

TEXAS STATE BOARD OF PHARMACY

DISCIPLINARY ACTIONS

September - November 2015

After the Board obtains evidence of alleged violations, a licensee is sent a preliminary notice letter of the Board's intent to institute disciplinary action.

The licensee then has an opportunity to show compliance with the law in an informal conference with the Board staff (Executive Director/Secretary, Board Legal Counsel, and other staff at the discretion of the Executive Director and Board Legal Counsel). If the licensee cannot show compliance with the law and desires to dispose of any pending allegations, the licensee may consent to the entry of an "Agreed Board Order." The licensee must agree to the terms of the order and the order must be approved by the Board.

It should be noted that while there is agreement on the part of the licensee to the entry of an "Agreed Board Order," there is neither admission nor denial of guilt with respect to any matters that have come to the attention of the Board.

If a licensee, or the Board does not agree to terms of the "Agreed Board Order" or if the licensee does not wish an informal conference, a disciplinary hearing is scheduled before an Administrative Law Judge from the Office of Administrative Hearings. The Administrative Law Judge, after hearing all evidence in the matter will make a recommendation to the Board for action to be taken. The Board then makes a decision in the case, which is documented by the entry of a "Board Order."

On the finding of the existence of grounds for discipline of a licensee, the Board may suspend, revoke, restrict, fine, refuse to issue or renew, probate, reprimand, cancel, or retire a license.

Although every effort is made to assure that the following information is correct, you should contact the Board's office to confirm the accuracy of the listing before making any decision based upon this information. Copies of specific orders may be obtained for a fee, upon written request.

LICENSEES (PHARMACISTS and PHARMACIES), and PHARMACIST-INTERNS

TEMPORARY SUSPENSION ORDERS

Niko Rx Pharmacy, Pharmacy License No. 28818, South Houston, TX. Continuing threat found: pharmacy operating without a licensed pharmacist on site. Temporary Suspension Order entered by the Board on 10-08-15: license suspended until further Order of the Board.

PUBLIC BOARD ORDERS

Trent Steven Griffin, Pharmacist License No. 39352. Violation deemed admitted by default: failure to disclose criminal history on pharmacist licensure renewal application. Board Order entered by the Board on 11-03-15: license fined \$1000.

AGREED BOARD ORDERS

Avita Drugs, Pharmacy License No. 27649, Baton Rouge, LA. Alleged violation: disciplinary action taken by the Louisiana State Board of Pharmacy. Agreed Board Order accepted by licensee and entered by the Board on 10-01-15: license reprimanded.

Avita Drugs, Pharmacy License No. 27717, Dallas, TX. Alleged violation: disciplinary action taken by the Louisiana State Board of Pharmacy. Agreed Board Order accepted by licensee and entered by the Board on 10-01-15: license reprimanded.

Avita Drugs, Pharmacy License No. 28058, New Orleans, LA. Alleged violation: disciplinary action taken by the Louisiana State Board of Pharmacy. Agreed Board Order accepted by licensee and entered by the Board on 10-01-15: license reprimanded.

Thuy Tuong Nguyen, Pharmacist License No. 41613. Alleged violation: as pharmacist-in-charge of Walgreens #6876 in Arlington, TX, allowed an employee to perform technician trainee duties with no registration. Agreed Board Order accepted by licensee and entered by the Board on 10-06-15: license fined \$1000.

Walgreens #6876, Pharmacy License No. 21966, Arlington, TX. Alleged violation: an employee performed technician trainee duties with no registration. Agreed Board Order accepted by licensee and entered by the Board on 10-06-15: license fined \$3000 and must develop and implement policies and procedures to verify the licensure and registration status for pharmacists, pharmacist interns, and pharmacy technicians.

Niko Rx Pharmacy, Pharmacy License No. 28818, South Houston, TX. Individual

Owner requested revocation of pharmacy license. Agreed Board Order accepted by licensee and entered by the Board on 10-15-15: license revoked.

Charles Craig Stump, Pharmacist License No. 34925. Licensee requested revocation of pharmacist license. Agreed Board Order accepted by licensee and entered by the Board on 10-26-15: license revoked.

John Christopher Esparza, Pharmacist License No. 49943. Licensee requested revocation of pharmacist license. Agreed Board Order accepted by licensee and entered by the Board on 10-26-15: license revoked.

Marline Atehsiri Asongwe, Pharmacist License No. 36159. Alleged violations: as pharmacist-in-charge at Pinecroft Pharmacy in The Woodlands, TX, allowed a pharmacy technician, in the absence of a pharmacist, to perform a duty that may only be performed under supervision and to perform a duty that may only be performed by a pharmacist. Agreed Board Order accepted by licensee and entered by the Board on 11-03-15: 3-year probation with conditions and fined \$2500.

Avita Drugs, Pharmacy License No. 26065, San Antonio, TX. Alleged violations: disciplinary action taken by the Louisiana State Board of Pharmacy; failed to provide verbal patient counseling; non-licensed

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HIPDB

The Health Insurance Portability and Accountability Act of 1996 established the Healthcare Integrity and Protection Data Bank (HIPDB), a national healthcare fraud and abuse data collection program. In order to implement HIPDB, the U. S. Department of Health and Human Services adopted rules that require all state health licensing agencies to report disciplinary actions imposed on its licensees. The Texas State Board of Pharmacy (TSBP) is required to submit reports to HIPDB regarding all disciplinary actions taken against pharmacists, pharmacies, pharmacist-interns, and pharmacy technicians. After HIPDB receives a report from TSBP, HIPDB will send a copy of the report to the licensee. The licensee will be given the opportunity to respond to the report.

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employee asked question of patient which screened and/or limited interaction with a pharmacist resulting in no pharmacist providing verbal counseling; and data entry error. Agreed Board Order accepted by licensee and entered by the Board on 11-03-15: 2-year probation with conditions and fined \$3000.

