

KENTUCKY BOARD OF PHARMACY

via Zoom teleconference

<https://us02web.zoom.us/j/89485785762?pwd=bUUwdG1wWXczeTk3QmpIWkpvTnY1UT09>

Meeting ID: 894 8578 5762

Password: OssiUQ

By phone: 1 646 558 8656

Meeting ID: 894 8578 5762

Password: 189249

May 27, 2020

9:00 a.m.

Board Meeting

Agenda

I. CALL TO ORDER

II. MINUTES

- A. *April 28, 2020

III. APPEARANCE

- A. *Anna M. Teal – Pharmacy Technician Registration
- B. *Lyndsay Moore – Pharmacy Technician Registration Renewal
- C. *Melissa Strode – Pharmacy Technician Registration Reinstatement
- D. *Walmart KY Pharmacist Initiated Treatment Professional Services UTI Standing Order – Steve Sparks, Gavin Kivisto and Tim Koch

IV. BOARD REPORTS

- A. Executive Director
 - 1. *eMars – April 2020
 - 2. Pharmacy Technician Committee
- B. Committee Reports
 - 1. *Advisory Council
 - 2. *Regulation Committee
- C. NABP Interactive Meeting Report – Ron Poole

IV. CASES

- A. *Case Review
- B. *Fines Report

V. PENDING APPLICATIONS

- A. *Pharmacy Technician Summary
- B. *OPS International Inc – Non-resident pharmacy application
- C. *White Rock Pharmacy – Non-resident pharmacy application
- D. *Long Prairie Pharmacy – Non-resident pharmacy application

VI. CORRESPONDENCE

- A. *Offsite Storage Request - Lewis County Primary Care Center
Tollesboro Clinic Pharmacy

Maysville OB\GYN Family Health Center Pharmacy
Flemingsburg Family Health Center Pharmacy
South Shore Family Health Center Pharmacy
Bracken Family Health Center Pharmacy
Ashland Family Health Center Pharmacy

- B. *Pikeville Medical Center Outpatient Pharmacy – Offsite Storage Request
- C. *University of Kentucky Specialty Pharmacy and Infusion Services

VII. LEGISLATION/REGULATION

- A. *201 KAR 2:105, Requirements for wholesalers, medical gas wholesalers, wholesale distributors and virtual wholesale distributors.
- B. *201 KAR 2:106, Licensed or permitted facility closures.
- C. *201 KAR 2:270, Expungement.
- D. *201 KAR 2:320, Requirements for manufacturers and virtual manufacturers.
- E. *201 KAR 2:390, Requirements for third-party logistics providers.

VIII. NEW BUSINESS

- A. Regulation Committee
 - 1. *Brian Hancock
 - 2. *Brian Keith Yarde
 - 3. *Catherine Hanna
 - 4. *Christopher Rochon
 - 5. *David DeCuir
 - 6. *Elisha Bischoff
 - 7. *Hope Maniyar
 - 8. *Jennifer Grove
 - 9. *Joel Thornbury
 - 10. *Joseph Todd Carter
 - 11. *Katie Singletary
 - 12. *Kenneth Maxik
 - 13. *Krista Kemp
 - 14. *Leah Tolliver
 - 15. *Meg Sidebottom
 - 16. *Michael Burleson
 - 17. *Rachel Carrigan
 - 18. *Rachel Ulrich
 - 19. *Tiffany Vicars
 - 20. *Timothy Freda
 - 21. *Tyler Frederick
 - 22. *Vemihan Qaisi
- B. *Temporary regulation amendments for state of emergency
 - 1. *KRS 315.010 (22) Statutory amendment
- C. *Repository Program
- D. *Child Fatality and Near Fatality Panel – Request for enhance safety packaging [blister packs]

*Information included in Board Packet

MINUTES

KENTUCKY BOARD OF PHARMACY

held at

125 Holmes Street

Frankfort KY 40601

via teleconference

BOARD MEETING

May 27, 2020

CALL TO ORDER A regularly scheduled meeting was held via teleconference from the Kentucky Board of Pharmacy, Frankfort, Kentucky. President Poole called the meeting to order on May 27, 2020 at 9:00 a.m.

Members present: John Fuller, Ron Poole, Peter P. Cohron, Jill Rhodes and Craig Martin. Absent was Jody Forgy.

Staff: Larry Hadley, Executive Director; Anthony Gray, General Counsel; John Romines, Pharmacy and Drug Inspector; Paul Daniels, Pharmacy and Drug Inspector; Rhonda Hamilton, Pharmacy and Drug Inspector; Jessica Williams, Pharmacy and Drug Inspector, Amanda Harding, Pharmacy and Drug Inspector; Katie Busroe, Pharmacy Inspections and Investigations Supervisor; Melissa Hall, Administrative Specialist III and Darla Sayre, Executive Staff Advisor.

Guests: Steve Hart; Trish Freeman; Joel Thornbury; Josh Elder, KSHP; Addie Skelton; Priyanka Lekhwani; Morgan Cecil; Austin Skaggs; J. Adam Alexander; Sarah Calvert; Jesse Baker; Megan Glass; Sogol Amjadi; Mark Gласper, KPhA; Kyle Bryan; Lauren Adams; Ricky Strong; Andrew Dones; Joseph Piwowarski and Holly Brown.

MINUTES On motion by Craig Martin, seconded by Peter Cohron and passed unanimously, the minutes of the April 28, 2020 Board Meeting were approved.

APPEARANCES Ron Poole recused himself and was placed in a waiting room. Jill Rhodes presided over the meeting in his absence.

Melissa Strode – Ms. Strode appeared before the Board requesting reinstatement of her pharmacy technician registration. Case number 15-0318 resulted in an Agreed Order of Revocation and was signed by Ms. Strode on January 9, 2016 and finalized by Scott Greenwell on March 9, 2016. Ms. Strode gave a brief explanation of the events and answered questions from the Board. Craig Martin moved to reinstate the pharmacy technician registration with no restrictions or stipulations. Peter Cohron seconded, and the motion passed unanimously.

Ron Poole returned to the meeting.

Walmart – Kentucky Pharmacist Initiated Treatment Professional Services UTI Standing Order Steve Spark and Gavin Kivisto of Walmart appeared before the Board requesting approval of the Kentucky Pharmacist Initiated Treatment Professional Services UTI Standing Order. This would allow Kentucky pharmacists meeting education requirements to dispense treatment for

UTIs to eligible individuals. After much discussion, the Board took no action on this item with the concern of no requirement for a dipstick test.

BOARD REPORTS Mr. Hadley requested the Board consider establishing an ad hoc Pharmacy Technician Committee consisting of seven members to include representatives from KPhA, KSHP, KIPA, inspection staff, pharmacy technician representative, Sarah Lawrence and John Long. Peter Cohron moved to approve this request with the inclusion of an active college level pharmacy technician education instructor. The charge to the committee is to explore if Kentucky would like to consider specific pharmacy technician categories. If so, determine the job description, duties that may be performed and education requirements for each category. Jill Rhodes seconded, and the motion passed unanimously.

Ron Poole gave a summary of the topics discussed at the NABP Interactive Meeting in January.

