



NEVADA STATE BOARD OF PHARMACY

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• Web Page: bop.nv.gov

MINUTES

June 2-3, 2021

BOARD MEETING

The Nevada State Board of Pharmacy will conduct a meeting beginning Wednesday, June 2, 2021 at 9:00 am. The meeting will continue, if necessary, on Thursday, June 3, 2021 at 9:00 am or until the Board concludes its business at the following location:

Pursuant to Governor Steve Sisolak's Emergency Directive 044, the meeting can be listened to or viewed live over Zoom remotely or at the following location:

Home2 Suites Las Vegas Strip South
7740 Las Vegas Blvd. South
Las Vegas, NV 89123

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

or

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

Board Members Present:

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

Board Staff Present:

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

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

Dave Wuest stated that this Board Meeting is being held over Zoom and is in compliance with the Governor's directive and Open Meeting Laws for Nevada.

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

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

2. Public Comment June 2, 2021, 9:00 AM

Sheyanne Moore stated that she was in attendance to appear regarding her application.

Steve Syracuse stated that he was in attendance to appear regarding his application.

3. Approval of the April 14-15, 2021 Meeting Minutes

Board Action:

Motion: Jade Jacobo moved to approve the April 14-15, 2021 Meeting Minutes.

Second: Wayne Mitchell

Action: Passed unanimously.

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

- A. Bandana Rx – Concord, CA
- B. Cherry Hill Village Pharmacy LLC – Canton, MI
- C. HighPoint Pharmacy – Arlington, TX
- D. J & B Pharmacy Services Inc. – Wixom, MI
- E. Manifest Pharmacy – Greer, SC
- F. NIXONA RX LLC – Phoenix, AZ
- G. Optum Frontier Therapies, LLC – Flint, MI
- H. Pyramids Infusion Center – Webster, TX
- I. Telecare Pharmacy LLC – Libertyville, IL
- J. Tin RX Castro San Francisco – San Francisco, CA

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

- K. Beaker Pharmacy – McKinney, TX
- L. Riverside Pharmacy – Bullhead City, AZ
- M. The Daily Dose Pharmacy – Austin, TX

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

- N. Agiliti Health, Inc – McDonough, GA

- O. Agiliti Health, Inc. – Memphis, TN
- P. Agiliti Health, Inc – Norcross, GA
- Q. Agiliti Health, Inc – Salt Lake City, UT
- R. American Medical Distribution, Inc. – Largo, FL
- S. ASMR LLC – Centennial, CO
- T. BioTel INR, LLC – South San Francisco, CA
- U. Calmed Medical Supplies and Repair, Inc. – Southfield, MI
- V. CardioNet, LLC – Malvern, PA
- W. CardioNet, LLC – San Francisco, CA
- X. Cerotto Inc. – Riverside, CA
- Y. DDP Medical Supply – St. Petersburg, FL
- Z. Developed Medical, LLC – Manalapan, NJ
- AA. DEXCOM, INC – Mesa, AZ
- BB. Gaboro Medical Supply – Stroudsburg, PA
- CC. Henry Schein Inc. – Fort Worth, TX
- DD. Home Delivery Incontinent Supplies. Co. – St. Peters, MO
- EE. Horizon Medical Solutions, Inc. – Norwood, MA
- FF. LifeSure LLC – Miramar, FL
- GG. Lincoln Health Supply – Fort Lauderdale, FL
- HH. MED-EL Corporation – Durham, NC
- II. Pathema DME LLC – Lauderhill, FL
- JJ. Tarheel Surgical Supply, LLC – Thomasville, NC
- KK. Telcare Medical Supply, LLC – Linwood, PA
- LL. The Medcom Group, Ltd. – Windsor, CO
- MM. West Lake Rx, LLC – San Antonio, TX
- NN. Wound Care Resources, Inc. – Yorkville, TN
- OO. Wound Care Resources Sales - Yorkville, TN

4.4 Applications for Nevada Medical, Devices, Equipment and Gases License – Non-appearance (**FOR POSSIBLE ACTION**)

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

Background Check Not Required by Law.

4.5.1 Distributor for Single Manufacturer (NAC 639.593(7)(e))

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

- PP. Accord BioPharma Inc – Durham, NC
- QQ. Accord Healthcare Inc – Durham, NC
- RR. Anivive Lifesciences, Inc. – Lakewood, CA
- SS. Apollo Pharmaceuticals USA Inc. – Palm Beach Gardens, FL
- TT. Athem, LLC – East Brunswick, NJ
- UU. Blu Pharmaceuticals – Greenvale, NY
- VV. BTG International Inc. – West Conshohocken, PA

- WW. Distribution Unlimited LLC – Peoria, AZ
- XX. Horizon Medicines LLC – Deerfield, IL
- YY. Mayne Pharma, Inc. – Greenville, NC
- ZZ. Nomax Inc./Amcon Laboratories Inc. – St.Louis, MO
- AAA. Oryza Pharmaceuticals, Inc. – Coral Springs, FL
- BBB. Primary Pharmaceuticals, INC – Ocean Springs, MS
- CCC. Tanvex BioPharma USA, Inc. – San Diego, CA

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

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

- DDD. DDP Medical Supply, St. Petersburg, FL
- EEE. MXR Imaging Inc. – Hazelwood, MO
- FFF. Optum Frontier Therapies, LLC – Flint, MI
- GGG. UPS Supply Chain Solutions, Inc. – Columbus, OH

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

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

- HHH. ADC Therapeutics America, Inc. – Murray Hill, NJ
- III. Akcea Therapeutics, Inc. – Boston, MA
- JJJ. Ardelyx, Inc. – Waltham, MA
- KKK. Dicerna Pharmaceuticals, Inc. – Lexington, MA
- LLL. Oyster Point Pharma, Inc. – Princeton, NJ
- MMM. Palatin Technologies, Inc. – Cranbury, NJ
- NNN. Radius Health, Inc. – Boston, MA
- OOO. Teligent Pharma, Inc. – Buena, NJ
- PPP. Viela Bio, Inc. – Gaithersburg, MD
- QQQ. Y-mAbs Therapeutics, Inc. – Nutley, NJ

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

- RRR. McKesson Medical-Surgical Inc. – City of Industry, CA
- SSS. McKesson Medical-Surgical Inc. – Jacksonville, FL
- TTT. McKesson Medical-Surgical Inc. – Stoughton, MA
- UUU. UPS Supply Chain Solutions, Inc. – Harrisburg, PA