Better Living Medical Equip. & Services, LTD, Pharmacy License No. 22710, Nederland, TX. Alleged violation: dispensed compounded sterile preparations when the pharmacy did not possess a Class A-S license. Agreed Board Order accepted by licensee and entered by the Board on 11-03-15: license fined \$3000.

Biofusion, Pharmacy License No. 27196, Torrance, CA. Alleged violation: disciplinary action taken by the Ohio State Board of Pharmacy. Agreed Board Order accepted by licensee and entered by the Board on 11-03-15: 2-year probation with conditions.

Castle Hills Pharmacy, LLC, Pharmacy License No. 26414, Victoria, TX. Alleged violations: failed to provide verbal patient counseling; failed to maintain complete and accurate pharmacy records regarding patient counseling; and non-licensed employee asked question of patient which screened and/or limited interaction with a pharmacist resulting in no pharmacist

providing verbal counseling. Agreed Board Order accepted by licensee and entered by the Board on 11-03-15: license fined \$3500 and must develop and implement policies and procedures to ensure that pharmacist personnel provide patient counseling.

CVS/Pharmacy #4109, Pharmacy License No. 28020, San Antonio, TX. Alleged violations: failed to provide verbal patient counseling and a pharmacy technician asked a question of a patient that screened or limited interaction with a pharmacist resulting in no pharmacist providing verbal counseling. Agreed Board Order accepted by licensee and entered by the Board on 11-03-15: license fined \$3000 and must develop and implement policies and procedures to ensure that pharmacist personnel provide patient counseling.

CVS/Pharmacy #6721, Pharmacy License No. 24563, Brenham, TX. Alleged violation: failed to provide verbal patient counseling. Agreed Board Order accepted by licensee and entered by the Board on 11-03-15: license fined \$1500.

CVS/Pharmacy #6945, Pharmacy License No. 24874, Austin, TX. Alleged violation: dispensing (delivery) error. Agreed Board Order accepted by licensee and entered by the Board on 11-03-15: license reprimanded; fined \$1000; and must develop and implement a Continuous Quality Improvement Program (to include peer review) for purposes of preventing and handling dispensing errors.

ECompounding Pharmacy, Pharmacy License No. 27388, Woodland Hills, CA. Alleged violation: disciplinary action taken by the California State Board of Pharmacy. Agreed Board Order accepted by licensee and entered by the Board on 11-03-15: license placed on probation with conditions to run concurrent with sanctions imposed on California license.

H.E.B. Pharmacy #014, Pharmacy License No. 25514, Kyle, TX. Alleged violation: dispensing (delivery) error. Agreed Board Order accepted by licensee and entered by the Board on 11-03-15: license reprimanded; fined \$1000; and must develop and implement a Continuous Quality Improvement Program (to include peer review) for purposes of preventing and handling dispensing errors.

Grace Anne Parma Howard, Pharmacist License No. 30881. Alleged violation: as pharmacist-in-charge of Legends Pharmacy in San Antonio, TX, dispensed compounded sterile preparations when the pharmacy did not possess a Class A-S license. Agreed Board Order accepted by licensee and entered by the Board on 11-03-15: license fined \$1000.

Kimberly Irby, Pharmacist License No.

54024. Alleged violation: while working at CVS/Pharmacy #6945 in Austin, TX, dispensing (delivery) error. Agreed Board Order accepted by licensee and entered by the Board on 11-03-15: license reprimanded; fined \$1000; and must obtain additional CE.

James Michael Jones, Pharmacist License No. 41762. Alleged violations: as pharmacist-in-charge of Drug Crafters in Frisco, TX, allowed pharmacy to ship prescription drugs into states without holding a pharmacy license in those states and dispensed controlled substances pursuant to invalid prescription orders. Agreed Board Order accepted by licensee and entered by the Board on 11-03-15: 1-year probation with conditions; fined \$10,000; and must successfully pass the pharmacy law exam.

Lea Joo, Pharmacist License No. 51001. Alleged violations: while working at CVS/Pharmacy #3177 in Houston, TX, dispensing error and failed to clarify appropriate dosing information with the prescriber. Agreed Board Order accepted by licensee and entered by the Board on 11-03-15: license reprimanded; fined \$1000; and must obtain additional CE.

LDI Pharmacy, Pharmacy License No. 26780, Creve Coeur, MO. Alleged violation: disciplinary action taken by the Louisiana State Board of Pharmacy. Agreed Board Order accepted by licensee and entered by the Board on 11-03-15: license reprimanded.

Jason Lee, Pharmacist License No. 54289. Alleged violation: while working at CVS/pharmacy #6721 in Brenham, TX, failed to provide verbal patient counseling. Agreed Board Order accepted by licensee and entered by the Board on 11-03-15: license fined \$1000.

Legends Pharmacy, Pharmacy License No. 24014, San Antonio, TX. Alleged violation: dispensed compounded sterile preparations when the pharmacy did not possess a Class A-S license. Agreed Board Order accepted by licensee and entered by the Board on 11-03-15: license fined \$3000.

Maria Concepcion Montenegro, Pharmacist License No. 35723. Alleged violations: while working at Walgreens #6435 in El Paso, TX, failed to provide verbal patient counseling; failed to maintain complete and accurate pharmacy records regarding patient counseling; and allowed pharmacy personnel to utilize a computer system to screen or limit interaction with a pharmacist. Agreed Board Order accepted by licensee and entered by the Board on 11-03-15: license fined \$1500.

New Day Pharmacy, Pharmacy License No. 27414, Houston, TX. Alleged violation:

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shortages of controlled substances following accountability audit. Agreed Board Order accepted by licensee and entered by the Board on 11-03-15: license revoked.

