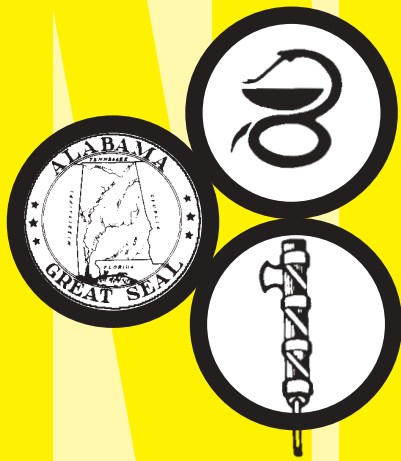


February 2003



Alabama State Board of Pharmacy

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Birmingham, AL 35243
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Rick Stephens Appointed to Alabama State Board of Pharmacy

Rick Stephens has been appointed to a five-year term on the Alabama State Board of Pharmacy effective January 1, 2003. He replaces Sam Costello. Rick is the pharmacist and co-owner of Northport Pharmacy in Northport. He earned a Bachelor of Science degree in chemistry from the University of Alabama in 1971 and his BS in pharmacy degree from Auburn University in 1973. He has been actively involved in the practice of retail pharmacy since 1973, when he went to work for Reynolds Drugs in Homewood. Rick is past president of the Alabama Pharmacy Association and a member of the following organizations: the American Pharmacy Association, National Community Pharmacy Association, International Academy of Compounding Pharmacists, and a life member of the Auburn Pharmacy Alumni Association. He lives in Tuscaloosa with his wife, Marilyn. They have three sons, Mark, Jon, and Joseph.

Substitution of Drugs

The Board of Pharmacy continues to receive complaints from physicians who write prescriptions and sign them "dispense as written," but find their patients are dispensed generic drugs. Complaints have been received from an ophthalmologist who performs corneal transplants. On numerous occasions, his patients have returned to his office after surgery with more edema than he felt they should have had. After checking the patients' prescription bottles, he continually finds that although he wrote a prescription for Pred Forte: "dispense as written," the prescription is being filled with generic 1% Prednisolone Acetate. Numerous "warning" notices have been issued regarding substitution, but, unfortunately, this has not resolved the problem. Please take care in the filling of prescriptions so that there are no illegal substitutions.

Therefore, the only alternative is to file administrative charges against the pharmacist(s), who will be required to appear before the Board at an administrative hearing.

Repackaging Medications Originally Dispensed at Another Pharmacy

The Board office is receiving numerous calls concerning the repackaging of medication for assisted-living facilities and long-term care facilities that were previously filled at another pharmacy. In a previous *Newsletter*, it was stated that medications could only be repackaged and labeled by the pharmacy that originally dispensed the medication for that patient. Subsequent to the February 2002 *Newsletter*, the Board asked its attorney for a further review of the issue. It is the opinion of the Board's attorney that the repacking of legally prescribed drugs into unit dose delivery systems is a dispensing of drugs. Thus, in so dispensing, the pharmacist and pharmacy must comply with all the provisions of the Alabama Pharmacy Practice Act and federal law regarding the dispensing of drugs including, but not limited to, record keeping and documentation requirements, etc. Thus, there would be no violation of these laws as long as there was compliance with them.

Administrative Hearings – September Through December 2002

Technician's name: **Melody Marie Morgan, #T06780.**

Dispensing drugs without or not on the prescription of a licensed practitioner. Action – Signed 'Consent Order'; revoked permanently.

Pharmacist's name: **Warren Gordon Stanley, #6583.** Dispensed Meclizine 25 mg rather than Meclizine 50 mg. Action – Signed 'Consent Order'; assessed administrative fine of \$250; issued reprimand.

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Pharmacist's name: **Johnny Kenneth Creel, #9370**. Dispensed legend and Controlled Substance drugs without or not on the prescription of a licensed practitioner. Action – License placed on probation for five years; must successfully retake the law portion of the Pharmacy Licensing Examination; assessed administrative fine of \$4,500.

Applicant for Technician's name: **Temika Necole Lucy**. Conviction of felony in Circuit Court. Action – Registration granted and placed on probation to run concurrent with probation imposed by Circuit Court; provide quarterly reports from probation officer; provide proof of court ordered restitution and court costs paid. Applicant did not follow through with registration process.

Candidate for Reciprocity's name: **Reginald D. Thompson**. Failure to disclose convictions of Theft and/or Theft of Property; conviction of Delivery of a Controlled Substance; conviction of robbery. Action – Application denied.

Technician's name: **Sarah Chames White, #T12838**. Conviction of a misdemeanor involving a drug-related offense of a legend drug or controlled substance. Action – Registration granted. Manufacturer/Wholesaler/Distributor's name: **AK Wholesale, Inc, #192764**. Respondent and/or its officers were disciplined by the California and Nevada Boards of Pharmacy involving lack of safety packaging, maintaining drugs without proper labeling, inaccuracy in pharmacy records, improper handling of outdated drugs, and failing to disclose prior disciplinary proceeding in applications. Action – Probation for two years; assessed administrative fine of \$4,000.

