

## **PUBLIC BOARD ORDERS**

**Ernest Norman Waters**, License No. 20636, Terrell, TX. Violations deemed admitted by default: shortages of controlled substances and dangerous drugs following accountability audit. Board Order entered by the Board on 8-10-05: license revoked.

## **PUBLIC AGREED BOARD ORDERS**

**Theophilus Renoir Falls**, Student Pharmacist-Intern Registration #14805, Houston, TX. Alleged violations: failed to submit to multiple drug screens. Agreed Board Order accepted by licensee and entered by the Board on 8-10-05: registration suspended until December 31, 2005, followed by a probation period, with conditions, for the duration of the registration.

**Harold Carson**, License No. 15863, Lewisville, TX. Alleged violations: dispensed unauthorized controlled substance prescriptions to himself and another individual. Agreed Board Order accepted by licensee and entered by the Board on 8-10-05: license suspended for 30 days followed by a 1-year probation period with conditions.

**Jack Pierson Farris**, License No. 17889, Beaumont, TX. Alleged violation: conviction of felony offense of Misprision of a Felony. Agreed Board Order accepted by licensee and entered by the Board on 8-10-05: license suspended for 10 days followed by a probation period, with conditions, to run concurrent with his criminal probation in Cause No. 1:02-CR-173, in the United States District Court for the Western District of Michigan, Southern Division.

**Miguel A. Castillo, Jr.**, License No. 28170, San Antonio, TX. Alleged violation: erroneously data entered a medication order into the hospital's computer system. Agreed Board Order accepted by licensee and entered by the Board on 8-10-05: 1-year probation with conditions and must obtain additional hours of CE.

**Christus Santa Rosa Hospital**, License No. 368, San Antonio, TX. Alleged violations: alleged violation by Miguel A. Castillo, Jr., and failed to submit a professional liability claim report. Agreed Board Order accepted by licensee and entered by the Board on 8-10-05: 1-year probation with conditions, fined \$1,000, and must develop and implement a Continuous Quality Improvement Program (to include peer review) for purposes of preventing and handling dispensing errors.

**Eckerd Drugs #3174**, License No. 17986, Terrell, TX. Alleged violations: shortage of controlled substances and dangerous drugs following accountability audit. Agreed Board Order accepted by licensee and entered by the Board on 8-10-05: license fined \$5,000.

**Eckerd Drugs #0913**, License No. 18093, Forest Hill, TX. Alleged violation: shortage of controlled substances following an accountability audit. Agreed Board Order accepted by licensee and entered by the Board on 8-10-05: license fined \$5,000.

**Craig Kent Liggett**, License No. 29394, Argyle, TX. Alleged violation: upon audit, failed to submit proof of completion of required and/or reported number of CE hours. Agreed Board Order accepted by licensee and entered by the Board on 8-10-05: license fined \$3,000 and must obtain additional hours of CE.

**Kristen Bradley Spoonmore**, License No. 38850, College Station, TX. Alleged violation: dispensing error. Agreed Board Order accepted by licensee and entered by the Board on 8-10-05: license reprimanded and must obtain additional hours of CE.

**Robert Taylor**, License No. 21412, Humble, TX. Alleged violation: dispensing error. Agreed Board Order accepted by licensee and entered by the Board on 8-10-05: license reprimanded and must obtain additional hours of CE.

**Eckerd Drugs #2417**, License No. 18130, Humble, TX. Alleged violations: alleged violations by Kristen Bradley Spoonmore and Robert Taylor (see above). Agreed Board Order accepted by licensee and entered by the Board on 8-10-05: license reprimanded and fined \$3,000.

**Charles Kristian Kowing**, License No. 39249, Burkburnett, TX. Alleged violations: dispensing error subsequent to another pharmacist having incorrectly data entered prescription information into the pharmacy's computer, failed to identify the clinically significant reasonable use of the medication, and failed to clarify prescription information with physician. Agreed Board Order accepted by licensee and entered by the Board on 8-10-05: license reprimanded, fined \$1,000, and must obtain additional hours of CE.