Kingsley Chinonye Okafor, Pharmacist License No. 24824. Alleged violations: as pharmacist-in-charge and owner of Trident Pharmacy in Rosenberg, TX, failed to provide verbal patient counseling; allowed a pharmacy technician to perform a duty that may only be performed by a pharmacist, in that the pharmacy technician communicated information about the dispensed drug to the patient; and failed to maintain complete and accurate pharmacy records regarding patient counseling. Agreed Board Order accepted by licensee and entered by the Board on 11-03-15: 2-year probation with conditions and fined \$1000.

Wendell Payne, Pharmacist License No. 54167. Alleged violations: while working at Walgreens #6619 in Houston, TX, dispensing error and failed to evaluate and identify the clinically significant reasonable directions for use. Agreed Board Order accepted by licensee and entered by the Board on 11-03-15: license reprimanded and fined \$1000.

Pinecroft Pharmacy, Pharmacy License No. 27054, The Woodlands, TX. Alleged violations: in the absence of a pharmacist, pharmacy technician performed a duty which must be performed under supervision and performed a duty that may only be performed by a pharmacist. Agreed Board Order accepted by licensee and entered by the Board on 11-03-15: 3-year probation with conditions and fined \$2500.

Maureen E. Price, Pharmacist License No. 21434. Alleged violation: as pharmacist-in-charge of University General Hospital in Houston, TX, allowed the pharmacy to dispense compounded sterile preparations when the pharmacy did not possess a Class C-S license. Agreed Board Order accepted by licensee and entered by the Board on 11-03-15: license fined \$1000.

Wallace Randal Robin, Pharmacist License No. 23606. Alleged violation: as pharmacist-in-charge of Better Living Medical Equip. & Services, Ltd in Nederland, TX, allowed the pharmacy to dispense compounded sterile preparations when the pharmacy did not possess a Class A-S license. Agreed Board Order accepted by licensee and entered by the Board on 11-03-15: license fined \$1000.

Rood and Riddle Veterinary Pharmacy, Pharmacy License No. 25502, Lexington, KY. Alleged violations: disciplinary action taken by the Virginia, Michigan, and Maine State Boards of Pharmacy. Agreed

Board Order accepted by licensee and entered by the Board on 11-03-15: license reprimanded.

Utpal Shah, Pharmacist License No. 54723. Alleged violation: while working at CVS/pharmacy #4109 in San Antonio, TX, failed to provide verbal patient counseling. Agreed Board Order accepted by licensee and entered by the Board on 11-03-15: license fined \$1000.

Adriana Zena Shelton, Pharmacist License No. 48061. Alleged violation: as pharmacist-in-charge of New Day Pharmacy in Houston, TX, shortages of controlled substances following accountability audit. Agreed Board Order accepted by licensee and entered by the Board on 11-03-15: 2-year probation with conditions.

Stonegate Pharmacy, Pharmacy License No. 24369, Austin, TX. Alleged violations: incorrectly transcribed a telephonic prescription when transferring to another pharmacy and dispensed compounded sterile preparations when the pharmacy did not possess a Class A-S license. Agreed Board Order accepted by licensee and entered by the Board on 11-03-15: license reprimanded and fined \$3000.

Justin Timothy Swanberg, Pharmacist License No. 46396. Alleged violation: as pharmacist-in-charge of Stonegate Pharmacy in Austin, TX, allowed the pharmacy to dispense compounded sterile preparations when the pharmacy did not possess a Class A-S license. Agreed Board Order accepted by licensee and entered by the Board on 11-03-15: license fined \$1000.

Trident Pharmacy, Pharmacy License No. 24330, Rosenberg, TX. Alleged violations: failed to provide verbal patient counseling; allowed a pharmacy technician to perform a duty that may only be performed by a pharmacist, in that the pharmacy technician communicated information about the dispensed drug to the patient; and failed to maintain complete and accurate pharmacy records regarding patient counseling. Agreed Board Order accepted by licensee and entered by the Board on 11-03-15: 2-year probation with conditions; fined \$2000; and must develop and implement policies and procedures to ensure that pharmacist personnel provide patient counseling.

Hetty Osaro Umeh, Pharmacist License No. 43945. Licensee requested modification of Agreed Board Order previously entered on 07-07-11. Agreed Board Order accepted by licensee and entered by the Board on 11-03-15: request for modification was granted.

University General Hospital, Pharmacy License No. 25155, Houston, TX. Alleged

violation: dispensed compounded sterile preparations when the pharmacy did not possess a Class C-S license. Agreed Board Order accepted by licensee and entered by the Board on 11-03-15: license fined \$3000.

Harsh Vardhan, Pharmacist License No. 52868. Alleged violations: while working at CVS/Pharmacy #7198 in Houston, TX, dispensing error and failed to provide verbal counseling. Agreed Board Order accepted by licensee and entered by the Board on 11-03-15: license reprimanded; fined \$1000; and must obtain additional CE.

Walgreens #03660, Pharmacy License No. 10725, Pearland, TX. Alleged violations: dispensing error and failed to evaluate and identify the clinically significant high dosage. Agreed Board Order accepted by licensee and entered by the Board on 11-03-15: license reprimanded; fined \$1500; and must develop and implement a Continuous Quality Improvement Program (to include peer review) for purposes of preventing and handling dispensing errors.

Walgreens #6435, Pharmacy License No. 10650, El Paso, TX. Alleged violations: failed to provide verbal patient counseling; pharmacy technician asked a question of the patient that screened or limited interaction with the pharmacist; and failed to maintain complete and accurate pharmacy records regarding patient counseling. Agreed Board Order accepted by licensee and entered by the Board on 11-03-15: 2-year probation with conditions; fined \$3500; and must develop and implement policies and procedures to ensure that pharmacist personnel provide patient counseling.

