

**ARKANSAS STATE BOARD OF PHARMACY**  
**322 South Main St., Suite 600**  
**Little Rock, AR 72201**

**Tuesday, October 10, 2023**

The Arkansas State Board of Pharmacy met for a regular scheduled Board meeting on October 10, 2023. The meeting originated from the Arkansas State Board of Pharmacy office located at 322 South Main Street, Suite 600, Little Rock, AR., and was held in person with some participants via Zoom.

The meeting was called to order by Brian Jolly, Pharm.D., President.

**Members present:**

- \* Rodney Richmond, Pharm.D.
- \* Lenora Newsome, P.D.
- \* Debbie Mack, P.D.
- \* Clint Boone, Pharm.D.
- \* Harold Simpson
- \* Beth Ann Davenport, Pharm.D.

**Staff present:**

- \* John Kirtley, Pharm.D., Executive Director
- \* Brenda McCrady, P.D, Assistant Director
- \* Ashley Vailes, General Counsel
- \* Lana Whitmore, CFO

**Lynn Crouse was not present.**

The minutes from the June 6-7, 2023, Board Meeting, the July 18, 2023, Emergency Conference Call Meeting, the July 26, 2023, Called Board Meeting, and the August 28, 2023, Emergency Conference Call Meeting were reviewed.

**BOARD ACTION:**

Dr. Mack made the motion that the minutes of the June 6-7, 2023, Board Meeting, the July 18, 2023, Emergency Conference Call Meeting, the July 26, 2023, Called Board Meeting, and the August 28, 2023, Emergency Conference Call Meeting be approved as presented. Dr. Newsome seconded the motion. The vote for the motion was unanimous.

Mrs. Whitmore presented the Board with the financial report for review.

**BOARD ACTION:**

Dr. Richmond made the motion to accept the financial report. Dr. Newsome seconded the motion. The vote for the motion was unanimous.

Dr. Kirtley presented the Board with orders for consideration. These orders consisted of Consent Agreements, Voluntary Surrenders, and Preliminary Consent Orders.

**BOARD ACTION:**

Dr. Richmond made the motion to approve and accept all orders and agreements as presented. Dr. Mack seconded the motion. The vote for the motion was unanimous.

*Discussion Items:*

The Board discussed dates for the February Board Meeting. The Board will meet February 6-7, 2024.

The Board interviewed candidates for Reciprocity. Each applicant was asked to complete a questionnaire regarding practice history, type of business, and background. The Board interviewed the candidates in five separate groups, spoke to them all regarding Arkansas CE requirements, and made motions for each specific group. The following candidates appeared before the Board via ZOOM:

Jeffrey	Ryan	Abeyta
Monica	Brady	Albritten
David	Farid	Atallah
Michaela	Joseph	Basista
James	R.	Bataoel
Robert	Wilson	Benedict
Gillian	Dugan	Bethune
Simone	ElisabethAnna	Black
Benjamin	Lloyd	Blanchard
Michael	Andrew	Bogard
Adam	Christopher	Booth
Kellen	S.	Bowne
Carol	Ann	Brozek
Zachary	Dennis	Bryner
Michaela	Marie	Bunde
Jeena		Byun
Jessica	Louise	Campbell
Grace	Marie	Carpenter
Nicholas	Ferreira	Chagas
Dennie	Kay	Chandler
Marjorie	Lee	Chen
Aubrey	Lynn	Chisum
Robert	Joseph	Cimorelli
Moletha	J.	Coleman
Vonda	Jackson	Conlquitt

Deanna	Marie	Connors
Allison	Elizabeth	Croft

**BOARD ACTION:**

Dr. Newsome made the motion to approve the above applicants for reciprocity.  
Dr. Mack seconded the motion. The vote for the motion was unanimous.

The Board's interview process continued for the following candidates for Reciprocity:

Victoria	Marie	Derrington
Hale		Dimetry
Sherree	Cora	Dismuke
Halister	Joseph	Drummond
Mashal		Durrani
Joseph	Dominick	Elluzzi
Mahmoud	Kamal	El-Rouby
Shelby	Lucille-Bryce	Ferrell
Jesus	Pena	Galvan
Brian	Keith	Gellenbeck
Daniel	Tresmon	Glover
Andria	Budwine	Gonzales
Sohad	Samy	Guirguis
Gadeer	Rasheed	Hanbali
Courtney	Marie	Harding
Meghan	Maynard	Harlan
Dustin	Ray	Hirsh
Rebecca	Elizabeth	Holloran
Rebecca	Marie	Jeffus
Robert		Johnson Jr.
Nathan	Robert	Kenney
Matthew	Hajime	Kikuchi

**BOARD ACTION:**

Dr. Mack made the motion to approve the above applicants for reciprocity. Dr. Richmond seconded the motion. The vote for the motion was unanimous.

