



New Mexico Regulation and Licensing Department
BOARDS AND COMMISSIONS DIVISION
Board of Pharmacy

5500 San Antonio Drive NE ▪ Suite C ▪ Albuquerque, New Mexico 87109
(505) 222-9830 ▪ Fax (505) 222-9845 ▪ (800) 565-9102
www.rld.state.nm.us/boards/pharmacy.aspx

October 22-23, 2015 Draft Meeting Minutes

Board Meetings are open to the public pursuant to the "Open Meetings Act" and notices to the public are posted in the Albuquerque Journal. Notice published September 19, 2015.

Location: 5500 San Antonio Dr. NE, Albuquerque, NM 87109

Scheduled Meeting Time: 9:00 a.m. – 5:00 p.m. Thursday and Friday

Thursday October 22, 2015

1. Procedural Items:

9:00 pm. Call to Order: The meeting of the Pharmacy Board was called to order by Chairman Cross at 9:00 a.m. on October 22, 2015.

Roll Call: Chairman, Danny Cross called roll and a quorum was established with the following members present: (P = Present A = Absent)

P Danny Cross, Chairman A Amy Buesing, Vice Chairman P LuGina Mendez Harper, Secretary

P Richard Mazzoni

P Joe Anderson

A Buffie Saavedra

P Chris Woodul

P Cathleen Wingert

Chairman, Danny Cross stated that Ms. Saavedra and Ms. Buesing are absent.

Mr. Kesner informed the board that Ms. Yarbrough has resigned from the board.

Approval of the Agenda: Motion made by Ms. Mendez-Harper, seconded by Mr. Mazzoni to approve the agenda as presented, the board voted unanimously to pass the motion.

Approval of June 2015 Minutes and August 2015: Motion to approve the June 24th & 25th, 2015 as resented by Ms. Mendez-Harper, seconded by Ms. Wingert, board voted unanimously to pass the motion.

The board will defer approval of the August 2015 minutes to the January 2016 board meeting.

2. New Licensee Applications:

a) Application List:

Ms. Mendez-Harper presented the application list to the board.

Motion: **13 Clinic/Home Health** applications all are in order. Motion made by Ms. Mendez-Harper, seconded by Mr. Anderson, board voted unanimously to pass the motion. Mr. Cross recused himself from the vote for #10.

Motion: **1 EMS application** was in order. Motion made by Ms. Mendez-Harper, seconded by Mr. Anderson, board voted unanimously to pass the motion.

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Motion: **7 Custodial/Nursing Home** applications all are in order. Motion made by Ms. Mendez-Harper, seconded by Ms. Wingert to approve applications, board voted unanimously to pass motion.

Motion: **7 Pharmacy/Hospital** applications all are in order. Motion made by Ms. Harper-Mendez, seconded by Mr. Woodul to approve applications, board voted unanimously to pass motion.

Motion: **23 Non-Resident Pharmacy** applications all are in order. Motion made by Ms. Harper-Mendez, seconded by Mr. Anderson to approve applications, board voted unanimously to pass motion.

Motion: **20 Wholesale/Broker** applications all are in order. Motion made by Ms. Harper-Mendez, seconded by Ms. Wingert to approve applications, board voted unanimously to pass motion.

NEW MEXICO BOARD OF PHARMACY
REGULAR MEETING
APPLICATION LIST
October 22 & 23, 2015

CLINIC /HOME HEALTH

1.ABQ Health Partners Pulmonary
5150 Journal Center Blvd NE
Albuquerque, NM 87109

2.ABQ Health Partners Cardiology
5150 Journal Center Blvd NE
Albuquerque, NM 87109

3.ABQ Journal Center ENT
5150 Journal Center Blvd NE
Albuquerque, NM 87109

4.ABQ Westside General Surgery
10511 Golf Course Road NW
Albuquerque, NM 87114

5.Ace Leadership High School
1290 Bellamah NE
Albuquerque, NM 87104

6.Charter School Nursing Pharmacy
1718 Yale Blvd SE
Albuquerque, NM 87106

7.Kidney Care Center
3921 N Calle Grande
Hobbs, NM 88240

CONSULTANT PHARMACIST

Relocation
Mark Cordova, R.Ph.