Technician's name: **Kevin Wayne Bonner, #T12963**. Performed pharmacy functions and/or being present in the prescription department without being registered as a pharmacy technician. Action – Registration granted; placed on probation for one year; assessed administrative fine of \$125.

Pharmacist's name: **Gordon Randall Bush, #6913**. Failed to pay previously assessed administrative fine. Action – License placed on probation for one year; assessed administrative fine of \$500; provide Board correspondence regarding restitution to former employer.

Pharmacist's name: **Sidney Minthorn Chandler, #6831**. Failed to pay previously assessed administrative fine. Action – Pay Board an additional administrative fine of \$500.

Pharmacy's name: **Big Bear Discount Drug, #101597**. Failed to pay previously assessed administrative fine. Action – Placed on probation for forty-two months from February 20, 2002; pay Board an additional administrative fine of \$1,000.

Technician's name: **Lisa Marie Clark, #T08987**. Illegally taking Lorcet, Xanax, Klonapin, and Diazepam

from pharmacy; gave drugs to another person to sell. Action – Registration revoked.

Technician's name: **Nina L. Gallahair, #T09362**. Illegally taking Hydrocodone, generic Xanax, generic Klonapin, and Diazepam; gave drugs to another person to sell. Action – Registration revoked.

Pharmacist's name: **Linda Piper Knox, #12414**. Failed to pay previously assessed administrative fine; has been non-compliant with previous order. Action – License continued on indefinite suspension; pay Board an additional administrative fine of \$1,000.

Manufacturer/Wholesaler/Distributor's name: **Y.M.S., Inc, #192157**. Owner convicted of felony charges based on conduct while vice president for Sales and Marketing. Action – Application for renewal denied.

Technician's name: **Ashlie N. Vandergrift, #T11204**. Stole merchandise including prescription drugs for self and improperly gave discounts to other patrons of the pharmacy. Action – Registration revoked.

Technician's name: **Angela Brown Williams, #T02976**. Fraudulently obtained and dispensed Controlled Substances and legend drugs to self and/or persons unknown without a written or oral prescription of a practitioner, including Lortab. Action – Registration revoked.

Technician's name: **Jason Dale Crowder, #T11064**. Arrested for possession of Controlled Substances, later entered a guilty plea and was afforded youthful offender status. Action - Registration revoked.

Pharmacist's name: **David E. Godbee, #12003**. Dispensing Hydrocodone 10/650 in place of Hydrocodone 10/500 without authorization. Action – Suspended for five years, immediately reverted to probation; submit annually to Board an audit of all hydrocodone products, audit to be performed by an independent person(s) approved by Secretary of Board; assessed administrative fine of \$6,000.

Technician's name: **David John Holliday, #T11339**. Stole prescription drugs including Hydrocodone, Xanax, Klonapin, and Diazepam. Action – Registration revoked.

Technician's name: **Corinne Kaiser Jennelle, #T11244**. Fraudulently obtained and dispensed Controlled Substances and legend drug to self and/or persons unknown without a written or oral prescription or a practitioner. Action – Registration revoked.

Applicant for Technician's name: **Christy Dianne Hughes**. Failed to indicate on application conviction in Municipal Court of Disorderly Conduct. Action – Application denied.

Pharmacist's name: **Bobbie J. Oke, #10910**. Practicing pharmacy and working as an intern/extern without first having renewed her certificate of license. Action –

Continued from page 4

Signed 'Consent Order'; assessed administrative fine of \$500.

Pharmacy's name: **Rite Aid #7035, #105056**. Allowing pharmacist to work as intern/extern without renewing certificate. Action – Signed 'Consent Order'; assessed administrative fine of \$500.

Technicians' names: **Devin Glover Guthrie, #T10152; Sonja Isbell Bell, #T10559; Vivian Aaron Long, #T10777; Kartarius Dewan Johnson, #T08097; Rose J. Goulette, #T03525; Tanya Y. Tubbs, #T09447; Amanda Owens Snead, #T08329; Laura Ann Russ, #T00480**. Performing pharmacy functions and working as a pharmacy technician without first having obtained an annual registration. Action – Signed 'Consent Order'; assessed administrative fine of \$125.

Pharmacists' names: **Larry Donald Thompson, #7602; Amber Barron Meadors, #14241; Lori Williamson Crowe, #11697; Theo Moore Altes, #13176; Karen Goss Henderson, #13640; Lancer Parks Smith, #12417; Angela Kendall Williams, #13676; James Worthy Seale, #6793**. Allowing a technician to perform pharmacy functions and work as a pharmacy technician without a current registration. Action – Signed 'Consent Order'; assessed administrative fine of \$250.