The Board's interview process continued for the following candidates for Reciprocity:

Kimberly	T.	Lam
Jennifer	Michelle	Lane
Patsy	Louise	Lawler
Eric	Yeh Ming	Lee

Taylor	M.	Meador
Emily	Jean	Naegeli
Jordan	Alexandra	Navalle
Mai	Ngoc	Nguyen
Thao	Xuan Thi	Nguyen
Erice	Nadine	Noffke
Griselda	Kimberly	Noris
Amanda	Rose	Odenwald
Tracey	Marie	Oliver
Allison	Deanna	Ostrander
Robert	Kent	Ozon
Alivia	Cora	Parker
Priya	J.	Patel
Grant	Robert	Pearson
Nicholas	Cephus	Pender
Megan	Quynh-Huong	Pham
Brittney	Nicole	Preble
Kyle	James	Preble
Ashley	Ward	Rauchet
Alexis	Shantel	Rogers
Sara		Rohani Tazangi
Francesco	Gino	Russo

**BOARD ACTION:**

Dr. Richmond made the motion to approve the above applicants for reciprocity pending completion of all requirements. Dr. Mack seconded the motion. The vote for the motion was unanimous.

The Board's interview process continued for the following candidates for Reciprocity:

Taylor	Christine	Schaffner
Katie	McLaughlin	Shepherd
Harold	Thomas	Shilling
Cortney	Elizabeth	Smith
Michael	Henry	Spinner
Timothy	Peter	Stanciu
Andrew	Joseph	Storjohann
Masato	Charles	Sugeno
Steven	Paul	Szabo
Kelle	DeAnna	Thigpen
Zachary	Todd	Thompson
Mary	Kathryn	Vance

Alina	Elizabeth	Viteri
Katherine	Alyssa	Warmuth
Charita	DiVonne	Webb
Justin	Christopher	Welch
Amy	McGinnis	Woody

**BOARD ACTION:**

Dr. Newsome made the motion to approve the above applicants for reciprocity pending all requirements are met. Dr. Boone seconded the motion. The vote for the motion was unanimous.

The Board discussed the continuing education requirements as well as the benefits of joining the Arkansas Pharmacists Association with each group of reciprocity candidates.

**Robert Hooper** appeared before the Board by request to discuss his application for reciprocity, and retaking the Arkansas Jurisprudence Examination for the third time.

**BOARD ACTION:**

Dr. Newsome made the motion to approve the reciprocity application for Robert Hooper pending completion of all licensing requirements. Dr. Davenport seconded the motion. The vote for the motion was unanimous.

*Discussion Items:*

The Board discussed Act 575 of 2023 also known as the Gold Card Bill. Part of the Bill includes, beginning in the year 2024, the Board of Pharmacy and the Medical Board will have to list any drugs that will require prior authorization for PBM's. This doesn't include state employee insurance, public school employees, or Medicare. Dr. Kirtley said the Boards are charged with setting up criteria on how this process will work. Dr. Kirtley presented proposed frameworks to the Board that would set up criteria on how this would be considered. He said this was presented to the Medical Board at their last meeting, and they did not have any proposed changes. Dr. Kirtley said, potentially, the Committee would jointly meet in May and consider the proposed drugs to be on the list which would be presented to the full board of each agency at their respective meetings in June, and then again in September before the Board's meet in October.

**BOARD ACTION:**

Mr. Simpson made the motion to approve the framework as presented today. Dr. Newsome seconded the motion. The vote for the motion was unanimous.

*Support Group Discussion*

Maimuna Bruce, with Outcomes, appeared before the Board seeking regulatory guidance for their Technology Assisted Final verification software. This is for the final verification of a prescription, by a pharmacist, utilizing photographic images of the final prescription product and fill process, captured by pharmacy staff. Dr. Bruce explained that her intent before the Board was more educational before seeking approval from the board to market her product in Arkansas. The Board stated they would need the final verification to include the product.

