF LAW

Based on the forgoing findings of fact, the Board concludes as a matter of law:

1. The Board has jurisdiction over this matter and this respondent, because at the time of the events herein, Respondent held Wholesaler License No. WH01490, issued by the Board.

2. Respondent was served notice in compliance with NRS 622A.300 and 639.242.

3. By failing to submit a current list of Respondent's officers/directors and a fingerprint card from each officer/director with written permission from each officer/director authorizing the Board to forward those fingerprints to the Central Repository for Nevada Records of Criminal History, Respondent is in violation of NRS 639.500 and 21 CFR Part 205.

4. Violating NRS 639.500 and 21 CFR Part 205 is grounds for suspension or revocation of any license issued by the Board. NRS 639.210(11) and (12).

ORDER

THEREFORE, THE BOARD HEREBY ORDERS AS FOLLOWS:

1. Within twenty (20) days of the effective date of this Order, Respondent shall comply with NRS 639.500 and submit to the Board's Reno office located at 985 Damonte Ranch Parkway – Suite 206, Reno, Nevada 89521, a current list of Respondent's officers/directors and a fingerprint card from each officer/director with written permission from each officer/director authorizing the Board to forward those fingerprints to the Central Repository for Nevada Records of Criminal History.


2. Any failure by Respondent to comply with the terms of this Order may result in issuance by the Executive Secretary of an order to show cause pursuant to NAC 639.965 directing Respondent to appear before the Board at the next regularly-scheduled meeting for a

show cause hearing. If such a hearing results in a finding of a violation of this Order, the Board may impose additional discipline not inconsistent with the provisions of NRS Chapter 639.

3. This Order is effective on the date it is executed below.

IT IS SO ORDERED.

Entered this 10 day of October, 2019.



Kevin Desmond, President Pro Tempore
Nevada State Board of Pharmacy

CERTIFICATE OF SERVICE

I certify that I am an employee of the Nevada State Board of Pharmacy, and that on this 11th day of October 2019, I served a true and correct copy of the foregoing document by Certified U.S. Mail to the following:

HALYARD SALES, LLC
6620 South Memorial Place
TUCSON, AZ, 85756



KRISTOPHER MANGOSING

6G

NOV 1 2019

NEVADA STATE BOARD
OF PHARMACY**BEFORE THE NEVADA STATE BOARD OF PHARMACY**
NEVADA STATE BOARD OF PHARMACY,**Case No. 19-188-WH****Petitioner,****v.****ORDER TO SHOW CAUSE****PHARMACO TECHNOLOGY LLC,**
Certificate of Registration No. WH02258,**Respondent.**

On or about September 11, 2019, Board Staff properly served the Notice of Intended Action and Accusation (Accusation) on file in this matter on Respondent.

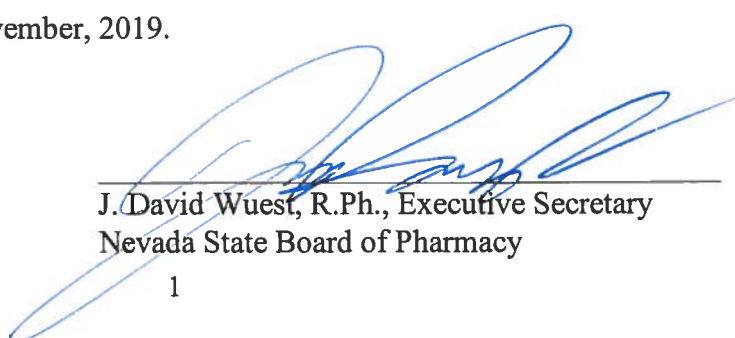
On October 10, 2019, the Nevada State Board of Pharmacy (Board) entered an Order directing Respondent to comply with NRS 639.500 within twenty (20) days. Respondent has failed to comply with the terms of the Order.

By correspondence dated October 17, 2019, Respondent unilaterally and voluntarily surrendered to the Board its Nevada Wholesaler License No. WH02258. NRS 233B.121(6) provides "The voluntary surrender of a license in a contested case shall be deemed to constitute disciplinary action against the licensee."

