

AUG 31 2017

BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD
OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,

Petitioner,

v.

EMILY ANN MUCHNICK, PT

Certificate of Registration No. PT14387,

Respondent.

CASE NO. 17-083-PT-S

NOTICE OF INTENDED ACTION
AND ACCUSATION

Larry L. Pinson, 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 639.241.

JURISDICTION

I.

The Nevada State Board of Pharmacy (Board) has jurisdiction over this matter because Respondent Emily Ann Muchnick, PT (Ms. Muchnick), Certificate of Registration No. PT14387, was a registered pharmaceutical technician with the Board at the time of the events alleged herein.

FACTUAL ALLEGATIONS

II.

In July 2017, a pharmacy coordinator from the Smith's Food and Drug Stores (Smith's) notified Board Staff that Smith's terminated Ms. Muchnick from her employment as a pharmaceutical technician at Smith's Pharmacy #332 for due cause.

III.

On June 30, 2017, Smith's conducted a drug test on all pharmacy associates.

IV.

Ms. Muchnick's drug screen indicated a positive result for amphetamine, methamphetamine, opiates, codeine, morphine and oxycodone.

V.

The lead coordinator and loss prevention manager scheduled a meeting with Ms. Muchnick to discuss the drug screen results.

VI.

During the interview, Ms. Muchnick confessed that she has a drug problem and uses heroin. She is currently seeking treatment at a methadone clinic.

VII.

Ms. Muchnick also admitted to diverting Norco, Adderall and oxycodone from Smith's Pharmacy #332.

VIII.

Ms. Muchnick diverted the drugs by removing 2-3 tablets from patients' bottles at the "ready" status of the prescription filling process. Ms. Muchnick said that she removed drugs in this manner approximately 10-15 times.

FIRST CAUSE OF ACTION

IX.

Nevada Revised Statutes (NRS) 453.331(d) states, in relevant part, that "[i]t is unlawful for a person knowingly or intentionally to . . . [a]cquire or obtain . . . possession of a controlled substance . . . by misrepresentation, fraud, forgery, deception, subterfuge or alteration." NRS 639.210(12) says that a violation or attempt to violate "any law or regulation relating to drugs, the . . . distribution of drugs or the practice of pharmacy . . . committed by the holder of a certificate, license [or] registration" is grounds for suspension or revocation of any certificate, license or permit licensed by the Board.

In diverting controlled substances for personal use as alleged herein, Respondent Ms. Muchnick, PT, Certificate of Registration No. PT14387, violated NRS 453.331(1)(d), and is subject to discipline pursuant to NRS 639.210(12), as well as NRS 639.255.

SECOND CAUSE OF ACTION

X.

NRS 453.336(1) states, in relevant part, that “a person shall not knowingly or intentionally possess a controlled substance, unless the substance was obtained directly from, or pursuant to, a [lawful] prescription or order of a [practitioner]”. NRS 639.210(12) says that a violation or attempt to violate “any law or regulation relating to drugs, the . . . distribution of drugs or the practice of pharmacy . . . committed by the holder of a certificate, license [or] registration . . .” is grounds for suspension or revocation of any certificate, license or permit licensed by the Board.

In diverting controlled substances for personal use, as alleged herein, Respondent Ms. Muchnick, PT, Certificate of Registration No. PT14387, violated NRS 453.336(1), and is subject to discipline pursuant to NRS 639.210(12), as well as NRS 639.255.

THIRD CAUSE OF ACTION

XI.

Nevada Administrative Code (NAC) 639.945(1)(g) states that “[s]upplying or diverting drugs . . . which are legally sold in pharmacies . . . so that unqualified persons can circumvent any law pertaining to the legal sale of such articles” constitutes “unprofessional conduct and conduct contrary to the public interest.” NRS 639.210(4) says that conduct that is unprofessional or contrary to the public interest is grounds for suspension or revocation of any certificate, license or permit licensed by the Board.

In diverting controlled substances as alleged herein, Respondent Ms. Muchnick, PT, Certificate of Registration No. PT14387, violated NAC 639.945(1)(g), is guilty of unprofessional conduct and is subject to discipline pursuant to NRS 639.210(4), as well as NRS 639.255.

FOURTH CAUSE OF ACTION

XII.


NAC 639.945(1)(h) states that “[p]erforming or in any way being a party to any

fraudulent or deceitful practice or transaction” constitutes “unprofessional conduct and conduct contrary to the public interest.” NRS 639.210(4) says that conduct that is unprofessional or contrary to the public interest is grounds for suspension or revocation of any certificate, license or permit licensed by the Board.

In diverting controlled substances as alleged herein, Respondent Ms. Muchnick, PT, Certificate of Registration No. PT14387, violated NAC 639.945(1)(h), is guilty of unprofessional conduct and is subject to discipline pursuant to NRS 639.210(4), as well as NRS 639.255.

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 30th day of August, 2017.


Larry L. Pinson, Pharm.D., 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 regarding your certificate of registration. To do so, you must mail to the Board within 15 days of your receipt of the Notice of Intended Action and Accusation a written statement showing your compliance.

BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,	)	CASE NO. 17-083-PT-S
)	
Petitioner,)	
v.)	
)	
EMILY ANN MUCHNICK, PT	)	ANSWER AND NOTICE
Certificate of Registration No. PT14387,	)	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").

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

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 ____ day of _____, 2017.

EMILY ANN MUCHNICK, PT

FILED

AUG 31 2017

NEVADA STATE BOARD
OF PHARMACY

BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,

Petitioner,

v.

