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2	ALAE	SAMA STATE BOARD OF PHARMACY
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8		BUSINESS MEETING
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10	We	dnesday, January 14, 2015
11		
12		9:10 a.m.
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18	LOCATION:	Alabama State Board of Pharmacy
19		111 Village Street
20		Hoover, Alabama 35242
21		
22		
23	REPORTER:	Sheri G. Connelly, RPR

1	APPEARANCES
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3	BOARD MEMBERS:
4	Dan McConaghy, President
5	Buddy Bunch, Treasurer
6	David Darby, Member
7	Donna Yeatman, Member
8	
9	ALSO PRESENT:
10	Susan Alverson, Executive Secretary
11	Mitzi Ellenburg, Director of Operations
12	Eddie Braden, Chief Inspector
13	Glenn Wells, Inspector
14	Mark Delk, Inspector
15	Cristal Anderson
16	Terry Lawrence
17	Blake Anderson
18	Zac Brown
19	Gary Mount
20	Cara Leos
21	Matthew Muscato
22	Tammie Koelz
23	Ronda Lacey

1	Dane Yarbough
2	Roger Bates
3	Louise Jones
4	Rick Stephens
5	Jim Easter
6	Steve Bethea
7	Chris Burgess
8	Julie Hunter
9	Cynthia Ransburg-Brown
10	Jack Adams
11	Eddie Vanderver
12	Leah Pierce
13	Waldo Roth
14	Maggie Fields
15	Stephanie Tristano
16	
17	**********
18	
19	MR. MCCONAGHY: All right. We're
20	going to open the January 14, 2015, Alabama
21	State Board of Pharmacy meeting. We do have a
22	quorum with the exception of Tim Martin is not
23	here. All other members are present and

1	accounted for. I need a motion to adopt the
2	agenda.
3	MR. DARBY: I move we adopt the
4	agenda.
5	MR. BUNCH: Second that.
6	MS. YEATMAN: Second.
7	MR. MCCONAGHY: All in favor?
8	MR. DARBY: Aye.
9	MS. YEATMAN: Aye.
10	MR. MCCONAGHY: Right off the top, I
11	know you got it a little late, Buddy, but are
12	you ready to do the treasurer's report?
13	MR. BUNCH: I'll take a stab at it.
14	Good morning. We did just get it kind of off
15	the press. We had a little technical snafu, but
16	Dan helped me. We're in good shape. Dan's been
17	doing it for years, so if we're off, it's all
18	his fault. I couldn't screw it up that bad in
19	one day. I run it like I'll run my business.
20	If I've got enough money to pay the bills at the
21	end of the week at the end of the month,
22	we're doing good, right.
23	But I think the income as far as the

1	budget and all, we're pretty much in line with
2	everything that that we budgeted last year
3	and I'll beg a little forgiveness on this month
4	and hopefully next month we'll be more prepared
5	for it but we were I got here a little bit
6	early and we were trying to get it printed and
7	done and it just didn't happen until JUST now.
8	But anyway, again, we're in good financial
9	situation and I'll give you a little bit better
10	report next month.
11	MR. MCCONAGHY: I would add on Buddy's
12	report there too, anybody that is from the
12 13	report there too, anybody that is from the outside looking in, that 90 percent of the
13	outside looking in, that 90 percent of the
13 14	outside looking in, that 90 percent of the revenue that we're going to get for the year is
13 14 15	outside looking in, that 90 percent of the revenue that we're going to get for the year is already in and it might look like there's a lot
13 14 15 16	outside looking in, that 90 percent of the revenue that we're going to get for the year is already in and it might look like there's a lot of money in there but there's not that much
13 14 15 16 17	outside looking in, that 90 percent of the revenue that we're going to get for the year is already in and it might look like there's a lot of money in there but there's not that much money when it's got to last you basically a year
13 14 15 16 17 18	outside looking in, that 90 percent of the revenue that we're going to get for the year is already in and it might look like there's a lot of money in there but there's not that much money when it's got to last you basically a year and a half because the next cycle is not near as
13 14 15 16 17 18 19	outside looking in, that 90 percent of the revenue that we're going to get for the year is already in and it might look like there's a lot of money in there but there's not that much money when it's got to last you basically a year and a half because the next cycle is not near as much income. But anybody from the outside

MR. DARBY: I make a motion we accept

1	the financial report.
2	MS. YEATMAN: Second.
3	MR. MCCONAGHY: All in favor?
4	MR. DARBY: Aye.
5	MR. BUNCH: Aye.
6	MS. YEATMAN: Aye.
7	MR. MCCONAGHY: All right. We have
8	the man here, Mr. Clean, Mike Garver, to do our
9	Wellness report today.
10	DR. GARVER: That's a great
11	introduction. Happy New Year.
12	MR. DARBY: Happy New Year.
13	DR. GARVER: Good to see all of you
14	and speak to you about the Wellness the shape
15	of the Wellness committee and where we are and
16	where we are with several different aspects.
17	I'm going to just kind of start off and read the
18	report for actually the month of December.
19	There are presently 144 people in our
20	screening program with signed contracts and
21	orders. This number includes any individuals on
22	a diagnostic monitoring contract but does not
23	include any of the health professionals listed

1	below. There is one pharmacist in inpatient
2	treatment. There are present 16 pharmacists who
3	are being held out for some reason, and when I
4	say this for some reason, these reasons can mean
5	that they are have halfway house, that the
6	treatment center is waiting on them, that
7	they're being evaluated, or that there is
8	another problem health problem with them that
9	prevents us from presenting them to you for
10	relicensure.

11 There are no techs in treatment at the 12 There are ten techs who are being held present. 13 out for the same sorts of reasons and we expect 14 a lot of those in the first quarter to come due, so we're going to have a big influx of all of 15 16 the back work. The staff has done a lot work in 17 the investigation process and the treatment 18 centers are ready to sign off on a lot of them, 19 so we're going to have a lot of people coming back into pharmacy pretty soon and I think 20 21 that's great. 22 There is one student who is in 23

inpatient treatment. That student was actually

877-373-3660

1	here yesterday and will be out of treatment on
2	the 23rd of this month and hopefully back in
3	school. Susan has done a lot to make that
4	process work for us. There is one student who
5	has completed outpatient treatment, refused
6	recommendations. This particular person we've
7	had before the Board before and actually they
8	are asking for an extension in order to get back
9	into the program and school and we're working
10	around try to see if that can that could
11	happen.
12	There's one student who's relapsed and
13	been withdrawn from school and may not be able
14	to be returned. The staff knows about this
15	gentleman and we're working on him as we speak.
16	There are 85 individuals in facility-
17	driven aftercare. Facility-driven aftercare is
18	aftercare that's strictly put on by treatment
19	centers where individuals go for a specified
20	amount of time, usually two years to meet once a
21	week with other health professionals. Sometimes
22	they're all pharmacists. Sometimes they're
23	lumped in with physicians and dentists, nurses,

877-373-3660

1	but they we do have a lot of folks in
2	aftercare.
3	This next are just some a little
4	statistic to show you how many people we
5	actually identified new cases that we
6	identified in 2014. There are 16 new cases that
7	are six pharmacists, nine techs, and one
8	student. There were 36 active cases in 2013 and
9	in 2014 there were 52 total active cases, so we
10	had a net gain of 16 people in 2014 and
11	that's that's not too bad actually and most
12	of those people are have been processed, have
13	gotten treatment, or in the process of getting
14	that. That's the formal part of this.
15	I did want to speak just two seconds
16	about the mentors we have. We have a total of
17	19 pharmacists and pharmacy techs throughout the
18	state now who are available to mentor
19	pharmacists and techs that get out of treatment
20	and we try to except in rare cases where
21	there's a small town and there's no one
22	available, we have people available other
23	health professionals, recovering health

1 professionals, pharmacy health professionals 2 available to talk to new recovering pharmacists and pharmacy techs, so we're -- people call me 3 all the time and I get them involved as guick as 4 5 I can. As long as they have some recovery themselves and want to be a part of it, we're 6 7 willing to take those on so that -- that's done 8 very well.

9 I sent an email through Susan last 10 month concerning meeting with the schools. 11 We're going to do that the first week in 12 February. We're going to have the meeting up 13 The people from Auburn are going to come here. 14 up actually to Birmingham and we'll all meet 15 I don't know where we're going to meet here. 16 yet, whether we meet at Samford or at the 17 Board's office to continue the discussion around the proper protocol that Susan has kind of 18 19 worked out and the Wellness committee is in 20 agreement with about facilitating evaluations 21 and treatments for students, so that's it. 22 My mother is okay. There's no more 23 crises with her. Christmas went fine. She

1	opened all but two of her presents and they're
2	in the bottom drawer for Easter. I can't tell
3	you why they're there but that's why they're
4	there.
5	Any questions for me this morning?
6	MR. MCCONAGHY: I'd just like to make
7	a comment and tell you I can speak for the Board
8	that Donna is new. She hasn't given me her
9	opinion but we've been
10	DR. GARVER: Good.
11	MR. MCCONAGHY: The Board has been
12	real pleased with what you've done since you've
13	taken the program over and we've been real happy
14	with it and after speaking with some of the
15	folks that have been through the program and
16	were actually in the previous program, that they
17	speak very highly of the new program.
18	DR. GARVER: Well, thank you. I do
19	appreciate that compliment.
20	MR. MCCONAGHY: I just want you to
21	know that we appreciate you continuing it like
22	you have.
23	DR. GARVER: Well, thank you.