**Eckerd Drugs #0968**, License No. 17861, Wichita Falls, TX. Alleged violations: alleged violations by Charles Kristian Kowing (see above), an additional alleged dispensing error by another pharmacist, and failed to properly handle follow-up to the dispensing error. Agreed Board Order accepted by licensee and entered by the Board on 8-10-05: license reprimanded and fined \$3,000.

**Jay Scott Parton**, License No. 29944, Winnsboro, TX. Alleged violations: dispensing error, failed to identify clinically significant reasonable directions for use, and failed to clarify prescription information with physician. Agreed Board Order accepted by licensee and entered by the Board on 8-10-05: license reprimanded, fined \$1,000, and must obtain additional hours of CE.

**Scott's Pharmacy**, License No. 16258, Winnsboro, TX. Alleged violations: alleged violations by Jay Scott Parton (see above). Agreed Board Order accepted by licensee and entered by the Board on 8-10-05: license reprimanded, fined \$1,500, and must submit documentation that all pharmacists at Scott's Pharmacy have completed the Institute for Safe Medication Practices (ISMP) Medication Safety Self Assessment, and must submit an action plan for implementing the recommendations from the ISMP assessment.

**Marina Siu-Ming Chen**, License No. 25014, Dallas, TX. Alleged violations: dispensing error and failed to provide adequate verbal patient counseling. Agreed Board Order accepted by licensee and entered by the Board on 8-10-05: license reprimanded, fined \$1,000, and must obtain additional hours of CE.

**Tom Thumb Pharmacy #3645**, License No. 22098, Plano, TX. Alleged violations: alleged violations by Marina Siu-Ming Chen (see above). Agreed Board Order accepted by licensee and entered by the Board on 8-10-05: license reprimanded, fined \$1,500, and must develop and implement a Continuous Quality Improvement Program (to include peer review) for purposes of preventing and handling dispensing errors.

**Darlene Ridgeway Weaver**, License No. 27949, Lumberton, TX. Alleged violations: dispensing error, failed to identify clinically significant high dosage, and failed to provide verbal patient counseling. Agreed Board Order accepted by licensee and entered by the Board on 8-10-05: license reprimanded, fined \$1,500, and must obtain additional hours of CE.

**Eckerd Drugs #2031**, License No. 18108, Beaumont, TX. Alleged violations: alleged violations by Darlene Ridgeway Weaver (see above). Agreed Board Order accepted by licensee and entered by the Board on 8-10-05: license reprimanded and fined \$1,500.

**Samson Berhe**, License No. 36643, Irving, TX. Alleged violation: incorrect generic substitution. Agreed Board Order accepted by licensee and entered by the Board on 8-10-05: license reprimanded, fined \$1,000, and must obtain additional hours of CE.

**Eckerd Drugs #3166**, License No. 17981, Dallas, TX. Alleged violation: alleged violation by Samson Berhe (see above). Agreed Board Order accepted by licensee and entered by the Board on 8-10-05: license reprimanded and fined \$1,500.

**Jerry's Discount Pharmacy**, License No. 12073, Aransas Pass, TX. Alleged violations: shortage of controlled substances following accountability audit. Agreed Board Order accepted by licensee and entered by the Board on 8-10-05: license fined \$1,500.

**Lifechek Drug #28**, Applicant for Pharmacy License (new License No. 24264), Conroe, TX. Alleged violation: falsified application for pharmacy license with regard to pharmacy officer's or partner's prior disciplinary actions by the Texas State Board of Pharmacy. Agreed Board Order accepted by licensee and entered by the Board on 8-10-05: pharmacy license granted and fined \$1,000.

**Apothecary Shop**, Applicant for Pharmacy License (new License No. 24284), Austin, TX. Alleged violation: falsified application for pharmacy license with regard to pharmacy owner's previous misdemeanor and felony offenses and disciplinary action by the Texas State Board of Pharmacy. Agreed Board Order accepted by licensee and entered by the Board on 8-25-05: pharmacy license granted and fined \$1,000.

