

TEMPORARY SUSPENSION ORDER #2021-04704

RE: IN THE MATTER OF BEFORE THE TEXAS STATE
 VENKATA RAMANARAO YARLAGADDA BOARD OF PHARMACY
 (PHARMACIST LICENSE #44977)

On this day came on to be considered by the Disciplinary Panel of the Texas State Board of Pharmacy (Board) the matter of the Petition for Temporary Suspension of pharmacist license number 44977 issued to Venkata Ramanarao Yarlagadda (Respondent), pursuant to § 565.059 of the Texas Pharmacy Act (Pharmacy Act), TEX. OCC. CODE ANN., Title 3, Subtitle J.

Respondent was in attendance and not represented by counsel. John Griffith, Litigation Counsel, represented Board Staff. Megan Holloway served as Acting General Counsel to the Disciplinary Panel. The following Board members served as the Disciplinary Panel: Julie Spier, R.Ph.; Donnie Lewis, R.Ph., and Rick Fernandez, R.Ph. Angela Castillo, Enforcement Specialist, was also in attendance.

The Disciplinary Panel determines that Respondent, by continuation in practice, would constitute a continuing threat to the public welfare, and that pharmacist license number 44977 issued to Respondent shall be temporarily suspended in accordance with § 565.059 of the Pharmacy Act. The Disciplinary Panel makes this finding based on the following evidence and/or information presented at the July 22, 2021, Hearing on Temporary Suspension of License of Respondent:

1. On or about February 1, 2007, Respondent was issued Texas pharmacist license number 44977.
2. Respondent's Texas pharmacist license was in full force and effect at all times and dates material and relevant to this Order, and is current through May 31, 2022.
3. All jurisdictional requirements have been satisfied.
4. On or about February 7, 2017, confidential Agreed Board Order #R-16-004 was entered

against Respondent's pharmacist license. Section 4(b) of the Order requires upon the written request of Board Staff or the Professional Recovery Network (PRN) program, Respondent has 30 days to obtain a current written evaluation by a Board-approved Mental Health Provider (MHP). Failure to comply with the request constitutes a violation of the Order.

5. On or about February 3, 2021, Board staff sent Respondent a written request to submit to an examination by a physician or other health care professional designated by the Board to determine whether Respondent has an incapacity of a nature that prevents him from engaging in the practice of pharmacy with reasonable skill, competence, and safety to the public. Respondent did not submit to the examination by the deadline of March 5, 2021.
6. On or about March 25, 2021, Respondent was notified of a Show Cause Hearing scheduled on April 28, 2021. Respondent was in attendance.
7. On or about April 28, 2021, in accordance with § 565.052(d) of the Pharmacy Act, a Board panel issued Board Order #2021-02898 requiring Respondent to submit to an examination by a mental health professional coordinated with and approved by the Board, not later than the 60th day after the date of the order, to determine whether Respondent has an incapacity of a nature that prevents him from engaging in the practice of pharmacy with reasonable skill, competence, and safety to the public.
8. Board staff has not received the results of the examination required under Board Order #2021-02898 by the deadline of June 27, 2021. Additionally, Board staff was informed by the Professional Recovery Network that Respondent has not scheduled the requested examination.

ORDER OF THE BOARD

THEREFORE, PREMISES CONSIDERED, the Board does hereby ORDER that:

- (1) Pharmacist license number 44977 held by Respondent shall be, and such license is hereby temporarily suspended. Said suspension shall be effective immediately and shall continue in force and effect, pending a contested case hearing on disciplinary action against the suspended license to be held at the State Office of Administrative Hearings not later than ninety (90) days after the date of this Order. During the period of suspension, Respondent shall:
 - (a) not practice pharmacy in this state or be employed in any manner requiring a license with the Board or allowing access to prescription drugs in a pharmacy; and
 - (b) remove the wall certificate for said license and any renewal certificate pertaining to said license from public display in a pharmacy and may not further display in public view said certificates.

- (2) This Order shall only supersede Agreed Board Order #R-16-004, which was entered on or about February 7, 2017, in that Respondent's license shall be temporarily suspended. All other requirements of Agreed Board Order #R-16-004 shall remain in full force and effect.
- (3) Failure to comply with any of the requirements in this Order constitutes a violation and shall be grounds for further disciplinary action. The requirements of this Order are subject to the Texas Pharmacy Act, TEX. OCC. CODE ANN., Title 3, Subtitle J (2019), and Texas Pharmacy Board Rules, 22 TEX. ADMIN. CODE (2021).

Passed and approved at the Temporary Suspension Hearing of the Disciplinary Panel of the Texas State Board of Pharmacy on the 22nd day of July 2021.

And it is so ORDERED.

THIS ORDER IS A PUBLIC RECORD.

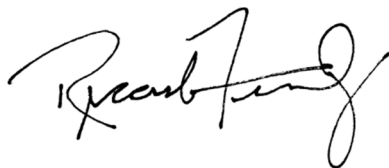
SIGNED AND ENTERED ON THIS 22nd day of July 2021.



MEMBER, TEXAS STATE BOARD OF PHARMACY



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