1	Somebody did it for me. I'm just trying to
2	continue that. So that's it. I'll be in
3	contact with you about the meeting and good to
4	see all of you. Good luck.
5	MR. MCCONAGHY: At this time we'd like
6	to start with Mitzi and everybody stand up and
7	tell us who you are and who you represent.
8	MS. ELLENBURG: Mitzi Ellenburg, Board
9	of Pharmacy.
10	MR. MOUNT: Gary Mount, director of
11	pharmacy, Baptist South in Montgomery.
12	MS. LEOS: Cara Leos, ALSHP.
13	MR. BROWN: I'm Zac Brown. I'm a
14	student on rotation here.
15	MR. MUSCATO: Matthew Muscato,
16	Walgreens Pharmacy.
17	MS. KOELZ: Tammie Koelz, Walgreens
18	Pharmacy.
19	MS. LACEY: Ronda Lacey, McWhorter
20	School of Pharmacy.
21	MR. YARBROUGH: Dane Yarbough, Turenne
22	PharMedCo.
23	MR. BATES: Roger Bates, Alabama

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1
    Pharmacy Association.
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              MS. JONES: Louise Jones, Alabama
3
    Pharmacy Association.
4
              MR. STEPHENS: Rick Stephens, Senior
5
    Care Pharmacy.
6
              MR. EASTER: Jim Easter, Baptist
7
    Health System. In a few moments Maggie Fields,
    a student from Samford, will join us.
8
9
              MR. BETHEA: Steve Bethea, University
10
    of South Alabama Medical Center.
11
              MR. BURGESS: Chris Burgess, Heritage
12
    Compounding Pharmacy.
13
              MS. HUNTER: Julie Hunter, Omnicare.
14
              MS. RANSBURG-BROWN: Cynthia Ransburg-
15
    Brown, Sirote and Permutt.
16
              MR. ADAMS: Jack Adams, Huntsville
17
    Hospital.
18
                              Terry Lawrence, Alabama
              MR. LAWRENCE:
19
    Board of Pharmacy.
20
              MR. VANDERVER: Eddie Vanderver, CAPS,
21
    Incorporated.
22
              MS. PIERCE: Leah Pierce, Wal-Mart
23
    Pharmacy.
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1	MR. ROTH: Waldo Roth, Zoopharm.
2	MS. FIELDS: Maggie Fields with Jim
3	Easter.
4	MR. DELK: Mark Delk, State Board of
5	Pharmacy.
6	MR. WELLS: Glenn Wells, State Board
7	of Pharmacy.
8	MR. MCCONAGHY: At this time we're
9	going to need to have a motion to approve the
10	various minutes that we've got listed on here
11	and hopefully y'all looked at them in the
12	Dropbox because we're not going to read all 370
13	pages.
14	MS. YEATMAN: So moved.
15	MR. DARBY: I make a motion we approve
16	the minutes of the November 19, 2014, Board
17	meeting.
18	MR. BUNCH: Second.
19	MR. MCCONAGHY: All in favor?
20	MR. DARBY: Aye.
21	MR. BUNCH: Aye.
22	MS. YEATMAN: Aye.
23	MR. DARBY: I make a motion we approve

1	the December 17, 2014, interview minutes.
2	MR. BUNCH: Second.
3	MR. MCCONAGHY: All in favor?
4	MR. DARBY: Aye.
5	MS. YEATMAN: Aye.
6	MR. BUNCH: Aye.
7	MR. DARBY: And I make a motion we
8	approve the December 17, 2014, Board meeting
9	minutes.
10	MR. BUNCH: Second.
11	MR. MCCONAGHY: All in favor?
12	MR. BUNCH: Aye.
13	MS. YEATMAN: Aye.
14	MR. DARBY: Aye.
15	MR. MCCONAGHY: Okay. By unanimous
16	vote, they're all approved.
17	Eddie, do you want to do the
18	inspector's report now?
19	MR. BRADEN: Yes, sir. If you look in
20	your Dropbox, you'll see how many inspections we
21	had completed last last month but I'd like
22	for you to look at the completed complaints for
23	last month. That's a high number. The

1	inspectors worked really hard last month to get
2	cases caught up for the 2014 the 2014 year
3	and we're on track to do that many completed
4	this month and we have other information to give
5	you in executive session.
6	MR. MCCONAGHY: Any questions?
7	(No response.)
8	MR. MCCONAGHY: That was good. Susan,
9	secretary's report.
10	DR. ALVERSON: Okay. We were
11	primarily in the office during this past month
12	and I say the biggest thing that happened in the
13	office this past month was wrapping up renewals.
14	As you referred to, Dan, all renewals other than
15	technicians occur in even-numbered years and so
16	all pharmacists renewed their license, plus we
17	had 800 out-of-state businesses who were having
18	a pharmacist apply for a new license and then
19	renewed their license and all businesses renewed
20	their license and I've asked Mitzi to comment on
21	that about how the business part went. We had
22	technicians before and pharmacists follow that
23	but.

1	MS. ELLENBURG: Well, two of the
2	primary problems with the pharmacies,
3	manufacturers, et cetera, has been the slow
4	process of the computer. GL Solutions had
5	problems at their end. It was slow here. It
6	was taking an exceptional amount of time just to
7	enter one and get it approved but they seemed to
8	have worked through that. It's picked up now.
9	The other thing that's really slowed
10	us down this year, and Jim can attest to that,
11	is the number of pharmacies and facilities from
12	out of state that have had some type of
13	disciplinary action, so they could not renew
14	online because there was disciplinary problems.
15	They had to send in paper applications, which
16	slows it down anyway and then with GL Suites
17	being slowed down, that slowed it down even
18	further but we've caught up. We're getting
19	hearing we're setting up for administrative
20	hearings for the ones that's had disciplinary
21	for out of state so it's better now.
22	We did the ones that had disciplinary
23	action Susan had written a letter and with

1	Jim's permission, we went ahead and sent out
2	their license so that they could still send in
3	the State of Alabama and since they had not
4	actually been charged, they weren't permitted
5	refused to ship in but we did tell them that
6	there may be some type of administrative hearing
7	or disciplinary action further down the line.
8	MR. WARD: One thing that will speed
9	this up is the application, if they've been
10	disciplined, require them to send the discipline
11	along with their application because a lot of
12	the holdup is they don't send it or they give
13	their version of what happened so we have to
14	contact them back to get a copy of it and that
15	all takes time. So if they are required to
16	submit copies of the discipline, it will
17	certainly speed things up and a lot less work
18	for every everybody.
19	MS. ELLENBURG: I agree.
20	DR. ALVERSON: If you could tell me
21	after the meeting what pieces of paper
22	specifically are the most helpful so we can put
23	that on the form or the information.

1	MR. WARD: Okay.
2	DR. ALVERSON: Thanks, Mitzi.
3	MS. ELLENBURG: You're welcome.
4	MR. MCCONAGHY: Susan, along that
5	line, could I just ask you a question because
6	I've run across this a couple of times where
7	people pharmacists were trying to renew their
8	license and they had some kind of issue that was
9	going on in another state that was going to be
10	months before it was even addressed. Do we need
11	to create a policy or some kind of rule to where
12	you have a pending you could have a pending
13	license that's because I don't think we have
14	anything official in our rule like that but
15	something that would allow them to go ahead and
16	issue that license and then
17	MS. ELLENBURG: Well, that should
18	really revert just like the pharmacists, we go
19	ahead and send it to them with the letter and
20	tell them that there may be disciplinary or
21	administrative hearing further down the line.
22	We shouldn't hold their license because legally
23	they haven't made any had any violations in

1	Alabama, so we should go ahead and renew it,
2	send them a letter, tell them there may be
3	something on down the line and show them active
4	in our computer.
5	MR. MCCONAGHY: Okay. I was just
6	thinking if we had something in wording that
7	where they were able to read that it's if
8	they're getting a letter that says that, that
9	we're issuing your license but it's pending
10	MS. ELLENBURG: Yeah, they should be
11	getting it.
12	MR. MCCONAGHY: submittal of the
13	final report for other things.
14	MS. ELLENBURG: Right.
15	MR. MCCONAGHY: I didn't know if we
16	needed to have something even on the website
17	like that where they could go ahead and fill it
18	out online but
19	DR. ALVERSON: Right, and we'll talk
20	to Lynn about that because Lynn renews all
21	pharmacies pharmacists.
22	MR. MCCONAGHY: Okay.
23	DR. ALVERSON: And we'll have that put

1	in that process so it shows.
2	MR. MCCONAGHY: Okay.
3	DR. ALVERSON: All right. We are
4	happy though that that process is over and even
5	though we had some glitches, we did get through
6	it and everyone was still relatively sain.
7	What I most wanted to report about is
8	the data management system. Those of you who
9	have been here for at least a year, so I guess
10	everybody except Donna, has heard me mention
11	every month, we're having a problem with the
12	data management system and Mitzi has told you
13	it's still going on. So we made the decision
14	with your backing that we were going to look for
15	another company and we've looked at a couple of
16	companies and the company we like best is called
17	CyberBest Technology. We've had them in.
18	They've met with the licensing side and the
19	enforcement side. Their CEO has been here.
20	They have a project manager who would be
21	handling our situation. He's met with us a
22	number of times.
23	They have been working with the Board

1	of Nursing now for five years and that's not
2	because it took them five years to put in the
3	system. It's because the Board of Nursing keeps
4	saying, well, we'd like to add another
5	component, we'd like to add another component,
6	so that's why it's been five years but the Board
7	of Nursing has said nothing but wonderful things
8	about them.
9	We also discovered that they are the
10	company that designed a program being used by
11	the police system. It's in is it all
12	throughout the State or just
13	MR. BRADEN: Yes, AlaCOP and LETS are
14	systems that all the departments utilize in the
15	State of Alabama.
16	DR. ALVERSON: And from what I've
17	heard from our inspectors is that it's it's
18	just been a great system because it allows them
19	to pull up all the data, user-friendly. You can
20	see everything when you stop to give a ticket or
21	even when when our office searches background
22	on somebody, they say the system is is just
23	so responsive and user-friendly. So based on

	1	the comments that we've gotten from other people
	2	in the State that we think we can rely on and
	3	having looked at their system, we would like to
	4	go with CyberBest.
	5	We've talked to them and we've told
	6	them that but I would like your approval before
	7	we sign a contract and the contract a draft
	8	of a contract should be here next week. I will
	9	send it to all of you. Of course it will go
	10	through Jim and Joe's office to be sure
	11	everything is right and we're protected. Then
	12	we will have about a week to look at that
	13	contract, make any changes we want to the
	14	contract, send it back.
	15	Hopefully we can come to some
	16	agreement within about three weeks from now.
	17	The price is going to be \$275,000. It would be
	18	150,000 when we sign the contract and 125
	19	when when they put the system in but I know
	20	that sounds like a big number but we've paid
	21	almost that much to GLS now and with GLS we owe
	22	them \$10,000 every month forever.
	23	With this company, once it's in, we
1		

1	owe them nothing. We're done. We own all the
2	data and we own the program that they've built,
3	so that's not the case with GLS. So we could
4	take everything, the background, the backbone
5	of of what they've designed for us and take
6	that and go to somebody else if we wanted, all
7	right, because that's just the way they
8	contract.