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

- VVV. Dynamic Diagnostics, Inc. – Plymouth, MI
- WWW. Fresenius Kabi, LLC – Pleasant Prairie, WI
- XXX. Nexus Pharmaceuticals Inc. – Lincolnshire, IL
- YYY. Redwood Distribution – El Paso, TX
- ZZZ. Right Way Medical, LLC – Westerville, OH

4.6 Application for Nevada Wholesaler License – Non-appearance **(FOR POSSIBLE ACTION)**

4.6.1 Manufacturer (NAC 639.593(7)(d))

AAAA. Intra-Sana Laboratories LLC – Las Vegas, NV

4.7 Application for Nevada Warehouse License– Non-appearance **(FOR POSSIBLE ACTION)**

BBBB. Optum Frontier Therapies II, LLC – Las Vegas, NV

The Board discussed the products and services provided by item 4H and requested staff remove item from the Consent Agenda and have the company appear at a future Board meeting.

Jade Jacobo recused from participation for items 4G, 4FFF, and 4BBBB since she works for the company.

Board Action:

Motion: Wayne Mitchell moved to approve Consent Agenda items 4G, 4FFF, and 4BBBB.

Second: Krystal Freitas

Action: Passed unanimously (Jacobó recused).

Board Action:

Motion: Wayne Mitchell moved to approve the Consent Agenda except items 4G, 4FFF, 4BBBB, and 4H.

Second: Richard Tomasso

Action: Passed unanimously.

5. Disciplinary hearings pursuant to NRS 639.247. **(FOR POSSIBLE ACTION)**

A. Vidur Mahadeva, MD (20-111-CS-N)

Carl Hebert appeared as counsel representing Dr. Mahadeva.

Dr. Mahadeva appeared and was sworn in by President Park prior to answering questions and offering testimony.

Brett Kandt prosecuted the case and referenced the documents entered into the record by stipulation of the parties, including the initial suspension of Dr. Mahadeva's DEA registration, the subsequent suspension of his Registration No. CS11174, the November 17, 2020, search of his office and seizure of his inventory of controlled substances and dangerous drugs, and his subsequent execution of the DEA Surrender for Cause.

Mr. Hebert called Dr. Mahadeva as a witness; Dr. Mahadeva testified concerning his practices with regard to drugs and answered questions from the Board.

Board discussion ensued regarding the other people involved at his practice and their role, how he obtained some of his drugs, why did he not throw out his expired/adulterated drugs, and if he was prescribing and dispensing drugs without a valid registration.

Mr. Kandt requested that the Board make findings of fact consistent with paragraphs 1-11 of the First Amended Accusation with the removal of the specific date mentioned in paragraph 8.

Board discussion ensued.

Board Action:

Motion: Richard Tomasso moved to make findings of fact as proposed by Mr. Kandt.

Second: Wayne Mitchell

Action: Passed unanimously.

Mr. Kandt requested that the Board make conclusions of law consistent with paragraphs 12-29 of the First Amended Accusation which includes six causes of action.

Board Action:

Motion: Wayne Mitchell moved to make conclusions of law as proposed by Mr. Kandt.

Second: Rolf Zakariassen

Action: Passed unanimously.

Mr. Kandt requested that President Park enter his timesheet for prosecuting this matter into the record. The total amount for attorney's fees and costs was \$1989.10. Mr. Hebert had no objection.

President Park admitted the timesheet into the record.

Mr. Kandt requested that the Board revoke Dr. Mahadeva's Certificate of Registration No. CS11174. Dr. Mahadeva may petition for reinstatement after one year with revocation effective immediately. Dr. Mahadeva to pay \$10000 fine.

Richard Tomasso commented that Dr. Mahadeva may petition for reinstatement after two years is more appropriate.

Board Action:

Motion: Richard Tomasso moved to revoke Dr. Mahadeva's Certificate of Registration No. CS11174 effective immediately. Dr. Mahadeva may not petition for reinstatement for two years, and shall pay a fine of \$10000.

Second: Wayne Mitchell

Action: Passed unanimously.

Mr. Kandt requested that the Board award \$1989.10 in attorney's fees and costs pursuant to NRS 622.400 on the basis that they were reasonable, necessary and actually incurred.

Mr. Hebert commented that he reviewed the attorney's fees and costs and finds it reasonable.

Board Action:

Motion: Jade Jacobo moved to award attorney's fees and costs of \$1989.10 pursuant to NRS 622.400 as proposed by Mr. Kandt.

Second: Krystal Freitas

Action: Passed unanimously.

B. Frank Silver, MD

(21-001-CS-S)

Robert DeMarco appeared as counsel representing Dr. Silver.

Dr. Silver was not present.

Gener Tejero disclosed that he knows Dr. Silver but stated that he could participate in this matter fairly and without bias.

Brett Kandt prosecuted the case and presented a proposed a Stipulation and Order for the Board's consideration.

1. Respondent pay a fine of \$3000 payable to the State of Nevada
2. Respondent pay \$1000 for recoverable attorney's fees and costs to the Nevada State Board of Pharmacy
3. Respondent shall establish policies and procedures in his practice to ensure compliance with Nevada law.

- Respondent shall comply with all federal and state statutes and regulations regarding cosmetic injectables.

Board discussion ensued.

Mr. DeMarco had no objections to the Stipulation and Order presented by Mr. Kandt.

Board Action:

Motion: Jade Jacobo moved to approve the Stipulation and Order as presented by Mr. Kandt regarding Case No. 21-001-CS-S.

Second: Wayne Mitchell

Action: Passed unanimously.

- Lin's Supermarket, Inc. (18-028-PH-S) (20-063-PH-S)

This matter was continued to a future Board Meeting.

- Katila Pipitone, RPH (18-028-RPH-A-S) (20-063-RPH-S)

This matter was continued to a future Board Meeting.

- Timothy Johnson, RPH (18-028-RPH-B-S)

This matter was continued to a future Board Meeting.

- Direct Compounding and Outsourcing, LLC (19-070-PH-S)

This matter was continued to a future Board Meeting.

- Scot Silber, RPH (19-070-RPH-S)

This matter was continued to a future Board Meeting.

- Michael Thomas, PT (19-070-PT-A-S)

This matter was continued to a future Board Meeting.