Walgreens #6619, Pharmacy License No. 10871, Houston, TX. Alleged violations: dispensing error; failed to evaluate and identify the clinically significant reasonable directions for use; and failed to maintain complete and accurate pharmacy records. Agreed Board Order accepted by licensee and entered by the Board on 11-03-15: 2-year probation with conditions; fined \$2500; and must develop and implement a Continuous Quality Improvement Program (to include peer review) for purposes of preventing and handling dispensing errors.

Walgreens #7061, Pharmacy License No. 22008, Cedar Park, TX. Alleged violation: dispensing error. Agreed Board Order accepted by licensee and entered by the Board on 11-03-15: license reprimanded and must develop and implement a Continuous Quality Improvement Program (to include peer review) for purposes of preventing and handling dispensing errors.

Walgreens #9143, Pharmacy License
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No. 24147, Bastrop, TX. Alleged violation: dispensing error. Agreed Board Order accepted by licensee and entered by the Board on 11-03-15: license reprimanded and must develop and implement a Continuous Quality Improvement Program (to include peer review) for purposes of preventing and handling dispensing errors.

Walgreens #10846, Pharmacy License No. 25597, Houston, TX. Alleged violations: dispensing errors and failed to evaluate and identify the clinically significant reasonable directions for use. Agreed Board Order accepted by licensee and entered by the Board on 11-03-15: 2-year probation with conditions; fined \$1500; and must develop and implement a Continuous Quality Improvement Program (to include peer review) for purposes of preventing and handling dispensing errors.

Walgreens #11749, Pharmacy License No. 12786, El Paso, TX. Alleged violation: dispensing (delivery) error. Agreed Board Order accepted by licensee and entered by the Board on 11-03-15: license reprimanded; fined \$2000; and must develop and implement a Continuous Quality Improvement Program (to include peer review) for purposes of preventing and handling dispensing errors.

Walgreens #12715, Pharmacy License No. 26417, Baytown, TX. Alleged violations: dispensing (delivery) errors and failed to follow-up with patient regarding delivery error. Agreed Board Order accepted by licensee and entered by the Board on 11-03-15: license reprimanded and fined \$5000.

Walgreens Mail Service, Inc., Pharmacy License No. 16583, Tempe, AZ. Alleged violation: disciplinary action taken by the Oregon State Board of Pharmacy. Agreed Board Order accepted by licensee and entered by the Board on 11-03-15: license reprimanded.

Michael Lawrence Ward, Pharmacist License No. 20841. Alleged violations: as pharmacist-in-charge of Castle Hills Pharmacy, LLC, in Houston, TX, failed to provide verbal patient counseling; failed to maintain complete and accurate pharmacy records regarding patient counseling; and non-licensed employee asked question of patient which screened and/or limited interaction with a pharmacist resulting in no pharmacist providing verbal counseling. Agreed Board Order accepted by licensee and entered by the Board on 11-03-15: license fined \$1000.

REGISTERED TECHNICIANS AND TECHNICIAN TRAINEES

TEMPORARY SUSPENSION ORDER

Hanna Grace Gutierrez, Technician Trainee Registration No. 230221. Continuing threat found: performed a duty that may only be performed by a pharmacist. Temporary Suspension Order entered by the Board on 10-08-15: registration suspended until further Order of the Board.

Sheila Zulema Gallegos, Technician Trainee Registration N. 227495. Continuing threat found: performed a duty that may only be performed by a pharmacist. Temporary Suspension Order entered by the Board on 10-08-15: registration suspended until further Order of the Board.

PUBLIC BOARD ORDERS

Donnetta Alexander, Technician Registration No. 219084. Violation deemed admitted by default: non-compliance with previously entered Agreed Board Order. Board Order entered by the Board on 11-03-15: registration suspended under conditions.

Emily Browning, Technician Registration No. 222497. Violations deemed admitted by default: deferred adjudication for the misdemeanor offense of Possession of Marihuana and failure to disclose criminal history on pharmacy technician registration application. Board Order entered by the Board on 11-03-15: registration suspended until mental health professional provides written documentation which states that registrant is not physiologically or psychologically alcohol or drug dependent and is able to perform technician duties without posing a threat to the public, followed by 5-year probation with conditions.

Susana Cadenas, Technician Trainee Registration No. 229602. Violation deemed admitted by default: convicted (in 2015) of the misdemeanor offense of Theft. Board Order entered by the Board on 11-03-15: registration fined \$500.

Kanyon Coppenger, Technician Trainee Registration No. 232720. Violation deemed admitted by default: convicted (in 2015) of the misdemeanor offense of Theft. Board Order entered by the Board on 11-03-15: registration fined \$500.

Emily Anne Dingman, Technician Registration No. 183319. Violations deemed admitted by default: two deferred adjudications (in 2014) for the misdemeanor offenses of Possession of Marihuana and Possession of a Controlled Substance.

Evaluation by a Mental Health Professional determined mild cannabis and opioid use disorders, neither in remission. Board Order entered by the Board on 11-03-15: registration suspended under conditions.

Joshua Sebastian Lerma, Technician Trainee Registration No. 233927. Violation deemed admitted by default: deferred adjudication (in 2015) for the misdemeanor offense of Possession of Marihuana. Board Order entered by the Board on 11-03-15: registration suspended until mental health professional provides written documentation which states that registrant is not physiologically or psychologically alcohol or drug dependent and is able to perform technician duties without posing a threat to the public, followed by 5-year probation with conditions.

Jacob Scott McKenzie, Technician Registration No. 199709. Violation deemed admitted by default: convicted (in 2014) of the misdemeanor offense of Driving While Intoxicated. Board Order entered by the Board on 11-03-15: registration suspended under conditions.

Jessica Pirkle Miller, Technician Registration No. 157698. Violation deemed admitted by default: non-compliance with previously entered Agreed Board Order. Board Order entered by the Board on 11-03-15: registration fined \$250.

