



Nevada State Board of Pharmacy

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July 3, 2018

AGENDA

◆ PUBLIC NOTICE ◆

The Nevada State Board of Pharmacy will conduct a meeting beginning Wednesday, July 18, 2018 at 9:00 am. The meeting will continue, if necessary, on Thursday, July 19, 2018 at 9:00 am or until the Board concludes its business at the following location:

Hilton Garden Inn
7830 S Las Vegas Boulevard
Las Vegas, Nevada

Please Note:

In regulating the practice of pharmacy, the Nevada State Board of Pharmacy has a duty to carry out and enforce the provisions of Nevada law to protect the health, safety and welfare of the public.

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

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

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

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

Prior to the commencement and conclusion of a contested case or a quasi judicial proceeding that may affect the due process rights of an individual the board may refuse to consider public comment. See NRS 233B.126. Please be aware that after the quasi-judicial board or commission has rendered a decision in the contested case and, assuming this happens before adjournment, the board or commission may entertain public comment on the proceeding at that time.

1. Public Comment: No action may be taken upon a matter raised under this item of the agenda until the matter itself has been specifically included on a future agenda as an item. (NRS 241.020)

◆ CONSENT AGENDA ◆

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

2. Approval of June 6-7, 2018, Minutes **(For Possible Action)**
3. Applications for Out-of-State Pharmacy – Non Appearance **(For Possible Action)**
 - A. East Ridge Rx LLC – Draper, UT
 - B. Haltom Pharmacy – Haltom City, TX
 - C. LegacyRx Pharmacy – Addison, TX
 - D. MP Pharmacy II – Los Alamitos, CA
 - E. Preferred Pharmacy Inc. – Costa Mesa, CA
 - F. Roman Health Pharmacy LLC – New York, NY

Applications for Out-of-State Compounding Pharmacy – Non Appearance
(For Possible Action)

- G. Fresh Rx – Ignacio, CO
- H. Total Care Rx, Inc. – Flushing, NY

Applications for Out-of-State Wholesaler – Non Appearance **(For Possible Action)**

- I. Animal Health International, Inc. – Roanoke, TX
- J. Animal Health International, Inc. – Spanish Fork, UT
- K. Johnson & Johnson Health Care Systems Inc. – Monument, CO
- L. Jubilant HollisterStier LLC – Spokane, WA
- M. Novadoz Pharmaceuticals, LLC – Piscataway, NJ
- N. Remedy Rx Wholesale – Richardson, TX
- O. Sage Therapeutics, Inc. – Cambridge, MA
- P. Top Quality Manufacturing, Inc. – Santa Fe Springs, CA

Applications for Out-of-State Medical, Devices, Equipment and Gases – Non Appearance **(For Possible Action)**

- Q. CP Bracing Supply, Inc. – Largo, FL
- R. Custom Milling Center – Golden, CO
- S. Devotion Medical Supply, Inc. – Fayetteville, GA
- T. Elite Medical Supply – San Diego, CA
- U. FedEx Supply Chain, Inc. – Edwardsville, IL
- V. First Stop Medical Supply, Inc. – Pinellas Park, FL
- W. Halo Wound Solutions – Sussex, WI

- X. Healogics Wound Care Supply, LLC – Jacksonville, FL
- Y. Jackson Medical Supply, Inc. – Largo, FL
- Z. Layne Medical Supply, Inc. – Zephyrhills, FL
- AA. LJH Medical Solutions, Inc. – Largo, FL
- BB. Lucky Medical Supply, Inc. – Clearwater, FL
- CC. Medical Rehab Supply, Inc. – San Diego, CA
- DD. Tesla Medical LLC – Tampa, FL

Applications for Nevada Pharmacy – Non Appearance (**For Possible Action**)

- EE. CVS/pharmacy #8806 – Reno, NV
- FF. Medical and Dental Center of Nevada – Las Vegas, NV
- GG. Safe Pharmacy Corporation – Las Vegas, NV
- HH. Spring Valley Surgery Center – Las Vegas, NV

◆ REGULAR AGENDA ◆

4. Disciplinary hearings pursuant to NRS 639.247: Note: The Board may convene in closed session to consider the character, alleged misconduct, professional competence or physical or mental health of any of the below named parties.
(**For Possible Action**)

- A. Richard Anderson, R.Ph (16-077-RPH-A-S)
- B. Ned Monje Quadra, R.Ph (16-077-RPH-B-S)
- C. Walmart Pharmacy #10-1560 (16-077-PH-S)
- D. Ivan Goldsmith, MD (17-101-CS-S)
- E. David J. Adams, DO (17-095-CS-S)
- F. Robert Toledo, DO (16-013-PD-S)
- G. Craig Weingrow, MD (17-066-CS-S)