- Krystal Hernandez, PT (19-070-PT-B-S)

This matter was continued to a future Board Meeting.

- Gary Manley, PA-C (20-224-CS-S)

Todd Weiss appeared as counsel representing Mr. Manley.

Mr. Manley was not present.

President Park disclosed that she worked with Mr. Manley but stated that she could participate in this matter fairly and without bias.

Krystal Freitas disclosed that she was a student of Mr. Manley but stated that she could participate in this matter fairly and without bias.

Brett Kandt prosecuted the case and referenced the Order to Show Cause issued in response to Mr. Manley's surrender of his DEA registration for cause.

Board discussion ensued.

Mr. Kandt requested that the Board make findings of fact consistent with paragraphs 1-4 of the Order to Show Cause.

Board Action:

Motion: Wayne Mitchell moved to make findings of fact as proposed by Mr. Kandt.

Second: Rolf Zakariassen

Action: Passed unanimously.

Mr. Kandt requested that the Board make conclusions of law consistent with paragraph 5 in the Order of Show Cause.

Board Action:

Motion: Jade Jacobo moved to make conclusions of law as proposed by Mr. Kandt.

Second: President Park

Action: Passed unanimously.

Mr. Kandt requested that the Board revoke Mr. Manley's Certificate of Registration No. CS18989. Mr. Manley may petition for reinstatement after one year with revocation effective immediately.

Board Action:

Motion: Jade Jacobo moved to revoke Mr. Manley's Certificate of Registration No. CS18989. Mr. Manley may petition for reinstatement after one year with revocation effective immediately.

Second: Rolf Zakariassen

Action: Passed unanimously.

6. Appeal hearing pursuant to NRS 639.2895(2) (**FOR POSSIBLE ACTION**)

A. SleepSafeSolutions LLC (20-131-S)

SleepSafeSolutions LLC withdrew their appeal.

Mr. Kandt requested that a letter by the respondent be entered into the record requesting withdrawal of their appeal.

President Park entered the letter into the record.

B. Rafael Mirchou, MD (19-107-S)

Mr. Kandt stated that the respondent vacated their appeal.

Mr. Kandt requested that a letter by the respondent be entered into the record requesting withdrawal of his appeal.

President Park entered the letter into the record.

22. Application for Euthanasia Technician Registration– Appearance. (**FOR POSSIBLE ACTION**)

Christina Lee Pope-Madziarek

Christina Lee Pope-Madziarek appeared and was sworn in by President Park prior to answering questions and offering testimony.

Ms. Pope-Madziarek provided background on her disclosure regarding an arrest for possession of an illegal substance. She commented that she has changed.

Board discussion ensued regarding the process of providing the euthanasia service, what type of euthanasia drugs would be used, and if she still has a problem with substance abuse.

Ms. Pope-Madziarek answered questions to the Board's satisfaction.

Board discussion ensued regarding putting conditions on her licensure.

Board Action:

Motion: Jade Jacobo moved to approve Christina Lee Pope-Madziarek's Euthanasia Technician application with the condition that she can only administer Sodium Pentobarbital.

Second: Gener Tejero

Action: Passed unanimously.

9. Applications for Pharmaceutical Technician in Training Registration– Appearance.
(FOR POSSIBLE ACTION)

C. Sheyanne Moore

Sheyanne Moore appeared and was sworn in by President Park prior to answering questions and offering testimony.

Ms. Moore provided background on her disclosure regarding illegal substance abuse. She commented that she has changed.

Board discussion ensued regarding her disclosure, if her counseling is personal or subject by a court order, and if the Managing Pharmacist who signed her application still works at the pharmacy.

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

Board discussion ensued regarding Ms. Moore undergoing a PRN evaluation or equivalent.

Board Action:

Motion: Jade Jacobo moved to approve Sheyanne Moore's Pharmaceutical Technician in Training registration pending favorable PRN evaluation or equivalent.

Second: Krystal Freitas

Action: Passed unanimously.

13. Application for Nevada Pharmacy License – Appearance **(FOR POSSIBLE ACTION)**

A. Elemental Pharmacy – Las Vegas, NV

Randy Case, CEO, and Jenner Sinang, Managing Pharmacist, appeared and were sworn in by President Park prior to answering questions and offering testimony.

Mr. Case provided background on the application and his disclosure regarding a DUI.

Joe Dodge, Nevada Board of Pharmacy Inspector, questioned Mr. Case and Mr. Sinang regarding the business model and Mr. Sinang's work history.

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

Board discussion ensued regarding concerns of Mr. Case recommending his hemp business to customers. In addition, Mr. Sinang's work history is not properly reflected in the application.

President Park offered Mr. Case the opportunity to table his application in order to get the correct information regarding Mr. Sinang's work history.

President Park tabled Elemental Pharmacy's application at their request.

D. Premier Pharmacy – Las Vegas, NV

Johnny Nguyen, Owner, appeared and was sworn in by President Park prior to answering questions and offering testimony.

Mr. Dodge questioned Mr. Nguyen regarding his business model and their Managing Pharmacist, Jorge Ramirez-Silva's, work history.

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

Board Action:

Motion: Jade Jacobo moved to approve Premier Pharmacy license.

Second: Wayne Mitchell

Action: Passed unanimously.

18. Applications for Out-of-State Wholesaler License – Appearance (**FOR POSSIBLE ACTION**)

G. VET4U, LLC – East Syracuse, NY – Background Check completed in compliance with NRS 639.500 – Disqualifying Events – Disclosure

Raymond Davis, Owner, appeared and was sworn in by President Park prior to answering questions and offering testimony.

Mr. Davis provided background on his disclosure regarding a DUI and the business model for his company.

Board Action:

Motion: Wayne Mitchell moved to approve Out of State Wholesaler license for Vet4U, LLC.

Second: Gener Tejero

Action: Passed unanimously.

8. Application for Recovery Center License- Appearance **(FOR POSSIBLE ACTION)**

Desert Orthopaedic Center Recovery Center – Las Vegas, NV

Mary Grear (Managing Pharmacist), Mike Rose (Administrator), and Derek Goffstein (Medical Director) appeared and were sworn in by President Park prior to answering questions and offering testimony.

Mr. Kandt provided background on their appearance as this is the first application for this license category.