9 After they install it, we have a year to work out the kinks and that year is free. 10 Τf 11 we wish to make small adjustments, that will be 12 If we decide we're going to license a new free. 13 group like, you know, now we're going to be 14 responsible for licensing, I don't know, GNC 15 stores, all right, then that's building a new 16 component and we would pay for that but we would 17 pay for those components as we chose to add 18 them, all right. So there's no ongoing fee or 19 payment that we have with them. 20 They would deliver the first of August

20 They would deliver the first of August 21 of this upcoming summer all of our data -- all 22 of our data in a system already populated, all 23 right. They would also have the technician

¹ renewals up and running and we would have a ² month to practice with it because technicians ³ renew September 1. ⁴ At the time they deliver the system ⁵ they will have inspections finished, so our	
 ³ renew September 1. At the time they deliver the system 	
4 At the time they deliver the system	
⁵ they will have inspections finished, so our	,
⁶ inspectors will have all of our inspection	
⁷ forms. They will all be on tablets so we can	do
⁸ inspections from the field on a tablet, hit	
⁹ submit and it will go into the system, so we	
¹⁰ won't be bringing a piece of paper back and	
¹¹ someone's got to scan it and then try to put	it
¹² in the system someplace.	
¹³ Well, Eddie, you've talked to them	
¹⁴ more than I have on that. Do you want to	
¹⁵ comment on what would be available on the	
¹⁶ tablets from the field?	
¹⁷ MR. BRADEN: They showed me how the	У
¹⁸ are able to do geographic location, show how	
¹⁹ many pharmacies or registrants we actually ha	ve
20 in a certain area. We can do it by county.	
²¹ They can break it down into zip codes to make	it
²² easier for the guys to see what is open to ne	ed

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^1 to me.
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2	DR. ALVERSON: The inspectors would be
3	able to pull up previous inspections while they
4	were on site if they wanted to know what
5	happened last time. They said even if they were
6	in a town, they're standing on main street
7	thinking isn't there another pharmacy on main
8	street, they'll be able to put that in and it
9	would say, yes, there's David Darby has got a
10	store just three or four blocks down. So that
11	would be the inspection system and they will
12	also have, and we are very hopeful about this, a
13	system to track all complaints.
14	So we get complaints from all
15	variations that come in, things that are mild,
16	things that are diversion cases, all kind the
17	things that you hear on Tuesdays. They already
18	have a system built that shows that complaint is
19	going to step one. You can put in comments, add
20	documents. The date is there. It shows when it
21	goes to the next person in line, the next person
22	in line, when it leaves to go to the lawyer's

1	charges, consent orders, all of that is tracked
2	so you can see it in a time line.
3	So we would be able to at any time
4	say, I want a report on every case that's come
5	in and where it is now, you know, and why has it
6	been in that place for three months, you know.
7	There's probably a good reason, maybe something
8	is in court and we're waiting for a municipal
9	court to finish but at least we would know where
10	everything is and know how it's moving through
11	the system and we would be able then to close
12	the circle knowing it came in here, we went
13	through all these steps. This is all the
14	documentation that we've acquired and we closed
15	it, and this is what happened, all right. And
16	we really need that ability to be able to follow
17	cases in that way. So that would also be
18	delivered August 1.
19	We chose then to have technician
20	online applications installed and pharmacy
21	applications installed next because those are
22	those create a tremendous amount of work and
23	then the rest of renewals and online

1	applications. They've said they just can't
2	figure out why things have taken so long because
3	basically in our system, when you set up one
4	renewal, all the other renewals look pretty much
5	just like that. So that's where we are.
6	MR. MCCONAGHY: There goes your
7	budget, Buddy.
8	MR. BUNCH: Yeah. They may not want
9	to talk about their competition but do they have
10	any insights on GLS or why there were so many
11	problems with them? I'm just curious.
12	DR. ALVERSON: No, they didn't. I
13	will tell you this though, our contacts at GLS,
14	both our technical contact is gone and the
15	person that is supposed to be my contact for
16	administrative things is gone.
17	We were supposed to meet originally
18	every two weeks. I'm now going every two months
19	before I hear from them. When I contacted them
20	I got a vice president that we know and I was
21	told, well, you can't start with me, you've got
22	to drop down to the project manager to report
23	this. The project manager will report it up

1	through the line and eventually it will come to
2	me that you're leaving and I'll report it to the
3	CEO.
4	So they said, we'll do everything we
5	can to make this easy for you. We'll get your
6	data for you. All we ask is in return is that
7	you don't bad-mouth us to other people. If you
8	would just say things didn't work out, so it's
9	like a divorce but nobody's fault and we'll
10	separate as friends so.
11	MR. MCCONAGHY: Have you got like a
12	time line on when things would need to start
13	with the new company?
14	DR. ALVERSON: Well, they wanted to
15	see the data. They've already been here.
16	They've met with everybody to begin to collect
17	data, things like forms we use, inspection
18	forms, letters, those kinds of things. They
19	asked to see our data from GLS and I've asked
20	for that and they said they're sending it,
21	although they did send me an email saying we
22	don't have to send you your data, just so you
23	know.

1 I've also asked them to stop work on 2 any projects we're working on because that's 3 just a waste of our time working with them and I told them that we're going to be sending a 4 5 letter and I want that to go through Joe's office saying that you have not begun work on 6 7 any of the eight projects we were due for this 8 contract year. They're just finishing up 9 projects from last contract year. So since 10 we've had no projects in this year and since 11 they are not going to be doing any -- working on 12 anything for us, I feel what we pay should --13 should change. 14 So I'm preparing a letter that I -- at 15 least the backbone of a letter to go to Joe

13 Teast the backbone of a fetter to go to soe
16 because I want to be sure it's stated in correct
17 legal talk. You know, whether we have options
18 to take action afterward, you know, that would
19 be for the Board and Joe and Jim to discuss. I
20 don't want to take any action until I get our
21 data out though. That's my opinion but I'm not
22 a lawyer.

MR. WARD: That's right -- you're

1	absolutely right. Is it you know, one
2	problem we've had this time is when you want to
3	change a form or something in the computer
4	like
5	DR. ALVERSON: Yes.
6	MR. WARD: Is that going to be
7	better is that something this company knows
8	about? So like if you want something changed,
9	you can go ahead and get it changed without a
10	six-month delay?
11	DR. ALVERSON: Of course they've
12	promised us that, that they would be available.
13	They said any, you know, small change, you just
14	call, we fix it. There's no charge, no
15	question.
16	MR. DARBY: Is there a way we can
17	define what a small change is?
18	DR. ALVERSON: Sure. We ought to put
19	in the contract anything that we I mean,
20	we've had so much experience with things going
21	wrong, we ought to be able to define that.
22	MR. DARBY: Yeah. Also, if there
23	is can we put in the contract when we do a

1	major change and they're going to charge us for
2	it what the rate of the fee would be for the
3	major changes.
4	DR. ALVERSON: Right. They told us
5	what a project manager or a technical person
6	gets paid per hour and that would be the hourly
7	rate that we pay.
8	MR. DARBY: Okay.
9	DR. ALVERSON: And we can put that in
10	the contract, although people's salary can
11	change.
12	MR. DARBY: Yeah.
13	MS. YEATMAN: Is there a way with this
14	new system that they'll, you know, have
15	complaints and we'll be able to go in and track
16	a certain individual to see how many complaints
17	have been logged against a particular
18	pharmacist, technician?
19	DR. ALVERSON: I'm quite sure we'll be
20	able to but we need to that's the kind of
21	thing they're asking us to spell out now because
22	they're saying if you don't ask for it now,
23	you're not going to get it and then we have to

1	adapt the system later. So I'll make a note of
2	that, that we would be able to, although that
3	the system, and as I understand, if it's by a
4	pharm a business or a person, when it gets
5	entered in, it also puts a note in their file,
6	so the systems cross. All the data, the court
7	data, documentation, all of that doesn't
8	transfer to their licensing file but the fact
9	that they
10	MS. YEATMAN: That they've had some
11	type of sanction.
12	DR. ALVERSON: been there, right,
13	would be in their licensing file.
14	MS. YEATMAN: Okay.
15	MR. MCCONAGHY: I guess on time line
16	what I was wondering was I'm the only one that
17	was around back when GLS was contracted and
18	never did have a good feeling about them but is
19	there some way that we could set up where they
20	could meet with the Board, some of these folks,
21	and give their sales pitch to the Board just to
22	say we did the due diligence on this one where
23	we didn't on the last?