Mike Sands and Nabil Hallak, with TransferMyRx appeared before the Board to discuss their product which is intended to simplify the prescription transfer process. The Board discussed Arkansas prescription transfer rules with Mr. Sands and Mr. Hallak.

Josiah Hays and Michael Thomas with Mercy to request approval for a Mercy Wide Medication Dispensing via Aethon TUG system. This is a medication delivery robot. The Aethon TUG robot will allow for automated delivery of medications throughout the hospital. The aim of implementation is to reduce the workload on pharmacy staff and work more efficiently to better serve patients.

**BOARD ACTION:**

Dr. Mack made the motion to approve the new automation technology. Dr. Richmond seconded the motion. The vote for the motion was unanimous.

Marlene Battle, Gwen Herzig, Jordan Murdoch, Holly Maples, Hayley Harrington, Gabriella Douglas, and others to discuss HIV Pre-Exposure Prophylaxis (PrEP) and Post-Exposure Prophylaxis (PEP) Protocols.

Act 314 of 2023 gave pharmacists specific authority to dispense HIV PreP and PEP medications. It was under a statewide protocol that must be agreed upon by the Pharmacy Board and Medical Board. If pharmacists want to practice using this protocol, they must, by law, complete an educational program within a year of using the protocol. The Association is before the board to request approval for the Protocol prior to implementing the educational program.

**BOARD ACTION:**

Dr. Simpson made the motion to approve the Protocol as presented. Dr. Newsome seconded the motion. The vote for the motion was unanimous.

The Board conducted an emergency hearing in the matter of **Alexis Bryant, PT15585**.

**BOARD ACTION:**

Dr. Newsome made the motion to suspend the pharmacy technician permit of **Alexis Bryant, PT15585**, pending a full revocation hearing. Dr. Richmond seconded the motion. The vote for the motion was unanimous.

*Discussion Items:*

Dr. Kirtley said at the June meeting the board discussed a combination of the pharmacy technician and ratio and the pharmacy intern ratio in pharmacies, and staff was instructed to put together something with one ratio rather than two separate ratios – the topic of having a support staff ratio was listed as an option. Dr. Kirtley said this discussion has been something talked about at recent district meetings around the state and there are pharmacists both for and against the change. Dr. Kirtley asked the Board for direction on whether staff should pursue procedures to modify the current rule.

**BOARD ACTION:**

Dr. Mack made the motion to direct staff to proceed with the rule making process on the language of support staff. Dr. Newsome seconded the motion. The motion passes.

Dr. Kirtley said staff has been getting requests from out of state pharmacists to obtain a pharmacy technician permit in Arkansas to train local staff on new computer systems. He said staff's concern is, as a pharmacist, you can do anything in a pharmacy and that is what these folks are used to, but as a technician they are extremely limited. The problem being blurred lines. He asked the board for direction on how to proceed. The Board stated that policy would be if you are licensed as a pharmacist in US, you are not eligible for a lower permit (i.e., technician permit), and if an applicant wants to contest staff's decision they can appear before the Board. The Board suggested staff get this changed from a policy to an actual rule.

The Board adjourned for the day.

**Wednesday, October 11, 2023**

The meeting was called to order by Brian Jolly, Pharm.D., President.

**Members present:**

- \* Rodney Richmond, Pharm.D.
- \* Lenora Newsome, P.D.
- \* Debbie Mack, P.D.
- \* Clint Boone, Pharm.D.
- \* Harold Simpson
- \* Beth Ann Davenport, Pharm.D.

**Staff present:**

- \* John Kirtley, Pharm.D., Executive Director
- \* Brenda McCrady, P.D, Assistant Director
- \* Ashley Vailes, General Counsel
- \* Lana Whitmore, CFO

**Lynn Crouse was not present.**

A hearing was scheduled in answer to an Order and Notice of Hearing in the matter of **Casey Williams, PD08798, Case #2023-088**. Dr. Jolly called the hearing to order and turned the proceeding over to the Hearing Officer, Adam Jackson. The Board was represented by Ashley Vailes. The respondent was represented by Darren O'Quinn.