President Park disclosed that Ms. Grear is on the Board of Trustees at Roseman University but stated that she could participate in this matter fairly and without bias.

Board questioned Ms. Grear regarding the company's business model, her administrative disclosure, and company's procedure for unlabeled medicine.

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

Board Action:

Motion: Jade Jacobo moved to approve Recovery Center license for Desert Orthopaedic Center Recovery Center.

Second: Gener Tejero

Action: Passed unanimously.

9. Applications for Pharmaceutical Technician in Training Registration– Appearance. **(FOR POSSIBLE ACTION)**

A. Nicole Brooks

Nicole Brooks appeared and was sworn in by President Park prior to answering questions and offering testimony.

Ms. Brooks requested a closed session for this matter.

Board Action:

Motion: President Park moved to go into closed session for Nicole Brooks.

Second: Jade Jacobo

Action: Passed unanimously.

Board Action:

Motion: President Park moved to go into open session.

Second: Jade Jacobo

Action: Passed unanimously.

No decision was made regarding Ms. Brooks application during closed session.

President Park questioned Ms. Brooks on why she wants to be a pharmacy technician.

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

Board Action:

Motion: Wayne Mitchell moved to approve Nicole Brooks Pharmaceutical Technician in Training registration pending updated application to reflect her disclosure.

Second: Jade Jacobo

Action: Passed unanimously.

B. Odetta Kilgore

Odetta Kilgore appeared and was sworn in by President Park prior to answering questions and offering testimony.

Courtney Lee, General Counsel for Nevada State Board of Pharmacy, provided background on Ms. Kilgore's disclosures.

Board discussion ensued regarding clarification on Ms. Kilgore's disclosures and events that occurred with it, and wanted to know how Ms. Kilgore has changed since then.

Ms. Kilgore answered questions from the Board, but she was unable to provide an explanation for the revocation of her driver's license.

Board Action:

Motion: Jade Jacobo moved to deny Odetta Kilgore's Pharmaceutical Technician in Training registration.

Second: Wayne Mitchell

President Park commented that she would consider giving Ms. Kilgore another chance.

Gener Tejero commented that he would need more information before deciding on her application.

Aye: Jacobo

Nay: Park, Mitchell, Zakariassen, Freitas, Tomasso, Tejero

Action: Motion fails.

President Park offered Ms. Kilgore the opportunity to table her application in order to retrieve the information regarding her revocation of driver's license for the Board to review.

President Park tabled Ms. Kilgore's application at her request.

D. Jodi Sabala

Jodi Sabala appeared and was sworn in by President Park prior to answering questions and offering testimony.

Ms. Sabala stated that she changed her last name back to her maiden name. She goes by Jodi Sills.

Ms. Sills presented a letter of recommendation to the Board by her Managing Pharmacist.

Ms. Lee provided background to the Board regarding Ms. Sills disclosure regarding stolen property.

Board wanted clarification on events that occurred with her disclosure and how she changed since then.

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

Board Action:

Motion: Wayne Mitchell moved to approve Jodi Sills Pharmaceutical Technician in Training registration.

Second: Krystal Freitas

Action: Passed unanimously.

10. Applications for Intern Pharmacist Registration– Appearance. **(FOR POSSIBLE ACTION)**

Ryan Kniesner

Ryan Kniesner appeared and was sworn in by President Park prior to answering questions and offering testimony.

Ms. Lee provided background to Board regarding Mr. Kniesner's disclosures regarding a DUI, driving without privileges, alcoholic possession/consume/purchase by a minor, and a battery charge.

Board questioned Mr. Kniesner's current standing in school, why he decided to change since his disclosures, and if he still consumes alcohol.

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

Board Action:

Motion: Jade Jacobo moved to approve Ryan Kniesner's Intern Pharmacist registration pending favorable PRN evaluation or equivalent.

Second: Wayne Mitchell

Action: Passed unanimously.

11. Applications for Controlled Substance Registration - Appearance. **(FOR POSSIBLE ACTION)**

B. Chester Wright, MD

Chester Wright appeared and was sworn in by President Park prior to answering questions and offering testimony.

Ms. Lee provided background on Mr. Wright's disclosure regarding alcohol addiction.

Mr. Wright commented that he is sober now.

Board questioned Mr. Wright on if he is in good standing in Montana and clarification of when he completed his treatment.

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

Board Action:

Motion: Gener Tejero moved to approve Chester Wright's Controlled Substance registration.

Second: Rolf Zakariassen

Action: Passed unanimously.

12. Applications for Advance Practice Registered Nurse – Prescribe Registration– Appearance. **(FOR POSSIBLE ACTION)**

Pippa Stewart

Pippa Stewart appeared and was sworn in by President Park prior to answering questions and offering testimony.

Mr. Kandt provided background to the Board on Ms. Stewart's disclosure.

Board questioned Ms. Stewart regarding her current license status in California and if her fines have been paid.

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

Board discussion ensued regarding Ms. Stewart's disclosure and possible restrictions to her Nevada license.

Board Action:

Motion: Jade Jacobo moved to approve Pippa Stewart's Advance Practice Registered Nurse – Prescribe registration with conditions to only allow dangerous drugs. If she would like to obtain a Controlled Substance registration, she will need to apply after one year and appear in front of the Board.

Second: Krystal Freitas

Aye: Park, Zakariassen, Freitas, Tomasso, Jacobo, Tejero

Nay: Mitchell

Action: Motion carries.

13. Application for Nevada Pharmacy License – Appearance (**FOR POSSIBLE ACTION**)

B. PipelineRx – Las Vegas, NV

Pamela Obah, Managing Pharmacist, and Christopher Smith, Legal Counsel, appeared and were sworn in by President Park prior to answering questions and offering testimony.

Mr. Dodge provided background regarding an ownership change.

Mr. Dodge questioned Ms. Obah regarding the business model and their disclosure for PipelineRx.

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

Board Action:

Motion: Wayne Mitchell moved to approve change of ownership for PipelineRx Pharmacy license.

Second: Jade Jacobo

Action: Passed unanimously.

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

David Shimp (Managing Pharmacist), Anisha Patel (Owner), and Sachan Patel (Pharmacy Consultant) appeared and were sworn in by President Park prior to answering questions and offering testimony.

Mr. Dodge provided background to the Board regarding Mr. Shimp's disclosures.