Angelique Quintanilla, Technician Registration No. 198539. Violations deemed admitted by default: deferred adjudication (in 2015) for the misdemeanor offense of Theft and deferred adjudication (in 2015) for the felony offense of Manufacture/Delivery of a Controlled Substance. Board Order entered by the Board on 11-03-15: registration revoked.

Layla Rincones, Technician Trainee Registration No. 226733. Violations deemed admitted by default: three deferred adjudications (in 2015) for felony offenses of Burglary of a Habitation. Board Order entered by the Board on 11-03-15: registration revoked.

Quoc-Vu Cao, Technician Registration No. 198494. Violation deemed admitted by default: theft of controlled substances. Board Order entered by the Board on 11-03-15: registration revoked.

AGREED BOARD ORDERS

Stephanie Leigh Allison, Technician Registration No. 189397. Alleged violation: failure to disclose criminal history on an application for pharmacy technician registration. Agreed Board Order accepted

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by registrant and entered by the Board on 09-14-15: registration fined \$500.

LaShaunda Eliza Dorsey, Technician Registration No. 211007. Alleged violation: deferred adjudication (in 2015) for the misdemeanor offense of Theft. Agreed Board Order accepted by registrant and entered by the Board on 09-14-15: registration reprimanded.

Madeline R. Lavorgna, Technician Registration No. 138070. Alleged violation: convicted (in 2013) of the felony offense of Possession with Intent to Distribute Cocaine and Aiding and Abetting. Agreed Board Order accepted by registrant and entered by the Board on 09-14-15: registration revoked.

Eric Reynaldo Tellez, Technician Registration No. 170404. Alleged violation: convicted (in 2015) of the felony offense of Bribery – Receipt of Bribe by a Public Official. Agreed Board Order accepted by registrant and entered by the Board on 09-14-15: registration revoked.

Christi Williams, Technician Trainee Registration No. 233182. Alleged violation: non-compliance with previously entered Agreed Board Order. Agreed Board Order accepted by registrant and entered by the Board on 09-14-15: registration fined \$250.

Minerva Janette Chavez, Technician Registration No. 139022. Alleged violations: deferred adjudication (in 2014) for the misdemeanor offense of Display Fictitious Motor Vehicle Registration and failure to disclose criminal history on an application for pharmacy technician registration. Agreed Board Order accepted by registrant and entered by the Board on 09-22-15: registration reprimanded and fined \$500.

Travis Ivy, Technician Registration No. 218823. Registrant requested revocation of technician registration in lieu of further disciplinary proceedings regarding allegations pending before the Board. Agreed Board Order accepted by registrant and entered by the Board on 09-22-15: registration revoked.

Ciera Domonique Moya, Technician Trainee Registration No. 229153. Registrant requested revocation of technician trainee registration in lieu of further disciplinary proceedings regarding allegations pending before the Board. Agreed Board Order accepted by registrant and entered by the Board on 09-22-15: registration revoked.

Vianca Geronima Orta, Technician Registration No. 203221. Registrant requested revocation of technician registration in lieu of further disciplinary proceedings regarding allegations pending

before the Board. Agreed Board Order accepted by registrant and entered by the Board on 09-22-15: registration revoked.

Izayah Julious-Yi Callandret, Technician Trainee Registration No. 232402. Alleged violation: convicted (in 2015) of the misdemeanor offense of Possession of Marihuana. Agreed Board Order accepted by registrant and entered by the Board on 10-16-15: registration revoked.

Elizabeth Ann Bouldin, Technician Registration No. 114766. Alleged violation: deferred adjudication (in 2015) for the misdemeanor offense of Theft. Agreed Board Order accepted by registrant and entered by the Board on 10-16-15: registration reprimanded.

Lona Michelle Helge, Technician Registration No. 184074. Alleged violation: deferred adjudication (in 2015) for the misdemeanor offense of Theft. Agreed Board Order accepted by registrant and entered by the Board on 10-16-15: registration reprimanded.

Michael Ray Vaughn, Jr., Technician Trainee Registration No. 236205. Alleged violation: convicted (in 2015) of the misdemeanor offense of Assault Causes Bodily Injury - Family Violence. Agreed Board Order accepted by registrant and entered by the Board on 10-16-15: registration reprimanded.

Lauren Nicole Hill, Technician Registration No. 164893. Alleged violation: theft of controlled substances. Agreed Board Order accepted by registrant and entered by the Board on 10-26-15: registration revoked.

Brittany Anne Barrios, Technician Registration No. 233828. Registrant requested revocation of technician trainee registration in lieu of further disciplinary proceedings regarding allegations pending before the Board. Agreed Board Order accepted by registrant and entered by the Board on 10-26-15: registration revoked.

Bryan Lamont Scott, Technician Registration No. 143921. Alleged violation: non-compliance with previously entered Agreed Board Order. Agreed Board Order accepted by registrant and entered by the Board on 10-26-15: registration fined \$250.

Joshua Allen Lascano, Technician Trainee Registration No. 236507. Registrant requested revocation of technician trainee registration in lieu of further disciplinary proceedings regarding allegations pending before the Board. Agreed Board Order accepted by registrant and entered by the Board on 10-27-15: registration revoked.

Tywanekia C. Johnson, Technician Trainee Registration No. 227037. Registrant requested revocation of technician trainee registration in lieu of further disciplinary

proceedings regarding allegations pending before the Board. Agreed Board Order accepted by registrant and entered by the Board on 10-27-15: registration revoked.

Kassondra Mae Porter, Technician Registration No. 206512. Registrant requested revocation of technician registration in lieu of further disciplinary proceedings regarding allegations pending before the Board. Agreed Board Order accepted by registrant and entered by the Board on 10-27-15: registration revoked.

Paula Patricia Sporluck, Technician Registration No. 136719. Registrant requested revocation of technician registration in lieu of further disciplinary proceedings regarding allegations pending before the Board. Agreed Board Order accepted by registrant and entered by the Board on 10-27-15: registration revoked.