**Sacha Lashun Betts**, Applicant for Pharmacist License, Stafford, TX. Alleged violation: falsified application for pharmacist license with regard to previous misdemeanor conviction. Agreed Board Order accepted by licensee and entered by the Board on 8-25-05: pharmacist license granted and fined \$1,000.

**William Eugene Esch**, Applicant for Pharmacist License, Longmont, CO. Alleged violation: falsified application for pharmacist license with regard to prior disciplinary action by the Oklahoma State Board of Pharmacy. Agreed Board Order accepted by licensee and entered by the Board on 8-25-05: pharmacist license granted and fined \$1,000.

**James P. Dobbins**, License No. 11864, Spur, TX. Alleged violation: upon audit, failed to submit proof of completion of required and/or reported number of CE hours. Agreed Board Order accepted by licensee and entered by the Board on 8-10-05: license fined \$600 and must obtain additional hours of CE.

**Melvin B. Musgrove**, License No. 18416, Clifton, TX. Alleged violation: upon audit, failed to submit proof of completion of required and/or reported number of CE hours. Agreed Board Order accepted by licensee and entered by the Board on 8-10-05: license fined \$500 and must obtain additional hours of CE.

**Raphael Mapps**, License No. 15916, Texas City, TX. Alleged violation: upon audit, failed to submit proof of completion of required and/or reported number of CE hours. Agreed Board Order accepted by licensee and entered by the Board on 8-10-05: license fined \$500 and must obtain additional hours of CE.

**Esther Halfon Cohen**, License No. 22159, Spring, TX. Alleged violation: misrepresented facts in her response to a Warning Notice; failed to keep an accessible library in the pharmacy. Agreed Board Order accepted by licensee and entered by the Board on 8-10-05: license fined \$500.

**The Medicine Shoppe**, License No. 17595, Houston, TX. Alleged violation: alleged violation by Esther Halfon Cohen (see above). Agreed Board Order accepted by licensee and entered by the Board on 8-10-05: license fined \$500.

**Shawn M. McCrory**, License No. 27310, McKinney, TX. Alleged violation: upon audit, failed to submit proof of completion of required and/or reported number of CE hours. Agreed Board Order accepted by licensee and entered by the Board on 8-10-05: license fined \$300 and must obtain additional hours of CE.

**Sun Ye Johnson Kim**, License No. 29062, Benbrook, TX. Alleged violation: dispensing error. Agreed Board Order accepted by licensee and entered by the Board on 8-10-05: license reprimanded and must obtain additional hours of CE.

**Savon Pharmacy #4189**, License No. 17513, Benbrook, TX. Alleged violation: alleged violation by Sun Ye Johnson Kim (see above). Agreed Board Order accepted by licensee and entered by the Board on 8-10-05: license reprimanded and must develop and implement a Continuous Quality Improvement Program (to include peer review) for purposes of preventing and handling dispensing errors.

**Anita Lynn Manson**, License No. 36292, Houston, TX. Alleged violation: unlawfully engaged in the practice of pharmacy with a delinquent pharmacist license. Agreed Board Order accepted by licensee and entered by the Board on 8-10-05: license reprimanded.

## **PHARMACY TECHNICIANS**

### **Board Order**

Peggy L. Loera, Applicant for Registration #111193. Violations adjudicated: deferred adjudication for the felony offense of delivery of a controlled substance; theft of controlled substances from the pharmacy where she was employed as a pharmacy technician; and sale of stolen controlled substances. Sanction: technician registration denied.