Board questioned Mr. Shimp on if he appeared in front of the Board previously for his disclosures, what events occurred with his disclosure regarding reckless driving, and his work experience.

Board questioned Ms. Patel on what her role is and why she wanted to open a pharmacy.

Mr. Shimp and Ms. Patel answered questions to the Board's satisfaction.

Board Action:

Motion: Jade Jacobo moved to approve Plus One Pharmacy license.

Second: Krystal Freitas

Action: Passed unanimously.

14. Applications for Out-of-State Compounding Pharmacy License – Appearance
(FOR POSSIBLE ACTION)

A. AlleReach Pharmacy – Dallas, TX

Erica Lager, Managing Pharmacist, and Jared Moss, Legal Counsel, appeared and were sworn in by President Park prior to answering questions and offering testimony.

Mr. Dodge provided background regarding an ownership change.

President Park requested a letter of authorization for Ms. Lager to speak on behalf of the company.

Ms. Lager confirmed that she sent a letter of authorization to Board staff .

Board questioned Ms. Lager regarding the business model of the company and who they plan to ship products to in Nevada.

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

Dave Wuest, Executive Secretary for the Nevada Board of Pharmacy, commented that their business model needs to follow Nevada Law. He asked if they can change their business model to be compliant with the law.

Ms. Lager commented that she needs to discuss with her company.

President Park offered Ms. Lager the opportunity to table their application in order to see if the business model can change to follow Nevada Law.

President Park tabled AlleReach Pharmacy's application at their request.

B. Braun Pharma LLC – Chicago, IL

Alisa Wolbers, General Manager, and Sharron Seymour, Managing Pharmacist, appeared and were sworn in by President Park prior to answering questions and offering testimony.

Mr. Dodge provided background regarding an ownership change.

Board questioned Ms. Seymour regarding the business model, if the company has any changes to their operations, and their process for sterile compounding.

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

Board Action:

Motion: Richard Tomasso moved to approve change of ownership for Braun Pharma LLC Out-of-State Compounding Pharmacy license.

Second: Jade Jacobo

Action: Passed unanimously.

C. Ed Snell's Pharmacy Shop & Oxygen – Pocatello, ID

Benjamin Snell, Owner, appeared and was sworn in by President Park prior to answering questions and offering testimony.

Mr. Dodge provided background on application to the Board.

Mr. Dodge questioned Mr. Snell on the company's business model and their Managing Pharmacist, Toni Cantrell's, work history.

Mr. Snell commented that their Managing Pharmacist has changed to Cheyanne Nickerson.

Mr. Snell answered Board's questions, but he was unable to provide detailed information regarding Ms. Nickerson's work history.

Mr. Dodge suggested that Ms. Nickerson be present for this appearance.

Mr. Snell commented that Ms. Nickerson is out on vacation.

President Park offered Mr. Snell the opportunity to table their application in order for the Managing Pharmacist to be present.

President Park tabled Ed Snell's Pharmacy Shop & Oxygen application at their request.

D. Paragon Infusion Care, Inc. – Plano, TX

This matter was moved to 6/3/21.

E. Valor Compounding Pharmacy – Berkeley, CA

Ann Olaguer (Director of Business Initiatives), Christina Stephanos (Chief Pharmacy Officer), and Rick Niemi (CEO) appeared and were sworn in by President Park prior to answering questions and offering testimony.

Mr. Dodge provided background to the Board regarding their disclosures.

Ms. Olaguer provided an explanation to the Board regarding her administrative action.

Mr. Dodge questioned Ms. Olaguer regarding their current license status in California, the status of their Washington administrative action, their business model, and the results of their California Board inspection.

Ms. Olaguer and Mr. Niemi answered questions to the Board's satisfaction.

Board Action:

Motion: Jade Jacobo moved to approve Valor Compounding Pharmacy Out-of-State Compounding Pharmacy license pending receipt of California Board inspection and final disposition for Case No. 6433.

Second: Krystal Freitas

Action: Passed unanimously.

11. Applications for Controlled Substance Registration - Appearance. **(FOR POSSIBLE ACTION)**

A. Hisbay Ali, MD

No representative on behalf of Mr. Ali was present.

7. Petition for Reinstatement of Pharmacy Technician Registration and Request to Appear Before the Board – Appearance. **(FOR POSSIBLE ACTION)**

Breana Clark

No representative on behalf of Ms. Clark was present.

Public Comment June 2, 2021, 5:00pm

There was no public comment.

Board Members Present:

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

Board Staff Present:

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

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

Dave Wuest stated that this Board Meeting is being held over Zoom and is in compliance with the Governor's directive and Open Meeting Laws for Nevada.

Call to Order and Roll Call – Establishment of Quorum

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

Public Comment June 3, 2021, 9:00 AM

There was no public comment.

27. Notice of Proposed Regulation Public Hearing Pursuant to NRS 233B.061(2) **(FOR POSSIBLE ACTION):**

Amendment of Nevada Administrative Code (NAC) Chapter 639. The proposed amendment authorizes the dispensing of a prescription drug to a practitioner instead of the ultimate user of the drug in certain circumstances. (LCB File No. R009-20)

President Park opened public comment.

Walgreens and CVS provided a written statement regarding proposed amendment changes to the Board for their review.

Lauren Paul, CVS Pharmacist, appeared and was sworn in by President Park prior to answering questions and offering testimony.

Ms. Paul commented that she is concerned with the proposed amendment and requested the removal of the FDA's Risk Evaluation and Mitigation Strategy (REMS) requirement. The removal would allow the practitioner or the ultimate user to choose where to have the medication dispensed.

Elizabeth MacMenamin, Vice President of Government Affairs for the Retail Associate of Nevada, appeared and was sworn in by President Park prior to answering questions and offering testimony.

Ms. MacMenamin is in favor of the proposed amendment as mentioned by Walgreens.

Lorri Walmsley, Walgreens Pharmacist, appeared and was sworn in by President Park prior to answering questions and offering testimony.

Ms. Walmsley commented that she is concerned with the limitations of drugs that pharmacies can dispense in this proposed amendment. In addition, she requested that the Board consider providing an option to destroy drugs by adhering to the pharmacy's procedures for the return of a prescription. With the changes suggested, the recipient can choose to donate or destroy a drug.

Board discussion ensued on the proposed amendment.

Ms. Walmsey suggested changing the timeframe to destroy a drug from 14 days to 30 days to provide more time to users.