JENNIFER ELAINE AROCHA, PT
Certificate of Registration No. PT03374,

Respondent.

) **CASE NO. 17-082-PT-S**

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**NOTICE OF INTENDED ACTION
AND ACCUSATION**

Larry L. Pinson, 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 639.241.

JURISDICTION

I.

The Nevada State Board of Pharmacy (Board) has jurisdiction over this matter because Respondent Jennifer Elaine Arocha, PT (Ms. Arocha), Certificate of Registration No. PT03374, was a registered pharmaceutical technician with the Board at the time of the events alleged herein.

FACTUAL ALLEGATIONS

II.

In June 2017, a lead coordinator from the CVS Drug Loss Program Team notified Board Staff that CVS terminated Ms. Arocha from her employment as a pharmaceutical technician at CVS Pharmacy #8800. CVS terminated Ms. Arocha's employment for diversion of controlled substances.

III.

During an interview conducted by a CVS Loss Prevention Manager, and in a written statement, Ms. Arocha admitted to diverting controlled substances from CVS Pharmacy #8800.

IV.

Ms. Arocha indicated that she began diverting drugs approximately six (6) years ago. She admitted to diverting the following drugs (quantities are approximate):

- Soma 350 mg. - 5,700 tablets
- Tylenol with Codeine #3 – 8,400 tablets
- Tramadol – 5,600 tablets

V.

In her written statement, Ms. Arocha explained that she initially began diverting the drugs due to dental problems and family issues. She then became addicted to the drugs.

VI.

Ms. Arocha diverted the drugs by going into a bay within the pharmacy and placing the drugs in her pocket.

VII.

CVS reported the theft to law enforcement.

FIRST CAUSE OF ACTION

VIII.

Nevada Revised Statutes (NRS) 453.331(d) states, in relevant part, that “[i]t is unlawful for a person knowingly or intentionally to . . . [a]cquire or obtain . . . possession of a controlled substance . . . by misrepresentation, fraud, forgery, deception, subterfuge or alteration.” NRS 639.210(12) says that a violation or attempt to violate “any law or regulation relating to drugs, the . . . distribution of drugs or the practice of pharmacy . . . committed by the holder of a certificate, license [or] registration” is grounds for suspension or revocation of any certificate, license or permit licensed by the Board.

In diverting controlled substances for personal use as alleged herein, Respondent Ms. Arocha, PT, Certificate of Registration No. PT03374, violated NRS 453.331(1)(d), and is subject to discipline pursuant to NRS 639.210(12), as well as NRS 639.255.

SECOND CAUSE OF ACTION

IX.

NRS 453.336(1) states, in relevant part, that “a person shall not knowingly or intentionally possess a controlled substance, unless the substance was obtained directly from, or pursuant to, a [lawful] prescription or order of a [practitioner]”. NRS 639.210(12) says that a violation or attempt to violate “any law or regulation relating to drugs, the . . . distribution of drugs or the practice of pharmacy . . . committed by the holder of a certificate, license [or] registration . . .” is grounds for suspension or revocation of any certificate, license or permit licensed by the Board.

In diverting controlled substances for personal use, as alleged herein, Respondent Ms. Arocha, PT, Certificate of Registration No. PT03374, violated NRS 453.336(1), and is subject to discipline pursuant to NRS 639.210(12), as well as NRS 639.255.

THIRD CAUSE OF ACTION

X.

Nevada Administrative Code (NAC) 639.945(1)(g) states that “[s]upplying or diverting drugs . . . which are legally sold in pharmacies . . . so that unqualified persons can circumvent any law pertaining to the legal sale of such articles” constitutes “unprofessional conduct and conduct contrary to the public interest.” NRS 639.210(4) says that conduct that is unprofessional or contrary to the public interest is grounds for suspension or revocation of any certificate, license or permit licensed by the Board.

In diverting controlled substances as alleged herein, Respondent Ms. Arocha, PT, Certificate of Registration No. PT03374, violated NAC 639.945(1)(g), is guilty of unprofessional conduct and is subject to discipline pursuant to NRS 639.210(4), as well as NRS 639.255.

FOURTH CAUSE OF ACTION

XI.


NAC 639.945(1)(h) states that “[p]erforming or in any way being a party to any

fraudulent or deceitful practice or transaction” constitutes “unprofessional conduct and conduct contrary to the public interest.” NRS 639.210(4) says that conduct that is unprofessional or contrary to the public interest is grounds for suspension or revocation of any certificate, license or permit licensed by the Board.

In diverting controlled substances as alleged herein, Respondent Ms. Arocha, PT, Certificate of Registration No. PT03374, violated NAC 639.945(1)(h), is guilty of unprofessional conduct and is subject to discipline pursuant to NRS 639.210(4), as well as NRS 639.255.

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 30th day of August, 2017.


Larry L. Pinson, Pharm.D., 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 regarding your certificate of registration. To do so, you must mail to the Board within 15 days of your receipt of the Notice of Intended Action and Accusation a written statement showing your compliance.

BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,

Petitioner,

v.

JENNIFER ELAINE AROCHA, PT

Certificate of Registration No. PT03374,

Respondent.

) **CASE NO. 17-082-PT-S**

)

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)

) **ANSWER AND NOTICE**

) **OF DEFENSE**

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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").

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

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 ____ day of _____, 2017.

JENNIFER ELAINE AROCHA, PT

SEP 13 2017

BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD
OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,	)	CASE NO. 16-083-PT-S
)	
Petitioner,)	
v.)	
	)	NOTICE OF INTENDED ACTION
PARRIS M. HOWARD, PT	)	AND ACCUSATION
Certificate of Registration No. PT15594,)	
)	
Respondent.	/	

Larry L. Pinson, 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 639.241.