Relocation
Mark Cordova, R.Ph.

Relocation
Mark Cordova, R.Ph.

Relocation
Mark Cordova, R.Ph.

New
Brenda Vigil, R.Ph.

Relocation
Majed Faruki, R.Ph.

New
Clover Wagner, R.Ph.

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- | | |
|---|--|
| 8.Logan Medical Clinic
600 Gallegos
Logan, NM 88426 | New
Don Trigs, R.Ph. |
| 9.Otero County Detention Center
1958 Dr Martin Luther King Jr Drive
Alamogordo, NM 88310-8121 | New
Wes Langner, R.Ph. |
| 10.Pecos Valley of New Mexico
2420 W Pierce Street Suite 103
Carlsbad, NM 88220 | New
Joseph Cross, R.Ph. |
| 11.PMS Socorro Community Health Center
1300 Enterprise
Socorro, NM 87801 | Remodel
Katie Klein, R.Ph. |
| 12.Roosevelt County Detention Center
1700 Boston Avenue
Portales, NM 88130 | New
Wes Langner, R.Ph. |
| 13.Taos County Detention
105 Albright Street Suite O
Taos, NM 87571 | Change of Ownership
William Lord Jr., R.Ph. |

EMS

Spaceport America
234 Aleman Road
T or C, NM 87901

CONSULTANT PHARMACIST

New
Bill Harvey, R.Ph.

CUSTODIAL/NURSING HOME

1.Bee Hive Homes of Bernalillo
200 Sheriff's Posse Road
Bernalillo, NM 87004

CONSULTANT PHARMACIST

New
Staci Newman, R.Ph.

2.Garland House
7600 Maplewood Drive NW
Albuquerque, NM 87120

New
Jeff Schwaner, R.Ph.

3.Links of Life
4648 Pyramid Peak
Las Cruces, NM 88012

New
Robert Adams, R.Ph.

4.Links of Life
2020 Southern Star Loop
Las Cruces, NM 88011

New
Robert Adams, R.Ph.

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5.Onyx Supportive Living
1233 8th Street NW
Albuquerque, NM 8710

New
Perry Storey, R.Ph.

6.Palmilla Senior Living
10301 Golf Course Road
Albuquerque, NM 87144

New
Annabel Roberts, R.Ph.

7.Pueblo of Isleta Assisted Living & Memory Care Facility
1001 & 1003 Tribal #104
Isleta, NM 87022

New
Brian Tigelaar, R.Ph.

PHARMACY /HOSPITAL

PHARMACIST IN CHARGE

1.ABQ Bestcare Pharmacy
5400 Gibson Blvd SE
Albuquerque, NM 87108

Change of Ownership
Steve Rodriguez, R.Ph.

2.Genoa, A QoI Healthcare Company LLC
7850 Jefferson Street NE Suite 103
Albuquerque, NM 87109

New
David Harris, R.Ph.

3.Healthcare Pharmacy
3865 E Lohman Avenue Suite 2
Las Cruces, NM 88011

New
Yazid Atieh, R.Ph.

4.Los Alamos Medical Center Pharmacy
3917 West Road
Los Alamos, NM 87544

Remodel
David Harris, R.Ph.

5.Michaels Prescription Corner
2420 N Fowler
Hobbs, NM 88240

Relocation
Bart Gateway, R.Ph.

6.MJRx II LLC
DBA Best Buy Drugs
1445 Wyoming Blvd NE
Albuquerque, NM 87112

Change of Ownership
Martin Salas, R.Ph.

7.Southwest CARE Center Pharmacy
4710 Jefferson Street NE
Albuquerque, NM 87109

New
Jeffrey Thomas, R.Ph.

