
TEXAS STATE BOARD OF PHARMACY

DISCIPLINARY ACTIONS

December 2015 - February 2016

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

Upshaw Pharmacy, Pharmacy License No. 28206, Missouri City, TX. Continuing threat found: pharmacy personnel dispensed controlled substances pursuant to invalid prescription orders. Temporary Suspension Order entered by the Board on 02-03-16: license suspended until further Order of the Board.

PUBLIC BOARD ORDERS

Artemis Pharmacy, LLC, Pharmacy License No. 28030, Houston, TX. Violation adjudicated: pharmacist-in-charge dispensed controlled substances pursuant to invalid prescription orders. Board Order entered by the Board on 02-02-16: license revoked.

Rx Max Pharmacy, Pharmacy License No. 27883, Houston, TX. Violation adjudicated: pharmacist-in-charge dispensed controlled substances pursuant to invalid prescription orders. Board Order entered by the Board on 02-02-16: license revoked.

Jesse Cornell Sanders II, Pharmacist License No. 19454. Violation adjudicated: as pharmacist-in-charge at Supreme Rx

Pharmacy in Houston, TX, dispensed controlled substances pursuant to invalid prescription orders and violated terms of the Temporary Suspension Order. Board Order entered by the Board on 02-02-16: license revoked.

Supreme Rx Pharmacy, Pharmacy License No. 27422, Houston, TX. Violation adjudicated: pharmacist-in-charge dispensed controlled substances pursuant to invalid prescription orders. Board Order entered by the Board on 02-02-16: license revoked.

AGREED BOARD ORDERS

Save-Rite Pharmacy, Pharmacy License No. 27629, Houston, TX. Corporate Manager requested revocation of pharmacy license. Agreed Board Order accepted by licensee and entered by the Board on 12-02-15: license revoked.

John Wayne Bailey, Pharmacist License No. 20119. Alleged violation: as pharmacist-in-charge of Randol Mill Pharmacy in Arlington, TX, allowed two employees to perform technician duties with no registration. Agreed Board Order accepted by licensee and entered by the Board on 12-16-15: license fined \$2000.

Randol Mill Pharmacy, Pharmacy License No. 14456, Arlington, TX. Alleged violation: two employees performed technician duties with no registration.

Agreed Board Order accepted by licensee and entered by the Board on 12-16-15: license fined \$6000 and must develop and implement policies and procedures to verify the licensure and registration status for pharmacists, pharmacist interns, and pharmacy technicians.

Shelley Annette Brown, Pharmacist License No. 47185. Alleged violations: upon audit, failed to submit proof of completion of required and/or reported number of CE hours and failure to disclose correct number of hours on pharmacist licensure renewal application. Agreed Board Order accepted by licensee and entered by the Board on 01-06-16: license fined \$2800; and must obtain additional hours of CE.

Joe's Pharmacy, Pharmacy License No. 27805, Rosenberg, TX. Corporate President requested revocation of pharmacy license. Agreed Board Order accepted by licensee and entered by the Board on 01-06-16: license revoked.

Crystal Outpatient Surgery Center Lake Jackson, Inc., Pharmacy License No. 15541, Lake Jackson, TX. Alleged violations: failure to disclose disciplinary action against corporate officer on two pharmacy licensure renewal applications. Agreed Board Order accepted by licensee and entered by the Board on 01-08-16: license fined \$2000.

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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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Tan Duy Nguyen, Pharmacist License No. 47726. Licensee requested revocation of pharmacist license. Agreed Board Order accepted by licensee and entered by the Board on 01-20-16: license revoked.

David Lee Wheelis, Pharmacist License No. 18252. Licensee requested retirement of pharmacist license. Agreed Board Order accepted by licensee and entered by the Board on 01-25-16: license retired.

Aetna Rx Home Delivery, LLC, Pharmacy License No. 22657, Kansas City, MO. Alleged violation: disciplinary action taken by the Oklahoma State Board of Pharmacy and the Alabama State Board of Pharmacy. Agreed Board Order accepted by licensee and entered by the Board on 02-02-16: license is reprimanded.

Maryana Attalla, Pharmacist License No. 45058. Alleged violation: as pharmacist-in-charge and corporate officer of Katy Pharmacy in Katy, 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 02-02-16: license fined \$1000.