**Agreed Board Orders (ABO) accepted by the technicians listed below and entered by the Board during the period of June 9, 2005, through August 25, 2005. Alleged Violation: falsified technician registration application with regard to previous criminal history. Sanction: pharmacy technician registration granted/renewed and suspended for two weeks.**

- (1) Punit Kamlesh Patel, Registration No. 127457
- (2) Oliver Bertrand Lancelin, Registration No. 126481
- (3) Michael Andre Morin, Registration No. 123742
- (4) Kailene Robinson, Registration No. 127541
- (5) Maribel Alfaro, Registration No. 128060
- (6) Mary Helen Cuellar, Registration No. 110442
- (7) Norma Georgia Martinez, Registration No. 128095
- (8) George Willis Thomas, Registration No. 127770

- (9) Griselda Acosta Zapata, Registration No. 104060
- (10) Sandra Ann Gonzalez, Registration No. 128744
- (11) William Byerly Morgan, Registration No. 128335
- (12) Collin Lea Jackson, Registration No. 128803
- (13) Theresa Carminta Paiz, Registration No. 106770
- (14) Miguel Romero, Registration No. 109944
- (15) Rebecca Maresh, Registration No. 128953
- (16) Carlos Esequiel Fonseca, Registration No. 128392
- (17) Nathan Lee Pierson, Registration No. 128457
- (18) Leslie Anne Wilbanks, Registration No. 126517

**Agreed Board Orders (ABO) accepted by the technicians listed below and entered by the Board during the period of June 9, 2005, through August 25, 2005. Alleged Violations: criminal history and falsified technician registration application with regard to criminal history. Sanction: pharmacy technician registration granted and suspended for two weeks.**

Xavier Martinez, Registration No. 125366 – conviction for the misdemeanor offense of assault-family violence; and falsified pharmacy technician registration application with regard to conviction.

Thai Minh Tran, Registration No. 124075 – conviction for the misdemeanor offense of burglary of vehicle; and falsified pharmacy technician registration application with regard to conviction.

**Agreed Board Orders (ABO) accepted by the technicians listed below and entered by the Board during the period of June 9, 2005, through August 25, 2005. Alleged Violations: criminal history. Sanction: pharmacy technician registration granted and suspended for two weeks.**

Quamecia Nicole Brown, Registration No. 128336 – conviction for the misdemeanor offense of theft.

Demetrius Alexander Brooks, Registration No. 128464 – conviction for the misdemeanor offense of theft.

Maximiano Garcia III, Registration No. 125772 – conviction for the misdemeanor offense of family violence.

Jennifer Denise Ford, Registration No. 128395 – conviction for the misdemeanor offense of theft.

**Agreed Board Orders (ABO) accepted by the technicians listed below and entered by the Board during the period of June 9, 2005, through August 25, 2005, for the alleged violation(s) listed below with the imposed sanction(s) listed below:**

**Applicants:**

Leticia Dolores Mata, Registration No. 106713. Alleged violations: deferred adjudication for the felony offense of welfare fraud; and falsified technician registration application with regard to offense. Sanction imposed: technician registration granted and suspended for four weeks.

Jenna W. Brown, Registration No. 127018. Alleged violation: deferred adjudication for the misdemeanor offense of possession of marijuana. Sanction: technician registration granted if mental health professional provides written documentation which states that

applicant is not physiologically or psychologically alcohol or drug dependent and is able to perform technician duties without posing a threat to the public.

Daniel Flores, Registration No. 127043. Alleged violation: deferred adjudication for the misdemeanor offense of possession of marijuana. Sanction: technician registration granted if mental health professional provides written documentation which states that applicant is not physiologically or psychologically alcohol or drug dependent and is able to perform technician duties without posing a threat to the public.

Felecia Gross-Akalanze, Registration No. 121195. Alleged violations: conviction for the misdemeanor offense of willful cruelty to child; conviction for the felony offense of possession of a completed check with intent to defraud; and falsified technician registration application with regard to offenses. Sanction: technician registration granted and suspended for four weeks.

Kristopher Michael Klabunde, Registration No. 116260. Alleged violations: two convictions for the misdemeanor offense of driving while intoxicated. Sanction: technician registration granted if mental health professional provides written documentation which states that applicant is not physiologically or psychologically alcohol or drug dependent and is able to perform technician duties without posing a threat to the public.