CASE REVIEW Craig Martin moved to accept the Case Review Panel recommendations for:

Revisit Case 17-0496 A. Permit holder allegedly failed to maintain an accurate computerized recordkeeping system. The system does not have an identifying designation of the dispensing pharmacist. Permit holder allegedly dispensed misbranded prescriptions. Pharmacy permit holder allegedly failed to report all required information to the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER). Permit holder allegedly failed to dispense a drug within the same therapeutic class as the prescribed drug when dispensing for formulary compliance. Permit holder allegedly engaged in unprofessional or unethical conduct by mailing prescriptions into states in which the pharmacy did not hold licensure. Permit holder allegedly engaged in unprofessional or unethical conduct by dispensing compounded preparations when a commercially available product is available. Alleged Violations of Law: KRS 315.121 (1)(a) and (1)(h); KRS 217.065 (1); 201 KAR 2:170 Section 1 (1)(h); 201 KAR 2:280 Section 1(1)(c); and 902 KAR 55:110 Section 2(2)(a). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and five year probation with complete compliance of the following: correct documentation issues; no formulary interchange, must acquire new prescription from prescriber; no compounding of commercially available product without documentation of patient specific need; no shipping prescriptions into states without appropriate licensure; submit accurate records to KASPER; and maintain original prescription with any verbally changed prescriptions.**

Revisit Case 17-0496 B. Pharmacist in charge (PIC) allegedly engaged in unprofessional or unethical conduct by pleading guilty to federal charges related to controlled substance storage, health care fraud and money laundering. PIC allegedly engaged in unprofessional or unethical conduct by dispensing a drug for which a prescription drug order is required without first receiving a prescription drug order. PIC allegedly failed to maintain accurate records of each day's prescription data. PIC allegedly failed in the provision of pharmacy services and the making or filing of any reports required by the state. PIC allegedly failed to dispense a drug

within the same therapeutic class as the prescribed drug when dispensing for formulary compliance. Alleged Violations of Law: KRS 315.121(1)(c)(2.), (1)(f), and (2)(f); 201 KAR 2:170 Section 1(8)(a); 201 KAR 2:205 Section 2 (3)(b) and (e); and 201 KAR 2:280 Section 1 (1)(c). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms, administrative fine of \$5,000 and revocation for five years and a day [backdated to date of plea agreement] during which he cannot own a pharmacy or be employed at a pharmacy. He can only enter a pharmacy to fill prescriptions for himself or his family. [Revocation combined with 17-0550 C]**

Revisit Case 17-0550 A. Pharmacy permit holder allegedly sold adulterated drugs. The pharmacy dispensed 149 prescriptions compounded with an expired ingredient. Permit holder allegedly failed to maintain an accurate computerized recordkeeping system. The system does not have an identifying designation of the dispensing pharmacist. Alleged violations of law: KRS 217.055 (1)(a) and 201 KAR 2:170 Section 1 (1)(h). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and permit surrendered as revoked. Pharmacy permit holder is prohibited from future pharmacy ownership.**

Revisit Case 17-0550 B. Pharmacist in charge allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive, defraud, or harm the public, with or without established proof of harm by dispensing compounded preparations containing expired ingredients. Pharmacist approved compounding records for 18 preparations for a total of 6,900 grams of topical creams. Pharmacist allegedly failed to maintain accurate records of each day's prescription data. Alleged Violations of Law: KRS 315.121 (2)(d) and 201 KAR 2:170 Section 1 (8)(a). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$2,500 administrative fine and additional 6 hours of continuing education on compounding.**

Revisit Case 17-0550 C. Pharmacist allegedly engaged in unprofessional or unethical conduct by pleading guilty to federal charges related to controlled substance storage, health care fraud and money laundering. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive, defraud, or harm the public, with or without established proof of harm by dispensing compounded preparations containing an expired ingredient. Pharmacist approved compounding records for 3 preparations for a total of 12,000 grams of topical creams. Pharmacist allegedly failed to maintain accurate records of each day's prescription data. Alleged Violations of Law: KRS 315.121 (1)(c)(2.), (1)(f), and (2)(d) and 201 KAR 2:170 Section 1 (8)(a). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution**

through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms, administrative fine of \$5,000 and revocation for five years and a day [backdated to date of plea agreement] during which he cannot own a pharmacy or be employed at a pharmacy. He can only enter a pharmacy to fill prescriptions for himself or his family. [Revocation combined with 17-0496 B]

Case 19-0119 A and B. A. Pharmacy permit holder allegedly engaged in unprofessional conduct by failing to dispense the full quantity of medication prescribed to a patient. Pharmacy permit holder allegedly did not keep all documentation as required for recordkeeping. Pharmacy permit holder did not document the quantity of medication a patient received on which day when her prescription had been partially filled and completed. Alleged Violations of Law: KRS 315.121 (1)(a); 201 KAR 2:170 Section 1 (1)(g) and KRS 218A. 202. B. Pharmacist-in-charge allegedly engaged in unethical or unprofessional conduct likely to deceive, defraud, or harm the public, with or without established proof of actual injury by failing to dispense the full quantity of medication prescribed to a patient. Alleged Violation of Law: KRS 315.121 (2)(d); 201 KAR 2:205 Section 2 (3)(a) and 201 KAR 2:205 Section 2 (3)(e). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$5,000 administrative fine, approved corrective action plan on accurate recordkeeping regarding partial dispensing of prescriptions.**

Case 19-0119 C. Pharmacist allegedly engaged in unethical or unprofessional conduct likely to deceive, defraud, or harm the public, with or without established proof of actual injury by failing to dispense the full quantity of medication prescribed to a patient. Alleged Violation of Law: KRS 315.121 (2)(d). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0259 A. Pharmacy permit holder allegedly failed to provide written notification to the Kentucky Board of Pharmacy at least 15 days prior to anticipated closure. Alleged Violation of Law: 201 KAR 2:106 Section 2(1)(c). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$500 administrative fine.**

Case 19-0259 B. Pharmacist-in-charge allegedly failed to provide written notification to the Kentucky Board of Pharmacy at least 15 days prior to anticipated closure. Alleged Violation of Law: 201 KAR 2:205 Section 3(e). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$500 administrative fine.**

Case 19-0296 A. Pharmacy permit holder allegedly failed to provide adequate security and control of drugs. The pharmacy initially reported a loss of two hydrocodone/acetaminophen 10mg/325mg, which was updated to 671 tablets. Alleged Violation of Law: 201 KAR 2:100 Section 1. **CRP Recommendation: There is sufficient evidence developed and the investigator is directed to conduct further investigation.**

Case 19-0296 B. Pharmacist-in-charge allegedly failed to provide adequate security and control of drugs. The pharmacy initially reported a loss of two hydrocodone/acetaminophen 10mg/325mg, which was updated to 671 tablets. Alleged Violation of Law: 201 KAR 2:205 Section 2 (3)(b). **CRP Recommendation: There is sufficient evidence developed and the investigator is directed to conduct further investigation.**

Case 19-0296 C. Pharmacy technician allegedly engaged in unprofessional or unethical conduct by selling, transferring, dispensing, ingesting, or administering a drug for which a prescription drug order is required, without first receiving a prescription drug order for the drug. Alleged Violation of Law: KRS 315.121 (2)(f). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and revocation, or if registration has lapsed, do not renew.**

Case 19-0299 A. Pharmacy permit holder allegedly engaged in unethical or unprofessional conduct by failing to compound sterile preparations pursuant to United States Pharmacopeia (USP) Chapter 797. Pharmacy failed to put in place a program of sterility testing required for extending beyond use dates (BUDs) of ophthalmic preparations and inhalation solutions. Pharmacy failed to maintain complete and accurate compounding records of sterile preparations. Misbranded prescriptions from approximately 128 lots were dispensed with extended BUDs between 5/1/19 and 10/14/19. Alleged Violations of Law: KRS 315.121 (1)(a); 201 KAR 2:076 Section 2 (2); and KRS 217.065 (1). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms, administrative fine of \$50,000 and probation for 5 years under the following terms: quarterly inspections with inspection fee not to exceed \$1,000 per inspection to be paid within 30 days of invoicing; compliance with USP 797 incorporated by reference in 201 KAR 2:076, to include testing when extending beyond use date; monthly reconciliation of compounding records conducted by PIC for 1 year; documentation of ongoing quality control program and quality assurance procedures to be made available upon request.**