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NON-RESIDENT PHARMACY

1.Alvarez Pharmacy & Discount Inc
2645 Millbrook Road Suite C
Raleigh, NC 27604

2.Bio Rx LLC
9045 E Pima Center Parkway
Scottsdale, AZ 85258

3.Bio Rx LLC
7167 E Kemper Road
Cincinnati, OH 45249

4.Care Services On Call LLC
4505 Falls of Neuse Road Suite 550
Raleigh, NC 27609

5.Claybourn Park Pharmacy LLC
1117 W Wisconsin Street
Chicago, IL 60614

6.DivvyMed LLC
DBA DIVVYDOSE
3416 Blackhawk Road Suite 104
Rock Island, IL 61201

7.Halsted Pharmacy
1460 N Halsted Street Suite 101
Chicago, IL 60642

8.HDK Enterprises Inc
DBA Southside Infusion
7700 Main Street Suite 210
Houston, TX 77030

9.Heartland Pharmacy Denver
8599 Prairie Trail Drive A300
Englewood, CO 80112

10.Hollis Prescription Center Inc
205-11 Jamaica Avenue
Hollis, NY 11423

PHARMACIST IN CHARGE

New
Emmanuel Odeng-Otu, R.Ph.

Change of Ownership
Steve Lerch, R.Ph.

Change of Ownership
Mark Kestler, R.Ph.

New
Pamela Smith, R.Ph.

New
Hajra Baloch, R.Ph.

New
Kelly Caldbeck, R.Ph.

New
Renny Kurup, R.Ph.

New
Rubin Shah, R.Ph.

New
Aldo Vasquez, R.Ph.

New
Renita Nal, R.Ph.

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11.Kingsley Pharmacy LLC 2626 South Loop West #115 Houston, TX 77054	New Sylvia Peterson, R.Ph.
12.LLC Patient Services Inc 1829 West Drake Drive Suite 101 Tempe, AZ 85283	New Shanna NyBerg, R.Ph.
13.Long's Drug of Lexington SC Inc 1216 West Main Street Lexington, SC 29072	New Brenna Veres, R.Ph.
14.Matrix Pharmacy LLC 3111 W Martin Luther King Jr Blvd Suite 800 Tampa, FL 33607	New Michael Nguyen, R.Ph.
15.McCrorys Pharmacy 6151 Dew Drive Suite 100 El Paso, TX 79912	New Victor Flores, R.Ph.
16.Monroe Clinic Drugs/Aspire Rx 1470 Garrett Road Suite A Monroe, LA 71202	Change of Ownership Patricia Daniel, R.Ph.
17.Script Shop Miami LLC 1680 Michigan Avenue Suite 800 Miami Beach, FL 33139	New Adrienne Michelle Horn, R.Ph.
18.Skyemed Pharmacy & Infusion Services 1332 North Federal Highway Pompano Beach, FL 33062	New Eric Tomczak, R.Ph.
19.Sterling Village Pharmacy/Aspire Rx 10374 Hwy 165 North Suite C Sterlington, LA 71280	Change of Ownership John Lauve, R.Ph.
20.Time Square Drugs Inc 451 University Blvd Suite 103 Jupiter, FL 33458	New Christos Vaso, R.Ph.
21.US Healthlink LLC 1516 E Hillcrest Street #301 Orlando, FL 32803	New Gary Ulmer, R.Ph.

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22.Vicksburg Special Care Pharmacy
DBA Aspire Rx
4079 Pemberton Blvd
Vicksburg, MS 39180

Change of Ownership
Samantha Ashley, R.Ph.

23.Walgreens Infusion Services
345 Inverness Drive South Bldg A Suite 140
Englewood, CO 80112-5890

New
Kristin Wolf, R.Ph.

WHOLESALE/BROKERS

1.Adamis Pharmaceuticals Corporation
420 International Blvd Suite 500
Brooks, KY 40109

New

2.Adapt Pharma Inc
4 Radnor Corporate Center
100 Matson Road 2nd Floor
Radnor, PA 19087

New

3.Amneal Pharmaceuticals LLC
40 Aberdeen Drive
Glasgow, KY 42141

New

4.Anutra Medical Inc
1000 Perimeter Park Drive Suite E
Morrisville, NC 27560

New

5.Biocompatibles Inc
115 Hurley Road Building 3F
Oxford, CT 06478

New

6.BioRx LLC
9045 E Pima Center Parkway
Scottsdale, AZ 85258

New

7.Cardinal Health
DBA Specialty Pharmaceutical Services
501 Mason Road Suite 200
LaVergne, TN 37086

New

8.Cardinal Health
DBA Metro Medical Supply
6640 Echo Avenue Suite C
Reno, NV 89506