Erik Gordon Bloom, Technician Registration No. 102235. Alleged violation: deferred adjudication (in 2015) for the felony offense of Evading Arrest/Detention with a Vehicle. Agreed Board Order accepted by registrant and entered by the Board on 11-03-15: registration suspended for 30 days, followed by 5-year probation with conditions.

Lori Ann Dolley, Technician Registration No. 232250. Alleged violation: asked question of patient which screened and/or limited interaction with a pharmacist resulting in no pharmacist providing verbal counseling. Agreed Board Order accepted by registrant and entered by the Board on 11-03-15: registration fined \$250.

Crystal Lynne Faulk, Technician Registration No. 151590. Alleged violation: evaluation by a Mental Health Professional determined mild alcohol use disorder in early remission. Agreed Board Order accepted by registrant and entered by the Board on 11-03-15: 5-year probation with conditions.

Malcolm Ashanti Frisby, Technician Registration No. 214698. Alleged violation: non-compliance with previously entered Agreed Board Order. Agreed Board Order accepted by registrant and entered by the Board on 11-03-15: registration suspended the longer of 180 days or until mental health professional provides written documentation which states that registrant is not physiologically or psychologically alcohol or drug dependent and is able to perform technician duties without posing a threat to the public, followed by 5-year probation with conditions.

Valencia D. Mapp, Technician Registration No. 184950. Alleged violation: deferred adjudication (in 2015) for the misdemeanor

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offense of Possession of a Marihuana. Evaluation by a Mental Health Professional determined mild cannabis use disorder in early remission. Agreed Board Order accepted by registrant and entered by the Board on 11-03-15: 5-year probation with conditions.

Gabriella Newton, Technician Registration No. 215735. Alleged violation: subsequent to conviction (in 2014) of the misdemeanor offense of Driving While Intoxicated, evaluation by a Mental Health Professional determined mild alcohol use disorder in full sustained remission. Agreed Board Order accepted by registrant and entered by the Board on 11-03-15: 5-year probation with conditions.

Linda Kay Pierce, Technician Registration No. 106616. Alleged violation: subsequent to conviction (in 2014) of the misdemeanor offense of Driving While Intoxicated, evaluation by a Mental Health Professional determined severe alcohol use disorder and moderate cannabis use disorder, both in sustained remission. Agreed Board Order accepted by registrant and entered by the Board on 11-03-15: 5-year probation with conditions.

Bianca Rojo, Technician Registration No. 204432. Alleged violations: two deferred adjudications (in 2015) for the felony offenses of Evading Arrest/Detention with a Vehicle and Endanger/Abandon Child. Agreed Board Order accepted by registrant and entered by the Board on 11-03-15: registration suspended for 180 days, followed by 5-year probation with conditions.

Randee Chanelle Tingle, Technician Registration No. 137871. Alleged violation: subsequent to conviction (in 2014) of the misdemeanor offense of Driving While Intoxicated 2nd, evaluation by a Mental Health Professional determined mild alcohol use disorder in early remission. Agreed Board Order accepted by registrant and entered by the Board on 11-03-15: 5-year probation with conditions.

Kristy Lynn Trevino, Technician Registration No. 211518. Alleged violation: deferred adjudication (in 2015) for the misdemeanor offense of Possession of a Dangerous Drug. Evaluation by a Mental Health Professional determined no substance use disorder. Agreed Board Order accepted by registrant and entered by the Board on 11-03-15: 1-year probation with conditions.

Vanessa Valdez, Technician Registration No. 227413. Alleged violation: communicated with patient about a

prescription drug. Agreed Board Order accepted by registrant and entered by the Board on 11-03-15: 2-year probation with conditions and fined \$500.

Annabell Vallejo, Technician Registration No. 103260. Alleged violation: deferred adjudication (in 2014) for the felony offense of Injury to a Child. Agreed Board Order accepted by registrant and entered by the Board on 11-03-15: 5-year probation with conditions.

Jon B. Williamson, Technician Registration No. 112178. Alleged violation: asked question of patient which screened and/or limited interaction with a pharmacist resulting in no pharmacist providing verbal counseling. Agreed Board Order accepted by registrant and entered by the Board on 11-03-15: registration fined \$250.

Jana Renee Swatek, Technician Registration No. 102038. Registrant requested retirement of technician trainee registration in lieu of further disciplinary proceedings regarding allegations pending before the Board. Agreed Board Order accepted by registrant and entered by the Board on 11-06-15: registration retired.

Marsha Nicole Gonzalez, Technician Registration No. 159501. Alleged violation: upon audit, failed to submit proof of completion of required number of CE hours. Agreed Board Order accepted by registrant and entered by the Board on 11-10-15: registration fined \$600 and must obtain additional CE hours.

Kelcie Denae Ray, Technician Registration No. 199565. Alleged violations: convicted (in 2015) of the misdemeanor offense of Theft and failure to disclose criminal history on pharmacy technician renewal application. Agreed Board Order accepted by registrant and entered by the Board on 11-10-15: registration reprimanded and fined \$500.

Karen Guerra, Technician Trainee Registration No. 242186. Alleged violation: deferred adjudication (in 2015) for the misdemeanor offense of Theft. Agreed Board Order accepted by registrant and entered by the Board on 11-30-15: registration reprimanded.

**APPLICANTS FOR LICENSURE OR
REGISTRATION**

AGREED BOARD ORDERS

Sharon Renee Mims, Applicant for Technician Trainee Registration. Alleged violation: failure to disclose criminal history on pharmacy technician trainee application. Agreed Board Order accepted by applicant and entered by the Board on 09-14-15: registration granted and fined \$500.

Rainer Villa Arazo, Applicant for Technician Trainee Registration. Alleged violation: failure to disclose criminal history on pharmacy technician trainee application. Agreed Board Order accepted by applicant and entered by the Board on 09-22-15: registration granted and fined \$500.