Bioscrip Infusion Services, Pharmacy License No. 25415, Burbank, CA. Alleged violation: shipping prescription drugs into Texas with an expired license. Agreed

Board Order accepted by licensee and entered by the Board on 02-02-16: license fined \$3000.

Brookshire Brothers Pharmacy #23, Pharmacy License No. 18300, Trinity, TX. Alleged violation: failed to provide verbal patient counseling. Agreed Board Order accepted by licensee and entered by the Board on 02-02-16: license fined \$1500.

Brookshire Brothers Pharmacy #69, Pharmacy License No. 25529, Salado, TX. Alleged violation: dispensing (delivery) error. Agreed Board Order accepted by licensee and entered by the Board on 02-02-16: 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.

Elaine Chen, Pharmacist License No. 46407. Alleged violation: dispensing error while working at CVS/pharmacy #5380 in McKinney, TX. Agreed Board Order accepted by licensee and entered by the Board on 02-02-16: 2-year probation with conditions and must obtain additional CE hours.

CVS/Pharmacy #5807, Pharmacy License No. 24831, Pearland, TX. Alleged violations: dispensing error; failed to provide verbal patient counseling; and failed to maintain complete and accurate pharmacy records regarding patient counseling. Agreed Board Order accepted by licensee and entered by the Board on 02-02-16: 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.

CVS/Pharmacy #5896, Pharmacy License No. 24730, Spring, TX. Alleged violations: 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 02-02-16: 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.

CVS/Pharmacy #6777, Pharmacy License No. 24572, Dallas, TX. Alleged violations: dispensing error; failed to evaluate and identify the clinically significant reasonable directions for use; failed to provide verbal patient counseling; failed to adequately follow-up with patient agent; and failed to maintain complete and accurate pharmacy records. Agreed Board Order accepted by licensee and entered by the Board on 02-02-16: license reprimanded; fined \$5000; and must develop and implement a Continuous Quality Improvement Program

(to include peer review) for purposes of preventing and handling dispensing errors.

CVS/Pharmacy #6968, Pharmacy License No. 24615, Arlington, TX. Alleged violation: dispensing (delivery) errors. Agreed Board Order accepted by licensee and entered by the Board on 02-02-16: 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.

CVS/Pharmacy #7198, Pharmacy License No. 24503, Houston, TX. Alleged violations: shortages of controlled substances following accountability audit; dispensing error; and failed to provide verbal patient counseling. Agreed Board Order accepted by licensee and entered by the Board on 02-02-16: 3-year probation with conditions; fined \$16,500; and must employ a management consultant to conduct quarterly audits at the pharmacy.

CVS/Pharmacy #7748, Pharmacy License No. 24806, Dallas, TX. Alleged violations: failed to provide verbal patient counseling and failed to maintain complete and accurate pharmacy records regarding patient counseling. Agreed Board Order accepted by licensee and entered by the Board on 02-02-16: license fined \$2000.

Diabetic Care Rx, Pharmacy License No. 25451, Sunrise, FL. Alleged violation: shipping prescription drugs into Texas with an expired license. Agreed Board Order accepted by licensee and entered by the Board on 02-02-16: license fined \$5000 and must develop and implement policies and procedures for maintaining valid pharmacy licensure status in Texas.

Fanetta Gail Dickens, Pharmacist License No. 33322. Alleged violations: dispensing error while working at CVS/pharmacy #5807 in Pearland, TX; failed to provide verbal patient counseling; and failed to maintain complete and accurate pharmacy records regarding patient counseling. Agreed Board Order accepted by licensee and entered by the Board on 02-02-16: license reprimanded; fined \$1500; and must obtain additional CE hours.z

Linda Ann Drucker, Pharmacist License No. 26364. Alleged violation: as pharmacist-in-charge of Methodist Willowbrook 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 02-02-16: license fined \$1000.

Lisa Darlene Durden, Pharmacist License No. 34302. Alleged violation: as
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pharmacist-in-charge and owner of Elite Pharmacy in Houston, TX, dispensed controlled substances pursuant to invalid prescription orders. Agreed Board Order entered by the Board on 02-02-16: 3-year probation with conditions and must pass pharmacy law exam.

Gregory Bryan Furman, Pharmacist License No. 54920. Alleged violations: while working at CVS/pharmacy #7748 in Dallas, TX, failed to provide verbal patient counseling and failed to maintain complete and accurate pharmacy records regarding patient counseling. Agreed Board Order accepted by licensee and entered by the Board on 02-02-16: license fined \$1500.