Case 19-0299 B. Pharmacist in charge (PIC) allegedly engaged in unprofessional or unethical conduct likely to harm the public with or without established proof of actual injury by failing to compound sterile preparations pursuant to United States Pharmacopeia (USP) Chapter 797. PIC

allegedly failed to resolve identified problems related to quality assurance and failed to maintain complete and accurate compounding records of sterile preparations. PIC verified 14 lots of misbranded ophthalmic preparations and 3 lots of misbranded inhalation solutions with beyond use dates exceeding limits for compounded sterile preparations not subject to sterility testing. Alleged Violations of Law: KRS 315.121 (2)(d); 201 KAR 2:076 Section 3 (2); and 201 KAR 2:205 Section 2 (3)(a). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$7,500 administrative fine, probation for 5 years; shall not serve as PIC during probation; live CE training for sterile compounding within 6 months if working at sterile compounding facility; 5 hours of additional compounding CE per year of probation.**

Case 19-0299 C. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to harm the public with or without established proof of actual injury by failing to compound sterile preparations pursuant to United States Pharmacopeia (USP) Chapter 797. Pharmacist verified 37 lots of misbranded ophthalmic preparations and 5 lots of misbranded inhalation solutions with beyond use dates exceeding limits for compounded sterile preparations not subject to sterility testing. Alleged Violation of Law: KRS 315.121 2(d). **Standard terms and \$2,500 administrative fine, probation for 5 years; live CE training for sterile compounding completed within 6 months if working at sterile compounding facility; 5 hours of additional compounding CE per year of probation.**

Case 19-0299 D. Pharmacist verified 57 lots of misbranded ophthalmic preparations and 9 lots of misbranded inhalation solutions with beyond use dates exceeding limits for compounded sterile preparations not subject to sterility testing. Alleged Violation of Law: KRS 315.121 2(d). **Standard terms and \$2,500 administrative fine, probation for 5 years; live CE training for sterile compounding completed within 6 months if working at sterile compounding facility; 5 hours of additional compounding CE per year of probation.**

Case 19-0301. Wholesale distributor permit holder allegedly engaged in unprofessional or unethical conduct by misrepresenting the storage conditions of distributed drugs. Wholesale distributor allegedly failed to provide adequate storage conditions by not storing a drug per the label requirements. Alleged Violations of Law: KRS 315.121 (1)(a) and 201 KAR 2:105 Section 2(4)(a). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$10,000 administrative fine, two year submission of quarterly reports to include list of drugs distributed and their storage requirements, annual inspection for two years to be paid by the permit holder not to exceed \$500.**

Case 19-0302 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by selling a misbranded prescription. Controlled substance prescription labeled with

the incorrect practitioner name. Pharmacy permit holder allegedly failed to timely transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Alleged Violations of Law: KRS 315.121 (1)(h); KRS 217.065 (11)(b); KRS 218A.180 (8); 902 KAR 55:110 Section 8 (2)(a). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0302 B. Pharmacist in charge allegedly failed to transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Alleged Violations of Law: KRS 315.121 (1)(h) and (2)(d); KRS 217.065 (11)(b); KRS 218A.180 (8); 902 KAR 55:110 Section 8 (2)(a); 201 KAR 2:205 Section 2 (3)(e). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and an additional 6 hours of continuing education on medication errors and their prevention.**

Case 19-0302 C. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Alleged Violations of Law: KRS 315.121 (1)(h) and (2)(d); KRS 217.065 (11)(b); KRS 218A.180 (8). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and an additional 6 hours of continuing education on medication errors and their prevention.**

Case 19-0302 D. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Pharmacist allegedly engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Prescription for a 30-day supply of oxycodone/APAP was dispensed under a nurse practitioner's name. Alleged Violations of Law: KRS 315.121 (1)(h), (2)(d) and (j); KRS 217.065 (11)(b); KRS 218A.180 (8). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0303 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by selling a misbranded prescription. Controlled substance prescription labeled with the incorrect practitioner name. Pharmacy permit holder allegedly failed to timely transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Pharmacy permit holder allegedly failed to use a computerized recordkeeping system with adequate safeguards against improper manipulation or alteration of the data. Alleged Violations of Law: KRS 315.121 (1)(h); KRS 217.065 (11)(b); KRS 218A.180 (8); 902 KAR 55:110 Section 8 (2)(a) and 201 KAR 2:170 Section 1 (6). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and administrative fine of \$500.**

Case 19-0303 B. Pharmacist in charge allegedly failed to transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Alleged Violations of Law: KRS 315.121 (1)(h) and (2)(d); KRS 217.065 (11)(b); KRS 218A.180 (8); 902 KAR 55:110 Section 8 (2)(a); 201 KAR 2:205 Section 2 (3)(e). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and additional hours of continuing education; 3 hours on medication errors and their prevention and 3 hours of continuing education on pharmacy law.**

Case 19-0303 C. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Pharmacist allegedly engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Prescription for a 30-day supply of oxycodone/APAP was dispensed under a nurse practitioner's name. Alleged Violations of Law: KRS 315.121 (1)(h), (2)(d) and (j); KRS 217.065 (11)(b); KRS 218A.180 (8). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and administrative fine of \$500, and additional hours of continuing education; 3 hours on medication errors and their prevention and 3 hours of continuing education on pharmacy law.**

Case 19-0304 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by selling a misbranded prescription. Controlled substance prescription labeled with the incorrect practitioner name. Pharmacy permit holder allegedly failed to transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Alleged Violations of Law: KRS 315.121 (1)(h); KRS 217.065 (11)(b); KRS 218A.180 (8); and 902 KAR 55:110 Section 8 (2)(a). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$250 administrative fine.**

Case 19-0304 B. Pharmacist in charge allegedly failed to transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Alleged Violations of Law: KRS 315.121 (1)(h); 902 KAR 55:110 Section 8 (2)(a); and 201 KAR 2:205 Section 2 (3)(e). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and an additional 3 hours of continuing education on pharmacy law.**

Case 19-0304 C. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Alleged Violations of Law: KRS 315.121 (1)(h) and (2)(d); KRS 217.065 (11)(b); and KRS 218A.180 (8). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and an additional 6 hours of continuing education on medication errors and their prevention.**

Case 19-0305 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by selling a misbranded prescription. Controlled substance prescription labeled with the incorrect practitioner name. Alleged Violations of Law: KRS 315.121 (1)(h); KRS 217.065 (11)(b); and KRS 218A.180 (8). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0305 B. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Alleged Violations of Law: KRS 315.121 (1)(h) and (2)(d); KRS 217.065 (11)(b); and KRS 218A.180 (8). **CRP Recommendation:**

There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and an additional 6 hours of continuing education on medication errors and their prevention.

Case 19-0306 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by selling a misbranded prescription. Controlled substance prescription labeled with the incorrect practitioner name. Alleged Violations of Law: KRS 315.121 (1)(h); KRS 217.065 (11)(b); and KRS 218A.180 (8). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0306 B. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Alleged Violations of Law: KRS 315.121 (1)(h) and (2)(d); KRS 217.065 (11)(b); and KRS 218A.180 (8). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and an additional 6 hours of continuing education on medication errors and their prevention.**

Case 19-0307 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by selling a misbranded prescription. Controlled substance prescription labeled with the incorrect practitioner name. Pharmacy permit holder allegedly failed to timely transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Alleged Violations of Law: KRS 315.121 (1)(h); KRS 217.065 (11)(b); KRS 218A.180 (8); and 902 KAR 55:110 Section 8 (2)(a). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$250 administrative fine.**

Case 19-0307 B. Pharmacist in charge allegedly failed to transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Alleged Violations of Law: KRS 315.121 (1)(h); 902 KAR 55:110 Section 8 (2)(a); and 201 KAR 2:205 Section 2 (3)(e). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and an additional 3 hours of continuing education on pharmacy law.**

Case 19-0307 C. Pharmacist in charge allegedly failed to timely transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Alleged Violations of Law: KRS 315.121 (1)(h); 902 KAR 55:110 Section 8 (2)(a); and 201 KAR 2:205 Section 2 (3)(e). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and an additional 3 hours of continuing education on pharmacy law.**

Case 19-0307 D. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Alleged Violations of Law: KRS 315.121 (1)(h) and (2)(d); KRS 217.065 (11)(b); and KRS 218A.180 (8). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and an additional 6 hours of continuing education on medication errors and their prevention.**

Case 19-0307 E. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Alleged Violations of Law: KRS 315.121 (1)(h) and (2)(d); KRS 217.065 (11)(b); and KRS 218A.180 (8). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and an additional 6 hours of continuing education on medication errors and their prevention. [Combined with 19-0308C for a total of 6 additional hours continuing education]**

Case 19-0308 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by selling a misbranded prescription. Controlled substance prescription labeled with the incorrect practitioner name. Pharmacy permit holder allegedly failed to transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Alleged Violations of Law: KRS 315.121 (1)(h); KRS 217.065 (11)(b); KRS 218A.180 (8); and 902 KAR 55:110 Section 8 (2)(a). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative**

Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$250 administrative fine.