JURISDICTION

I.

The Nevada State Board of Pharmacy (Board) has jurisdiction over this matter because Respondent Parris M. Howard, PT (Mr. Howard), Certificate of Registration No. PT15594, was a registered pharmaceutical technician with the Board at the time of the events alleged herein.

FACTUAL ALLEGATIONS

II.

In November 2016, the pharmacy manager at Walgreens Pharmacy #05814 (Walgreens) notified Board Staff that Mr. Howard resigned from his employment as a pharmaceutical technician at Walgreens.

III.

In the notification, Walgreens' reported that Mr. Howard tested positive for controlled substances. Board Staff initiated an investigation.

IV.

Mr. Howard explained that during his employment with Walgreens, he was prescribed medication for an injury sustained in a car accident. Mr. Howard did not disclose the name of

the prescribed medication.

V.

When Mr. Howard returned to work after the accident, Walgreens sent him for drug testing. Walgreens ordered the drug test based on complaints concerning Mr. Howard's behavior in the workplace.

VI.

Mr. Howard's drug test result was negative.

VII.

On November 3, 2016, approximately two weeks after Mr. Howard's initial drug test, Walgreens conducted a random drug test on all pharmacy and store associates.

VIII.

Mr. Howard's drug screen indicated a positive result for oxycodone and oxymorphone.

IX.

By his own admission, Mr. Howard took a "pill" that was not prescribed to him. Mr. Howard obtained the "pill" from an undisclosed friend.

X.

According to data in the Prescription Monitoring Program, Mr. Howard did not have a valid prescription filled for either oxycodone or oxymorphone.

FIRST CAUSE OF ACTION

XI.

Nevada Revised Statutes (NRS) 453.331(d) states, in relevant part, that "[i]t is unlawful for a person knowingly or intentionally to . . . [a]cquire or obtain . . . possession of a controlled substance . . . by misrepresentation, fraud, forgery, deception, subterfuge or alteration." NRS 639.210(12) says that a violation or attempt to violate "any law or regulation relating to drugs,

the . . . distribution of drugs or the practice of pharmacy . . . committed by the holder of a certificate, license [or] registration” is grounds for suspension or revocation of any certificate, license or permit licensed by the Board.

By unlawfully obtaining controlled substances for personal use as alleged herein, Respondent Mr. Howard, PT, Certificate of Registration No. PT15594, violated NRS 453.331(1)(d), and is subject to discipline pursuant to NRS 639.210(12), as well as NRS 639.255.

SECOND CAUSE OF ACTION

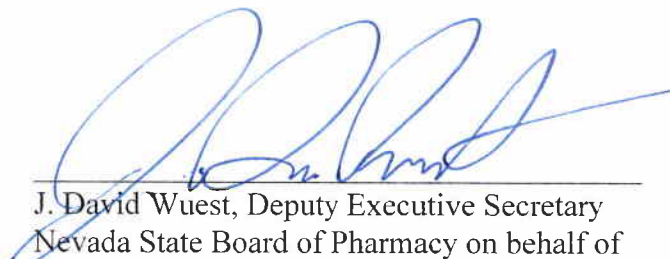
XII.

NRS 453.336(1) states, in relevant part, that “a person shall not knowingly or intentionally possess a controlled substance, unless the substance was obtained directly from, or pursuant to, a [lawful] prescription or order of a [practitioner]”. NRS 639.210(12) says that a violation or attempt to violate “any law or regulation relating to drugs, the . . . distribution of drugs or the practice of pharmacy . . . committed by the holder of a certificate, license [or] registration . . .” is grounds for suspension or revocation of any certificate, license or permit licensed by the Board.

By unlawfully obtaining controlled substances for personal use, as alleged herein, Respondent Mr. Howard, PT, Certificate of Registration No. PT15594, violated NRS 453.336(1), and is subject to discipline pursuant to NRS 639.210(12), as well as NRS 639.255.

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 13th day of September, 2017.



J. David Wuest, Deputy Executive Secretary
Nevada State Board of Pharmacy on behalf of
Larry L. Pinson, Executive Secretary

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 regarding your certificate of registration. To do so, you must mail to the Board within 15 days of your receipt of the Notice of Intended Action and Accusation a written statement showing your compliance.

BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,	)	CASE NO. 16-083-PT-S
)	
Petitioner,)	
)	
v.)	
)	
PARRIS M. HOWARD, PT	)	ANSWER AND NOTICE
Certificate of Registration No. PT15594,	)	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").

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

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 ____ day of _____, 2017.

PARRIS M. HOWARD, PT

MAR - 3 2017

NEVADA STATE BOARD
OF PHARMACY

BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,	)	CASE NOS. 16-025-RPH-A-S
	)	16-025-RPH-B-S
Petitioner,	)	16-025-RPH-C-S
v.	)	16-025-PH-S
)	
DONNA RAYMOND, RPH	)	NOTICE OF INTENDED ACTION,
Certificate of Registration No. 18430	)	AND ACCUSATION
)	
MARJAN GHANEM, RPH)	
Certificate of Registration No. 19145)	
)	
ERALDA BAHU, RPH)	
Certificate of Registration No. 18086)	
)	
CVS PHARMACY #8827)	
Certificate of Registration No. PHN01676)	
)	
Respondents.	/	

Larry L. Pinson, 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 639.241.

I.