Pharmacies' names: **Infusion Partners, #111980; CVS Pharmacy #4940, #110931; CVS Pharmacy #4934, #110924; Walmart Pharmacy 10-0764, #110614; Winn-Dixie Pharmacy #599, #111214; Rite Aid Pharmacy #7084, #105118; Bryan W. Whitfield Memorial Hospital, #180035; CVS Pharmacy #4951, #110944; Baptist Medical Center South, #120033**. Allowing technician to perform pharmacy functions and work as a pharmacy technician without a current pharmacy technician registration. Action – Signed 'Consent Order'; assessed administrative fine of \$500.

Pharmacist's name: **Andrea Beth Boosinger, #14311**. Practicing pharmacy and working as a pharmacist without a current pharmacist's license. Action – Signed 'Consent Order'; assessed administrative fine of \$500.

Pharmacy's name: **Baptist Medical Center South, #120033**; Allowed pharmacist to perform pharmacy functions and work as a pharmacist without a current pharmacist registration. Action – Signed 'Consent Order'; assessed administrative fine of \$500.

Pharmacist's name: **James Worthy Seale, #6793**. Allowed pharmacist to perform pharmacy functions and work as a pharmacist without first having registered with the Board. Action – Signed 'Consent Order'; Assessed administrative fine of \$500.

Pharmacists' names: **William Marvin Cook, Sr, #7973; William Albert Oggs, Jr, #7368; Charles E. Stover, Sr, #5032; Deborah S. McFarlen, #12041; Dorina Smith Watson, #13662; Dale E. Brazelton, #12416**.

Failure to satisfy Continuing Education requirements for renewal. Action – Signed 'Consent Order'; required to complete deficient hours in triplicate; assessed administrative fine. Manufacturer/Wholesaler/Distributors' names: **Breathing Care Associates, #500045; Dialysist West, #192462**. Engaging in activities as a manufacturer/wholesaler/distributor without having first renewed permit. Action – Signed 'Consent Order'; assessed administrative fine of \$500.

Alabama Board Honors 50 Year Pharmacists

This year, a number of pharmacists will reach the milestone of 50 years of licensure in Alabama. The Board of Pharmacy recognizes these pharmacists, and is grateful for their years of contribution to the pharmacy profession. These individuals may take great pride in being part of such an ancient and honorable profession for so long.



Dan S. Albritton
Edward Sherrill Alldrege
Joseph Callen Alred
Herbert Clayton Batt
Jack Brasher
Edward Hickman Collins
Jane Ginn Connell
J. W. Davis
Clyde Neville Garmon
Charles Ware Gaston, Jr
William Howard Goodwin
Jack Wayne Hagan
William Joseph Harris
John M. Heritage
Wilbur Wayne Killen
William Cosby Street
Clinton B. White
Wyatt Williams



Scheduled Board Meetings for 2003

February 18 - 19, 2003

March 18 - 19, 2003

April 22 - 23, 2003

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May 20 - 21, 2003

June 17 - 18, 2003

July 22 - 23, 2003

August 19 - 20, 2003

September 23 - 24, 2003

October 28 - 29, 2003

November 18 - 19, 2003

December 17, 2003

Board Members/Drug Investigators for 2003

Jim Justice, President.....Atmore

Clay Wilson, Vice-President.....Birmingham

Lynda Staggs, Treasurer.....Huntsville

Jackson Como, Member.....Birmingham

Rick Stephens.....Tuscaloosa

Jerry Moore, Executive Director.....Birmingham

Henry A. Burks, Jr, Chief Investigator.....Pelham

Drue H. Lackey, Investigator.....Montgomery

A. C. McDonald, Investigator.....Bay Minette

George T. Grubbs, Investigator.....Springville

Richard T. Lambruschi, Investigator.....Leeds

Glenn A. Wells, Investigator.....Trussville

Mark A. Delk, Sr, Investigator.....Pelham

Alabama State Board of Pharmacy's Web Site

The Alabama State Board of Pharmacy's Web site contains all the pharmacy laws, forms for registration, and other pertinent information, which we hope will be useful to pharmacists, technicians, and permit holders. Our Web site address is www.albop.com.

Do You Know A Pharmacist or Technician Who Needs Help?

Call the Committee on Rehabilitating Impaired Pharmacists (CORIP) help line at the voice mail of Steve Moore at 205/975-8548. All calls are confidential.

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The *Alabama State Board of Pharmacy News* is published by the Alabama State Board of Pharmacy and the National Association of Boards of Pharmacy Foundation, Inc, to promote voluntary compliance of pharmacy and drug law. The opinions and views expressed in this publication do not necessarily reflect the official views, opinions, or policies of the Foundation or the Board unless expressly so stated.

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