Case 19-0308 B. Pharmacist in charge allegedly failed to transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Alleged Violations of Law: KRS 315.121 (1)(h); 902 KAR 55:110 Section 8 (2)(a); and 201 KAR 2:205 Section 2 (3)(e). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and an additional 3 hours of continuing education on pharmacy law.**

Case 19-0308 C. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Alleged Violations of Law: KRS 315.121 (1)(h) and (2)(d); KRS 217.065 (11)(b); and KRS 218A.180 (8). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and an additional 6 hours of continuing education on medication errors and their prevention. [Combined with 19-0307E for a total of 6 additional hours continuing education]**

Case 19-0309 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by selling a misbranded prescription. Controlled substance prescription labeled with the incorrect practitioner name. Pharmacy permit holder allegedly failed to transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Alleged Violations of Law: KRS 315.121 (1)(h); KRS 217.065 (11)(b); KRS 218A.180 (8); and 902 KAR 55:110 Section 8 (2)(a). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$250 administrative fine.**

Case 19-0309 B. Pharmacist in charge allegedly failed to timely transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Alleged Violations of Law: KRS 315.121 (1)(h); 902 KAR 55:110 Section 8 (2)(a); and 201 KAR 2:205 Section 2 (3)(e). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the**

issuance of a Formal Complaint and Notice of Hearing. Standard terms and an additional 3 hours of continuing education on pharmacy law.

Case 19-0309 C. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Pharmacist allegedly engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Prescription for a 30-day supply of oxycodone/APAP was dispensed under a nurse practitioner's name. Prescription was dispensed prior to the practitioner indicated start date. Alleged Violations of Law: KRS 315.121 (1)(h), (2)(d) and (j); KRS 217.065 (11)(b); and KRS 218A.180 (8). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and administrative fine of \$500, and additional hours of continuing education; 3 hours on medication errors and their prevention and 3 hours of continuing education on pharmacy law.**

Case 19-0310 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by selling a misbranded prescription. Controlled substance prescription labeled with the incorrect practitioner name. Alleged Violations of Law: KRS 315.121 (1)(h); KRS 217.065 (11)(b); and KRS 218A.180 (8). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0310 B. Pharmacist in charge allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Pharmacist allegedly engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Prescription for a 30-day supply of oxycodone/APAP was dispensed under a nurse practitioner's name. Alleged Violations of Law: KRS 315.121 (1)(h), (2)(d) and (j); KRS 217.065 (11)(b); and KRS 218A.180 (8). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and administrative fine of \$500, and additional hours of continuing education; 3 hours on medication errors and their prevention and 3 hours of continuing education on pharmacy law.**

Case 19-0310 C. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Pharmacist allegedly engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Prescription for a 30-day supply of oxycodone/APAP was dispensed under a nurse practitioner's name. Alleged Violations of Law: KRS 315.121 (1)(h), (2)(d) and (j); KRS 217.065 (11)(b); and KRS 218A.180 (8). **CRP**

Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and administrative fine of \$500, and additional hours of continuing education; 3 hours on medication errors and their prevention and 3 hours of continuing education on pharmacy law.

Case 19-0311 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by selling a misbranded prescription. Controlled substance prescription labeled with the incorrect practitioner name. Pharmacy permit holder allegedly failed to transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Alleged Violations of Law: KRS 315.121 (1)(h); KRS 217.065 (11)(b); KRS 218A.180 (8); and 902 KAR 55:110 Section 8 (2)(a). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$250 administrative fine.**

Case 19-0311 B. Pharmacist in charge allegedly failed to transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Pharmacist allegedly engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Prescriptions for a 30-day supply of oxycodone/APAP and oxycodone were dispensed under a nurse practitioner's name. Alleged Violations of Law: KRS 315.121 (1)(h), (2)(d) and (j); KRS 217.065 (11)(b); KRS 218A.180 (8); 902 KAR 55:110 Section 8 (2)(a); and 201 KAR 2:205 Section 2 (3)(e). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and administrative fine of \$500, and additional hours of continuing education; 3 hours on**

medication errors and their prevention and 3 hours of continuing education on pharmacy law.

Case 19-0312 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by selling a misbranded prescription. Controlled substance prescription labeled with the incorrect practitioner name. Pharmacy permit holder allegedly failed to transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Pharmacy permit holder allegedly failed to use a computerized recordkeeping system with adequate safeguards against improper manipulation or alteration of the data. Alleged Violations of Law: KRS 315.121 (1)(h); KRS 217.065 (11)(b); KRS 218A.180 (8); 902 KAR 55:110 Section 8 (2)(a); and 201 KAR 2:170 Section 1 (6). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$500 administrative fine.**

Case 19-0312 B. Pharmacist in charge allegedly failed to timely transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Alleged Violations of Law: KRS 315.121 (1)(h); 902 KAR 55:110 Section 8 (2)(a); 201 KAR 2:205 Section 2 (3)(e). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and an additional 3 hours of continuing education on pharmacy law.**

Case 19-0312 C. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Pharmacist allegedly engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Prescription for a 30-day supply of oxycodone/APAP was dispensed under a nurse practitioner's name. Alleged Violations of Law: KRS 315.121 (1)(h), (2)(d) and (j); KRS 217.065 (11)(b); KRS 218A.180 (8). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and administrative fine of \$500, and additional hours of continuing education; 3 hours on medication errors and their prevention and 3 hours of continuing education on pharmacy law.**

Case 19-0313 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by selling a misbranded prescription. Controlled substance prescription labeled with the incorrect practitioner name. Pharmacy permit holder allegedly failed to use a computerized recordkeeping system with adequate safeguards against improper manipulation or alteration of the data. Alleged Violations of Law: KRS 315.121 (1)(h); KRS 217.065 (11)(b); KRS 218A.180 (8) and 201 KAR 2:170 Section 1 (6). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$500 administrative fine.**

Case 19-0313 B. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Alleged Violations of Law: KRS 315.121 (1)(h) and (2)(d); KRS 217.065 (11)(b); KRS 218A.180 (8). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and an additional 6 hours of continuing education on medication errors and their prevention.**

Case 19-0313 C. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Pharmacist allegedly engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Prescription for a 30-day supply of oxycodone/APAP was dispensed under a nurse practitioner's name. Alleged Violations of Law: KRS 315.121 (1)(h), (2)(d) and (j); KRS 217.065 (11)(b); KRS 218A.180 (8). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and administrative fine of \$500, and additional hours of continuing education; 3 hours on medication errors and their prevention and 3 hours of continuing education on pharmacy law.**

Case 19-0313 D. Pharmacist allegedly engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Prescription for a 30-day supply of oxycodone/APAP was dispensed under a nurse practitioner's name. Alleged Violations of Law: KRS 315.121 (2)(j). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal**

Complaint and Notice of Hearing. Standard terms and administrative fine of \$500, and additional hours of continuing education; 3 hours on medication errors and their prevention and 3 hours of continuing education on pharmacy law.