The Nevada State Board of Pharmacy (Board) has jurisdiction over this matter because at the time of the events alleged herein, Respondents Donna Raymond (Ms. Raymond), Certificate of Registration No. 18430, Marjan Ghanem (Ms. Ghanem), Certificate of Registration No. 19145, and Eralda Baho (Ms. Baho), Certificate of Registration No. 18086, were registered pharmacists with the Board, and Respondent CVS Pharmacy #8827, Certificate of Registration No. PHN01676 (CVS), was a pharmacy registered with the Board.

FACTUAL ALLEGATIONS

II.

On April 2, 2016, E.S. filed a consumer complaint with the Board Office alleging that CVS dispensed the injectable form of ampicillin rather than oral capsules prescribed by her

physician. E.S. alleges that CVS did not provide counseling at the time her husband purchased the medication.

III.

On March 29, 2016, Dr. Richter's office phoned in a prescription for E.S. to CVS.

IV.

Respondent Ms. Raymond transcribed the phoned in prescription for ampicillin 500 mg. capsules with instructions to take one capsule four (4) times per day for seven (7) days.

V.

That same day, Ms. Raymond performed the pre-data entry scan and the data entry into CVS' computer system, which designated the prescription as No. 735320. During data entry, Ms. Raymond inadvertently selected *ampicillin 500 mg. vials for injection*, rather than the *ampicillin 500 mg. capsules* as prescribed.

VI.

CVS did not have the ampicillin vials in stock. Prescription No. 735320 went into a holding status pending receipt of the medication.

VII.

CVS ordered the ampicillin vials and received them on March 31, 2016.

VIII.

On March 31, 2016, pharmaceutical technician Dolly Fajota (Ms. Fajota) completed the data entry and filling process of prescription No. 735320. Ms. Fajota staged the final product for the pharmacist's verification.

IX.

Pharmacist Marjan Ghanem (Ms. Ghanem) verified the data entry as accurate. Ms. Ghanem failed to detect that the prescription label read:

AMPICILLIN 500 MG *VIAL*
TAKE ONE *CAPSULE* BY MOUTH 4 TIMES A DAY FOR 7 DAYS

She also failed to detect that the National Drug Code (NDC) 00781-3407-95 printed on the label is the identifier for the *injectable* form of ampicillin 500 mg. That is not the NDC for ampicillin capsules.

X.

Ms. Ghanem performed the final product verification of prescription No. 735320. At final verification, Ms. Ghanem failed to identify the filling error.

XI.

The counseling pharmacist of record was Ms. Baho. The pharmacy did not document that patient counseling occurred.

XII.

On April 2, 2016, E.S. went to CVS to inform it of the error and to return the ampicillin vials.

XIII.

Ms. Baho was the pharmacist on duty when E.S. returned the erred medication.

XIV.

Ms. Baho filled and dispensed the correct medication to E.S. Again, the pharmacy did not document that patient counseling occurred.

XV.

Ms. Baho did not follow the pharmacy's workflow procedure to correct and reprocess prescription No. 735320. Ms. Baho edited the original prescription record in the computer system instead of inactivating it and generating a new prescription.

XVI.

Ms. Baho modified the prescription record by removing the original data that was entered for *ampicillin 500 mg vial* and replacing the record with details of the corrected fill.

XVII.

Editing the prescription record removed any reference of the filling error. CVS was unable to provide the Board Investigator with documentation of the original record for prescription No. 735320.

FIRST CAUSE OF ACTION

(Respondent Raymond)

XVIII.

NAC 639.945(1)(d) defines unprofessional conduct to include the failure by a licensee to follow strictly the instructions of a prescriber when filling, labeling and dispensing a prescription. Unprofessional conduct also includes performing duties in an “incompetent, unskillful or negligent manner.” *See* NAC 639.945(1)(i).

Ms. Raymond violated NAC 639.945(1)(d) and/or (i) by entering 500 mg. *vials for injection*, rather than the ampicillin 500 mg. *capsules* E.S.’s physician prescribed. That error, combined with other errors within the pharmacy, caused the pharmacy to dispense the wrong medication to the patient.

SECOND CAUSE OF ACTION

(Respondent Ghanem)

XIX.

NAC 639.945(1)(d) defines unprofessional conduct to include the failure by a licensee to follow strictly the instructions of a prescriber when filling, labeling and dispensing a prescription. Unprofessional conduct also includes performing duties in an “incompetent, unskillful or negligent manner.” *See* NAC 639.945(1)(i).

Ms. Ghanem violated NAC 639.945(1)(d) and/or (i) by verifying, labeling and dispensing 500 mg. *vials for injection*, rather than the ampicillin 500 mg. *capsules* E.S.’s physician prescribed. That error, combined with other errors within the pharmacy, caused the pharmacy to dispense the wrong medication to the patient.

THIRD CAUSE OF ACTION

(Respondent Baho)

XX.

NRS 639.266 requires a pharmacist, on receipt of a prescription and after review of the patient's record, to communicate with the patient, or a person caring for the patient, matters that will enhance the patient's therapy through drugs. NAC 639.707(1) and (2) require that discussion to include, among other things, the name of the drug, dosage and administration instructions, the intended use of the drug, common side effects, and other information that is necessary for the safe and effective use of the drug. Further, NAC 639.945(1)(i) defines unprofessional conduct as performing duties in an "incompetent, unskillful or negligent manner"

Ms. Baho violated NRS 639.266, NAC 639.707(1) and (2), and NAC 639.945(1)(i), when she failed to adequately counsel E.S. regarding the new prescription for ampicillin. That error, combined with other errors within the pharmacy, caused the pharmacy to dispense the wrong medication to the patient.