1	DR. ALVERSON: Yes, and I asked them
2	and they said, yes, we'll be there, so I can
3	have them for next month. I just didn't I
4	wasn't sure that's what you wanted but yes, I'll
5	have the CEO here and the person we're working
6	with for you next month.
7	MR. BUNCH: And their place or their
8	hub is Atlanta; is that right?
9	DR. ALVERSON: Right, the person we're
10	working with is from Atlanta. They're housed in
11	Florida.
12	MR. MCCONAGHY: So you wouldn't need
13	any kind of motion today, we can wait until next
14	month to do that or I think you got the approval
15	to move forward on it already
16	DR. ALVERSON: Right.
17	MR. MCCONAGHY: as far as a motion.
18	DR. ALVERSON: In terms of signing the
19	contract, we'd like to
20	MR. MCCONAGHY: Like to talk to them
21	first.
22	DR. ALVERSON: Right. So when I send
23	you the first draft of the contract, please feel

1	free to add whatever you want because we'll be
2	better off with six or eight people looking at
3	it than just one person. I would say this,
4	bragging a little bit, I had an email from them
5	yesterday saying we have never worked with a
6	company that everybody speaks up, everybody
7	tells us information, and people have gotten
8	data to us so fast, this has been kind of a
9	remarkable experience for us so and that may
10	be part of the sales pitch but it never hurts to
11	brag. That's what I have to say.
12	Oh, I'm meeting I have to think
13	what day of the week it is. I'm meeting
14	tomorrow with the Medical Board and the State
15	Department State Health Department about
16	pellets and this is what I propose to recommend
17	and I'll take your advice.
18	I've read a lot about implantable
19	hormone pellets and you know, whether they're of
20	any value whatsoever, I'm not going to comment
21	on that. A lot of literature says that they are
22	not but what I have found is that the only way
23	you can sterilize those pellets is by radiation.

	0
1	We don't have a single pharmacy making pellets
2	in Alabama that's using radiation to sterilize
3	the pellets.
4	They're using an autoclave and as you
5	well know, autoclaves work on pressurized steam,
6	so unless water is inside what you're
7	sterilizing, you don't sterilize it, so it turns
8	out that the pellet itself would have to be
9	ten-percent water before you could sterilize it
10	in an autoclave. Well, there's no water in
11	those pellets whatsoever. They're the powder,
12	usually stearic acid, which is if I remember
13	from pharmacy school kind of waxy substance I
14	think and the other ingredients are also kind of
15	fatty, all right.
16	So even PCCA refuses to recommend how
17	to compound pellets because they've taken the
18	position that you can't sterilize a pellet
19	unless you do it by radiation, so I feel I'm on
20	good ground making that statement. I've read
21	the cases that have come before the Medical
22	Board here. The Board in Tennessee also had a

²³ number of cases of patients with complaints and

1	they all relate to the release rate on the
2	pellets.
3	So there's an issue of how much
4	pressure you apply when you actually create that
5	pellet, and of course, we have no standardized
6	way of doing that. It depends on what
7	ingredients you put in. There are all kinds of
8	factors that affect how that drug is released
9	from that pellet, so I would like to put a
10	requirement in that you can't compound pellets
11	in Alabama or ship pellets into Alabama unless
12	you have at a minimal animal studies to show
13	release processes. I'd prefer human studies to
14	show that in humans these things actually
15	release at a constant rate over a three-month
16	period, which is what's being claimed, but
17	that's not what's happening. People are just
18	making them and figuring it ought to work.
19	MR. WARD: What does the FDA say about
20	that?
21	DR. ALVERSON: I actually have a call
22	in to the FDA. I also have a call in to there's
23	one manufacturer in the United States that does

1	make testosterone pellets and so I have called
2	them to ask them what requirement they had to
3	meet for the FDA to prove release rate or the
4	kinetics of pellets, but I think if a company
5	hasn't looked at that, if they have no idea what
6	the release rate is, we're putting patients at
7	risk, so that's my feeling. If you suggest
8	something else, I I would like to know.
9	That's just my take on it.
10	MR. DARBY: I agree with you in
11	principal. The danger I think is that
12	because you're not talking about you're
13	talking about compounding pharmacies not
14	outsourcing facilities or manufacturers, you're
15	talking about compounding pharmacies making
16	these?
17	DR. ALVERSON: I'm talking about
18	compounding pharmacies and I'd also like
19	outsourcing facilities.
20	MR. DARBY: Yeah, I think the danger
21	you run into are you going to make those
22	requirements on other compounded products, you
23	know? Are you going to require them to have

1	animal testing or human testing be your
2	DR. ALVERSON: Right.
3	MR. DARBY: or are you treating
4	everybody the same?
5	DR. ALVERSON: My thinking has been
6	that we don't have anything else that I'm aware
7	of that's supposed to have a three-month release
8	rate and where you're giving a patient three
9	months' worth of drug at one time.
10	MR. DARBY: So your requirement could
11	be any product that's going to be released over
12	a 30-day period a greater than a 30-day
13	period.
14	MR. WARD: See what the FDA says
15	first.
16	MR. DARBY: Yeah. As far as the
17	MS. YEATMAN: What their statutes
18	are.
19	MR. WARD: Yeah, what they say about
20	it. I mean, I think you're right but don't you
21	want to see what the FDA says.
22	DR. ALVERSON: Well, they they have
23	taken the stance, of course, just by what

1	what they require now that you have to be able
2	to prove release rate before you can have a
3	product approved.
4	MR. MCCONAGHY: I think we've got
5	somebody in the audience that's had some
6	experience with that if you'd like their input.
7	DR. ALVERSON: From Chris?
8	MR. MCCONAGHY: Yeah.
9	MR. BURGESS: Chris Burgess, Heritage
10	Compounding Pharmacy. We did look into the
11	pellets. I actually have a pellet press at the
12	pharmacy. So our concern with the pellets was
13	the fact was the sterility issue.
14	Once we got to the point where we
15	determined gamma radiation was going to be the
16	only way I felt comfortable with the sterility
17	of these products, we stopped it. Gamma
18	radiation at that and coming from a nuclear
19	pharmacy, I do have some experience with that,
20	not the actual gamma radiation sterility but
21	radioactivity. But we looked into it and it was
22	a cost issue. It was for the number of
23	customers that we had, we were just not going to

1	be able to justify spending the money on the
2	equipment to sterilize the products.
3	Now, the hardness issue, I think if
4	I completely agree with what Susan's talking
5	about. The release rate, if we stick to just
6	the fact that we say pellets, we want to make
7	sure that we have this information on this
8	delivery device, the pellets, I think we're
9	safe. It still allows us in the compounding
10	world to do stuff and practice as we as we
11	currently are practicing but I'm also with
12	Susan, I'm very concerned with pellets industry
13	that has popped up, not just in this state but
14	in the United States, and I think this is a very
15	good move by the Board.
16	MS. YEATMAN: I get the having to
17	hold everybody to the same level with the 30
18	days, 90 days whatever release rate. My bigger
19	concern is the sterility of it regardless. If
20	you're looking at, you know, laminar flow hoods,
21	you're not allowing individuals to make
22	compounds without laminar flow hoods. If the
23	only way to sterilize a pellet is to use

1	radiation, then could we not as a board say, you
2	can't make pellets, you can't ship pellets in
3	the State of Alabama unless you can show that
4	you're using radiation to sterilize the product.
5	And then we can address if it becomes an
6	issue with, you know, how it's released over a
7	longer period but my bigger concern starting out
8	is what are we offering to the public that's not
9	a sterile product.
10	DR. ALVERSON: I know there's
11	another other questions but
12	MR. BURGESS: Well, there's also
13	information a little information on using dry
14	heat sterilization. I haven't seen any testing
15	on that, so just over the last couple of years,
16	and granted I looked at pellets probably four
17	years ago but some pharmacies have I've heard
18	through the grapevine trying dry heat
19	sterilization. I just haven't seen any reports
20	on it or any studies on it, so there may be
21	other, you know, ways of getting these pellets
22	sterilized. And then after that, they would
23	you'd want to make sure that they they work

1	and we would need to you would want to see
2	some testing, some studies proving that these
3	devices release the drug the way they say
4	they or sold as basically.
5	MR. BETHEA: Steve Bethea, USA Medical
6	Center. I would urge the Board as they consider
7	rules for the pellets to consider defining
8	carefully what we consider a pellet to be. Are
9	they from the manufacturer called pellets? We
10	mix things up on chemotherapy LCDs for hepatic
11	chemo embolization with other things mixed in it
12	and they're going to be released over long
13	periods of time.
14	We put antibiotics in bone cement when
15	we replace joints. There are a lot of things we
16	mix with extended releases that are going to
17	vary from patient to patient and concentration
18	to concentration and procedure to procedure, so
19	we don't want to write ourselves out of therapy
20	with other things that we mix up.
21	DR. ALVERSON: That's a great comment.
22	I think the Medical Board only wanted to address
23	hormone pellets. The cases that that

1	we've that I've read, and some of them are
2	horrific, have all related to release rate
3	where and frequently they put in I've seen
4	up to ten pellets at one time they implant and
5	if you get them from someplace that releases
6	quickly, that's a year's worth of hormone that's
7	going to be released in a very short period of
8	time, you know, and they've seen precancerous
9	growths in women, really excessive bleeding,
10	tissue damage, all the things that happen with
11	your hormones being out of sync, you know, mild
12	as it is hair loss, you know, those kinds of
13	things.
1 /	

MR. MCCONAGHY: All right. Yeah, I think it would be pretty easy to regulate whether they're sterilized or not but it would be a whole another issue for that so we may need to separate the duration of the therapy from the sterility issue but.