Case 19-0314 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by selling a misbranded prescription. Controlled substance prescription labeled with the incorrect practitioner name. Pharmacy permit holder allegedly failed to transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Alleged Violations of Law: KRS 315.121 (1)(h); KRS 217.065 (11)(b); KRS 218A.180 (8) and 902 KAR 55:110 Section 8 (2)(a). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$250 administrative fine.**

Case 19-0314 B. Pharmacist in charge allegedly failed to transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Pharmacist allegedly engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Prescription for a 30-day supply of oxycodone/APAP was dispensed under a nurse practitioner's name. Alleged Violations of Law: KRS 315.121 (1)(h), (2)(d) and (j); KRS 217.065 (11)(b); KRS 218A.180 (8); 902 KAR 55:110 Section 8 (2)(a); and 201 KAR 2:205 Section 2 (3)(e). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and additional hours of continuing education; 3 hours on medication errors and their prevention and 3 hours of continuing education on pharmacy law.**

Case 19-0314 C. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Pharmacist allegedly engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Prescription was dispensed prior to the practitioner indicated start date. Alleged Violations of Law: KRS 315.121 (1)(h), (2)(d) and (j); KRS 217.065 (11)(b); KRS 218A.180 (8). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an**

Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and administrative fine of \$500, and additional hours of continuing education; 3 hours on medication errors and their prevention and 3 hours of continuing education on pharmacy law.

Case 19-0315 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by selling a misbranded prescription. Controlled substance prescription labeled with the incorrect practitioner name. Pharmacy permit holder allegedly failed to transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Alleged Violations of Law: KRS 315.121 (1)(h); KRS 217.065 (11)(b); KRS 218A.180 (8); and 902 KAR 55:110 Section 8 (2)(a). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0315 B. Pharmacist in charge allegedly failed to timely transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Alleged Violations of Law: KRS 315.121 (1)(h); 902 KAR 55:110 Section 8 (2)(a); 201 KAR 2:205 Section 2 (3)(e). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0315 C. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Pharmacist allegedly engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Prescription for a 30-day supply of oxycodone/APAP was dispensed under a nurse practitioner's name. Alleged Violations of Law: KRS 315.121 (1)(h), (2)(d) and (j); KRS 217.065 (11)(b); KRS 218A.180 (8). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and administrative fine of \$500, and additional hours of continuing education; 3 hours on medication errors and their prevention and 3 hours of continuing education on pharmacy law.**

Case 19-0316 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by selling a misbranded prescription. Controlled substance prescription labeled with the incorrect practitioner name. Alleged Violations of Law: KRS 315.121 (1)(h); KRS 217.065 (11)(b); and KRS 218A.180 (8). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0316 B. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Pharmacist allegedly engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Prescription for a 30-day supply of oxycodone/APAP was dispensed under a nurse practitioner's name. Alleged Violations of Law: KRS 315.121 (1)(h), (2)(d) and (j); KRS 217.065 (11)(b); and KRS 218A.180 (8). **CRP**

Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and administrative fine of \$500, and additional hours of continuing education; 3 hours on medication errors and their prevention and 3 hours of continuing education on pharmacy law.

Case 19-0317 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by selling a misbranded prescription. Controlled substance prescription labeled with the incorrect practitioner name. Pharmacy permit holder allegedly failed to transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Alleged Violations of Law: KRS 315.121 (1)(h); KRS 217.065 (11)(b); KRS 218A.180 (8); and 902 KAR 55:110 Section 8 (2)(a). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$250 administrative fine.**

Case 19-0317 B. Pharmacist in charge allegedly failed to timely transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Pharmacist allegedly engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Prescription was dispensed prior to the practitioner indicated start date. Alleged Violations of Law: KRS 315.121 (1)(h) and (2)(j); 902 KAR 55:110 Section 8 (2)(a); 201 KAR 2:205 Section 2 (3)(e). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$500 administrative fine, additional 6 hours of continuing education on pharmacy law.**

Case 19-0317 C. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The

prescription was labeled with the incorrect practitioner name. Pharmacist allegedly engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Prescription for a 30-day supply of oxycodone/APAP was dispensed under a nurse practitioner's name. Alleged Violations of Law: KRS 315.121 (1)(h), (2)(d) and (j); KRS 217.065 (11)(b); KRS 218A.180 (8). **CRP**

Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and administrative fine of \$500, and additional hours of continuing education; 3 hours on medication errors and their prevention and 3 hours of continuing education on pharmacy law.

Case 19-0318 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by selling a misbranded prescription. Controlled substance prescription labeled with the incorrect practitioner name. Pharmacy permit holder allegedly failed to transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Pharmacy permit holder allegedly failed to use a computerized recordkeeping system with adequate safeguards against improper manipulation or alteration of the data. Alleged Violations of Law: KRS 315.121 (1)(h); KRS 217.065 (11)(b); KRS 218A.180 (8); 902 KAR 55:110 Section 8 (2)(a); and 201 KAR 2:170 Section 1 (6). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$500 administrative fine.**

Case 19-0318 B. Pharmacist in charge allegedly failed to timely transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Alleged Violations of Law: KRS 315.121 (1)(h); 902 KAR 55:110 Section 8 (2)(a); 201 KAR 2:205 Section 2 (3)(e). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and an additional 3 hours of continuing education on pharmacy law.**

Case 19-0318 C. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Pharmacist allegedly engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Prescription for a 30-day supply of oxycodone/APAP was dispensed under a nurse practitioner's name. Alleged Violations of Law:

KRS 315.121 (1)(h), (2)(d) and (j); KRS 217.065 (11)(b); KRS 218A.180 (8). **CRP**

Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and administrative fine of \$500, and additional hours of continuing education; 3 hours on medication errors and their prevention and 3 hours of continuing education on pharmacy law.

Case 19-0319 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by selling a misbranded prescription. Controlled substance prescription labeled with the incorrect practitioner name. Pharmacy permit holder allegedly failed to timely transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Pharmacy permit holder allegedly failed to use a computerized recordkeeping system with adequate safeguards against improper manipulation or alteration of the data. Alleged Violations of Law: KRS 315.121 (1)(h); KRS 217.065 (11)(b); KRS 218A.180 (8); 902 KAR 55:110 Section 8 (2)(a); and 201 KAR 2:170 Section 1 (6). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$500 administrative fine.**

Case 19-0319 B. Pharmacist in charge allegedly failed to timely transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Alleged Violations of Law: KRS 315.121 (1)(h); 902 KAR 55:110 Section 8 (2)(a); 201 KAR 2:205 Section 2 (3)(e). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and an additional 3 hours of continuing education on pharmacy law.**

Case 19-0319 C. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Alleged Violations of Law: KRS 315.121 (1)(h) and (2)(d); KRS 217.065 (11)(b); KRS 218A.180 (8). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and an additional 6 hours of continuing education on medication errors and their prevention.**

Case 19-0319 D. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly was involved in the dispensing a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Alleged Violations of Law: KRS 315.121 (1)(h) and (2)(d); KRS 217.065 (11)(b); KRS 218A.180 (8). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and an additional 6 hours of continuing education on medication errors and their prevention.**

Case 19-0320 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by selling a misbranded prescription. Controlled substance prescription labeled with the incorrect practitioner name. Pharmacy permit holder allegedly failed to transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Alleged Violations of Law: KRS 315.121 (1)(h); KRS 217.065 (11)(b); KRS 218A.180 (8) and 902 KAR 55:110 Section 8 (2)(a). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$500 administrative fine.**