Change of Ownership

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9.Collegium Pharmaceutical Inc 420 International Blvd Brooks, KY 40109	New
10.Dash Pharmaceuticals LLC 1105 E Northfield Drive Brownsburg, IN 46112	New
11.Harvard Drug Group LLC 8401 Bearing Drive Suite 100 Indianapolis, IN 46268	New
12.Indivior Inc 420 International Blvd Brooks, KY 40109	New
13.Letco Medical LLC 1316 Commerce Drive NW Decatur, AL 35601	Change of Ownership
14.Life-Assist Inc 11277 Sunrise Park Drive Rancho Cordova, CA 95742	New
15.Mallinckrodt Hospital Products Inc 2525 Whilden Drive Durham, NC 27713	New
16.PharmaGenetico 38505 IH10 Suite 300 Boerne, TX 78006	New
17.Relypsa Inc 100 Cardinal Way Redwood City, CA 94063	New
18.TQM Inc DBA Two Rivers Medical 3088 Elm Point Industrial Drive ST Charles, MO 63301-4337	New
19.Westminster Pharmaceuticals LLC 154 Downing Street Unit #1 & #2 Olive Branch, MS 38654	New

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Last update 1/26/16

20.Woodward Pharma Services LLC
1150 East Northfield Drive Suite 300
Brownsburg, IN 46112

New

b) Pharmacist Clinicians:

Motion: Approve registration as pharmacist clinician for Wesley Campbell, Jamie Glasgow, Lashley Hatch and Kendal Van Tyle, motion made by Ms. Mendez-Harper, seconded by Mr. Anderson, board voted unanimously to pass the motion.

Motion: Approve registration as pharmacist clinician with prescriptive authority, no controlled substances, for Juliann Horne and Krystal Tapia, motion made by Ms. Mendez-Harper, seconded by Mr. Anderson, board voted unanimously to pass the motion.

Motion: Approve new protocol for existing license for Joe Anderson and Rebecca Curry,, motion made by Ms. Mendez-Harper, seconded by Mr. Woodul, board voted unanimously to pass the motion. Mr. Anderson recused himself from the vote.

PLACE: New Mexico Board of Pharmacy
1 & 15, 2015

Date: October

MEMBERS PRESENT: Greg D'Amour, R.Ph PhC, Sarah Trujillo, Licensing Manager; Cherrane McCracken RPh; PhC; J.Anderson PharmD RPh PhC; Amy Buesing RPh;
ABSENT: C. Burlett RPh; Kirk Irby PharmD RPh GUESTS: None

AGENDA ITEM

RECOMMENDATION

Campbell, Wesley
Approval of registration as pharmacist clinician.

Glasgow, Jamie:	Approval of registration as pharmacist clinician.
Hatch, Lashley:	Approval of registration as pharmacist clinician.
Van Tyle, Kendal:	Approval of registration as pharmacist clinician.
Horne, Juliann	Approval of registration as pharmacist clinician with prescriptive authority (no controlled substances).
Tapia, Krystal:	Approval of registration as pharmacist clinician with prescriptive authority (no controlled substances).
Anderson, Joe:	New protocol approved for existing license.
Curry, Rebecca:	New protocol approved for existing license.

Next PhC meeting 1/7/2016 12:30

Applications to be accepted through 12/28/2016 and sent to committee for review.

Submitted: Sarah Trujillo, Licensing Manager

Motion: Attach application lists to the minutes, motion made by Ms. Mendez-Harper, seconded by Mr. Anderson, board voted unanimously to pass the motion.

3. 9:30 a.m. Monitored Treatment Program Report*:

Regina Johnson, Director for the MTP program was present.

Motion made by Ms. Mendez-Harper, seconded by Mr. Anderson to go into closed session at 9:23 a.m., to discuss the MTP report. Ms. Wingert, Mr. Anderson, Mr. Mazzoni, Ms. Mendez-Harper, Mr. Woodul and Mr. Cross voted unanimously to pass the motion.

The board went back into open session at 9:37 a.m. and the only issue discussed was the MTP report.

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4. 10:00 a.m. Rules Hearings:

The Chairman Danny Cross opened the rule hearing at 10:03 a.m. and took roll call. Present were Ms. Wingert, Mr. Anderson, Mr. Mazzoni, Ms. Mendez-Harper, Mr. Woodul and Chairman Cross. Also present were board counsel Susanne Roubidoux, Executive Director, Ben Kesner, Administrative Secretary, Debra Wilhite and Inspector Cheranne McCracken. Ms. Saavedra and Ms. Buesing were absent.