MS. YEATMAN: It could be two separate things but I -- I mean, I would think if you're a reputable company, you should be able to show that what you're saying you are providing to the

1	public is actually what you're providing. So if
2	we're going to ask them to show evidence that it
3	takes 90 days for this hormone to be released,
4	if they can't show that, that's not something I
5	want to dispense.
6	DR. ALVERSON: Well, we just shut down
7	a pharmacy in northern Alabama that was getting
8	pellets from a 503B facility in another state
9	and they had zero documentation. Now, they were
10	radiating the pellets.
11	MS. YEATMAN: See, that's two
12	different issues.
13	DR. ALVERSON: Right.
14	MR. DARBY: Had the FDA inspected the
15	out-of-state facility yet?
16	DR. ALVERSON: Yes.
17	MR. MCCONAGHY: Donna, on that I think
18	about my old inspector was A. C. McDonald and
19	one of his things was his quotes was, "We
20	don't make all these rules for the reputable
21	people."
22	MS. YEATMAN: Right. If everybody did
23	their job it wouldn't happen.

1	MR. MCCONAGHY: Is that it, Susan?
2	DR. ALVERSON: That's it.
3	MR. MCCONAGHY: Jim, have you got an
4	attorney's report?
5	MR. WARD: No, sir, just
6	MR. MCCONAGHY: Thank you.
7	MR. WARD: just executive
8	session.
9	MR. MCCONAGHY: We'll move into old
10	business. Number one item on there is for
11	nonresident pharmacies and I'm not sure who's
12	going to present that but if you would, when you
13	do, give a little background about why we're
14	doing the nonresident pharmacy thing.
15	DR. ALVERSON: All right. At first I
16	thought those were my initials but that's before
17	I got married so.
18	I would mostly like to thank the Board
19	for allowing us to do the distance interviewing.
20	I can't tell you what a difference that made in
21	workload in our office and I think we we
22	provided the same service to people who were
23	going to be getting licensed here but using

1	that that system of doing it through distance
2	communication and being live and every one of
3	the Board members participated to make it
4	possible and so I'd really like to thank you for
5	that.
6	We were not able to get a printout
7	from our data company of how many nonresident
8	pharmacies renewed but and we have tried.
9	It's a bunch. That's the best I can do for you.
10	So that's finished but as you mentioned, we have
11	been really shocked by the number of pharmacies
12	and pharmacists who had disciplinary issues in
13	the past and have had to come before the Board.
14	Okay. The UAB Medicine is my comment
15	too. Do you want me to mention that?
16	MR. MCCONAGHY: Uh-huh.
17	DR. ALVERSON: I think I have an
18	answer to this but I believe the Board wanted to
19	support our law in not allowing for the practice
20	of Internet medicine when they never see a
21	practitioner on screen or through any other
22	means. I just want to be sure when pharmacists
23	call and say, can I fill this prescription,

1	what what the Board's stance was and I'm not
2	necessarily asking for a vote. I just want to
3	be sure it's fine when our staff tells people we
4	don't support prescriptions that have come
5	through filling out questionnaires and there's
6	been no human contact whatsoever.
7	MR. BUNCH: I guess if they know it
8	came that way then they should not fill a
9	prescription but the problem is them knowing
10	that, I guess, so if you don't
11	DR. ALVERSON: They don't always know.
12	Sometimes they do know and those are the ones
13	that have called our office to say, what do I
14	do. I just want to be sure we're doing what the
15	Board wants to say we don't see it as a valid
16	prescription.
17	MR. BUNCH: I think that's our
18	stance.
19	DR. ALVERSON: And we have no
20	intention of going out and trying to take
21	pharmacists to task for that. We understand
22	they're in a difficult situation.
23	MR. MCCONAGHY: Yeah, and I think our

1	wording should just be that you shouldn't
2	knowingly fill a prescription that's an Internet
3	based and leave it at that.
4	DR. ALVERSON: Okay. That solves my
5	problem.
6	MR. BUNCH: Yeah.
7	MR. MCCONAGHY: And I don't know if it
8	would be you or Mitzi, tell us where the the
9	rule that we started last week about the boxes,
10	how far are we on that and what's the how
11	long is that going to take to
12	DR. ALVERSON: On the emergency
13	boxes.
14	MR. MCCONAGHY: Nursing home.
15	MS. ELLENBURG: The publishing date
16	for the Legislative Reference Monthly magazine
17	will be the end of the month so I'll get it in
18	there for the end of the month. You have to
19	have a hearing, of course, within 35 days so
20	that will be set for February and then the
21	process starts. You have to give them 35 days
22	comments and so forth, but it will be mailed
23	this month, published in the journal this month.

1	There will be an administrative hearing in
2	February.
3	MR. MCCONAGHY: So before it will
4	actually be active, it will be
5	MS. ELLENBURG: It has to be public.
6	MR. MCCONAGHY: after we meet in
7	March?
8	MS. ELLENBURG: No, because you have
9	to give them it has to be 35 days for public
10	comments. Then you have to go in and the Board
11	has to vote after the comment period time to
12	accept any comments or reject any comments and
13	then it has it will be published and it's
14	effective 35 days from that. So you're talking
15	about at least three or four months.
16	MS. YEATMAN: Susan, have you had any
17	conversation with the Board of Medical Examiners
18	about this e-medicine?
19	DR. ALVERSON: Yes, I have.
20	MS. YEATMAN: Are they supportive of
21	it or what is their
22	DR. ALVERSON: Well, they have a
23	similar law. Do you want to finish this

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1
    emergency box discussion?
2
              MR. MCCONAGHY: Well, I think -- well,
3
    I mean, I just want to --
4
              MS. YEATMAN: Sorry.
5
                               Time line wise, I
              MR. MCCONAGHY:
    think that pretty well sums it up if we're
6
7
    probably talking April.
8
              MS. ELLENBURG: I would say April,
9
    yes, sir.
10
              DR. ALVERSON: Yes, we did discuss it
11
    with -- that was the first place we went.
                                                 They
12
    have a similar law but they felt that they had
    told UAB that they could do this as a research
13
14
    project way back and they didn't want to go back
    on their word. So they still support the same
15
16
    position that we do but they saw this as an
17
    exemption.
18
              MS. YEATMAN: So in their mind it's a
19
    research project?
20
              DR. ALVERSON: It's a research
21
    project.
22
              MR. MCCONAGHY: All right. If that's
23
    all on the old business, we'll move into new
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1	business. The number one item on there is
2	background checks on the applications for the
3	technicians and I think we're right back to
4	Susan again on that one.
5	DR. ALVERSON: I'm sorry. We
6	discussed this before but if we're going to
7	build a new computer system, we'll have to have
8	a way to build this in. We would like to move
9	forward with getting background checks on
10	technicians before they're licensed. A large
11	number of states have already moved to that. Of
12	course that means there will be more hearings.
13	If you feel that information will be helpful for
14	you
15	MS. YEATMAN: Yeah.
16	MR. BUNCH: I think it's way behind
17	way past due.
18	MR. WARD: How much does it cost?
19	DR. ALVERSON: Nothing, because when
20	you apply online it says that your application
21	won't be processed until we receive your
22	background check. This is where you go online
23	to do your background check and in that filling

1	it out, it says use a credit card and pay
2	usually \$35.
3	MR. DARBY: The cost will be passed on
4	to the applicant.
5	MS. YEATMAN: Yeah, the technician.
6	MR. MCCONAGHY: Yeah, part of their
7	application fee.
8	MR. DARBY: Yeah, I have no problem
9	with doing background checks on technicians.
10	Why would you not do it on everybody?
11	DR. ALVERSON: All pharmacists have a
12	background check before they start pharmacy
13	school. Now, if you would like to do it before
14	they get a pharmacy license, we can do that too.
15	What you would catch is what they did in
16	pharmacy school.
17	MR. MCCONAGHY: I just know what
18	applying to some other states and recently
19	Tennessee, they require it of a pharmacist
20	that's reciprocating.
21	DR. ALVERSON: All right. We can
22	easily do that.
23	MS. YEATMAN: Why would we not want to

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1
    do it?
2
              MR. BUNCH: Are we saying a background
3
    check?
4
              MS. YEATMAN: She's saying that we
5
    won't process it until we receive it.
6
              MR. BUNCH: Are we saying a background
7
    check on pharmacists -- new pharmacists or
8
    renewal pharmacists?
9
              DR. ALVERSON: I don't think we'd want
10
    to do it every renewal. That would be every two
11
    years.
12
              MR. BUNCH: Things happen within two
13
    years.
14
              DR. ALVERSON: Right.
15
              MS. YEATMAN: New application and
16
    reciprocity.
17
              MR. WARD: Who's doing the background
18
    check?
19
                              There are a number of
              DR. ALVERSON:
20
    companies that do that. There's one company
21
    nationally that does it for pharmacy schools.
22
    They have the national contract and they also
23
    have the national contract for medical school
```