Case 19-0320 B. Pharmacist in charge allegedly failed to transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Pharmacist allegedly engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Prescription for 30-day supply of oxycodone/APAP was dispensed under a nurse practitioner's name. Alleged Violations of Law: KRS 315.121 (1)(h), (2)(d) and (j); KRS 217.065 (11)(b); KRS 218A.180 (8); 902 KAR 55:110 Section 8 (2)(a); and 201 KAR 2:205 Section 2 (3)(e). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and administrative fine of \$500, and additional hours of continuing education; 3 hours on medication errors and their prevention and 3 hours of continuing education on pharmacy law.**

Case 19-0320 C. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Alleged Violations of Law: KRS 315.121 (1)(h), (2)(d); KRS 217.065 (11)(b); KRS 218A.180 (8). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and an additional 6 hours of continuing education on medication errors and their prevention.**

Case 19-0320 D. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Pharmacist allegedly engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Prescription for a 30-day supply of oxycodone/APAP was dispensed under a nurse practitioner's name. Alleged Violations of Law: KRS 315.121 (1)(h), (2)(d) and (j); KRS 217.065 (11)(b); KRS 218A.180 (8). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and administrative fine of \$500, and additional hours of continuing education; 3 hours on medication errors and their prevention and 3 hours of continuing education on pharmacy law.**

Case 19-0321 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by selling a misbranded prescription. Controlled substance prescription labeled with the incorrect practitioner name. Alleged Violations of Law: KRS 315.121 (1)(h); KRS 217.065 (11)(b); and KRS 218A.180 (8). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0321 B. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Pharmacist allegedly engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Prescription for a 30-day supply of oxycodone was dispensed under a nurse practitioner's name. Alleged Violations of Law: KRS 315.121 (1)(h), (2)(d) and (j); KRS 217.065 (11)(b); and KRS 218A.180 (8). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the**

issuance of a Formal Complaint and Notice of Hearing. Standard terms and administrative fine of \$500, and additional hours of continuing education; 3 hours on medication errors and their prevention and 3 hours of continuing education on pharmacy law.

Case 19-0322 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by selling a misbranded prescription. Controlled substance prescription labeled with the incorrect practitioner name. Alleged Violations of Law: KRS 315.121 (1)(h); KRS 217.065 (11)(b); and KRS 218A.180 (8). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0322 B. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Pharmacist allegedly engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Prescription for a 30-day supply of oxycodone/APAP was dispensed under a nurse practitioner's name. Alleged Violations of Law: KRS 315.121 (1)(h), (2)(d) and (j); KRS 217.065 (11)(b); and KRS 218A.180 (8). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and administrative fine of \$500, and additional hours of continuing education; 3 hours on medication errors and their prevention and 3 hours of continuing education on pharmacy law.**

Case 19-0323 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by selling a misbranded prescription. Controlled substance prescription labeled with the incorrect practitioner name. Pharmacy permit holder allegedly failed to transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Pharmacy permit holder allegedly failed to use a computerized recordkeeping system with adequate safeguards against improper manipulation or alteration of the data. Alleged Violations of Law: KRS 315.121 (1)(h); KRS 217.065 (11)(b); KRS 218A.180 (8); 902 KAR 55:110 Section 8 (2)(a); and 201 KAR 2:170 Section 1 (6). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$500 administrative fine.**

Case 19-0323 B. Pharmacist in charge allegedly failed to transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or

without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Pharmacist allegedly engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Prescription for a 30-day supply of oxycodone/APAP was dispensed under a nurse practitioner's name. Alleged Violations of Law: KRS 315.121 (1)(h), (2)(d) and (j); KRS 217.065 (11)(b); KRS 218A.180 (8); and 902 KAR 55:110 Section 8 (2)(a); 201 KAR 2:205 Section 2 (3)(e). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and administrative fine of \$500, and additional hours of continuing education; 3 hours on medication errors and their prevention and 3 hours of continuing education on pharmacy law.**

Case 19-0324 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by selling a misbranded prescription. Controlled substance prescription labeled with the incorrect practitioner name. Alleged Violations of Law: KRS 315.121 (1)(h); KRS 217.065 (11)(b); and KRS 218A.180 (8). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0324 B. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Alleged Violations of Law: KRS 315.121 (1)(h) and (2)(d); KRS 217.065 (11)(b); and KRS 218A.180 (8). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and an additional 6 hours of continuing education on medication errors and their prevention.**

Case 19-0325 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by selling a misbranded prescription. Controlled substance prescription labeled with the incorrect practitioner name. Pharmacy permit holder allegedly failed to transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Alleged Violations of Law: KRS 315.121 (1)(h); KRS 217.065 (11)(b); KRS 218A.180 (8) and 902 KAR 55:110 Section 8 (2)(a). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$250 administrative fine.**

Case 19-0325 B. Pharmacist in charge allegedly failed to transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Alleged Violations of Law: KRS 315.121 (1)(h) and (2)(d); KRS 217.065 (11)(b); KRS 218A.180 (8); 902 KAR 55:110 Section 8 (2)(a); and 201 KAR 2:205 Section 2 (3)(e). **CRP**

Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and additional hours of continuing education; 3 hours on medication errors and their prevention and 3 hours of continuing education on pharmacy law.

Case 19-0325 C. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Pharmacist allegedly engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Prescription for a 30-day supply of oxycodone/APAP was dispensed under a nurse practitioner's name. Alleged Violations of Law: KRS 315.121 (1)(h), (2)(d) and (j); KRS 217.065 (11)(b); KRS 218A.180 (8). **CRP**

Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and an additional 6 hours of continuing education on medication errors and their prevention.

Case 19-0325 D. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Pharmacist allegedly engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Prescription for a 30-day supply of oxycodone/APAP was dispensed under a nurse practitioner's name. Prescription was dispensed prior to the practitioner indicated start date. Alleged Violations of Law: KRS 315.121 (1)(h), (2)(d) and (j); KRS 217.065 (11)(b); KRS 218A.180 (8). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and administrative fine of \$500, and additional hours of**

continuing education; 3 hours on medication errors and their prevention and 3 hours of continuing education on pharmacy law.

Case 19-0326 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by selling a misbranded prescription. Controlled substance prescription labeled with the incorrect practitioner name. Pharmacy permit holder allegedly failed to transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Alleged Violations of Law: KRS 315.121 (1)(h); KRS 217.065 (11)(b); KRS 218A.180 (8); and 902 KAR 55:110 Section 8 (2)(a). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$250 administrative fine.**

Case 19-0326 B. Pharmacist in charge allegedly failed to transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Alleged Violations of Law: KRS 315.121 (1)(h) and (2)(d); KRS 217.065 (11)(b); KRS 218A.180 (8); 902 KAR 55:110 Section 8 (2)(a); 201 KAR 2:205 Section 2 (3)(e). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and additional hours of continuing education; 3 hours on medication errors and their prevention and 3 hours of continuing education on pharmacy law.**

Case 19-0327 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by selling a misbranded prescription. Controlled substance prescription labeled with the incorrect practitioner name. Pharmacy permit holder allegedly failed to transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Alleged Violations of Law: KRS 315.121 (1)(h); KRS 217.065 (11)(b); KRS 218A.180 (8); and 902 KAR 55:110 Section 8 (2)(a). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$250 administrative fine.**

Case 19-0327 B. Pharmacist in charge allegedly failed to transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Alleged Violations of Law: KRS 315.121 (1)(h); 902 KAR 55:110 Section 8 (2)(a); and 201 KAR 2:205 Section 2 (3)(e). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and an additional 3 hours of continuing education on pharmacy law.**

Case 19-0327 C. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Pharmacist allegedly engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Prescription for a 30-day supply of oxycodone/APAP was dispensed under a nurse practitioner's name. Alleged Violations of Law: KRS 315.121 (1)(h), (2)(d) and (j); KRS 217.065 (11)(b); and KRS 218A.180 (8). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and administrative fine of \$500, and additional hours of continuing education; 3 hours on medication errors and their prevention and 3 hours of continuing education on pharmacy law.**

Case 19-0328 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by selling a misbranded prescription. Controlled substance prescription labeled with the incorrect practitioner name. Pharmacy permit holder allegedly failed to transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Alleged Violations of Law: KRS 315.121 (1)(h); KRS 217.065 (11)(b); KRS 218A.180 (8) and 902 KAR 55:110 Section 8 (2)(a). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$250 administrative fine.**

Case 19-0328 B. Pharmacist in charge allegedly failed to transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner

name. Pharmacist allegedly engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Prescription for a 30-day supply of oxycodone/APAP was dispensed under a nurse practitioner's name. Alleged Violations of Law: KRS 315.121 (1)(h), (2)(d) and (j); KRS 217.065 (11)(b); KRS 218A.180 (8); 902 KAR 55:110 Section 8 (2)(a); and 201 KAR 2:205 Section 2 (3)(e).

CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and administrative fine of \$500, and additional hours of continuing education; 3 hours on medication errors and their prevention and 3 hours of continuing education on pharmacy law.

Case 19-0328 C. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Pharmacist allegedly engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Prescription for a 30-day supply of oxycodone/APAP was dispensed under a nurse practitioner's name. Alleged Violations of Law: KRS 315.121 (1)(h), (2)(d) and (j); KRS 217.065 (11)(b); KRS 218A.180 (8). **CRP**

Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and administrative fine of \$500, and additional hours of continuing education; 3 hours on medication errors and their prevention and 3 hours of continuing education on pharmacy law.

Case 19-0328 D. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Pharmacist allegedly engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Prescription for a 30-day supply of oxycodone/APAP was dispensed under a nurse practitioner's name. Alleged Violations of Law: KRS 315.121 (1)(h), (2)(d) and (j); KRS 217.065 (11)(b); KRS 218A.180 (8). **CRP**

Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and administrative fine of \$500, and additional hours of continuing education; 3 hours on medication errors and their prevention and 3 hours of continuing education on pharmacy law.

Case 19-0328 E. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual

injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Alleged Violations of Law: KRS 315.121 (1)(h) and (2)(d); KRS 217.065 (11)(b); KRS 218A.180 (8). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and an additional 6 hours of continuing education on medication errors and their prevention.**

Case 19-0328 F. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Alleged Violations of Law: KRS 315.121 (1)(h) and (2)(d); KRS 217.065 (11)(b); KRS 218A.180 (8). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and an additional 6 hours of continuing education on medication errors and their prevention.**

Case 19-0329 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by selling a misbranded prescription. Controlled substance prescription labeled with the incorrect practitioner name. Alleged Violations of Law: KRS 315.121 (1)(h); KRS 217.065 (11)(b); and KRS 218A.180 (8). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0329 B. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Pharmacist allegedly engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Prescription was dispensed prior to the practitioner indicated start date. Alleged Violations of Law: KRS 315.121 (1)(h), (2)(d) and (j); KRS 217.065 (11)(b); and KRS 218A.180 (8). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and administrative fine of \$500, and additional hours of continuing education; 3 hours on medication errors and their prevention and 3 hours of continuing education on pharmacy law.**

Case 19-0330 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by selling a misbranded prescription. Controlled substance prescription labeled with the incorrect practitioner name. Pharmacy permit holder allegedly failed to transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Alleged Violations of Law: KRS 315.121 (1)(h); KRS 217.065 (11)(b); KRS 218A.180 (8) and 902 KAR 55:110 Section 8 (2)(a). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$250 administrative fine.**

Case 19-0330 B. Pharmacist in charge allegedly failed to transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Alleged Violations of Law: KRS 315.121 (1)(h); 902 KAR 55:110 Section 8 (2)(a); 201 KAR 2:205 Section 2 (3)(e). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and an additional 3 hours of continuing education on pharmacy law.**

Case 19-0330 C. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Alleged Violations of Law: KRS 315.121 (1)(h) and (2)(d); KRS 217.065 (11)(b); KRS 218A.180 (8). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and an additional 6 hours of continuing education on medication errors and their prevention.**

Case 19-0330 D. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Alleged Violations of Law: KRS 315.121 (1)(h) and (2)(d); KRS 217.065 (11)(b); KRS 218A.180 (8). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint**

and Notice of Hearing. Standard terms and an additional 6 hours of continuing education on medication errors and their prevention.

Case 19-0330 E. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Pharmacist allegedly engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Prescription for a 30-day supply of oxycodone/APAP was dispensed under a nurse practitioner's name. Alleged Violations of Law: KRS 315.121 (1)(h), (2)(d) and (j); KRS 217.065 (11)(b); KRS 218A.180 (8). **CRP**

Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and administrative fine of \$500, and additional hours of continuing education; 3 hours on medication errors and their prevention and 3 hours of continuing education on pharmacy law.

Case 19-0330 F. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Pharmacist allegedly engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Prescription for a 30-day supply of oxycodone/APAP was dispensed under a nurse practitioner's name. Alleged Violations of Law: KRS 315.121 (1)(h), (2)(d) and (j); KRS 217.065 (11)(b); KRS 218A.180 (8). **CRP**

Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and administrative fine of \$500, and additional hours of continuing education; 3 hours on medication errors and their prevention and 3 hours of continuing education on pharmacy law.

Case 19-0331 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by selling a misbranded prescription. Controlled substance prescription labeled with the incorrect practitioner name. Pharmacy permit holder allegedly failed to transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Alleged Violations of Law: KRS 315.121 (1)(h); KRS 217.065 (11)(b); KRS 218A.180 (8) and 902 KAR 55:110 Section 8 (2)(a). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative**

Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$250 administrative fine.

Case 19-0331 B. Pharmacist in charge allegedly failed to transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Pharmacist allegedly engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Prescriptions for 30-day supplies of oxycodone containing medication were dispensed under a nurse practitioner's name. Alleged Violations of Law: KRS 315.121 (1)(h), (2)(d) and (j); KRS 217.065 (11)(b); KRS 218A.180 (8); 902 KAR 55:110 Section 8 (2)(a); and 201 KAR 2:205 Section 2 (3)(e). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and administrative fine of \$500, and additional hours of continuing education; 3 hours on medication errors and their prevention and 3 hours of continuing education on pharmacy law.**

Case 19-0331 C. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Pharmacist allegedly engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Prescriptions for 30-day supplies of oxycodone/APAP were dispensed under a nurse practitioner's name. Alleged Violations of Law: KRS 315.121 (1)(h), (2)(d) and (j); KRS 217.065 (11)(b); KRS 218A.180 (8). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and administrative fine of \$500, and additional hours of continuing education; 3 hours on medication errors and their prevention and 3 hours of continuing education on pharmacy law.**

Case 19-0331 D. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Pharmacist allegedly engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Prescriptions for 30-day supplies of oxycodone/APAP were dispensed under a nurse practitioner's name. Alleged Violations of Law:

KRS 315.121 (1)(h), (2)(d) and (j); KRS 217.065 (11)(b); KRS 218A.180 (8). **CRP**

Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and administrative fine of \$500, and additional hours of continuing education; 3 hours on medication errors and their prevention and 3 hours of continuing education on pharmacy law.