William Edward Gutierrez, Pharmacist License No. 40535. Alleged violation: as pharmacist-in-charge and corporate officer at Xavier Pharmacy III in Houston, TX, failed to keep and maintain two consecutive annual inventories. Agreed Board Order accepted by licensee and entered by the Board on 02-02-16: license fined \$1000.

Healthwarehouse.com, Pharmacy License No. 26267, Florence, KY. Alleged violation: disciplinary action taken by the Ohio State Board of Pharmacy. Agreed Board Order accepted by licensee and entered by the Board on 02-02-16: license is reprimanded.

Brittany June Jew, Pharmacist License No. 32376. Alleged violation: while working at North Cypress Village Pharmacy in Cypress, TX, failed to provide verbal patient counseling. Agreed Board Order accepted by licensee and entered by the Board on 02-02-16: license fined \$1000.

Katy Pharmacy I, Pharmacy License No. 27564, Katy, 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 02-02-16: license fined \$1000.

Kroger Pharmacy #336, Pharmacy License No. 20704, Katy, TX. Alleged violations: 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 02-02-16: 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.

Kroger Pharmacy #560, Pharmacy License No. 20267, Frisco, TX. Alleged violations: dispensing error; failed to provide verbal patient counseling; and recordkeeping error. Agreed Board

Order accepted by licensee and entered by the Board on 02-02-16: 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.

Binh H. Le, Pharmacist License No. 41141. Alleged violation: as pharmacist-in-charge of Xavier Pharmacy & Medical Supply in Houston, TX, failed to keep and maintain two consecutive annual inventories. Agreed Board Order accepted by licensee and entered by the Board on 02-02-16: license fined \$1000.

Christina Lopez, Pharmacist License No. 36803. Alleged violation: as pharmacist-in-charge of RGV Family Pharmacy in Edinburg, 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 02-02-16: license fined \$1000.

Lynn's Lavega Pharmacy, Inc., Pharmacy License No. 5254, Waco, TX. Alleged violations: dispensing error; failed to evaluate and identify the clinically significant reasonable directions for use; failed to contact prescriber for authorization of changes to prescription; and failed to submit a Professional Liability Claim Report form by required deadlines. Agreed Board Order accepted by licensee and entered by the Board on 02-02-16: 2-year probation with conditions; fined \$4000; and must develop and implement a Continuous Quality Improvement Program (to include peer review) for purposes of preventing and handling dispensing errors.

Mastery Pharmacy, Pharmacy License No. 25427, Pearland, TX. Alleged violation: pharmacy owner convicted of the Felony offense of Theft. Agreed Board Order accepted by licensee and entered by the Board on 02-02-16: 5-year probation with conditions.

Methodist Willowbrook Hospital, Pharmacy License No. 20670, 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 02-02-16: license fined \$3000.

North Cypress Village Pharmacy, Pharmacy License No. 26531, Cypress, 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 allowed pharmacy personnel to utilize a computer system to screen or limit interaction with a pharmacist,

resulting in no pharmacist providing verbal counseling. Agreed Board Order accepted by licensee and entered by the Board on 02-02-16: license fined \$1500 and must develop and implement policies and procedures to ensure that pharmacist personnel provide patient counseling.

PCM Venture I, LLC, Pharmacy License No. 25208, Sandy, UT. Alleged violation: shipped prescription drugs to Texas residents without valid licensure. Agreed Board Order accepted by licensee and entered by the Board on 02-02-16: license fined \$5000.

Bharat Ramesh, Pharmacist License No. 49155. Alleged violations: dispensing error and failed to evaluate and identify the clinically significant reasonable directions for use while working at CVS/Pharmacy #5896 in Spring, TX. Agreed Board Order accepted by licensee and entered by the Board on 02-02-16: license reprimanded; fined \$1000; and must obtain additional CE.

RGV Family Pharmacy, Pharmacy License No. 20817, Edinburg, 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 02-02-16: license fined \$1000.

Stacey James Shirley, Pharmacist License No. 31981. Alleged violation: while working at Brookshire Brothers Pharmacy #23 in Trinity, TX, failed to provide verbal counseling. Agreed Board Order accepted by licensee and entered by the Board on 02-02-16: license fined \$1000.