David Rodriguez, Applicant for Technician Trainee Registration. Alleged violations: deferred adjudication (in 2013) for the misdemeanor offenses of Assault Causes Bodily Injury Family Member; convicted (in 2013) of the misdemeanor offense of Failure to Identify Giving False Fictitious Information; and failure to disclose criminal history on pharmacy technician trainee application. Agreed Board Order accepted by applicant and entered by the Board on 09-22-15: registration granted; reprimanded; and fined \$500.

Sarah Batey, Applicant for Technician Trainee Registration. Alleged violation: failure to disclose criminal history on pharmacy technician trainee application. Agreed Board Order accepted by applicant and entered by the Board on 09-29-15: registration granted and fined \$500.

Shakara Beboneek Eaden, Applicant for Technician Trainee Registration. Alleged violation: convicted (in 2012) of the misdemeanor offense of Theft. Agreed Board Order accepted by applicant and entered by the Board on 09-29-15: registration granted and reprimanded.

LaCresha Flye, Applicant for Technician Trainee Registration. Alleged violation: failure to disclose criminal history on pharmacy technician trainee application. Agreed Board Order accepted by applicant and entered by the Board on 09-29-15: registration granted and fined \$500.

Shirley Jackson, Applicant for Technician Trainee Registration. Alleged violation: failure to disclose criminal history on pharmacy technician trainee application. Agreed Board Order accepted by applicant and entered by the Board on 09-29-15: registration granted and fined \$500.

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Garrett Bond Robbins, Applicant for Technician Trainee Registration. Alleged violation: deferred adjudication (in 2014) for the misdemeanor offense of Assault Family Violence. Agreed Board Order accepted by applicant and entered by the Board on 09-29-15: registration granted and reprimanded.

Physicians Rx Pharmacy of Clinton, Inc., Applicant for Pharmacy License, Clinton, MD. Alleged violation: failure to disclose corporate officer's prior criminal history on pharmacy license application. Agreed Board Order accepted by applicant and entered by the Board on 10-01-15: license granted and fined \$1000.

Avita Drugs Pharmacy, Applicant for Pharmacy License, Bellaire, TX. Alleged violation: disciplinary action taken by the Louisiana State Board of Pharmacy. Agreed Board Order accepted by applicant and entered by the Board on 10-01-15: license granted and reprimanded.

Athena Pharmacy, Applicant for Pharmacy License, Mount Juliet, TN. Alleged violation: corporate officer convicted (in 2011) of the misdemeanor offenses of sexual misconduct and assault. Agreed Board Order accepted by applicant and entered by the Board on 10-01-15: license granted and reprimanded.

People's Pharmacy #5, Applicant for Pharmacy License, Austin, TX. Alleged violation: failure to disclose some of the applicable disciplinary history on pharmacy license application. Agreed Board Order accepted by applicant and entered by the Board on 10-08-15: license granted and fined \$1000.

W Rx Pharmacy, Applicant for Pharmacy License, Mesquite, TX. Alleged violation: failure to disclose corporate officer's prior criminal history and disciplinary action on pharmacy license application. Agreed Board Order accepted by applicant and entered by the Board on 10-16-15: license granted and fined \$1000.

Eric Martin Garza, Applicant for Technician Registration. Alleged violation: non-compliance with previously entered Agreed Board Order. Agreed Board Order accepted by applicant and entered by the Board on 10-16-15: registration granted and fined \$500.

Manisha Silwal Lohani, Applicant for Technician Trainee Registration. Alleged violations: deferred adjudication (in 2012) for the misdemeanor offenses of Theft and failure to disclose criminal history on pharmacy technician trainee application. Agreed Board Order accepted by applicant

and entered by the Board on 10-16-15: registration granted; reprimanded; and fined \$500.

Andrea Merari Salinas, Applicant for Technician Trainee Registration. Alleged violation: deferred adjudication (in 2011) for the misdemeanor offense of Theft. Agreed Board Order accepted by applicant and entered by the Board on 10-16-15: registration granted and reprimanded.

Integrity Rx Specialty Pharmacy, LLC, Applicant for Pharmacy License, Scottsdale, AZ. Alleged violation: failure to disclose corporate officer's prior criminal history on pharmacy license application. Agreed Board Order accepted by applicant and entered by the Board on 10-26-15: license granted and fined \$1000.

Tiffany Jones-Lee, Applicant for Technician Trainee Registration. Alleged violation: failure to disclose criminal history on pharmacy technician trainee application. Agreed Board Order accepted by applicant and entered by the Board on 10-26-15: registration granted and fined \$500.

Always Care Pharmacy - 1, Applicant for Pharmacy License, Garland, TX. Alleged violation: disciplinary action taken by the Texas State Board of Pharmacy on license of pharmacist-in-charge. Agreed Board Order accepted by applicant and entered by the Board on 11-03-15: license granted and placed on probation with conditions for a period of time to run concurrent with sanction imposed on pharmacist's license.

Emmanuel Kanu, Applicant for Reinstatement of Pharmacist License No. 34077. Agreed Board Order accepted by applicant and entered by the Board on 11-03-15: reinstatement granted with conditions, followed by 5-year probation with conditions.

Quang-Hai Martin Tran, Applicant for Pharmacist License by Reciprocity. Alleged violation: failure to disclose criminal history on application for pharmacist licensure by reciprocity. Agreed Board Order accepted by applicant and entered by the Board on 11-03-15: license granted and fined \$1000.

Victor Anthony Avina, Applicant for Technician Trainee Registration. Alleged violations: two deferred adjudications (in 2014) for the felony offenses of Aggravated Assault. Agreed Board Order accepted by applicant and entered by the Board on 11-03-15: registration granted; suspended for 30 days followed by 5-year probation with conditions.