**BOARD ACTION**

Dr. Richmond made the motion in the matter of **Casey Williams, PD08798, Case #2023-088**, the Board finds that Allegations A1 – A18 are true, and Charges C1 – C8 are proven, we call for the following disciplinary action: Dr. Williams will be placed on probation. He can return to practice, but he will be placed on probation for a two-year period. He is not to be permitted to be a PIC or a pharmacy owner, at a minimum, during the next two years, but would require coming before the Board for approval after that. He will be required to repeat the state law exam, which would include a written essay portion. We recognize his completion of continuing education efforts, so we will incorporate the program that has been provided as part of this, and he will be required to complete 100 hours of public service, specific to the issues around which this case involves, and we've given some examples of that, and it needs to be completed during the two-year probationary period. He will be fined \$1,000 per incident for each of the four listed allegations, so a total of a \$4,000 fine. Dr. Newsome seconded the motion. The motion passes.

A hearing was scheduled in answer to an Order and Notice of Hearing in the matter of **Return Solutions, Inc., Unlicensed Reverse Distributer, Case #2023-099**. Dr. Jolly called the hearing to order and turned the proceeding over to the Hearing Officer, Adam Jackson. The Board was represented by Ashley Vailes. Michael Ayres was present on behalf of the respondent.



**BOARD ACTION**

Dr. Newsome made the motion that the Board accepts what board staff has suggested for administrative cost of \$15,000 in the matter of **Return Solutions on Case #2023-099**. Dr. Boone seconded the motion. Dr. Richmond and Dr. Mack voted nay. The motion passes.

A hearing was scheduled in answer to an Order and Notice of Hearing in the matter of **Tarrah Brewer, Pharmacy Technician Applicant, Case #2023-112**. Dr. Jolly called the hearing to order and turned the proceeding over to the Hearing Officer, Adam Jackson. The Board was represented by Ashley Vailes. The respondent was not represented by counsel.

**BOARD ACTION**

Dr. Mack made the motion in the matter of **Tarrah Brewer, Pharmacy Technician Applicant, Case #2023-112**, the Board finds that Allegations A1 – A5 are true, and Charge C1 is proven, despite this, I make a motion that we grant her application for a pharmacy technician permit. Dr. Davenport seconded the motion. The vote for the motion was unanimous.

A hearing was scheduled in answer to an Order and Notice of Hearing in the matter of **Krista Decker, Pharmacy Technician Applicant, Case #2023-115**. Dr. Jolly called the hearing to order and turned the proceeding over to the Hearing Officer, Adam Jackson. The Board was represented by Ashley Vailes. The respondent was not represented by counsel.

**BOARD ACTION**

Dr. Newsome made the motion in the matter of **Krista Decker, Pharmacy Technician Applicant, Case #2023-115**, the Board finds that Allegations A1 – A9 are true, but I make a motion that we grant her application for a pharmacy technician permit. Dr. Mack seconded the motion. Dr. Richmond and Mr. Simpson voted nay. The motion passes.

A hearing was scheduled in answer to an Order and Notice of Hearing in the matter of **Cordelia Harris, Pharmacy Technician Applicant, Case #2023-111**. Dr. Jolly called the hearing to order and turned the proceeding over to the Hearing Officer, Adam Jackson. The Board was represented by Ashley Vailes. The respondent was not represented by counsel.

**BOARD ACTION**

Dr. Richmond made the motion in the matter of **Cordelia Harris, Pharmacy Technician Applicant, Case #2023-111**, the Board finds that Allegations A1 – A8 are true, and Charge C1 is proven, despite this, I make a motion that we grant

her application for a pharmacy technician permit. Dr. Mack seconded the motion. The vote for the motion was unanimous.

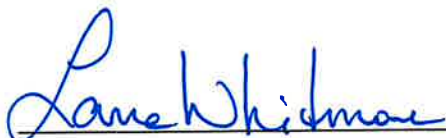
A hearing was scheduled in answer to an Order and Notice of Hearing in the matter of **Tyler Towers, PD15810, Case #2023-090**. Dr. Jolly called the hearing to order and turned the proceeding over to the Hearing Officer, Adam Jackson. The Board was represented by Ashley Vailes. The respondent was represented by Patrick Benca.

**BOARD ACTION**

Mr. Simpson made the motion in the matter of **Tyler Towers, PD15810, Case #2023-090**, the Board finds that the allegations in the Order and Notice of Hearing A1 – A14 have been proven true, and Charges C1 – C4 are proven, and takes the action of denying the appeal of the emergency suspension and maintaining the suspension. Dr. Newsome seconded the motion. The vote for the motion was unanimous.

The meeting was adjourned.

Prepared by:

  
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Lana Whitmore, CFO

Approved for the Board:

  
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Brian Jolly, Pharm.D., President