Specialty Compounding, LLC, Pharmacy License No. 25802, Cedar Park, TX. Licensee requested modification of Agreed Board Order previously entered on 08-04-15. Agreed Board Order accepted by licensee and entered by the Board on 02-02-16: request for modification was granted.

Target Store T-1339, Pharmacy License No. 21013, Arlington, TX. Alleged violation: shortages of controlled substances following accountability audit. Agreed Board Order accepted by licensee and entered by the Board on 02-02-16: license fined \$1000.

Donald Wayne Thomas, Pharmacist License No. 49568. Alleged violations: dispensing errors while working at Pharmacy Concepts in Arlington, TX. Agreed Board Order accepted by licensee and entered by the Board on 02-02-16: 2-year probation with conditions and must obtain additional CE hours.

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Phillip Trieu, Registered Pharmacist – Intern. Registrant requested modification of Agreed Board Order previously entered on 11-06-12. Agreed Board Order accepted by licensee and entered by the Board on 02-02-16: request for modification was granted.

Trinity Pharmacy, Pharmacy License No. 27972, Carrollton, TX. Alleged violation: shortages of controlled substances following accountability audit. Agreed Board Order accepted by licensee and entered by the Board on 02-02-16: 2-year probation with conditions; fined \$18,000; and must develop and implement policies and procedures to detect shortages and prevent theft and loss of controlled substances.

Walgreens #4328, Pharmacy License No. 10706, Houston, TX. Alleged violation: dispensing error. Agreed Board Order accepted by licensee and entered by the Board on 02-02-16: 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 #7101, Pharmacy License No. 22594, Cypress, TX. Alleged violation: dispensing error. Agreed Board Order accepted by licensee and entered by the Board on 02-02-16: license reprimanded and must develop and implement a Continuous Quality Improvement Program (to include peer review) for purposes of preventing and handling dispensing errors.

Walmart Pharmacy #10-1150, Pharmacy License No. 21702, College Station, TX. Alleged violation: dispensing error. Agreed Board Order accepted by licensee and entered by the Board on 02-02-16: license reprimanded and must develop and implement a Continuous Quality Improvement Program (to include peer review) for purposes of preventing and handling dispensing errors.

Marcus Wade Williams, Pharmacist License No. 53878. Alleged violation: as pharmacist-in-charge of RGV Family Pharmacy in Edinburg, 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 02-02-16: license fined \$1000.

Xavier Pharmacy III, Pharmacy License No. 26078, Houston, TX. Alleged violation: failed to keep and maintain two consecutive annual inventories. Agreed Board Order accepted by licensee and entered by the Board on 02-02-16: license fined \$1000.

Xavier Pharmacy & Medical Supply, Pharmacy License No. 26440, Houston, TX. Alleged violation: failed to keep and maintain two consecutive annual inventories. Agreed Board Order accepted by licensee and entered by the Board on 02-02-16: license fined \$1000.

REGISTERED TECHNICIANS AND TECHNICIAN TRAINEES

TEMPORARY SUSPENSION ORDERS

Shayna Kelly, Technician Registration No. 199025. Continuing threat found: convicted (in 2012) of the misdemeanor offense of Driving While Intoxicated; convicted (in 2015) of the felony offense of Driving While Intoxicated with a Child Passenger; and evaluation by a Mental Health Professional who determined moderate alcohol use disorder, not in remission. Temporary Suspension Order entered by the Board on 02-18-16: registration suspended until further Order of the Board.

PUBLIC BOARD ORDERS

Starla Cornelison, Technician Trainee Registration No. 232466. Violation deemed admitted by default: theft of controlled substances. Board Order entered by the Board on 02-02-16: registration revoked.

Marina Gutierrez Leon, Technician Registration No. 143269. Violation deemed admitted by default: obtained prescription drugs by fraud. Board Order entered by the Board on 02-02-16: registration revoked.

Theisha Meyatta Kawah, Technician Registration No. 188716. Violation deemed admitted by default: deferred adjudication (in 2015) for the felony offense of Injury to a Child Under 15. Board Order entered by the Board on 02-02-16: registration suspended for 180 days, followed by 5-year probation with conditions.

Tracy Knight, Technician Trainee Registration No. 227270. Violation deemed admitted by default: deferred adjudication (in 2015) for the misdemeanor offense of Theft. Board Order entered by the Board on 02-02-16: registration fined \$500.