Xinia Eliza Caro, Applicant for Technician Trainee Registration. Alleged violation: subsequent to a background investigation, evaluation by a mental health professional determined mild cannabis use disorder in sustained remission. Agreed Board Order

AMERICANS WITH DISABILITIES ACT

The Americans with Disabilities Act (ADA) became effective January 26, 1992, for all public and private organizations offering goods and services to the public. It is the goal of the Texas State Board of Pharmacy to assure the public and all constituencies that the agency is in full compliance with ADA and that our office, programs, activities, and publications are accessible to anyone needing reasonable accommodations.

The Director of Administrative Services and Licensing has been designated to coordinate compliance efforts and provide information concerning the provisions of the ADA and rights provided. An ADA Grievance Procedure is available to the public, and complaints should be addressed to the ADA coordinator, Cathy Stella, at (512) 305-8013 (Voice), or (512) 305-8082 (Fax).

accepted by applicant and entered by the Board on 11-03-15: registration granted and placed on 1-year probation with conditions.

Tegra Tyana Chism, Applicant for Technician Trainee Registration. Alleged violations: deferred adjudication (in 1996) for the felony offense of Forgery; convicted (in 1996) of the misdemeanor offense of Theft; convicted (in 1997) of the felony offense of Forgery; and failure to disclose criminal history on pharmacy technician trainee registration application. Agreed Board Order accepted by applicant and entered by the Board on 11-03-15: registration granted; placed on 1-year probation with conditions and fined \$500.

Delicia Gambrell, Applicant for Technician Trainee Registration. Alleged violation: deferred adjudication (in 2007) for the felony offense of Improper Sexual Activity with a Person in Custody. Agreed Board Order accepted by applicant and entered by the Board on 11-03-15: registration granted and placed on 3-year probation with conditions.

Brittney Marie Knowles, Applicant for Technician Trainee Registration. Alleged violation: deferred adjudication (in 2013) for the felony offense of Credit Card or Debit Card Abuse. Agreed Board Order accepted by applicant and entered by the Board on 11-03-15: registration granted and placed on 5-year probation with conditions.

Stephen Walter Krueger, Applicant for Technician Trainee Registration. Alleged violations: deferred adjudication (in 1985)

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for the felony offense of Possession of Marihuana and failure to disclose criminal history on pharmacy technician trainee registration application. Agreed Board Order accepted by applicant and entered by the Board on 11-03-15: registration granted; placed on 1-year probation with conditions; and fined \$500.

Elizabeth R. Lopez, Applicant for Technician Trainee Registration. Alleged violation: deferred adjudication (in 1998) for the felony offense of Theft. Agreed Board Order accepted by applicant and entered by the Board on 11-03-15: registration granted and placed on 1-year probation with conditions.

Frances McShan, Applicant for Technician Trainee Registration. Alleged violations: convicted (in 2000) of the felony offense of Forgery of a Commercial Instrument; deferred adjudication (in 2006) for the felony offense of Fraudulent Use of Identifying Information; convicted (in 2007) of the misdemeanor offense of Failure to Identify Oneself to a Peace Officer; and failure to disclose criminal history on pharmacy technician trainee registration application. Agreed Board Order accepted by applicant and entered by the Board on 11-03-15: registration granted; placed on 3-year probation with conditions; and fined \$500.

Johnathan Jerry Mitchell, Applicant for Technician Trainee Registration. Alleged violation: convicted (in 2013) of the misdemeanor offense Violation of Georgia Controlled Substance Act. Evaluation by a mental health professional determined no substance use disorder. Agreed Board Order accepted by applicant and entered by the Board on 11-03-15: registration granted and placed on 1-year probation with conditions.

Ericka Monique Day, Applicant for Technician Trainee Registration. Alleged violation: deferred adjudication (in 2014) for the misdemeanor offense Theft. Agreed Board Order accepted by applicant and entered by the Board on 11-10-15: registration granted and reprimanded.

Severiana Juanita Maldonado, Applicant for Technician Trainee Registration. Alleged violation: convicted (in 2013) of the misdemeanor offense Theft. Agreed Board Order accepted by applicant and entered by the Board on 11-30-15: registration granted and reprimanded.

Harley Martin, Applicant for Technician Registration. Alleged violation: deferred adjudication (in 2013) for the misdemeanor offense Theft. Agreed Board Order

accepted by applicant and entered by the Board on 11-30-15: registration granted and reprimanded.

REHABILITATION ORDERS

Section 564.002 and 564.003 of the Pharmacy Act exempts from the Texas Public Information Act, the records of TSBP concerning pharmacists who have or have had an alcohol or drug dependency or who have developed an incapacity of a nature that prevents a pharmacist from engaging in the practice of pharmacy with reasonable skill, competence, and safety to the public.

Thus, Disciplinary Orders entered as a result of such impairments are confidential. Because of this confidentiality only the number of rehabilitation orders that have been entered by TSBP, will be published; the name of the pharmacist (and any pharmacy that is involved) is not published. Eight such orders were entered by the Board from September - November 2015. This number may include the following types of orders:

(1) new orders entered on pharmacists who have or have had a chemical dependency, or mental or physical impairment;

(2) subsequent orders on these individuals; and

(3) orders entered on a pharmacy license as a result of violations or alleged violations by a pharmacist with an impairment.

HELP IS AVAILABLE

Do you know a pharmacist with any of the following symptoms?

- ☒ Depressed
- ☒ Drinking alcohol in more than moderate amounts
- ☒ Abusing drugs
- ☒ Has a physical or mental impairment
- ☒ Not practicing pharmacy in a manner that is in the public's interest

If you do, please give the Texas Pharmacy Association's Professional Recovery Network (PRN) an opportunity to help. All calls are kept strictly confidential. For information, call the toll free Help Line:

1 (800) 727-5152