Rafael Lara, Registration No. 125003. Alleged violations: conviction for the misdemeanor offense of possession of marijuana; and deferred adjudication for the misdemeanor offense of possession of marijuana. Sanction: technician registration granted if mental health professional provides written documentation which states that applicant is not physiologically or psychologically alcohol or drug dependent and is able to perform technician duties without posing a threat to the public.

Daniel Adam Prestwood, Registration No. 128937. Alleged violation: deferred adjudication for the misdemeanor offense of possession of marijuana. Sanction: technician registration granted if mental health professional provides written documentation which states that applicant is not physiologically or psychologically alcohol or drug dependent and is able to perform technician duties without posing a threat to the public.

Sonia Marie Vara, Registration No. 120187. Alleged violations: deferred adjudication for the felony offense of possession of cocaine; and conviction for the misdemeanor offense of driving while intoxicated. Sanction: technician registration granted if mental health professional provides written documentation which states that applicant is not physiologically or psychologically alcohol or drug dependent and is able to perform technician duties without posing a threat to the public; if registration is granted, registration will be suspended for four weeks.

Alfredo Antonio Guerrero, Registration No. 120783. Alleged violation: falsified technician registration application by providing false information. Sanction: technician registration granted and suspended for four weeks.

Christine N. Jason, Registration No. 128059. Alleged violation: deferred adjudication for the felony offense of credit/debit card abuse. Sanction: technician registration granted and suspended for four weeks.

Darlington Chigozie Onyeri, Registration No. 127818. Alleged violation: deferred adjudication for the felony offense of fraudulent use/possession of identifying information. Sanction: technician registration granted and suspended for four weeks.

Huy Van Tran, Registration No. 126411. Alleged violations: three convictions for the misdemeanor offense of burglary of coin operated machine; and falsified technician registration application with regard to offenses. Sanction: technician registration granted and suspended for four weeks.

Richard Anthony Flores, Registration No. 128328. Alleged violation: deferred adjudication for the misdemeanor offense of possession of marijuana. Sanction: technician registration granted if mental health professional provides written documentation which states that applicant is not physiologically or psychologically alcohol or drug dependent and is able to perform technician duties without posing a threat to the public.

Eduardo Maese, Registration No. 128764. Alleged violation: deferred adjudication for the felony offense of possession of a controlled substance, cocaine. Sanction: technician registration granted if mental health professional provides written documentation which states that applicant is not physiologically or psychologically alcohol or drug dependent and is able to perform technician duties without posing a threat to the public; if registration is granted, registration will be suspended for four weeks.

Javier Escobedo, Registration No. 128156. Alleged violations: conviction for the misdemeanor offense of theft; and falsified technician registration application with regard to offense. Sanction: technician registration granted and suspended for four weeks.

Robert Gerald Ortega, Registration No. 123764. Request for Modification of Previously Entered Agreed Board Order. Sanction: modification granted.

Tabitha Denise Cousain, Registration No. 128434. Alleged violation: deferred adjudication for the felony offense of securing execution of a document by deception. Sanction: technician registration granted and suspended for four weeks.

### **Registrants:**

David C. Sanchez, Registration No. 110714. Alleged violation: between July and December 2004, took without authorization approximately \$3,000 from Walgreens' Pharmacy #3570, where he was employed, by accepting cash payments for prescriptions dispensed and then deleting the prescriptions from the pharmacy's data processing system. Sanction: technician registration revoked.

Michelle H. Saucedo, Registration No. 118431. Alleged violation: took without authorization for a period of approximately 16 months various prescription drugs including controlled substances and dangerous drugs from the Eckerd Drug Store where she was employed. Sanction: technician registration revoked.

Kerri Sue Drennon, Registration No. 114725. Alleged violations: deferred adjudication for the felony offense of prohibited substance in a penal institution; and falsified technician registration application with regard to offenses. Sanction: technician registration revoked.

Jessica Fowler Zamarripa, Registration No. 102283. Alleged violations: theft of controlled substances from the pharmacy where she was employed as a pharmacy technician with intent to sell controlled substances. Sanction: technician registration revoked.