Michael David Lewis, Jr., Technician Registration No. 176128. Violation deemed admitted by default: non-compliance with previously entered Agreed Board Order. Board Order entered by the Board on 02-02-16: registration suspended under conditions.

Lindsay Leanne Lindley, Technician Registration No. 189527. Violation deemed

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).

admitted by default: deferred adjudication (in 2014) for the misdemeanor offense of Possession of a Controlled Substance. Evaluation by a Mental Health Professional determined moderate stimulant use disorder in sustained remission. Board Order entered by the Board on 02-02-16: 5-year probation with conditions.

Teth Ryan Marshall, Technician Trainee Registration No. 228360. Violation deemed admitted by default: deferred adjudication (in 2015) for the misdemeanor offense of Theft. Board Order entered by the Board on 02-02-16: registration fined \$500.

Darius Hassan Mehrdad, Technician Registration No. 194538. Violation deemed admitted by default: deferred adjudication (in 2015) for three counts of the felony offense of Possession of Child Pornography. Board Order entered by the Board on 02-02-16: registration revoked.

Eric James Villasi, Technician Trainee Registration No. 233509. Violation deemed admitted by default: deferred adjudication (in 2015) for the misdemeanor offense of Assault Family Violence. Board Order entered by the Board on 02-02-16: registration fined \$500.

AGREED BOARD ORDERS

Hassan Bukhari, Technician Registration No. 233085. Registrant requested revocation of technician registration in lieu of further disciplinary proceedings

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regarding allegations pending before the Board. Agreed Board Order accepted by registrant and entered by the Board on 12-07-15: registration revoked.

Jamechia Lana Duncan, Technician Registration No. 116978. Alleged violation: convicted (in 2015) of the misdemeanor offense of Theft of Government Funds. Agreed Board Order accepted by registrant and entered by the Board on 12-07-15: registration reprimanded.

Nicole Horten, Technician Registration No. 205816. 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 12-07-15: registration revoked.

Robert Garza Perez, Technician Registration No. 107933. 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 12-07-15: registration revoked.

Maria Isabel Juarez, Technician Registration No. 141461. 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 01-05-16: registration revoked.

Tamara G. Mitchell, Technician Registration No. 105496. 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 01-05-16: registration revoked.

Travis Wilson, Technician Trainee Registration No. 230914. Alleged violations: theft of controlled substances and deferred adjudication (in 2015) for the felony offense of Diversion of a Controlled Substance. Agreed Board Order accepted by registrant and entered by the Board on 01-05-16: registration revoked.

Anthony Raymond Rodriguez, Technician Registration No. 209710. Alleged violations: deferred adjudication (in 2015) for the felony offense of Aggravated Robbery and failure to disclose criminal history on pharmacy technician renewal application. Agreed Board Order accepted by registrant and entered by the Board on 01-05-16: revoked.

Brean Haylock, Technician Registration No. 228113. Alleged violation: convicted

(in 2015) of the misdemeanor offense of Theft. Agreed Board Order accepted by registrant and entered by the Board on 01-19-16: registration reprimanded.

Krystal Herrera, Technician Registration No. 224621. 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 01-19-16: registration revoked.

Tempestt Lazett McHenry, Technician Trainee Registration No. 203624. Alleged violation: theft of controlled substances. Agreed Board Order accepted by registrant and entered by the Board on 01-19-16: registration revoked.

Sidney Nnamdi Nwangwu, Technician Registration No. 183894. 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 01-19-16: registration revoked.

Matthew Sebastian, Technician Trainee Registration No. 240406. 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 01-19-16: registration revoked.

Karen Ting-Fun Shiue, Technician Registration No. 139039. 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 01-19-16: registration revoked.

Jeremy David Shlensky, Technician Registration No. 152315. 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 01-19-16: registration revoked.

Natalie Jean Shelton, Technician Registration No. 125242. Alleged violation: deferred adjudication (in 2015) for the misdemeanor offense of Theft. Agreed Board Order accepted by registrant and entered by the Board on 01-28-16: registration reprimanded.

Kristen Nicole Austell, Technician Registration No. 155960. Alleged violation: subsequent to a background investigation, evaluation by a Mental Health Professional determined mild cocaine use disorder in sustained remission. Agreed Board Order accepted by registrant and entered by the

Board on 02-02-16: 5-year probation with conditions.