FOURTH CAUSE OF ACTION

(Respondents Baho and CVS)

XXI.

NAC 639.910(1)(a) states that "[a]ny computerized system used by a pharmacy for recording information concerning prescriptions must be designed in such a manner that it provides: (a) A readily retrievable printed record of the information relating to a prescription or a patient which the pharmacy is required to maintain pursuant to state or federal law, including, without limitation, information relating to the original prescription or the refill or modification of that prescription".

NAC 639.930(2) requires any computerized system used by a pharmacy in the dispensing process to "[p]revent access by a person who is not authorized to modify or manipulate information in the system.

Further, where a person modifies or manipulates information in a pharmacy's computer system, NAC 639.930(3) requires the system to identify (a) the fact that information was modified or manipulated, (b) the manner in which the modification occurred, (c) when the modification or manipulation occurred, and (d) the person who altered the data.

Ms. Baho and CVS violated NRS 639.210(4) and (17), NAC 639.482, NAC 639.910(1), NAC 639.930(2) and (3), NAC 639.945(1)(i) and (m) when CVS allowed Ms. Baho access and the ability to modify the data for Prescription No. 735320 by removing the original data and eliminating any reference to the filling error without keeping an adequate record of that modification in CVS Pharmacy #8827's computer system.

FIFTH CAUSE OF ACTION

XXII.

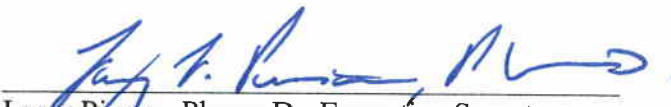
NAC 639.945(2) states that "[t]he owner of any business or facility licensed, certified or registered by the Board is responsible for the acts of all personnel in his or her employ". At the time of the violations alleged herein, Respondents Ms. Raymond, Ms. Ghanem, and Ms. Baho were CVS employees. As such, CVS is responsible for each of those violations.

XXIII.

The violations alleged herein, including in each cause of action, are grounds for discipline against the licenses of Donna Raymond, Marjan Ghanem, Eralda Baho and/or CVS Pharmacy #8827 pursuant to NRS 639.210(4), (11) and/or (12), as well as NRS 639.255.

WHEREFORE it is requested that the Nevada State Board of Pharmacy take appropriate disciplinary action with respect to the certificates of registration of these respondents.

Signed this 2nd day of March, 2017.



Larry Pinson, Pharm.D., Executive Secretary
Nevada State Board of Pharmacy

MAR 28 2017

NEVADA STATE BOARD
OF PHARMACY

BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,	)	CASE NO. 16-025-RPH-A-S
)	
Petitioner,)	
v.)	
)	
DONNA RAYMOND, RPH	)	ANSWER AND NOTICE
Certificate of Registration No. 18430,	)	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").

This is not in fact what occurred.

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

See attached please

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 26 day of March, 2017.


DONNA RAYMOND, RPH

In answer to the charges filed against me in regards to the prescription called in March 29, 2016 by Dr. Richter.

Dr. Richter did call in the medication for ampicillin in the vial for injection, which was then scanned into the computer. I realized the patient could not take the medication that way. I called Dr. Richter back and told him that I didn't think I could order the medication in that format. That CVS was not a hospital and would not have that form available. I also pointed out to him that the patient would not be able to use in that format at home.

Dr. Richter then asked what strength we had available in capsules. I checked the shelf and we did not have enough medication to fill the order and advised him we would have to order the medication. He asked my advice on dosing and I suggested he keep the same but change to capsule. I then changed prescription to reflect capsules prescribed.

At the end of the evening the technician informed me that we could order vials. I informed her that I had already spoken with doctor and changed to capsules and that was what should be ordered.

I do not know why vials were ordered for this patient. I assumed capsules were ordered.

I did not make a transcription error or incorrectly interpret Dr. Richter's order.

Danya
Raymond
PharmD

BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,	)	CASE NO. 16-025-RPH-B-S
)	
Petitioner,)	
v.)	
)	
MARJAN GHANEM, RPH	)	ANSWER AND NOTICE
Certificate of Registration No. 19145,	)	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").

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

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 ____ day of _____, 2017.

MARJAN GHANEM, RPH

BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,	)	CASE NO. 16-025-RPH-C-S
)	
Petitioner,)	
)	
v.)	
)	
ERALDA BAHO, RPH	)	ANSWER AND NOTICE
Certificate of Registration No. 18086,	)	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").

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

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 ____ day of _____, 2017.

ERALDA BAHO, RPH

BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,	)	CASE NO. 16-025-PH-S
)	
Petitioner,)	
)	
v.)	
)	
CVS PHARMACY #8827	)	ANSWER AND NOTICE
Certificate of Registration No. PHN01676,	)	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").

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

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 ____ day of _____, 2017.

Authorized Representative For
CVS PHARMACY #8827

BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,

Petitioner,

v.

HOYEON CHO, RPH

Certificate of Registration No. 18658

AMY LYNN DELUCA, RPH

Certificate of Registration No. 18793

CVS PHARMACY #5942

Certificate of Registration No. PH02020

Respondents.

CASE NO. 16-036-RPH-A-S

16-036-RPH-B-S

16-036-PH-S

NOTICE OF INTENDED ACTION AND ACCUSATION

Larry L. Pinson, 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 639.241.

JURISDICTION

I.