Failure to comply with an order entered by the Board may result in the issuance by the Executive Secretary of an order to show cause directing the Respondent to appear before the Board at the next regularly-scheduled meeting for a show cause hearing. NAC 639.965.

IT IS HEREBY ORDERED that Respondent Pharmaco Technology LLC appear before the Board on December 4, 2019, at 9:00 a.m. at Hyatt Place – 1790 Est Plumb Lane – Reno, NV and show cause, if any, why an order of discipline should not be entered pursuant to NRS 233B.121(6) and NAC 639.976.

DATED this 1st day of November, 2019.



J. David Wuest, R.Ph., Executive Secretary
Nevada State Board of Pharmacy

CERTIFICATE OF SERVICE

I certify that I am an employee of the Nevada State Board of Pharmacy, and that on this 4th day of November 2019, I served a true and correct copy of the foregoing document by Certified U.S.

Mail to the following:

Pharmaco Technology, LLC
13727 Noel Rd., Tower 11 #200
Dallas, TX 75240


SHIRLEY HUNTING

FILED

OCT 10 2019

NEVADA STATE BOARD
OF PHARMACY

BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,	)	CASE NO. 19-188-WH
)	
Petitioner,)	
v.	)	ORDER
)	
PHARMACO TECHNOLOGY LLC)	
Wholesaler License No. WH02258)	
)	
Respondent.	/	

This matter came before the Nevada State Board of Pharmacy (Board) at its regularly scheduled meeting on Thursday, October 10, 2019, in Las Vegas, Nevada. Brett Kandt, Esq., appeared and prosecuted the case before the Board. Respondent PHARMACO TECHNOLOGY LLC, Wholesaler License No. WH02258, failed to appear. The Board heard the case and, based on the evidence presented, the Board makes the following Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT

The allegations against Respondent, as stated in the Accusation on file herein, and upon which Respondent is deemed to have admitted pursuant to NRS 622A.320(1) and the Board makes findings of fact, are as follows:

1. At the time of the events set forth herein, Respondent held Wholesaler License WH02258, issued by the Board.
2. On or about May 24, 2019, Respondent was served by written notice with a request to comply with the requirements of NRS 639.500 and submit a current list of Respondent's officers/directors and a fingerprint card from each officer/director with written permission from each officer/director authorizing the Board to forward those fingerprints to the Central Repository for Nevada Records of Criminal History.
3. On or about July 23, 2019, Respondent was served with a second written notice to comply with the requirements of NRS 639.500.

4. On or about September 11, 2019, Board Staff served the Notice of Intended Action and Accusation (Accusation) and Notice of Hearing in this matter on Respondent.

5. Respondent failed to file an Answer and Notice of Defense to the Accusation.

CONCLUSIONS OF LAW

Based on the forgoing findings of fact, the Board concludes as a matter of law:

1. The Board has jurisdiction over this matter and this respondent, because at the time of the events herein, Respondent held Wholesaler License No. WH02258, issued by the Board.

2. Respondent was served notice in compliance with NRS 622A.300 and 639.242.

3. By failing to submit a current list of Respondent's officers/directors and a fingerprint card from each officer/director with written permission from each officer/director authorizing the Board to forward those fingerprints to the Central Repository for Nevada Records of Criminal History, Respondent is in violation of NRS 639.500 and 21 CFR Part 205.

4. Violating NRS 639.500 and 21 CFR Part 205 is grounds for suspension or revocation of any license issued by the Board. NRS 639.210(11) and (12).

ORDER

THEREFORE, THE BOARD HEREBY ORDERS AS FOLLOWS:

1. Within twenty (20) days of the effective date of this Order, Respondent shall comply with NRS 639.500 and submit to the Board's Reno office located at 985 Damonte Ranch Parkway – Suite 206, Reno, Nevada 89521, a current list of Respondent's officers/directors and a fingerprint card from each officer/director with written permission from each officer/director authorizing the Board to forward those fingerprints to the Central Repository for Nevada Records of Criminal History.