Ricky Broshun Else, Technician Registration No. 185504. Alleged violation: conviction (in 2015) of the felony offense of Driving While Intoxicated – 3rd or More. Agreed Board Order accepted by registrant and entered by the Board on 02-02-16: registration suspended for 90 days, followed by 5-year probation with conditions.

Kevin James Levy, Technician Registration No. 155092. Alleged violations: deferred sentence (in 2015) for the misdemeanor offense of Driving Under the Influence and the felony offense of Aggravated Attempting to Elude. Evaluation by a Mental Health Professional determined a mild alcohol use disorder in full sustained remission. Agreed Board Order accepted by registrant and entered by the Board on 02-02-16: registration suspended for 30 days, followed by 5-year probation with conditions.

Karen Martinez, Technician Registration No. 227422. 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 02-02-16: registration fined \$250.

Richard Njombe Monono, Technician Registration No. 207575. Alleged violation: 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 02-02-16: 5-year probation with conditions.

Anil Romell Monteiro, Technician Registration No. 216316. Alleged violations: two convictions (in 2015) of the misdemeanor offenses of Driving While Intoxicated. Evaluation by a Mental Health Professional determined moderate alcohol use disorder in early remission. Agreed Board Order accepted by registrant and entered by the Board on 02-02-16: 5-year probation with conditions.

Erica Rae Moore, Technician Registration No. 184260. Alleged violation: non-compliance with previously entered Agreed Board Order. Agreed Board Order accepted by registrant and entered by the Board on 02-02-16: registration suspended for 30 days.

Peter Balda, Technician Registration No. 211844. Registrant requested revocation of technician registration in lieu of further disciplinary proceedings regarding allegations pending before the Board. Agreed Board Order accepted by registrant

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and entered by the Board on 02-18-16: registration revoked.

Lamonte Wesley Brown, Technician Registration No. 150756. Alleged violations: convicted (in 2015) of the felony offense of Aggravated Sexual Assault of a Child. Agreed Board Order accepted by registrant and entered by the Board on 02-18-16: registration revoked.

Glenn Raymond Hathaway, Technician Registration No. 132523. Alleged violations: deferred adjudication (in 2015) for 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 02-18-16: registration reprimanded and fined \$500.

Anita Gagic, Technician Registration No. 216924. Registrant requested retirement 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 02-26-16: registration retired.

Kara Nicole Martin, Technician Registration No. 181720. 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 02-26-16: registration revoked.

Sarah Elizabeth Martin, Technician Registration No. 132221. 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 02-26-16: registration revoked.

Brooke Nichole Polk, Technician Registration No. 198284. 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 02-26-16: registration revoked.

Candy Lynnette Trejo, Technician Registration No. 213039. 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 02-26-16: registration revoked.

Samantha Jane Wackman, Technician Registration No. 153842. 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 02-26-16: registration revoked.

APPLICANTS FOR LICENSURE OR REGISTRATION

AGREED BOARD ORDERS

Boothwyn Pharmacy, Inc., Applicant for Pharmacy License, Boothwyn, PA. Alleged violation: disciplinary action taken by the South Carolina State Board of Pharmacy. Agreed Board Order accepted by applicant and entered by the Board on 12-16-15: license granted and reprimanded.

Nekemia Brown, 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 12-07-15: registration granted and fined \$500.

Syreeta Clavier, Applicant for Technician Registration. Alleged violation: engaged in the duties of a pharmacy technician with no registration. Agreed Board Order accepted by applicant and entered by the Board on 12-07-15: registration granted and fined \$500.

Adrian Hunt, Applicant for Technician Trainee Registration. Alleged violations: convicted (in 2012) of the misdemeanor offense of Conspiracy to Commit Grand Larceny and failure to disclose criminal history on pharmacy technician trainee application. Agreed Board Order accepted by applicant and entered by the Board on 12-07-15: registration granted; reprimanded; and fined \$500.

Crystal Outpatient Surgery Center, Applicant for Pharmacy License, Houston, TX. Alleged violation: failure to disclose disciplinary action against corporate officer on pharmacy licensure application. Agreed Board Order accepted by applicant and entered by the Board on 01-08-16: license granted and fined \$1000.

Felicia Hope Nunez, Applicant for Technician Registration. Alleged violation: engaged in the duties of a pharmacy technician trainee with no registration. Agreed Board Order accepted by applicant and entered by the Board on 01-05-16: registration granted and fined \$500.