Jade Jacobo excused herself at 9:38 AM.

Board Action:

Motion: Krystal Freitas moved to adopt the proposed Amendment for LCB File No. R009-20 with the proposed changes regarding the destruction of drugs from 14 days to 30 days and adding the option to return the drugs back to the pharmacy as long as it was not subsequently dispensed to another patient.

Second: Wayne Mitchell

Action: Passed unanimously (Jacobo not present for motion).

28. Notice of Proposed Regulation Workshop Pursuant to NRS 233B.061(2)
(FOR POSSIBLE ACTION):

- A. **Amendment Of Nevada Administrative Code (NAC) 639.220, 639.715, 639.718, and 639.720: Use of Mechanical Device to Dispense Prescription Drugs.** The proposed amendments will license the use of a mechanical device or an automated drug dispensing system to furnish a prescription drug to a patient and revise regulatory requirements for mechanical devices.

Mr. Kandt provided background on the proposed amendment.

President Park opened public comment.

Bob Parrado, Pharmacy Consultant for Onmed, commented that there's an automated medicine dispenser at the Las Vegas Convention Center. It will allow a patient to get drugs at the dispenser or get the prescription sent over to a pharmacy or practitioner.

Austin White, President and CEO of Onmed, commented that the medicine dispenser is patented and will provide a service of telemedicine with a clinician or a pharmacist.

Mr. Wuest commented that automated medicine dispensing machines need to be approved by the Board.

Board discussion ensued regarding the proposed amendment.

Board Action:

Motion: Wayne Mitchell moved to approve proposed Amendment of Nevada Administrative Code (NAC) 639.220, 639.715, 639.718, and 639.720: Use of Mechanical Device to Dispense Prescription Drugs and moved forward to Public Hearing.

Second: Krystal Freitas

Action: Passed unanimously (Jacobo not present for motion).

- B. **Amendment of Nevada Administrative Code (NAC) 639.** The proposed amendments will add a new section specifying that the Board will adopt by reference standards established pursuant to memorandum of understanding with the Food and Drug Administration for compounding pursuant to section 503A of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 353a).

Mr. Wuest provided background on proposed amendment and read the FDA Memorandum of Understanding (MOU) into the record.

President Park opened public comment.

There was no public comment.

Board discussion ensued regarding this proposed amendment.

Board Action:

Motion: Richard Tomasso moved to approved the proposed amendment and move forward to Public Hearing.

Second: Gener Tejero

Action: Passed unanimously (Jacobo not present for motion).

14. Applications for Out-of-State Compounding Pharmacy License – Appearance
(FOR POSSIBLE ACTION)

D. Paragon Infusion Care, Inc. – Plano, TX

Heidi Robbin, Managing Pharmacist, appeared and was sworn in by President Park prior to answering questions and offering testimony.

President Park requested a letter of authorization for Ms. Robbin to speak on behalf of the company.

Mr. Dodge provided background regarding an ownership change and requested if they would like to remove the affidavit regarding sterile compounding.

Ms. Robbin confirmed that the affidavit should be removed.

Mr. Dodge questioned Ms. Robbin regarding the change in ownership, any operational changes, their disclosures, and the results of the Texas Board inspection of their location.

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

Board Action:

Motion: Krystal Freitas moved to approve the change of ownership for Paragon Infusion Care's Out-of-State Compounding Pharmacy license pending Texas Board of Pharmacy Inspection and letter of authorization.

Second: Wayne Mitchell

Action: Passed unanimously.

15. Applications for Out-of-State Pharmacy License – Appearance

B. Paragon Healthcare Specialty – Dallas, TX

Debbie Thompson, Managing Pharmacist, appeared and was sworn in by President Park prior to answering questions and offering testimony.

President Park requested a letter of authorization for Ms. Thompson to speak on behalf of the company.

Mr. Kandt provided background to the Board regarding their disclosures.

Board questioned Ms. Thompson regarding her business model regarding and the process of how their patients would administer drugs to themselves.

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

Board Action:

Motion: Wayne Mitchell moved to approve change of ownership for Paragon Healthcare Specialty Out-of-State Compounding Pharmacy License pending letter of authorization.

Second: Krystal Freitas

Action: Passed unanimously.

18. Applications for Out-of-State Wholesaler License – Appearance (**FOR POSSIBLE ACTION**)

A. Huvepharma, Inc. – St. Louis, MO – Background Check Not Required – Manufacturer (NAC 639.593(7)(d)) – Disclosure

Amber Nielson (Regulatory Associate), Todd Noll (Facility Manager), Carla Casillas (QA Supervisor), and Jill Simpson (QA Project Manager) appeared and were sworn in by President Park prior to answering questions and offering testimony.

President Park requested a letter of authorization for Ms. Nielson, Mr. Noll, Ms. Casillas, and Ms. Simpson to speak on behalf of the company.

Ms. Lee provided background to the Board regarding their disclosures.

Ms. Nielson provided an explanation of the disclosures to the Board.

President Park questioned Ms. Nielson on what changes were made to ensure that administrative action will not happen again.

Ms. Nielson stated that they have a new site manager and licensing team to ensure that they are in compliance.

Board Action:

Motion: Richard Tomasso moved to approve Huvepharma, Inc. Out-of-State Wholesaler license pending letter of authorization.

Second: Gener Tejero

Action: Passed unanimously.

- D. Teva Pharmaceuticals USA, Inc. – Chalfont, PA – Background Check Not Required – VAWD-Accredited (NAC 639.593(7)(c)) – Disclosure
- E. Teva Pharmaceuticals USA, Inc. – North Wales, PA – Background Check Not Required – VAWD-Accredited (NAC 639.593(7)(c)) – Disclosure

Kelly O'Donoghue, Associate Director of Legal Affairs, and Timothy Hilden, DEA Compliance Auditor, appeared and were sworn in by President Park prior to answering questions and offering testimony.

Mr. Wuest provided background to the Board regarding their disclosures.

Ms. O'Donoghue provided an explanation to the Board regarding their administrative action.

Mr. Wuest mentioned that Teva Pharmaceuticals USA, Inc helped all the states with drugs at the beginning of COVID.

President Park commented that she is comfortable going forward with the ownership change.

Board Action:

Motion: Krystal Freitas moved to approve change of ownership for Out-of-State Wholesaler License Teva Pharmaceuticals USA, Inc. in Chalfont, PA and North Wales, PA.

