

BOARD MEETING – January 18, 2006

Disciplinary Action

Tina Harbin, Tech #92 – Case 763: **Charges:** Possession of a controlled dangerous substance (CDS) without a valid prescription, theft of merchandise and abusing alcohol or drugs. **Permit revoked.**

Zachary Scott Leadford, Tech #7720 – Case 764: **Charges:** Possession of a controlled dangerous substance (CDS) without a valid prescription, theft of merchandise, abusing alcohol or drugs, and possessing with intent to manufacture, distribute or dispense a controlled dangerous substance. **Permit revoked.**

Cindy MacKenzie, Tech #8230 – Case 765: **Charges:** Possession of a controlled dangerous substance (CDS) without a valid prescription and theft of merchandise. **Permit revoked.**

Terry Justin Martin, Tech #2249 – Case 766: **Charges:** Violated OAC 535:25-9-3 by directly, (or indirectly, through actions of another), or by assisting or abetting in the violation of, or by conspiring to violate, any provision of the Oklahoma Pharmacy Act, Title 59, 353 et seq., the Prescription Drug Marketing Act, the Robinson-Patman Act, or federal, state and local laws and rules. **Permit revoked.**

Lori Ann Sage, Tech #590 – Case 767: **Charges:** Giving fraudulent billing or reports to a third party payor of prescription drugs, theft of merchandise, failing to conduct business in conformity with all federal, state and municipal laws, and failing to conduct herself at all times in a manner that will entitle her to the respect and confidence of the community in which she practices. **Permit revoked.**

Mary Marsha Robinson, Tech #8985 – Case 768: **Charges:** Possession of a controlled dangerous substance (CDS) without a valid prescription and theft of merchandise. **Permit**

revoked.

Jennie D. Triggs, Tech #665 – Case 772: **Charges:** Possession of a controlled dangerous substance (CDS) without a valid prescription and theft of merchandise. **Permit revoked.**

David Hornsby, D.Ph. #7030 – Case 769: **Charges:** Received two or more warning notices within a twelve-month period. **Respondent must watch a medication error prevention video, attend an approved one-day law seminar in the year 2006, and pay a \$50.00 fine. A letter of reprimand shall be placed in his file for one year beginning January 18, 2006.**

The Board took action in four (4) impaired cases: **Case 773 - Tech #2578,** technician permit was suspended indefinitely. Respondent shall submit to an evaluation by Oklahoma Pharmacists Helping Pharmacists (OPHP) and, if recommended, enter into and abide by a contract with OPHP. Respondent may appear after ninety (90) days and request the suspension be lifted upon presenting a letter of recommendation from a pharmacist who is prepared to employ her and showing full compliance with her Board order; **Case 758 – D.Ph. #11391,** pharmacist license was suspended for ten (10) years. Respondent must enter into and abide by a contract with OPHP and attend a one-day OPHA Law Seminar in the year 2006. He may appear after July 1, 2006 to request probation provided that he has shown compliance with his OPHP contract and sobriety; **Case 738A – D.Ph. #9721,** pharmacist license was revoked; **Case 737 – D.Ph. #11698,** pharmacist license was revoked.

FROM THE INSPECTORS:

- **Pharmacists:** Please keep your technicians and auxiliary supportive personnel (e.g. clerks, typists, delivery persons, data entry persons, etc.) updated. Make sure they are aware of the laws and rules regarding their duties. Also, the pharmacy

must assure that the public is able to distinguish technicians, auxiliary support personnel and interns from any pharmacists. ID/Designation tags must be worn and they must identify themselves on any phone call initiated or received while performing pharmacy functions.

- **Technician training:** Pharmacists need to check that they have proper documentation on all technicians. When technicians are hired that have previously worked in another pharmacy, they still need to be trained in your pharmacy and the training documented. Inspectors will be checking for documentation of technician training during their routine inspections.
- **Alert:** During inspections the compliance officers have observed several pharmacies selling Phenergan with Codeine syrup as an exempt narcotic. **Phenergan with Codeine is not an exempt narcotic.** The codeine may fall within the limits but promethazine is a prescription-only drug.

Annual CDS Inventory

Board rules require that *“an inventory of all controlled substances (CDS) must be taken between May 1 and July 1 of each year. A copy of this inventory will be included with the pharmacy renewal application.”* As of May 1, 2006 Oklahoma pharmacies submitting a pharmacy renewal application must attach a copy of their Annual CDS Inventory taken between May 1, 2006 and July 1, 2006. Pharmacies must maintain their Annual CDS Inventory in the pharmacy and submit a copy to the Board at the time of their renewal. **DO NOT SEND your Annual CDS Inventory to the Board unless you are submitting a pharmacy renewal application.** CDS inventories taken due to a PIC change must still be submitted to the Board at the time of the change. The Board will mail inventory forms to pharmacies the last week of April. Forms are also available online at

www.pharmacy.ok.gov under “Download Forms” and then “Pharmacies”.

REMINDER

Board rules require that all registrants (pharmacists, technicians and interns) notify the Board in writing within ten (10) days of a change of address or employment. Also, pharmacist licenses and technician permits are now renewed according to birth month. If you do not receive a renewal prior to expiration, it is your responsibility to contact the Board. It is crucial that we have your current correct address on file at the Board.

OKLAHOMA PHARMACISTS HELPING PHARMACISTS

If you or a pharmacist you care about is suffering from chemical dependency, there is a solution. Oklahoma Pharmacists Helping Pharmacists (OPHP) is readily available for help. Pharmacists in Oklahoma, Texas and Louisiana may call the OPHP Help-Line at 1-800-260-7574 ext. 5. All others may call OPHP at 405-528-3338. All calls are confidential.

LET US HEAR FROM YOU

The Board welcomes your comments and questions. You may mail them to the Oklahoma State Board of Pharmacy, 4545 Lincoln Blvd, Ste 112, Oklahoma City, OK 73105, fax us at 405-521-3758 or e-mail us at:

Board e-mail: pharmacy@pharmacy.ok.gov

Board web-site: <http://www.pharmacy.ok.gov>