2. Any failure by Respondent to comply with the terms of this Order may result in issuance by the Executive Secretary of an order to show cause pursuant to NAC 639.965 directing Respondent to appear before the Board at the next regularly-scheduled meeting for a

show cause hearing. If such a hearing results in a finding of a violation of this Order, the Board may impose additional discipline not inconsistent with the provisions of NRS Chapter 639.

3. This Order is effective on the date it is executed below.

IT IS SO ORDERED.

Entered this 10 day of October, 2019.



Kevin Desmond, President Pro Tempore
Nevada State Board of Pharmacy

CERTIFICATE OF SERVICE

I certify that I am an employee of the Nevada State Board of Pharmacy, and that on this 11th day of October 2019, I served a true and correct copy of the foregoing document by Certified U.S. Mail to the following:

PHARMACO TECHNOLOGY LLC
13727 NOEL RD, TOWER 11 #200
DALLAS, TX, 75240



KRISTOPHER MANGOSING

6H

FILED

OCT 31 2019

NEVADA STATE BOARD
OF PHARMACY

BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,

Petitioner,

v.

RLC LABS, INC,
Certificate of Registration No. WH01443,

Respondent.

Case No. 19-194-WH

ORDER TO SHOW CAUSE

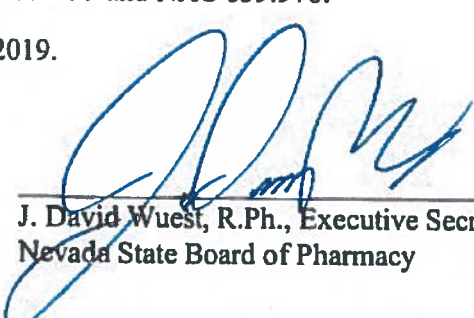
On or about September 11, 2019, Board Staff properly served the Notice of Intended Action and Accusation (Accusation) on file in this matter on Respondent.

On October 10, 2019, the Nevada State Board of Pharmacy (Board) entered an Order directing Respondent to comply with NRS 639.500 within twenty (20) days. Respondent has failed to comply with the terms of the Order.

Failure to comply with an order entered by the Board may result in the issuance by the Executive Secretary of an order to show cause directing the Respondent to appear before the Board at the next regularly-scheduled meeting for a show cause hearing. NAC 639.965.

IT IS HEREBY ORDERED that Respondent RLC Labs, Inc. appear before the Board on December 4, 2019, at 9:00 a.m. at the Hyatt Place, 1790 East Plumb Lane, Reno, Nevada, and show cause, if any, why Certificate of Registration No. WH01443 should not be subject to suspension or revocation pursuant to NRS 639.210, NRS 639.255 and NAC 639.976.

DATED this 31st day of October, 2019.



J. David Wuest, R.Ph., Executive Secretary
Nevada State Board of Pharmacy

CERTIFICATE OF SERVICE

I certify that I am an employee of the Nevada State Board of Pharmacy, and that on this 1st day of November 2019, I served a true and correct copy of the foregoing document by Certified U.S. Mail to the following:

RLC Labs, Inc.
27626 N. 44th St.
Cave Creek, AZ 85311



SHIRLEY HUNTING

RETURN OF SERVICE

STATE OF Arizona)

COUNTY OF Maricopa)
ss.

I HEREBY certify and return that I received the within (1) Nevada State Board of Pharmacy Order in Case 19-194-WH, and (2) Nevada State Board of Pharmacy Order to Show Cause in Case 19-194-WH on the 14 day of November, 2019 and that I personally served the same upon Jake Schoenfeld, a person at least eighteen years of age, at RLC Labs, 1850 E Riverview Dr, Phoenix, AZ 85034 on the 14 day of November, 2019.