Second: Wayne Mitchell

Action: Passed unanimously.

Jade Jacobo joined the meeting at 11:22 AM.

17. Applications for Out-of-State Medical, Devices, Equipment and Gases License – Appearance (**FOR POSSIBLE ACTION**)
 - B. Owens & Minor Distribution, Inc. – Ontario, CA

Sarah Golas (Manager of Licensing), Sergio Gutierrez (Managing Pharmacist), and Gerardo Castellanos (Distribution Supervisor) appeared and were sworn in by President Park prior to answering questions and offering testimony.

Mr. Wuest provided background to the Board regarding their disclosures.

Board questioned Ms. Golas and Mr. Castellanos regarding the temperatures that they store drugs under and actions taken to ensure that their disclosures will not happen again.

Ms. Golas and Mr. Castellanos answered questions to the Board's satisfaction.

Board Action:

Motion: Jade Jacobo moved to approve Owens & Minor Distribution, Inc. Out-of-State Medical, Devices, Equipment and Gases license.

Second: Wayne Mitchell

Action: Passed unanimously.

11. Applications for Controlled Substance Registration - Appearance. **(FOR POSSIBLE ACTION)**

A. Hisbay Ali, MD

Hisbay Ali appeared and was sworn in by President Park prior to answering questions and offering testimony.

Ms. Lee provided background to the Board regarding Mr. Ali's disclosure regarding a DUI. President Park requested an explanation of what happened with his disclosure and how he's changed since then.

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

Board discussion ensued regarding if Mr. Ali should get a PRN evaluation or equivalent.

Board Action:

Motion: Rolf Zakariassen moved to approve Hisbay Ali Controlled Substance registration.

Second: Jade Jacobo

Action: Passed unanimously.

16. Applications for Nevada Medical, Devices, Equipment and Gases License – Appearance **(FOR POSSIBLE ACTION)**

B. Wildcard Medical Inc. – Reno, NV

Matthew Sweeney, MDEG Administrator, appeared and was sworn in by President Park prior to answering questions and offering testimony.

Mr. Wuest provided background to the Board.

Board questioned Mr. Sweeney on his work experience, the business model, how he plans to get customers, and his past disclosure regarding a DUI.

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

Board Action:

Motion: Jade Jacobo moved to approve Wildcard Medical Inc. Medical, Devices, Equipment and Gases license pending favorable Board inspection.

Second: Krystal Freitas

Action: Passed unanimously.

13. Application for Nevada Pharmacy License – Appearance (**FOR POSSIBLE ACTION**)

E. US Pharmacy – Las Vegas, NV

Fernesser Tracey, Managing Pharmacist, appeared and was sworn in by President Park prior to answering questions and offering testimony.

Mr. Dodge provided background to the Board.

Board questioned Ms. Tracey regarding the business model, her work experience, and her disclosure.

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

Board Action:

Motion: Jade Jacobo moved to approve US Pharmacy License.

Second: Rolf Zakariassen

Action: Passed unanimously.

26. Executive Secretary Report:

A. Financial Report

- B. Issuance of Temporary Licenses and Registrations
- C. Change of Address Business List
- D. Meetings with Other Health Care Regulatory Boards
- E. COVID-19 Response
- F. Licensing Software Update
- G. Licensing Activities Report
- H. PMP Integration

Mr. Wuest presented the financial report to the Board's satisfaction.

Mr. Kandt presented the legislative update to the Board's satisfaction.

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

This item was addressed in the Executive Secretary Report.

16. Applications for Nevada Medical, Devices, Equipment and Gases License – Appearance (**FOR POSSIBLE ACTION**)

- A. Kinex Medical Company – Las Vegas, NV

Mike Buckholdt (CEO), Kelly Dove (Legal Counsel), and Lyn Beggs (Legal Counsel) appeared and were sworn in by President Park prior to answering questions and offering testimony.

Mr. Dodge provided background to the Board.

Board staff found two pre-inspection issues at Kinex Medical Company which were 1) Kinex still operating after a cease-and-desist letter was sent out to the Hauck Street location 2) Kinex operating in an unlicensed off-site storage location.

Mr. Dodge called Ken Schuber, Nevada Board of Pharmacy Board Inspector, as a witness.

Mr. Schuber appeared was sworn in by President Park prior to answering questions and offering testimony.

Mr. Schuber testified regarding the pre-inspection issues that were found.

Ms. Beggs provided clarification that Kinex admits to servicing patients after the cease-and-desist letter to help their patients. However, the unlicensed off-site storage location that Kinex opened was specifically to retrieve returns and did not service patients since the office was closed.

Board discussion ensued on whether Kinex was properly noticed by the Board based on Ms. Beggs comment.

Mr. Wuest requested if Kinex would like to go forward with their application based on the information provided.

Ms. Beggs would like to table the application to the next Board Meeting.

President Park tabled Kinex Medical Company's application at its request.

18. Applications for Out-of-State Wholesaler License – Appearance (**FOR POSSIBLE ACTION**)

- B. Northwest Generics – Vancouver, WA – Background Check Not Required – Manufacturer and VAWD-Accredited (NAC 639.593(7)(c) and (d) – Disclosure

Jack Holt, part-owner, appeared and was sworn in by President Park prior to answering questions and offering testimony.

Ms. Lee provided background to the Board regarding company's disclosure regarding recordkeeping issues.

Mr. Holt provided clarification regarding disclosure to the Board.

Board questioned Mr. Holt regarding the business model of the company.

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

Board Action:

Motion: Jade Jacobo moved to approve Northwest Generics Out-of-State Wholesaler license.

Second: Krystal Freitas

Action: Passed unanimously.

- C. Organon, LLC – Kenilworth, NJ – Background Check completed in compliance with NRS 639.500 – No Disqualifying Events – Disclosure

Heather Koch, Licensing Senior Specialist, appeared and was sworn in by President Park prior to answering questions and offering testimony.

President Park requested a letter of authorization for Ms. Koch to speak on behalf of the company.

Ms. Lee provided background to the Board regarding their disclosure relating to an internal audit issue.

Board Action:

Motion: Jade Jacobo moved to approve Organon, LLC Out-of-State Wholesaler license.

Second: Richard Tomasso

Action: Passed unanimously.