The Chairman entered the notice of hearing as exhibit #1, exhibit #2 proposed language for 16.19.37 NMAC, exhibit #3 proposed language for 16.19.11.8 NMAC, exhibit #4 proposed language for 16.19.5 NMAC, and exhibit #5 sign in sheet. No written comments for any of the rules being noticed.

16.19.37 NMAC – Outsourcing Facilities:

Motion: Adopt new language as presented in 16.19.37 NMAC. Motion made by Mr. Mazzoni, seconded by Ms. Mendez-Harper, board voted unanimously to pass the motion.

16.19.11.8 NMAC – Custodial Facility with nurse 24hr/365day:

Motion: Adopt new language as presented in 16.19.11.8 NMAC. Motion made by Ms. Mendez-Harper, seconded by Ms. Wingert, board voted unanimously to pass the motion.

16.19.5 NMAC – 30 hours to be an Intern:

Motion: Adopt new language as presented in 16.19.5 NMAC. Motion made by Mr. Mazzoni, seconded by Mr. Woodul, board voted unanimously to pass the motion.

5. Committee Reports and Board Actions*:

Wholesale Committee Report – Woodul (grey market medications): Mr. Woodul discussed the NABP prescription medication distribution for resale 5% resolution which states:

“(NABP) urge its member boards of pharmacy to revise their “five percent” rules to allow the transfer, distribution, or sale of prescription drugs between pharmacies, or from pharmacies to practitioners, only for the purpose of dispensing or administration, but not for resale; and to prohibit the transfer, distribution, or sale of prescription drugs from pharmacies to wholesalers for resale (Note: returned purchases from pharmacies to wholesalers are not “transfers, distributions, or sales,” thus they are not affected by this language)”

Mr. Woodul stated that the committee will continue to work on this issue and present at the January 2016 board meeting.

16.19.29 NMAC – PMP Regulation Request – proposed language:

Motion: Notice proposed language as presented for 16.19.29 NMAC at the January 2016 board meeting. Motion made by Mr. Mazzoni, seconded by Ms. Mendez-Harper, board voted unanimously to pass the motion.

6. Recess for the day: The board recessed at 5:00 p.m.

Friday October 23, 2015

1. Procedural Items:

9:00 pm. Call to Order: The meeting of the Pharmacy Board was called to order by Chairman Cross at 9:00 p.m. on October 23, 2015.

Roll Call: Chairman, Danny Cross called roll and a quorum was established with the following members present: (P = Present A = Absent)

P Danny Cross, Chairman A Amy Buesing, Vice Chairman P LuGina Mendez Harper, Secretary

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P Richard Mazzoni

P Joe Anderson

A Buffie Saavedra

P Chris Woodul

P Cathleen Wingert

Chairman, Danny Cross stated that Ms. Saavedra and Ms. Buesing are absent.

2. 9:30 a.m. - 10:30 a.m. Public/Professional Requests/Waiver Petitions*:

Brianna Harrand - Request for Reinstatement of Pharmacist Registration: Ms. Harrand was present to request reinstatement of her license.

Upon discussion with the board regarding her surrender of her license in June 2015 and her compliance with the boards' requests, the board agreed to prepare and approve a stipulated agreement that would be signed by Ms. Harrand and the board Chairman, and given to her at the board meeting.

Motion made by Ms. Mendez-Harper, seconded by Mr. Mazzoni to approve a stipulated agreement for Brianna Harrand, board voted unanimously to pass the motion.

PMS – Waiver request for altered visitation: Katie Klein was present to request a waiver regarding altered visitation as stated in 16.19.4.11. (C)g(ii) NMAC.

Motion made by Mr. Mazzoni, seconded by Mr. Anderson to deny the waiver request for PMS altered visitation, board took a roll call vote; Mr. Woodul, no do not approve; Ms. Mendez-Harper, no do not approve; Ms. Wingert, no do not approve; Mr. Mazzoni, yes to approve; Mr. Anderson, yes to approve; Mr. Cross, no do not approve; the board voted to deny the waiver.