```
1
    applications.
2
              MR. WARD: And they -- what are they
3
    backgrounding?
4
              MR. DARBY: What are they checking?
5
              MR. WARD: What are they checking?
6
              DR. ALVERSON:
                             They do state, cities,
7
    counties, federal.
8
              MR. DARBY: Are they checking arrests
9
    or bankruptcies?
10
              MR. WARD: Do they have credit? Do
11
    they use credit, criminal history, employment,
12
    whatever?
13
              MR. BRADEN: It's criminal history.
14
              MR. WARD: It's criminal history.
15
              MR. BRADEN: Right.
16
              DR. ALVERSON: I think they do
17
    abuse -- child abuse records. That's a --
              MR. WARD: Well, you know, for Alabama
18
19
    folks we could get all of that except for the
    city. It's all online now. That's what I do.
20
21
              MR. BRADEN: But that's one of the
22
    situations, the city --
23
              MR. WARD: The city is the problem.
```

1	MR. BRADEN: You can't get that.
2	MR. WARD: Right, I agree.
3	MR. BUNCH: I think without a doubt
4	background checks on technicians and as far as
5	pharmacists go.
6	DR. ALVERSON: If you want to discuss
7	that, the pharmacy part, and how
8	MR. WARD: I think the reciprocity you
9	have
10	MS. ELLENBURG: At what point does the
11	pharmacy school do a background check, when they
12	first start school?
13	DR. ALVERSON: When they apply.
14	MS. ELLENBURG: So it would be five
15	years before they came to us basically?
16	DR. ALVERSON: Four years. Samford
17	has been doing it for a while. Auburn has
18	implemented, I believe.
19	MS. ELLENBURG: Well, I mean, you
20	could still do it on new pharmacists because
21	anything can happen in four years.
22	MR. WARD: I think it's a good idea.
23	I just wanted to see what it is.

56

1	MR. DARBY: Before you sign off on
2	it.
3	MS. YEATMAN: We should
4	MR. BUNCH: Why don't we
5	MR. DARBY: I think we can see what's
6	available out there.
7	MS. YEATMAN: We have a contract with
8	whoever, so why don't we pursue it, talk to the
9	company that's doing it from the pharmacy
10	schools.
11	DR. ALVERSON: Would you like a
12	presentation from a company?
13	MR. DARBY: Yes.
14	DR. ALVERSON: Yes.
15	MR. WARD: Susan, for example, credit
16	may be important because if someone who is broke
17	could be stealing medicine and sell it, you
18	know, so we may want it to be broader than just
19	criminal.
20	MR. DARBY: I would I would check
21	with other states and see what if they do
22	background checks and, one, see what they check
23	for.

1	DR. ALVERSON: Right.
2	MR. DARBY: If it's criminal and
3	financial and then two, find out what rate of
4	people that come up with dings on their record
5	because, you know, you check I think
6	Mississippi requires background checks and you
7	know, you might find out that, you know, one
8	percent and then you question, well, is it worth
9	it. But if it's ten percent, it would certainly
10	be worth it.
11	MR. WARD: People have garnishments
12	and stuff you might want to know.
13	MR. DARBY: Yeah.
14	DR. ALVERSON: I can tell you about
15	five years of experience at Samford with people
16	who have been accepted because you don't have
17	everybody do it, just those that you've
18	accepted, and I'd say we would average maybe one
19	a year that we would have to get a ruling from
20	the Board, will you provide an intern/extern
21	license for this person.
22	MR. MCCONAGHY: Well, it sounds like
23	we're going to have to if we're going to do

1	this, we'll have to have a new rule about it and
2	the I would suggest that or make a motion
3	that we put Donna in charge of the Board side of
4	coming up with some wording and some policy on
5	that.
6	MS. YEATMAN: It's great being new.
7	MR. MCCONAGHY: Are you going to
8	second that, David?
9	MR. DARBY: I'll second that.
10	MS. YEATMAN: Good. I got the
11	wording. Jim just gave it to me. I'm done.
12	Look how quick and efficient I am.
13	MR. WARD: You've got it in
14	680-214.
15	MR. MCCONAGHY: I think there's a
16	total consensus on that's a good idea, so let's
17	move on to
18	DR. ALVERSON: Number two.
19	MR. MCCONAGHY: number two.
20	DR. ALVERSON: Right now we have a
21	verification page which boards of pharmacy
22	really most boards of pharmacy have something
23	on their website with the verification page, so

if you're going to hire somebody or usually it's a hiring situation, you could pull up that name on the website and it will tell you if they have -- they're in good standing, whether they're on probation, or if they have a -something in their history and then you can dig deeper.

8 Right now, this is going to come as a 9 shock to you but GLS has screwed it up. So we 10 have people who are on probation that the system 11 has shown in good standing. I'm not aware that 12 they've said something is wrong with anybody that isn't but I would be in favor of taking 13 14 down our verification until we know the system 15 is correct.

16 There are some major insurance 17 companies now that refuse to have a contract with a store or with a pharmacist who has 18 19 anything on their record, and you know, we've 20 had to answer some of those questions and write 21 letters to get people who have the right to have 22 a contract give them that right and clear up 23 situations because our database was screwed up.

1	MR. DARBY: Yeah, I think you need to
2	take that down immediately.
3	MS. YEATMAN: Yeah, now, if
4	information is bad.
5	MR. MCCONAGHY: You don't need a
6	motion for that.
7	DR. ALVERSON: No, I don't. I want
8	just want to be sure we
9	MR. MCCONAGHY: We've got would you
10	mind taking one question on that?
11	DR. ALVERSON: No, I'm sorry.
12	MR. BETHEA: Real quick, Steve Bethea,
13	University of South Alabama. My employer
14	requires me to verify my pharmacists that we
15	register when they do when I go to the
16	website to print that off, I will now have to
17	call the Board probably.
18	DR. ALVERSON: I'm sorry. That means
19	we will have to answer the phone.
20	MR. BETHEA: Can I just email you a
21	list of my people and they can email me back?
22	DR. ALVERSON: Yes.
23	MR. BETHEA: Thank you.

1	DR. ALVERSON: And I'm sorry because I
2	know this is going to be hard on everybody but I
3	just feel I mean, we've had situations that
4	people have gotten hurt and I'd rather we do the
5	work than have somebody's career hurt.
6	MR. BETHEA: Okay, thank you.
7	MR. DARBY: Yeah.
8	DR. ALVERSON: We'll have to look at
9	CE for pharmacists. Do you want to stick with
10	the five-percent audit or do you want me to ask
11	you this question later on when I have a
12	printout from NABP and I can tell what you
13	proportion of pharmacists in Alabama supposedly
14	didn't get their CE.
15	MR. MCCONAGHY: I think it's in our
16	rule right now that it's five percent
17	DR. ALVERSON: Five percent.
18	MR. MCCONAGHY: so unless we're
19	going to change the rule, we'll need to stick
20	with it.
21	MR. DARBY: I don't think there's a
22	specific number. It's just random. I don't
23	think there's a I was reading the rule a

1	minute ago. I don't think there's a specific
2	number, is there?
3	MS. ELLENBURG: No.
4	MR. DARBY: No.
5	DR. ALVERSON: All right. We'll stick
6	with that.
7	MS. LACEY: Susan, will NABP just give
8	you a list of Ronda Lacey, McWhorter School
9	of Pharmacy.
10	Will NABP just give you a printout of
11	the individuals who were of the hours they've
12	completed and that way you would just only be
13	looking at the people who didn't get their CEs?
14	DR. ALVERSON: What we received when
15	we did it with the technicians was a printout of
16	hours but we had no way of knowing if they're
17	live or they're not live, so what we got from
18	NABP with the technicians we felt was unusable
19	so we did a random sample of everybody.
20	If the data is better and it's usable,
21	you know, then I would think we could get them
22	from people who we know didn't get their
23	hours

1	MS. LACEY: Thank you.
2	DR. ALVERSON: which if that's
3	agreeable with the Board.
4	MR. BUNCH: I thought, you know, when
5	they were starting the new numbering that was
6	going to take care of all of the random checks
7	and all. I mean, you've either got it or you
8	don't but what you're saying is that we don't
9	know if it's live or not live.
10	MS. YEATMAN: We know how many hours
11	they got.
12	DR. ALVERSON: We knew how many hours,
13	right.
14	MS. YEATMAN: We don't know if they
15	filled all the other requirements.
16	DR. ALVERSON: Right.
17	MR. BUNCH: So they know that's a
18	problem and there's a fix to that you think?
19	MS. ELLENBURG: Well, the problem was
20	with the technicians. Last year you could not
21	even go online with their NABP number and pull
22	them up. There was absolutely no data.
23	But the pharmacists there was data, so it was