5. Request for Denied Pharmaceutical Technician in Training License: Note: The Board may convene in closed session to consider the character, alleged misconduct, professional competence or physical or mental health of any of the below named parties. (**For Possible Action**)

Chelsea R. Flores

6. Request for Dispensing Technician in Training License: Note: The Board may convene in closed session to consider the character, alleged misconduct, professional competence or physical or mental health of any of the below named parties.
(**For Possible Action**)

Eugene T. Miller

7. Request for Renewal of Pharmacist License: Note: The Board may convene in closed session to consider the character, alleged misconduct, professional competence or physical or mental health of any of the below named parties.
(For Possible Action)

Phic Lim

8. Applications for Out-of-State Compounding Pharmacy – Appearance
(For Possible Action)

- A. Axtells Rite Value Pharmacy Inc. – Whitesboro, TX
- B. Braun Pharma, LLC – Chicago, IL
- C. Diamondback Drugs – Scottsdale, AZ
- D. Premier Infusion Care – Torrance, CA

9. Applications for Out-of-State Outsourcing Facility – Appearance
(For Possible Action)

- A. JCB Laboratories, LLC – Wichita, KS
- B. Wells Pharmacy Network, LLC – Dyersburg, TN

10. Application for Nevada Medical, Devices, Equipment and Gases – Appearance
(For Possible Action)

TruMobility Inc. – Las Vegas, NV

11. Applications for Nevada Pharmacy – Appearance **(For Possible Action)**

- A. Ken's Professional Compounding Pharmacy – Las Vegas, NV
- B. Vitality Pharmacy – Henderson, NV

12. Request to Engage in the Practice of Pharmacy at a Site Other Than a Licensed Pharmacy – Appearance: **(For Possible Action)**

Juliana Zschoche, R.Ph

13. Request for Reinstatement of Nevada Pharmacist License **(For Possible Action)**

Lisa Harris Baker

14. Request for Pharmaceutical Technician in Training License: Note: The Board may convene in closed session to consider the character, alleged misconduct, professional competence or physical or mental health of any of the below named parties.
(For Possible Action)

Maurice R. Lewis

15. Discussion and possible action on request from CVS Health to amend NAC 639.250 regarding the permitted ratio of pharmaceutical technicians to pharmacists.
(For Possible Action)
16. Discussion and possible action on settlement in the matters of *Spring Valley Pharmacy, LLC, a Nevada limited liability company; and Jessica Nguyen, an individual vs. Nevada State Board of Pharmacy*, 8th J.D. Case No. A-17-763456-C, and *Nevada State Board of Pharmacy vs. Spring Valley Pharmacy, LLC, a Nevada limited liability company; and Jessica Nguyen, an individual*, Nevada Supreme Court Case No. 74974, including entry of an order amending findings of fact and conclusions of law in Case Nos. 16-015-RPH-A-S, 16-015-PH-S, 16-022-RPH-S, 16-022-PH-S, and dismissing Case No. 17-115-PH-S. Please note that during this agenda item the Board may adjourn the meeting and exclude the public for an attorney-client conference on existing litigation pursuant to NRS 241.015(3)(b)(2); however, any action will be taken in an open meeting. **(For Possible Action)**
17. Discussion and possible action on election of President and Treasurer pursuant to NRS 639.040(1). **(For Possible Action)**
18. Discussion and possible action on approval of Nevada State Board of Pharmacy budget for FY18, including cost of living increase for Board employees based upon Consumer Price Index for All Urban Consumers (CPI-U) for the West Region.
(For Possible Action)
19. Discussion and possible action on authorization for Executive Secretary to enact a merit increase for Board employees not to exceed 4% per employee.
(For Possible Action)
20. General Counsel Report –
Litigation Update: *Ivan Goldsmith, M.D., an individual vs. Nevada State Board of Pharmacy*, 8th J.D. Case No. Case No. A-17-762877-W
21. Discussion and possible action on approval of new Policy Manual.
(For Possible Action)
22. Executive Secretary Report:
 - A. Financial Report:
 - B. Temporary Licenses
 - C. Staff Activities:
 1. AG's Substance Abuse Committee
 2. Interim Health Committee
 3. Legislative Commission on Regulations
 4. Nevada Health Care Roundtable
 - D. Report to Board:
 - E. Board Related News
 - F. Licensing Activities Report

23.. Date and Location of Next Scheduled Board Meeting:

September 5-6, 2018 – Reno, Nevada

24. Public Comment: No action may be taken upon a matter raised under this item of the agenda until the matter itself has been specifically included on a future agenda as an item. (NRS 241.020)

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

Supporting materials or additional information regarding the meeting may be obtained from Shirley Hunting at (775) 850-1440, email at shunting@pharmacy.nv.gov or 431 W Plumb Lane, Reno, Nevada.

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

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

Elko County Courthouse – Elko
Washoe County Courthouse – Reno

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