LCDF – Waiver request for space requirement: Mr. James Spenser was present to request a waiver regarding square footage as stated in 16.19.6.10 (A) NMAC.

Motion made by Mr. Woodul, seconded by Ms. Wingert to approve the waiver request for La Clinica De Familia, San Miguel location for two years, board voted unanimously to pass the motion.

Mahmoud Khalil – Waiver request for required intern hours: Mr. Mahmood Khalil was not present.

Motion made by Mr. Mazzoni, seconded by Ms. Mendez-Harper to deny the waiver request for Mahmood Khalil, board voted unanimously to pass the motion.

PMP Opioid Overdose Information Request: Mr. Brandon Warwick from the Department of Emergency Medicine was present to request the use of PMP information in order to obtain overdose statistics. He informed the board that the #1 cause of death in the US is due to overdose and the #2 cause of death is due to car accidents.

Motion made by Mr. Mazzoni, seconded by Ms. Wingert to approve the use of PMP de-identified information to obtain statistics on overdoses, board voted unanimously to pass the motion.

Ernest Dole – Questions for the NMBOP: Mr. Mazzoni stated that the board does not offer legal opinions. The boards' legal counsel stated that this sounded as if a legal opinion is being asked of the board, of which the board does not offer legal opinions.

3. Executive Director's Report*:
(May be heard at any time during the meeting)

a) Election of Officers: Mr. Mazzoni elected as Chairman; Ms. Mendez-Harper elected as Secretary; Ms. Buesing elected as Vice-Chairman.

Motion made by Ms. Mendez-Harper, seconded by Mr. Anderson to elect Mr. Mazzoni as Chairman, board voted unanimously to pass the motion.

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Motion made by Mr. Anderson, seconded by Ms. Wingert to elect Ms. Buesing as Vice-Chairman, board voted unanimously to pass the motion.

Motion made by Mr. Anderson, seconded by Mr. Woodul to elect Ms. Mendez-Harper as Secretary, board voted unanimously to pass the motion.

b) Regular and Special Meeting Dates: The McClelland hearing may have resulted in a special meeting of a quorum to finalize the decision & order, but due to a motion to vacate and reset the hearing submitted by his attorney, the board will schedule a hearing that enables the deliberation and decision to be made at a regularly scheduled board meeting.

FYI: Mr. Kesner stated that a discussion regarding naloxone dispensing by DOH will be discussed with NMBOP inspectors' and Mr. Mazzoni. Information regarding this issue will be presented at the January 2016 board meeting.

c) [NMBOP Final Approval of Immunization Protocol](#): The final submission of the immunization protocol was presented and approved by the board.

Motion made by Mr. Mazzoni, seconded by Mr. Anderson to approve the immunization protocol, board voted unanimously to pass the motion.

d) [16.19.4.9.C.18 NMAC Typo](#): Due to an incorrect citation in rule 16.19.4 NMAC, an amendment will be noticed at the January 2016 board meeting.

Motion: Notice proposed citation amendment as presented in 16.19.4 NMAC. Motion made by Ms. Mendez-Harper, seconded by Mr. Mazzoni, board voted unanimously to pass the motion.

e) 50-State Convening to Prevent Opioid Overdose and Addiction Conference: Convening in Washington D.C. and sponsored by Health and Human Services. Staff from the Governor's Office were in attendance. Discussions regarding naloxone distribution; increased PMP use to determine issues of limitations such as morphine prescriptions; must use to check prescriber's.

f) PMP – Increased use suggestion: The board authorizes the Executive Director, Ben Kesner to send a letter to the Governor's office.

g) Prescription Drug Abuse Summit: DEA initiated the summit. Board inspectors Shawn Avery and Lori Carlisle were in attendance and gave a brief summary. Discussions were heavy on law enforcement and no legislative discussions were held.