```
1
    the technicians was the issue.
2
              MR. BUNCH: So is that in the works to
3
    be fixed?
4
              MS. ELLENBURG: It should have been
5
    corrected through them, yes, sir.
6
              MR. BUNCH:
                           That's an ideal system if
7
    you've got their NABP number, you've either got
8
    it or you don't.
9
              MS. ELLENBURG: Right.
10
              MR. BUNCH: You don't have to guess
11
    who --
12
              MS. ELLENBURG: Well, somehow there
13
    was a glitch and NABP wasn't capturing the tech
14
    CE.
15
              MR. BUNCH: Have they got GLS there?
16
              MR. WARD: How many pharmacists are
17
    there, Susan?
18
              DR. ALVERSON: Between 7,000 and 8,000
19
    pharmacists.
20
              MR. WARD: Five percent would be like
21
    350 to 400.
22
              DR. ALVERSON: Four hundred, right.
23
              MR. WARD: That's an awful lot of
```

1 work. 2 MR. MCCONAGHY: Louise, did that 3 answer your question? 4 MS. JONES: Yes, thank you. I guess 5 I'm surprised because I wasn't aware. We've 6 been told as an ACPE accredited provider who's 7 required to report to the system beginning 8 January '13 that the reason we were doing this 9 was so that state boards of pharmacy would be 10 able to know automatically every pharmacist and 11 every technician who were not meeting 12 requirements. So if it's not functioning in a 13 format that allows you to be able to determine 14 that, I would be interested in knowing if once 15 you get this next set if it's still doing that 16 because we can certainly work with them as an 17 ACPE accredited reporting provider and let them 18 know our frustrations with that because it's a 19 waste of our time if it's not working that 20 way. 21 DR. ALVERSON: Part of the disconnect 22 is you said you're working with ACPE but NABP is 23 running the show.

1	MS. JONES: Right, right.
2	DR. ALVERSON: So ACPE can say yes,
3	it's supposed to be that way but they the
4	data goes to NABP and it's what NABP does with
5	it that's the issue.
6	MS. JONES: And as a state board, I
7	would assume y'all are going to have a lot more
8	power petitioning them to have the system report
9	the way you want it than an ACPE provider would,
10	so I certainly encourage you to flex your muscle
11	on that one because that's ridiculous.
12	DR. ALVERSON: We agree.
13	We ran into something in the state
14	that we weren't expecting and Cristal is going
15	to do a report for you and ask you for your
16	advice on nonpharmacy dispensing sites.
17	MS. ANDERSON: Yes, recently I had an
18	inquiry that was received by a pharmacist here
19	in Alabama. He was questioning the nonpharmacy
20	dispensing sites and basically whose regulation,
21	whose protocol they fall under.
22	I thought there might be a simple
23	answer but after looking into it, I see where

1	nonpharmacy dispensing sites, they have no
2	regulation by federal agencies and minimal by
3	two states. A nonpharmacy dispensing site is a
4	site other than a pharmacy that dispenses
5	medicinal preparations under the supervision of
6	a physician to patients for self-administration.
7	Usually this is physician offices, ERs, urgent
8	care centers, rural health facilities.
9	There's only seven that are registered
10	NPI sites in Alabama. I partnered with
11	Investigator Glenn Wells and we actually went
12	out to the site that the pharmacist was asking
13	us about, which is the Mohawk Healthy Life
14	Center in Roanoke, Alabama. We didn't really
15	have jurisdiction but they did let us come in
16	and see their their facility and it actually
17	was the best case scenario on that one, but
18	being that there's so little, if any,
19	legislation, we're a little bit concerned as far
20	as who's regulating these people.
21	MR. WARD: Well, here's the problem.
22	The Pharmacy Practice Act, and every time the
23	Board tries to amend it, the medical association

1	makes sure that they stick a clause in that it
2	does not apply to doctors. So if it's under the
3	auspices of the authority of a physician, it's
4	not silent in our law. There is a prohibition
5	that the Act the Pharmacy Practice Act does
6	not apply so all the things you would like for
7	them to do as a pharmacy, you can't.
8	MS. ANDERSON: Which I did speak with
9	someone at the Board of Medical Examiners and
10	they said that they monitored the physician
11	the dispensing physician but they
12	MR. WARD: If it's controlled drugs
13	they do.
14	MS. ANDERSON: Yeah, but they don't
15	monitor the facility.
16	MR. WARD: Yeah.
17	MS. ANDERSON: There's no standards of
18	practice. They're only registered with an NPI
19	and NCPDP, which is the National Council for
20	Prescription Drug Programs, and so I'm a little
21	concerned about that but like I said, we did
22	find the actual means they were using in Roanoke
23	and it seemed pretty good. I just wanted to

1	show you a demonstration of it.
2	DR. ALVERSON: The physicians aren't
3	always there either and this one is dispensing
4	samples.
5	MS. ANDERSON: And this is how they're
6	marketing it to physicians as well.
7	
8	(The following is transcription of the video.)
9	Welcome to MedStart Connect, an
10	integrated medication management program
11	designed to help providers improve medication
12	adherence and increase patient satisfaction.
13	MedStart Connect is a complete program that
14	begins at the point of care and benefits
15	patients for as long as they continue therapy.
16	Patients start the program by
17	receiving a free 30-day sample of their
18	medication during their visit with the doctor.
19	MedStart Connect also includes patient outreach
20	and one-on-one phone support so patients can ask
21	questions about their medication and receive
22	adherence counseling.
23	The program provides an optional

1	MedStart Connect home delivery service that
2	offers patients free shipping, low prices on
3	generics, and 90-day refills of their
4	medication, ideal for patients who have a high
5	deductible health plan, have difficulty getting
6	to the pharmacy, or who pay out of pocket for
7	their prescriptions.
8	At the heart of MedStart Connect is

9 the MedStart cabinet, which allows you to provide free 30-day samples of generic, brand, 10 11 and over-the-counter medications to your 12 patients. Centrally located in the patient care 13 area, the MedStart cabinet can be used by any 14 licensed health care provider. The MedStart 15 cabinet provides controlled access and 16 automatically manages sample inventory. 17 Providing patients with a sample of their medication is easy. First, the physician 18 19 logs into the MedStart cabinet. If the cabinet 20 is interfaced with an EMR or practice management 21 system, the physician then chooses the patient's 22 name from the list. If the cabinet is not 23 interfaced, the physician simply scans the

877-373-3660

1	patient's super bill. The system will
2	automatically collect patient information and
3	sample inventory data. The physician is then
4	shown a list of medications available in the
5	cabinet. The desired generic, brand, or
6	over-the-counter medication is selected from the
7	list. Once a medication is selected, the door
8	will open so the sample can be removed from the
9	bin.

10 Next, the bar code on the sample is 11 scanned to verify that the correct medication 12 has been removed from the cabinet. A label will 13 print, as well as helpful information about the 14 medication to give to the patient along with the 15 sample similar to what they would receive at a 16 pharmacy. Finally, the physician logs out. The 17 entire process takes about 20 seconds. 18 Physicians and patients can benefit from the 19 MedStart connect program. Physicians can offer 20 a value-added service to their patients while 21 patients leave with a free sample in hand 22 improving their satisfaction.

23But MedStart Connect does not end

1	there. Patient outreach and one-on-one phone
2	support is also available from our pharmacy
3	staff and care specialists. Pharmacists are
4	available to answer medication-related questions
5	and our care specialists encourage patients to
6	adhere to their medications. A toll-free number
7	is also available to physician office staff for
8	any medication-related questions or concerns.
9	The MedStart Connect optional home
10	delivery service helps patients save time and
11	money on medications. We offer a convenient
12	mail order service with low price 90-day
13	supplies of medications delivered right to their
14	home. Once enrolled, patients in the MedStart
15	home delivery program receive ongoing adherence
16	support. MedStart Connect provides refill
17	reminders to help patients stay on track and we
18	work with physician offices to authorize new
19	prescriptions when necessary.
20	Our packaging is discreet and
21	confidential with free standard shipping.
22	MedStart Connect, brought to you by MedVantx, is
23	the trusted program that's provided millions of

1	samples in physician offices and delivered
2	millions of prescriptions through home delivery,
3	free 30-day samples of medication, patient
4	outreach and adherence counseling, and home
5	delivery. MedStart Connect helps improve
6	medication adherence and increase patient
7	satisfaction for happier patients and healthier
8	practices.
9	(End of video.)
10	MS. ANDERSON: And this was just the
11	type of cabinet they were using at this
12	particular facility. I don't know if all the
13	other facilities or the other six in the State
14	of Alabama are utilizing this type of technology
15	or if it's, you know, a little bit more sketchy
16	but.
17	MR. WARD: Well, they they read our
18	law because distributing samples is an exemption
19	so but I think the hook may be the
20	counseling, the calling. It looks like they're
21	really a mail order.
22	MS. ANDERSON: This one was going
23	through Cigna Insurance.

1	MR. WARD: Well, I think they need				
2	to I think they need to have a license				
3	here.				
4	MS. ANDERSON: Which the mail order				
5	facility does.				
6	MR. WARD: Yeah.				
7	MS. ANDERSON: But just not the actual				
8	facility where it's being dispensed.				
9	MR. MCCONAGHY: But if they've got an				
10	NPI number, that gives them the ability to bill				
11	and you would think that the third parties would				
12	be holding them to the same kind of standards				
13	that they would be holding the pharmacists to.				
14	MR. WARD: How do they know who to				
15	call when they get that brochure? How do they				
16	know who to call?				
17	MS. ANDERSON: Who to call?				
18	MR. WARD: Yeah.				
19	MS. ANDERSON: For				
20	MR. WARD: They get their sample and				
21	the said it doesn't stop here. They call a				
22	pharmacist.				
23	MS. ANDERSON: Yeah, they have a				

1					
1	hotline number so you can				
2	MR. WARD: Who does?				
3	MS. ANDERSON: It's provided through				
4	this company, so I would imagine it would				
5	MR. WARD: Well, does the company have				
6	a license with us?				
7	MS. ANDERSON: Yes, as a mail order				
8	facility.				
9	MS. YEATMAN: MedStart does?				
10	MS. ANDERSON: They go through				
11	yeah, actually, they do. Their parent company				
12	has one.				
13	MR. DARBY: MedVantx.				
14	MS. ANDERSON: MedVantx.				
15	MR. WARD: So they have a mail order?				
16	MS. ANDERSON: They do, in place				
17	and this is				
18	MR. BUNCH: What's the financial				
19	incentive for physicians? Is he getting a				
20	kickback? If he's giving them a so-called				
21	sample there and then it's going to be mail				
22	order through Cigna, is he just doing this out				
23	of the kindness of his heart?				

1	MS. ANDERSON: I highly doubt it. I			
2	couldn't find			
3	MR. BUNCH: Where is his incentive to			
4	do this?			
5	MR. DARBY: What when you were on			
6	site, was the physician actually doing the			
7	operation of the machine like it was in the			
8	video?			
9	MS. ANDERSON: No. They had a nurse			
10	practitioner at the time. Their physician comes			
11	in and sees them twice a week.			
12	MR. WARD: Why don't you bring this up			
13	when you meet with them. Maybe there's			
14	something jointly you can do.			
15	DR. ALVERSON: Okay.			
16	MS. ANDERSON: Like I said, this was			
17	actually a pretty a pretty good operation			
18	that we went in and saw. I'm just not sure			
19	they just happened to have a high standard. I'm			
20	not sure that's not required so the other six			
21	facilities in the State might might be more			
22	sub par but I just kind of wanted to touch base			
23	with y'all. Y'all can talk about it and maybe			

1 let me know how you'd like me to proceed. 2 MR. WARD: If you believe this video, 3 there's always a doctor. It says the physician 4 does it all so --5 MS. ANDERSON: Which I checked with 6 the nurse practitioner that is licensed with the 7 medical examiners and she said that the nurse 8 was practicing within her scope since she was 9 a -- the doctor was her collaborating 10 physician. 11 MR. MCCONAGHY: Any more questions? 12 MR. WARD: What was the name of the 13 company, Med what? 14 MS. YEATMAN: MedVantx and MedStart. 15 MR. WARD: What was the name of that 16 company? 17 MS. ANDERSON: The actual one that we 18 visited? 19 MR. WARD: Yeah, the one that was on 20 that video, Med --21 MR. DARBY: MedStart. 22 MS. YEATMAN: MedStart. 23 MR. WARD: MedStart.

1 MR. DARBY: And MedVantx is the 2 parent. 3 MR. MCCONAGHY: Yeah, I think the 4 general consensus is the Board would like you to 5 follow up on that. 6 Next item on the new business is 7 the --8 MR. DARBY: CVS. 9 DR. ALVERSON: CVS wanted to change 10 their inventory date. Normally, I mean, our 11 office just handles that but I think we have to 12 get approval from the Board. 13 MR. DARBY: What's the current date? 14 MS. ELLENBURG: I talked with the 15 gentleman from CVS and April 20 is their 16 inventory date now. He was wanting to change 17 his -- all of the out-of-state facilities to the 18 same date and I told him we had no jurisdiction 19 on the out-of-state inventory, so it's become a 20 moot point now. 21 MR. DARBY: Okay. 22 DR. ALVERSON: I'm done. You don't 23 have to hear anything else from me.

1	MR. WARD: Do you have any opinion,			
2	Susan, what's in it for the doctors?			
3	DR. ALVERSON: Do I have any opinion			
4	about what?			
5	MR. WARD: Why would the physicians be			
6	doing this? How is it helping them to have this			
7	cabinet in there and dispensing a sample rather			
8	than the patient leave and call the pharmacy.			
9	How are they make are they making money on			
10	it?			
11	MR. BUNCH: They've got to be getting			
12	money.			
13	MR. WARD: Yeah.			
14	DR. ALVERSON: There's got to be			
15	something.			
16	MR. BUNCH: Yeah, I know			
17	DR. ALVERSON: I'm guessing the mail			
18	order company has a contract somehow.			
19	MR. WARD: I'm just wondering if that			
20	is an issue to look at, some sort of kickback.			
21	DR. ALVERSON: Right.			
22	MR. WARD: I'm not sure they've			
23	researched it but it seems			

1	DR. ALVERSON: In my mind, it's a way			
2	for mail order companies to kind of gather			
3	patients. I mean, in some ways it's the same			
4	idea as having a pharmacy in the hospital so you			
5	give them their take-home medication.			
6	MR. BUNCH: Right.			
7	DR. ALVERSON: And then you convert			
8	them to mail order.			
9	MR. WARD: The thing about it, you get			
10	to see them you get to see a doctor giving			
11	them a sample they got they said you get			
12	90 days.			
13	DR. ALVERSON: Right. Yes, converted			
14	immediately to mail order.			
15	MR. WARD: How? That's the part			
16	that's scripted.			
17	MS. ANDERSON: This facility was			
18	e-scripting, I believe. They said that they			
19	would give the sample, check back with the			
20	patient, see how they were doing, and then			
21	e-script the prescription to the mail order			
22	facility.			
23	MR. WARD: So they have captive			

1	doctors. So the doctor has got to be getting					
2	something.					
3	MR. BUNCH: He's getting payment					
4	he's payment probably by the number of					
5	patients that he's that he's sending to the					
6	mail order facility because a doctor is not					
7	going to do that without some money.					
8	MS. YEATMAN: Well, how is it being					
9	presented to the patient?					
10	MR. WARD: I don't know.					
11	DR. ALVERSON: It also seems that the					
12	patient has no freedom of choice that way.					
13	MS. YEATMAN: Exactly, yeah.					
14	MR. WARD: But that's when a					
15	captive					
16	MR. BUNCH: That happens every day.					
17	They don't have a freedom of choice.					
18	MR. MCCONAGHY: I think that's a whole					
19	separate discussion on that.					
20	MR. BUNCH: It is.					
21	MR. MCCONAGHY: Any other new					
22	business?					
23	DR. ALVERSON: No. We're done. I'm					