- F. USWM, LLC – Louisville, KY - Background Check completed in compliance with NRS 639.500 –Disqualifying Events – Disclosure

Adam Reuther, Director of Regulatory Affairs, and Lee Warren, Chief Operating Officer, appeared and were sworn in by President Park prior to answering questions and offering testimony.

Mr. Kandt provided background to the Board regarding Mr. Warren’s disclosure relating to possession of an illegal substance.

Board requested when his disclosure occurred.

Mr. Reuther answered questions to the Board’s satisfaction.

Board Action:

Motion: Krystal Freitas moved to approve USWM, LLC Out-of-State Wholesaler license.

Second: Wayne Mitchell

Action: Passed unanimously.

- 19. Application for Pharmacist Registration by Reciprocity – Appearance (**FOR POSSIBLE ACTION**)

- B. Doan Tran

Doan Tran appeared and was sworn in by President Park prior to answering questions and offering testimony.

Ms. Long provided background on Mr. Tran’s disclosure.

Board Action:

Motion: Jade Jacobo moved to approve Application for Pharmacist Registration by Reciprocity for Doan Tran.

Second: Rolf Zakariassen

Action: Passed unanimously.

20. Application for Out-of-State Outsourcing Facility – Appearance (**FOR POSSIBLE ACTION**)

RC Outsourcing, LLC – Lowellville, OH

Emily Carlson, Supervising Pharmacist, and Ray Carlson, Owner, appeared and were sworn in by President Park prior to answering questions and offering testimony.

Mr. Dodge provided background to the Board.

Mr. Dodge questioned Ms. And Mr. Carlson regarding products and services provided, compounding policies and procedures, and past inspections with FDA.

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

Board Action:

Motion: Krystal Freitas moved to approve RC Outsourcing, LLC Out-of-State Outsourcing Facility license.

Second: Jade Jacobo

Action: Passed unanimously.

21. Request to Engage in the Practice of Pharmacy at a Site Other than a Licensed Pharmacy – Appearance (**FOR POSSIBLE ACTION**)

Applicants are requesting to practice pharmacy in a facility other than a licensed pharmacy. The services that the applicants would provide is chronic medication management relating to diabetes, cholesterol, hypertension, and hypothyroidism.

A. Krystal Riccio

President Park recused from participation in this matter as she works with Ms. Riccio.

Wayne Mitchell acting as presiding officer.

Krystal Riccio appeared and was sworn in by Wayne Mitchell prior to answering questions and offering testimony.

Ms. Riccio provided background on her practice. She commented that she needs to add two other locations to the application.

Board requested that she provide the other two locations via email after the meeting.

Board Action:

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

Second: Krystal Freitas

Action: Passed unanimously.

- B. Mary Simon
- C. Aron Suci

Mary Simon and Aron Suci appeared and were sworn in by President Park prior to answering questions and offering testimony.

Mr. Wuest provided background on her appearance regarding practicing outside of a licensed pharmacy.

Board requested the business model for the service that they are providing.

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

Board Action:

Motion: Jade Jacobo moved to approve Mary Simon and Aron Suci's request to engage in the practice of pharmacy at a site other than a licensed pharmacy.

Second: Richard Tomasso

Action: Passed unanimously.

24. Discussion and possible action to amend, revise and/or approve proposed FY22 budget. **(FOR POSSIBLE ACTION)**

Mr. Wuest and Christian Schonlau, Chief Financial Officer of the Nevada Board of Pharmacy, presented the proposed FY22 budget.

Board discussion followed.

Board Action:

Motion: Jade Jacobo moved to approve proposed FY22 budget.

Second: Richard Tomasso

Action: Passed unanimously.

15. Applications for Out-of-State Pharmacy License – Appearance

A. OptionOne Infusion – Oklahoma City, OK

Ken Long, Director of Clinical Services for Amerita Specialty Infusion, and Chad Reese, Director of Pharmacy Operations at Optionone Infusion, appeared and were sworn in by President Park prior to answering questions and offering testimony.

Mr. Dodge provided background to the Board regarding their disclosures.

Mr. Dodge questioned Mr. Long and Mr. Reese about their business model, the shipping process, and further clarification on what occurred with their disclosures.

Mr. Long and Mr. Reese answered questions to the Board's satisfaction.

Board Action:

Motion: Jade Jacobo moved to approve OptionOne Infusion Out-of-State Pharmacy license.

Second: Wayne Mitchell

Action: Passed unanimously.

17. Applications for Out-of-State Medical, Devices, Equipment and Gases License – Appearance (**FOR POSSIBLE ACTION**)

A. Medline Industries, Inc. – Northfield, IL

Tommy Roberts, Senior Director of Operations, appeared and was sworn in by President Park prior to answering questions and offering testimony.

President Park requested if Mr. Roberts is eligible to speak on behalf of the company.

Mr. Roberts commented that he is allowed to speak as he is the Senior Director of Operations which includes regulatory affairs, pharmacy distribution, and pharmacy practice.

Mr. Wuest provided background to the Board regarding their disclosures.

Board requested further clarification on what occurred with their recent disclosures.

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

Board Action:

Motion: Krystal Freitas moved to approve Medline Industries, Inc. Out-of-State Medical, Devices, Equipment and Gases license.

Second: Jade Jacobo

Action: Passed unanimously.

23. Approval of Revised Medical Device, Equipment and Gases (MDEG) Application and MDEG Administrator Application. **(FOR POSSIBLE ACTION)**

Ms. Long presented the updated Medical Device, Equipment and Gases (MDEG) Application and MDEG Administrator Application to the Board's satisfaction.

Board Action:

Motion: Jade Jacobo moved to approve revised Medical Device, Equipment and Gases (MDEG) Application.

Second: Krystal Freitas

Action: Passed unanimously.

Board Action:

Motion: Jade Jacobo moved to approve revised Medical Device, Equipment and Gases (MDEG) Administrator Application.

Second: Krystal Freitas

Action: Passed unanimously.

19. Application for Pharmacist Registration by Reciprocity – Appearance **(FOR POSSIBLE ACTION)**

A. Ruth Mercy Magalit

No representative on behalf of Ms. Magalit was present.

Public comment June 3, 2021, 5:00pm

There was no public comment.

29. Date and Location of Next Scheduled Board Meeting:

July 15-16, 2021 – Las Vegas, NV

31. Adjournment