Dale Tinker was in attendance and informed the board that NM Osteopathic Medical Association are developing a few specific experimental programs for combatting drug use; naloxone should be available to all opiate users.

h) Pharmacist Clinician – [Definition of Practitioner Inactive Registration](#): Ms. Mendez-Harper stated that the instructions on the clinician application and the statutes do not clearly define supervising practitioner. Also, that some supervising practitioners supervise just to get the hours.

i) [NABP Policy on Examination Limitations](#): Upon discussion regarding limitations on how many times the NAPLEX and MPJE can be taken, Mr. Kesner informed the board that proposed language will be presented at the January 2016 board meeting regarding the MPJE and the NAPLEX testing.

j) LuGina - NABP District Meeting Update:

k) [Falls Study](#): Jim Davis from the Department of Health was present to discuss the findings in a Fall Study. Benzodiazepines and the elderly; 1st cause of death in the elderly is overdoses: second cause are falls related to benzodiazepines prescriptions to elderly.

l) Anise Yarbrough – Resignation: Mr. Kesner informed the board that Ms. Yarbrough has resigned from the board and moved to Colorado.

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m) NMBOP Personnel – Hiring of Administrative Assistant - PMP Director: The Administrative Assistant will be starting 10/26/15 and interviews for PMP director were held and a candidate was selected, but an offer has not been made by HR.

n) Office Issues: Mr. Kesner presented issues that have had an impact on board staff, such as poorly executed office move, office space deficiency, denial of request to hire a temp for administrative assistant position, secretary unable to perform tasks related to her job, no accountability from outside resources, per diem processing delayed and protocols changed in mid-stream of submission of documents.

John Foust D.Ph. from the Oklahoma State Board presented Executive Director, Ben Kesner and board member, Richard Mazzoni with an honorary doctorate of pharmacy certificate. He stated that Oklahoma has been presenting these honorary doctorates dated back to statehood.

Mr. Kesner and Mr. Mazzoni graciously accepted the honorary doctorate from Oklahoma State Board.

o) NMBOP Personnel Issues: Board members were inquiring about processing time for Per Diem and travel expenses. Ms. Wilhite, the Administrative Secretary for the board, stated that these issues were in the process of being resolved, that many of the administrative functions have been greatly impacted by the recent move.

4. Case Presentations*:

Motion made by Ms. Mendez-Harper, seconded by Mr. Anderson to go into closed session to discuss case presentations. Ms. Wingert, Mr. Anderson, Mr. Mazzoni, Ms. Mendez-Harper, Mr. Woodul and Mr. Cross voted unanimously to pass the motion.

The board went back into open session and the only issue discussed was the case presentations.

Inspector M. McCracken:	2015-039A/close	2015-057/close	2015- 062/close
Inspector K. Mossberg:	2015-026/table 2015-047/close	2015-038/table 2015-054/table	2015-042/VS
Inspector B. Padilla:	2014-009/NCA		

Motion: **Close cases:** 2015-039A, 2015-057, 2015-062, 2015-047. Motion made by Ms. Mendez-Harper, seconded by Ms. Wingert, board voted unanimously to pass the motion.

Motion: **Table cases:** 2015-026, 2015-038, 2015-054. Motion made by Ms. Mendez-Harper, seconded by Ms. Wingert, board voted unanimously to pass the motion.

Motion: **Issue NCA to revoke:** 2014-009. Motion made by Ms. Mendez-Harper, seconded by Mr. Woodul, board voted unanimously to pass the motion.

5. Stipulated or Settlement Agreements/Surrenders/Defaults and Orders*:

Voluntary Surrender – 2015-042:

Motion made by Ms. Mendez-Harper, seconded by Ms. Winger to accept the voluntary surrender, the board voted unanimously to pass the motion.

Summary Suspension – 2014-009 – Jennifer Rodgers Kobyjanec:

Motion made by Ms. Mendez-Harper, seconded by Mr. Woodul to issue an NCA to revoke for 3 years, at which time licensee re-applies for licensure she will need to be MTP compliant and approved to return to work, be on probation, pay investigative costs and a fine.

6. Adjournment: Motion made by Mr. Woodul, seconded by Ms. Wingert to adjourn the board meeting @ 11:55 a.m., board voted unanimously to pass the motion.

* The board may go into Executive Session to discuss these items and any other items pursuant to Section 10-15-1H(1), Section 10-15-1H(2) or Section 10-15-1H(7) of the Open Meeting Act. Agenda items may be executed at any time during the meeting to accommodate hearings.

H(1) are licensing matters, H(2) is limited to personnel matters, H(7) is pending or threatened litigation.