The Nevada State Board of Pharmacy (Board) has jurisdiction over this matter and these respondents because at the time of the events alleged herein, Respondent Hoyeon Cho (Ms. Cho), Certificate of Registration #18658, and Respondent Amy Lynn Deluca (Ms. Deluca), Certificate of Registration #18793, were pharmacists licensed by the Board; and Respondent CVS Pharmacy #5942 (CVS), Certificate of Registration PH02020, was a pharmacy licensed by the Board.

FACTUAL ALLEGATIONS

II.

On or about April 14, 2016, Dr. T. examined patient T. V. and prescribed Protonix (pantoprazole) 40mg with instructions to take one tablet twice a day for gastric ulcer.

III.

Dr. T. electronically transmitted the prescription to CVS on April 14, 2016, where pharmacist Ms. Cho entered the data into CVS' computer system. The computer system

designated the prescription as No. 800564.

IV.

During data entry, Ms. Cho entered the first three letters of the prescribed drug and selected *propranolol* from the dropdown box rather than *Protonix* as prescribed.¹

V.

Pharmaceutical technician S.R. filled the prescription with the medication and instructions for use as printed on the label. The label read:

“Propranolol 40 MG Tablet
TAKE 1 TABLET BY MOUTH TWICE A DAY FOR GASTRIC ULCER”

VI.

Ms. Cho was the verifying pharmacist for prescription No. 800564. Ms. Cho failed to detect the medication error when she verified the data entry and final product as accurate.

VII.

The counseling pharmacist of record was Ms. Cho. Pharmacy records indicate that Ms. Cho did not perform counseling for T.V.’s new prescription (No. 800564).

VIII.

Ms. Cho admits that the pharmacy’s policies and procedures for patient counseling were not followed.

IX.

T.V. maintains that he did not receive counseling for prescription No. 800564.

X.

T.V. ingested forty (40) propranolol 40 mg. tablets within a twenty (20) day time period. He reportedly suffered fatigue and lightheadedness as a result of the medication error.

XI.

Dr. T. discovered the error during T.V.’s annual wellness examination when T.V. presented the medication bottle dispensed by CVS.

¹ *Propranolol* is a beta-blocker used to treat tremors, angina, hypertension, and other heart or circulatory conditions. *Protonix* (pantoprazole) is a proton pump inhibitor used to treat erosive esophagitis and other conditions involving excess stomach acid.

XII.

During Board Staff's investigation, CVS was unable to provide a copy of the original records, duplicate label, and workflow documents for prescription No. 800564, and admits that Ms. Cho deleted the prescription from the pharmacy computer system.

XIII.

Ms. Cho admits that on May 4, 2016, she asked pharmaceutical technician B.O. to inactivate prescription No. 800564 in order to prevent future fills. B.O. inactivated the prescription in the pharmacy computer system as instructed.

XIV.

Amy Deluca was the managing pharmacist at CVS at the time of the events alleged herein.

FIRST CAUSE OF ACTION

(Respondent Cho)

XV.

Nevada Administrative Code (NAC) 639.945(1)(d) defines unprofessional conduct to include the failure by a licensee to follow strictly the instructions of a prescriber when filling, labeling and dispensing a prescription. Unprofessional conduct also includes performing duties in an "incompetent, unskillful or negligent manner" *See* NAC 639.945(1)(i).

Ms. Cho violated NAC 639.945(1)(d) and/or (i) by committing an error during data entry which resulted in the incorrect drug to be dispensed to the patient.

SECOND CAUSE OF ACTION

(Respondent Cho)

XVI.

NRS 639.266 requires a pharmacist, on receipt of a prescription and after review of the patient's record, to communicate with the patient, or a person caring for the patient, matters that will enhance the patient's therapy through drugs. NAC 639.707(1) and (2) require that discussion to include, among other things, the name of the drug, dosage and administration

instructions, the intended use of the drug, common side effects, and other information that is necessary for the safe and effective use of the drug. Further, NAC 639.945(1)(i) defines unprofessional conduct as performing duties in an “incompetent, unskillful or negligent manner”.

Ms. Cho violated NRS 639.266, NAC 639.707(1) and (2), and NAC 639.945(1)(i), when she failed to counsel T.V. regarding the new prescription.

THIRD CAUSE OF ACTION

(Respondent Cho)

XVII.

NAC 639.910(1)(a) states that “Any computerized system used by a pharmacy for recording information concerning prescriptions must be designed in such a manner that it provides: (a) A readily retrievable printed record of the information relating to a prescription or a patient which the pharmacy is required to maintain pursuant to state or federal law, including, without limitation, information relating to the original prescription or the refill or modification of that prescription”.

Ms. Cho violated NRS 639.210(4) and (17), NAC 639.482, and NAC 639.945(1)(i) and (m), and NAC 639.910(1), when she deleted the record for prescription no. 800564 by removing the original data and eliminating any reference of the filling error.

FOURTH CAUSE OF ACTION

(Respondent Deluca)

XVIII.

As the managing pharmacist/pharmacist in charge of CVS #5942 at the time of each of the violations alleged herein, Respondent Deluca is responsible for those violations, including those of her employees. *See* NRS 639.0087, NRS 639.210(15), NRS 639.220(3)(c), NAC 639.702 and NAC 639.910(2).

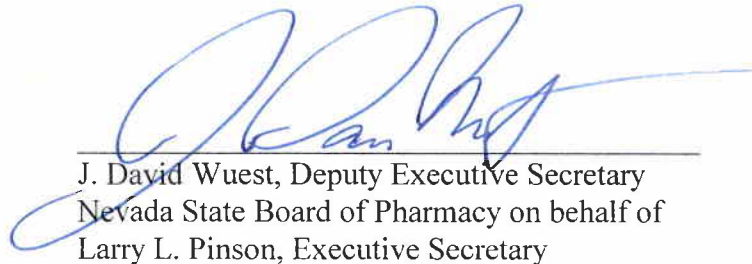
FIFTH CAUSE OF ACTION
(Respondent CVS Pharmacy #5942)

XIX.