Daniel Cruz Olivarez, 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 01-05-16:

registration granted and reprimanded.

Antonio Daniel Bautista, Applicant for Technician Trainee Registration. Alleged violation: failure to disclose criminal history on application for pharmacy technician trainee registration. Agreed Board Order accepted by applicant and entered by the Board on 01-19-16: registration granted and fined \$500.

Marsha Marie-Claire St. Vil, Applicant for Technician Trainee Registration. Alleged violations: convicted (in 2009) of the misdemeanor offense of Failure to Identify; convicted (in 2011) of the misdemeanor offense of Theft; and failure to disclose complete criminal history on application for pharmacy technician trainee registration. Agreed Board Order accepted by applicant and entered by the Board on 01-19-16: registration granted; reprimanded; and fined \$500.

Pamela Yeluma Fomunung, Applicant for Reinstatement of Pharmacist License No. 33021. Agreed Board Order accepted by applicant and entered by the Board on 02-02-16: reinstatement granted with conditions, followed by 5-year probation with conditions.

Bill Poulos, 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 02-02-16: license granted and fined \$1000.

Elizabeth Ann Catlett, Applicant for Technician Trainee Registration. Alleged violations: three convictions (in 2013) of the misdemeanor offense Driving While Intoxicated. Evaluation by a mental health professional determined severe alcohol use disorder in early remission. Agreed Board Order accepted by applicant and entered by the Board on 02-02-16: registration granted and placed on 5-year probation with conditions.

Loren Nikole Cross, Applicant for Technician Trainee Registration. Alleged violation: convicted (in 2014) of the misdemeanor offense Possession of Marijuana. Evaluation by a mental health professional determined no substance use disorder. Agreed Board Order accepted by applicant and entered by the Board on 02-02-16: registration granted and placed on 1-year probation with conditions.

Katrelle Harding, Applicant for Technician Registration. Alleged violation: adjudication of guilt withheld (in 2007) for the felony offense of Driving While License Revoked as Habitual Offender. Agreed Board Order accepted by applicant and entered by the

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DISCIPLINARY ACTIONS
continued from page 6

Board on 02-02-16: registration granted and placed on 3-year probation with conditions.

Nicholas William Herrold, Applicant for Technician Trainee Registration. Alleged violation: deferred adjudication (in 2012) for the misdemeanor offense Possession of Marihuana. Evaluation by a mental health professional determined no substance use disorder. Agreed Board Order accepted by applicant and entered by the Board on 02-02-16: registration granted and placed on 1-year probation with conditions.

Denise Elizabeth Lopez, Applicant for Technician Registration. Alleged violation: subsequent to a background investigation, evaluation by a mental health professional determined alcohol use disorder in sustained remission. Agreed Board Order accepted by applicant and entered by the Board on 02-02-16: registration granted and placed on 3-year probation with conditions.

Dorothea Marie McChester, Applicant for Technician Trainee Registration. Alleged violation: deferred adjudication (in 2012) for the misdemeanor offense Possession of Marihuana. Evaluation by a mental health professional determined mild cannabis use disorder in sustained remission. Agreed Board Order accepted by applicant and entered by the Board on 02-02-16: registration granted and placed on 5-year probation with conditions.

Keisha Nicole Shields, Applicant for Technician Trainee Registration. Alleged violation: convicted (in 1996) of the felony offense of Robbery. Agreed Board Order accepted by applicant and entered by the Board on 02-02-16: registration granted and placed on 1-year probation with conditions.

Best Care Rx LLC, Applicant for Pharmacy License, Houston, TX. Alleged violation: failure to disclose corporate officer's prior disciplinary action on application for pharmacy licensure. Agreed Board Order accepted by applicant and entered by the Board on 02-18-16: license granted and fined \$1000.

Jaleesa Deshawn Givens, Applicant for Technician Trainee Registration. Alleged violation: deferred adjudication (in 2011) for the misdemeanor offense Failure to Identify. Agreed Board Order accepted by applicant and entered by the Board on 02-18-16: registration granted and reprimanded.

Patricia DeLeon, Applicant for Technician Trainee Registration. Alleged violation: failure to disclose criminal history on pharmacy technician trainee registration

application. Agreed Board Order accepted by applicant and entered by the Board on 02-26-16: registration granted and fined \$500.

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. Five such orders were entered by the Board from December 2015 - February 2016. 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