```
1
    done.
2
              MR. MCCONAGHY: Not exactly on new
3
    business, I quess it would be more of an
4
    announcement, is most everybody here knows
5
    Charlie Thomas and he's retiring February 1st
6
    from the Health Department. If you get a
7
    chance, you know, contact him.
                                     They're going to
8
    have a function for him I think to -- Louise, do
    you know when they're having the --
9
10
              MS. JONES: It's today but it's a
11
    surprise.
12
              DR. ALVERSON: It's a surprise for us
13
    too.
14
              MR. MCCONAGHY: It will be a surprise
15
    by the time he reads this. Charlie is one of
16
    those --
17
              MR. BUNCH: Good thing Charlie isn't
18
    here.
19
              MR. MCCONAGHY: -- he's been involved
    in everything, been on the State Board, and I
20
21
    met him back in 1979 when he was working retail
22
    pharmacy and that's -- he's for sure going to be
23
    one of the hall of fame pharmacists that goes in
```

1	there now that he's retiring. I don't think				
2	they ever put anybody in there until they				
3	retire.				
4	MS. JONES: He's actually been				
5	inducted into the Alabama Healthcare Hall of				
6	Fame.				
7	MR. MCCONAGHY: He has. Well, that				
8	would be appropriate. Charlie has left his				
9	stamp on a lot of things and he's opened a lot				
10	of doors since he's been down at the Health				
11	Department. He's got pharmacy sitting at a lot				
12	of tables that they didn't used to know were				
13	even there and if you get a chance, y'all thank				
14	Charlie for all he's done for the profession in				
15	Alabama.				
16	All right. If that's it, at this time				
17	we're going to move into executive session,				
18	which is for the purpose of talking about the				
19	competencies of professionals, permit holders,				
20	and registrants, and any other legal matters				
21	that we might need to discuss. We will go into				
22	executive session at let's see, we'll give a				
23	ten-minute break here, so we'll go in at 10:50				

1	and we'll probably be out by 11 o'clock today					
2	and at that time we will resume the meeting.					
3	We'll come back into a public meeting					
4	but we will not carry out any further business.					
5	We'll just vote on any items that need to be					
6	voted on that were discussed in executive					
7	session but you're welcome to come back if you					
8	want to but we're just going to say some numbers					
9	and vote on them and that will be it. So if					
10	there's no further questions, we'll retire into					
11	executive session.					
12	MR. DARBY: You need to take a vote.					
13	MR. MCCONAGHY: That's right. We have					
14	to take an individual vote on that, don't we?					
15	MR. DARBY: I'll second the motion.					
16	MR. MCCONAGHY: Okay. That's a motion					
17	and seconded. Buddy?					
18	MR. BUNCH: I vote yea.					
19	MR. MCCONAGHY: Yea. Donna?					
20	MS. YEATMAN: Yea.					
21	MR. MCCONAGHY: David?					
22	MR. DARBY: Yes.					
23	MR. MCCONAGHY: And yes here. We're					

```
1
    retired.
2
          (Whereupon, a recess for executive
3
4
         session was taken from 10:39 a.m. to
5
         11:52 a.m.)
6
7
               MR. MCCONAGHY: We're out of executive
8
    session and resuming our other and David is
    going to read those numbers in and results, so.
9
10
               MR. DARBY: Case number 14-0078, case
11
    number 14-0160, letter of concern.
12
               Case number 14-0168, case number
    14-0170, no violation.
13
14
               Case number 14-0173, accept a
15
    permanent surrender.
16
               Case number 14-0178 and case number
17
    14-0181, letter of warning.
18
               Case number 14-0189, pharmacy --
19
    supervising pharmacist plan of action on
20
    identifying the duplicate therapy.
21
               Case number 14-0115, no violation.
22
               Case number 11-0198, a follow-up
23
    letter and inquiry to the insurance company and
```

86

```
1
    send a copy to the pharmacy.
2
               Case number 12-0362, closed case, no
3
    license to be issued.
4
               Case number 14-0149, require plan of
5
    action.
6
               I make a motion we accept these
7
    recommendations.
8
               MR. MCCONAGHY: I second it.
9
               MR. BUNCH: Aye.
10
               MS. YEATMAN: Aye.
11
               MR. DARBY: Aye.
12
               MR. MCCONAGHY: Being no other
    business before the Board, the meeting is
13
14
    adjourned.
15
16
          (Whereupon, the meeting was adjourned
17
         at 11:54 a.m.)
18
19
20
21
22
23
```

1	CERTIFICATE			
2				
3	STATE OF ALABAMA			
4	SHELBY COUNTY			
5				
6	I, Sheri G. Connelly, RPR, Certified			
7	Court Reporter, hereby certify that the above			
8	and foregoing hearing was taken down by me in			
9	stenotype and the questions, answers, and			
10	statements thereto were transcribed by means of			
11	computer-aided transcription and that the			
12	foregoing represents a true and correct			
13	transcript of the said hearing.			
14	I further certify that I am neither of			
15	counsel, nor of kin to the parties to the			
16	action, nor am I in anywise interested in the			
17	result of said cause.			
18				
19				
20	/s/ Sheri G. Connelly			
21	SHERI G. CONNELLY, RPR			
22	ACCR No. 439, Expires 9/30/2015			
23				

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