As the pharmacy in which the violations alleged above occurred, CVS is responsible for the actions of respondent Hoyeon Cho, as alleged herein, pursuant to NAC 639.945(2), which is grounds for discipline pursuant to NRS 639.210(4), (11) and/or (12), and NRS 639.255.

WHEREFORE it is requested that the Nevada State Board of Pharmacy take appropriate disciplinary action with respect to the certificates of registration of these respondents.

Signed this 13th day of September, 2017.



J. David Wuest, Deputy Executive Secretary
Nevada State Board of Pharmacy on behalf of
Larry L. Pinson, Executive Secretary

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 regarding your certificate of registration. To do so, you must mail to the Board within 15 days of your receipt of this Notice of Intended Action and Accusation a written statement showing your compliance.

BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,	)	ANSWER AND
	)	NOTICE OF DEFENSE
Petitioner,)	
v.)	
)	
HOYEON CHO, RPH	)	CASE NO. 16-036-RPH-A-S
Certificate of Registration No. 18658)	
)	
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").

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

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 ____ day of September, 2017.

HOYEON CHO, R.PH.

BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,)	ANSWER AND
	)	NOTICE OF DEFENSE
Petitioner,)	
v.)	
)	
AMY LYNN DELUCA, RPH	)	CASE NO. 16-036-RPH-B-S
Certificate of Registration No. 18793)	
)	
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").

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

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 ____ day of September, 2017.

AMY LYNN DELUCA, R.PH.

BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,)	ANSWER AND
	)	NOTICE OF DEFENSE
Petitioner,)	
v.)	
)	
CVS PHARMACY #5942	)	CASE NO. 16-036-PH-S
Certificate of Registration No. PH02020)	
)	
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")

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

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 ____ day of September, 2017.

Type or print name

AUTHORIZED REPRESENTATIVE FOR
CVS PHARMACY #5942

NEVADA STATE BOARD OF PHARMACY,

Petitioner,

 \mathbf{y}_i

WILLIE EDWARD BAWARSKI, RPH

Certificate of Registration No. 17952,

JENNIFER T. CHAN, RPH

Certificate of Registration No. 14660, and

WALGREENS PHARMACY #07864

Certificate of Registration No. PH01977.

Respondents.

CASE NO. 15-043-RPH-A-S

15-043-RPH-B-S

15-043-PH-S

NOTICE OF INTENDED ACTION AND ACCUSATION

Larry L. Pinson, 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 639.241.

JURISDICTION

I.

The Nevada State Board of Pharmacy (Board) has jurisdiction over this matter and these respondents because at the time of the alleged events, Respondent Willie Edward Bawarski, Certificate of Registration No. 17952 (Mr. Bawarski), and Respondent Jennifer T. Chan, Certificate of Registration No. 14660 (Ms. Chan) were pharmacists registered by the Board; and Respondent Walgreens Pharmacy #07864, Certificate of Registration No. PH01977 (Walgreens) was a pharmacy registered by the Board.

FACTUAL ALLEGATIONS

II.

On or about May 20, 2015, Patient J.C. saw her physician and received a prescription for Tegretol 100 mg. tablets with instructions to take one tablet every day for seven (7) days, then

take one tablet every twelve (12) hours as needed.

III.

J.C. tendered the prescription to Walgreens on May 20, 2015, where pharmaceutical technician N.H. entered the data into Walgreens' computer system. The computer system designated the prescription as no. 1230834.

IV.

Walgreens did not have the name brand product Tegretol (generic name carbamazepine) in stock.

V.

During data entry, N.H. substituted generic *carbamazepine* 200 mg. tablets for the *Tegretol* 100 mg. tablets prescribed.

VI.

The substitution of carbamazepine 200 mg. tablets required N.H. to convert the dosage to equate the strength prescribed for the 100 mg. Tegretol tablets.

VII.

N.H. entered erroneous instructions for use during the data entry of carbamazepine 200 mg. tablets.

VIII.

The following table lists the drug names with the directions for use prescribed and the incorrect directions for use included on the prescription label dispensed to J.C.:

Medication	Directions for Use
<u>Prescribed:</u> Tegretol 100 mg. tablets	take 1 tablet each day for 7 days (100 mg/day) then take 1 tablet every 12 hours (200 mg/day)
<u>Dispensed:</u> Carbamazepine 200 mg. tablets	take ½ tablet each day for 7 days (100 mg/day) then take 1 tablet every 12 hours as needed (400 mg/day)

IX.

The label on the dispensed carbamazepine included the correct dosage strength for the initial seven-day course of treatment. The dosing instructions for the subsequent days was double the strength prescribed.

X.

Mr. Bawarski was the verifying pharmacist for prescription no. 1230834. Mr. Bawarski failed to detect the dosing error when he verified data entry and the final product as accurate.

XI.

Mr. Bawarski admits that he "did not realize the dosage issue" during verification and does not look at the prescription image unless he has a question or concern regarding the medication.

XII.

Pharmacy records show that patient counseling was declined. The counseling pharmacist of record was Ms. Chan.

XIII.

J.C.'s husband picked up the medication from Walgreens and maintains that counseling was not provided or offered.

XIV.