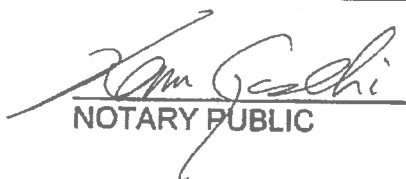

Signature

Dennis Waggoner
Name (print)

SUBSCRIBED AND SIGNED before me

this 14 day of November, 2019

by Dennis Waggoner


NOTARY PUBLIC



FILED

OCT 10 2019

NEVADA STATE BOARD
OF PHARMACY

BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,	)	CASE NO. 19-194-WH
)	
Petitioner,)	
v.	)	ORDER
)	
RLC LABS, INC.)	
Wholesaler License No. WH01443)	
)	
Respondent.	/	

This matter came before the Nevada State Board of Pharmacy (Board) at its regularly scheduled meeting on Thursday, October 10, 2019, in Las Vegas, Nevada. Brett Kandt, Esq., appeared and prosecuted the case before the Board. Respondent RLC LABS, INC., Wholesaler License No. WH01443, failed to appear. The Board heard the case and, based on the evidence presented, the Board makes the following Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT

The allegations against Respondent, as stated in the Accusation on file herein, and upon which Respondent is deemed to have admitted pursuant to NRS 622A.320(1) and the Board makes findings of fact, are as follows:

1. At the time of the events set forth herein, Respondent held Wholesaler License WH01443, issued by the Board.
2. On or about May 24, 2019, Respondent was served by written notice with a request to comply with the requirements of NRS 639.500 and submit a current list of Respondent's officers/directors and a fingerprint card from each officer/director with written permission from each officer/director authorizing the Board to forward those fingerprints to the Central Repository for Nevada Records of Criminal History.
3. On or about July 23, 2019, Respondent was served with a second written notice to comply with the requirements of NRS 639.500.

4. On or about September 11, 2019, Board Staff served the Notice of Intended Action and Accusation (Accusation) and Notice of Hearing in this matter on Respondent.
5. Respondent failed to file an Answer and Notice of Defense to the Accusation.

CONCLUSIONS OF LAW

Based on the forgoing findings of fact, the Board concludes as a matter of law:

1. The Board has jurisdiction over this matter and this respondent, because at the time of the events herein, Respondent held Wholesaler License No. WH01443, issued by the Board.
2. Respondent was served notice in compliance with NRS 622A.300 and 639.242.
3. By failing to submit a current list of Respondent's officers/directors and a fingerprint card from each officer/director with written permission from each officer/director authorizing the Board to forward those fingerprints to the Central Repository for Nevada Records of Criminal History, Respondent is in violation of NRS 639.500 and 21 CFR Part 205.
4. Violating NRS 639.500 and 21 CFR Part 205 is grounds for suspension or revocation of any license issued by the Board. NRS 639.210(11) and (12).

ORDER

THEREFORE, THE BOARD HEREBY ORDERS AS FOLLOWS:

1. Within twenty (20) days of the effective date of this Order, Respondent shall comply with NRS 639.500 and submit to the Board's Reno office located at 985 Damonte Ranch Parkway – Suite 206, Reno, Nevada 89521, a current list of Respondent's officers/directors and a fingerprint card from each officer/director with written permission from each officer/director authorizing the Board to forward those fingerprints to the Central Repository for Nevada Records of Criminal History.
2. Any failure by Respondent to comply with the terms of this Order may result in issuance by the Executive Secretary of an order to show cause pursuant to NAC 639.965 directing Respondent to appear before the Board at the next regularly-scheduled meeting for a

show cause hearing. If such a hearing results in a finding of a violation of this Order, the Board may impose additional discipline not inconsistent with the provisions of NRS Chapter 639.

3. This Order is effective on the date it is executed below.

IT IS SO ORDERED.

Entered this ____ day of October, 2019.

Kevin Desmond
Kevin Desmond, President Pro Tempore
Nevada State Board of Pharmacy

CERTIFICATE OF SERVICE

I certify that I am an employee of the Nevada State Board of Pharmacy, and that on this 11th day of October 2019, I served a true and correct copy of the foregoing document by Certified U.S. Mail to the following:

RLC LABS, INC.
27626 N. 44th St.
Cave Creek, AZ, 85331



KRISTOPHER MANGOSING