J.C. ingested carbamazepine at two times the prescribed dose for twelve (12) days, which caused her to experience adverse effects including migraines, nausea, lightheadedness, and extreme fatigue for approximately one month.

XV.

Pharmacist R.K. detected the error during the data review process when refilling J.C.'s prescription on June 7, 2015. R.K. closed prescription no. 1230834 in the pharmacy computer system. R.K. created a new prescription for carbamazepine 200 mg. tablets with the correct directions for use. The computer designated the prescription as no. 1237552.

FIRST CAUSE OF ACTION

(Respondent Bawarski)

XVI.

Nevada Administrative Code (NAC) 639.945(1)(d) defines unprofessional conduct to include the failure by a licensee to follow strictly the instructions of a prescriber when filling, labeling and dispensing a prescription. Unprofessional conduct also includes performing duties in an “incompetent, unskillful or negligent manner”. *See* NAC 639.945(1)(i).

Mr. Bawarski violated NAC 639.945(1)(d) and/or (i) by verifying the data entry and final product of prescription no. 1237552, in which a technician’s erroneous data entry of the directions for use resulted in the patient ingesting two times the prescribed dose. Mr. Bawarski verified as accurate carbamazepine 200 mg. tablets with instructions to take ½ tablet each day for 7 days (100 mg/day) then take 1 tablet every 12 hours (**400 mg/day**); rather than the prescribed carbamazepine 100 mg. tablets with instructions to take tablet 1 each day for 7 days (100 mg/day) then take 1 tablet every 12 hours (**200 mg/day**).

SECOND CAUSE OF ACTION

(Respondent Chan)

XVII.

NRS 639.266 requires a pharmacist, on receipt of a prescription and after review of the patient’s record, to communicate with the patient, or a person caring for the patient, matters that will enhance the patient’s therapy through drugs. NAC 639.707(1) and (2) require that discussion to include, among other things, the name of the drug, dosage and administration instructions, the intended use of the drug, common side effects, and other information that is necessary for the safe and effective use of the drug. Further, NAC 639.945(1)(i) defines unprofessional conduct as performing duties in an “incompetent, unskillful or negligent manner”.

Ms. Chan violated NRS 639.266, NAC 639.707(1) and (2), and NAC 639.945(1)(i), when

she failed to adequately counsel J.C's husband regarding the new prescription for carbamazepine 200 mg tablets (prescription no. 1230834) . That error, combined with other errors within the pharmacy, caused the pharmacy to dispense the medication with the incorrect directions for use.

THIRD CAUSE OF ACTION

(Respondent Bawarski)

XVIII.

As the managing pharmacist/pharmacist in charge of Walgreens Pharmacy #07864 at the time of each of the violations alleged herein, Respondent Bawarski is responsible for those violations, including those of his employees. *See* NRS 639.0087, NRS 639.210(15), NRS 639.220(3)(c), NAC 639.702 and NAC 639.910(2).

FOURTH CAUSE OF ACTION

(Respondent Walgreens #07864)

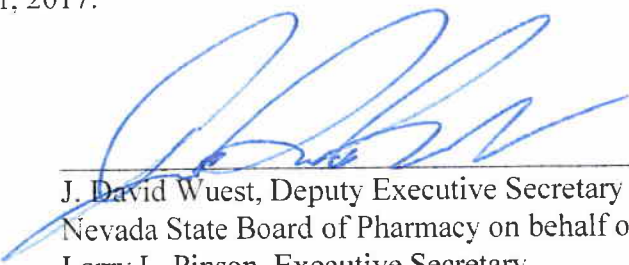
XIX.

As the pharmacy in which the violations alleged above occurred, Walgreens is responsible for the actions of respondents Willie Edward Bawarski and Jennifer T. Chan, as alleged herein, pursuant to NAC 639.945(2).

For the forgoing error and violations, the license(s)/registration(s) of Respondents, and each of them, are subject to discipline, suspension, or revocation pursuant to the previously cited statutes and regulations, including, but not limited to, NRS 639.210(4), (11), (12), and/or (15), as well as NRS 639.230(5) and/or NRS 639.255.

WHEREFORE it is requested that the Nevada State Board of Pharmacy take appropriate disciplinary action with respect to the certificates of registration of these respondents.

Signed this 13th day of September, 2017.


J. David Wuest, Deputy Executive Secretary
Nevada State Board of Pharmacy on behalf of
Larry L. Pinson, Executive Secretary

BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,	)	ANSWER AND
	)	NOTICE OF DEFENSE
Petitioner,)	
v.)	
)	
WILLIE EDWARD BAWARSKI, RPH	)	CASE NO. 15-043-RPH-A-S
Certificate of Registration No. 17952)	
)	
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").

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

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 ____ day of September, 2017.

WILLIE EDWARD BAWARSKI, R.PH.

BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,)	ANSWER AND
	)	NOTICE OF DEFENSE
Petitioner,)	
v.)	
)	
JENNIFER T. CHAN, RPH	)	CASE NO. 15-043-RPH-B-S
Certificate of Registration No. 14660)	
)	
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")

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

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 ____ day of September, 2017.

JENNIFER T. CHAN, RPH

BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,

Petitioner,

v.

WALGREENS PHARMACY #07864

Certificate of Registration No. PH01977

Respondent.

) **ANSWER AND**
) **NOTICE OF DEFENSE**

) **CASE NO. 15-043-PH-S**

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")

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

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 ____ day of September, 2017.

Type or print name

AUTHORIZED REPRESENTATIVE FOR
WALGREENS PHARMACY #07864