Case 19-0332 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by selling a misbranded prescription. Controlled substance prescription labeled with the incorrect practitioner name. Alleged Violations of Law: KRS 315.121 (1)(h); KRS 217.065 (11)(b); and KRS 218A.180 (8). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0332 B. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Alleged Violations of Law: KRS 315.121 (1)(h) and (2)(d); KRS 217.065 (11)(b); and KRS 218A.180 (8). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and an additional 6 hours of continuing education on medication errors and their prevention.**

Case 19-0333 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by selling a misbranded prescription. Controlled substance prescription labeled with the incorrect practitioner name. Alleged Violations of Law: KRS 315.121 (1)(h); KRS 217.065 (11)(b); and KRS 218A.180 (8). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0333 B. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Pharmacist allegedly engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Prescription for a 30-day supply of oxycodone/APAP was dispensed under a nurse practitioner's name. Alleged Violations of Law: KRS 315.121 (1)(h), (2)(d) and (j); KRS 217.065 (11)(b); and KRS 218A.180 (8). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and administrative**

fine of \$500, and additional hours of continuing education; 3 hours on medication errors and their prevention and 3 hours of continuing education on pharmacy law.

Case 19-0334 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by selling a misbranded prescription. Controlled substance prescription labeled with the incorrect practitioner name. Alleged Violations of Law: KRS 315.121 (1)(h); KRS 217.065 (11)(b); and KRS 218A.180 (8). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0334 B. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Alleged Violations of Law: KRS 315.121 (1)(h) and (2)(d); KRS 217.065 (11)(b); and KRS 218A.180 (8). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and an additional 6 hours of continuing education on medication errors and their prevention.**

Case 19-0335 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by selling a misbranded prescription. Controlled substance prescription labeled with the incorrect practitioner name. Alleged Violations of Law: KRS 315.121 (1)(h); KRS 217.065 (11)(b); KRS 218A.180 (8). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0335 B. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Alleged Violations of Law: KRS 315.121 (1)(h) and (2)(d); KRS 217.065 (11)(b); and KRS 218A.180 (8). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and an additional 6 hours of continuing education on medication errors and their prevention.**

Case 19-0335 C. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Pharmacist allegedly engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Prescription for a 30-day supply of

oxycodone/APAP was dispensed under a nurse practitioner's name. Alleged Violations of Law: KRS 315.121 (1)(h), (2)(d) and (j); KRS 217.065 (11)(b); and KRS 218A.180(8). **CRP**

Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and administrative fine of \$500, and additional hours of continuing education; 3 hours on medication errors and their prevention and 3 hours of continuing education on pharmacy law.

Case 19-0336 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by selling a misbranded prescription. Controlled substance prescription labeled with the incorrect practitioner name. Pharmacy permit holder allegedly failed to transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Alleged Violations of Law: KRS 315.121 (1)(h); KRS 217.065 (11)(b); KRS 218A.180 (8); and 902 KAR 55:110 Section 8 (2)(a). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0336 B. Pharmacist in charge allegedly failed to transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Alleged Violations of Law: KRS 315.121 (1)(h); 902 KAR 55:110 Section 8 (2)(a); and 201 KAR 2:205 Section 2 (3)(e). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0336 C. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly was involved in the dispensing a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Pharmacist allegedly engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Prescription for a 30-day supply of oxycodone/APAP was dispensed under a nurse practitioner's name. Alleged Violations of Law: KRS 315.121 (1)(h), (2)(d) and (j); KRS 217.065 (11)(b); KRS 218A.180 (8). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and administrative fine of \$500, and additional hours of continuing education; 3 hours on medication errors and their prevention and 3 hours of continuing education on pharmacy law.**

Case 19-0337 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by selling a misbranded prescription. Controlled substance prescription labeled with the incorrect practitioner name. Alleged Violations of Law: KRS 315.121 (1)(h); KRS 217.065

(11)(b); and KRS 218A.180 (8). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0337 B. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name. Alleged Violations of Law: KRS 315.121 (1)(h) and (2)(d); KRS 217.065 (11)(b); and KRS 218A.180 (8). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and an additional 6 hours of continuing education on medication errors and their prevention.**

Case 19-0338 A. Pharmacy permit holder allegedly sold misbranded and adulterated drugs; engaged in unethical or unprofessional conduct by failing to compound sterile preparations pursuant to United States Pharmacopeia (USP) Chapter 797 and nonsterile preparations pursuant to United States Pharmacopeia (USP) Chapter 795; and failed to maintain complete and accurate compounding records. Alleged Violations of Law: KRS 217.065 (1); KRS 217.055 (1)(a),(2), 4(a); and KRS 315.121 (1)(a). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$40,500 administrative fine and probation for 5 years under the following terms: quarterly inspections for 2 years then semi-annually for remainder of probationary period; inspection fee not to exceed \$1,000 per inspection to be paid within 30 days of invoicing; compliance with USP 797 and USP 795 incorporated by reference in 201 KAR 2:076; a pharmacist shall physically check each product and document pursuant to a PIC developed process approved by the Board or its President; monthly reconciliation of compounding records conducted by PIC for 1 year.**

Case 19-0338 B. Pharmacist-in-charge (PIC) allegedly engaged in unprofessional or unethical conduct likely to harm the public with or without established proof of actual injury by failing to compound sterile preparations pursuant to United States Pharmacopeia (USP) Chapter 797 and nonsterile preparations pursuant to United States Pharmacopeia (USP) Chapter 795. PIC verified 10 lots of misbranded compounded sterile preparations (CSPs) and 35 lots of misbranded compounded nonsterile preparations (CNSPs), including six adulterated lots, between 11/1/18 and 11/1/19; failed to resolve identified problems related to quality assurance; failed to maintain complete and accurate compounding records; and failed to perform an appropriate drug utilization review (DUR) before dispensing CNSPs. PIC dispensed a supply of medication in excess of the beyond use date assigned. Alleged Violations of Law: KRS 315.121 (2)(d); 201 KAR 2:076 Section 3 (2) and 201 KAR 2:210 Section 4(3)(f). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or,**

if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$7,500 administrative fine and probation of 5 years; an additional 5 hours of continuing education on compounding per year of probation.

Case 19-0338 C. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to harm the public with or without established proof of actual injury by failing to compound nonsterile preparations pursuant to United States Pharmacopeia (USP) Chapter 795. Pharmacist verified 3 lots of misbranded compounded nonsterile preparations (CNSPs) between 11/1/18 and 11/1/19; and failed to perform an appropriate DUR before dispensing CNSPs. Pharmacist dispensed a supply of medication in excess of the beyond use date assigned. Alleged Violations of Law: KRS 315.121 (2)(d) and 201 KAR 2:210 Section 4(3)(f). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$500 administrative fine and an additional 6 hours of continuing education on compounding.**

Case 19-0338 D. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to harm the public with or without established proof of actual injury by failing to compound nonsterile preparations pursuant to United States Pharmacopeia (USP) Chapter 795. Pharmacist verified 2 lots of misbranded compounded nonsterile preparations (CNSPs) between 11/1/18 and 11/1/19; and failed to perform an appropriate DUR before dispensing CNSPs. Pharmacist dispensed a supply of medication in excess of the beyond use date assigned. Alleged Violations of Law: KRS 315.121 (2)(d) and 201 KAR 2:210 Section 4(3)(f). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$500 administrative fine and an additional 6 hours of continuing education on compounding.**

Case 19-0338 E. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to harm the public with or without established proof of actual injury by failing to compound nonsterile preparations pursuant to United States Pharmacopeia (USP) Chapter 795. Pharmacist verified 3 lots of misbranded compounded nonsterile preparations (CNSPs) between 11/1/18 and 11/1/19; and failed to perform an appropriate DUR before dispensing CNSPs. Pharmacist dispensed a supply of medication in excess of the beyond use date assigned. Alleged Violations of Law: KRS 315.121 (2)(d) and 201 KAR 2:210 Section 4(3)(f). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$500 administrative fine and an additional 6 hours of continuing education on compounding.**

Case 19-0342. Pharmacy technician allegedly engaged in unprofessional or unethical conduct by committing monetary theft from the pharmacy via fraudulent credit card transactions. Alleged Violation of Law: KRS 315.121 (1)(a). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and revocation.**

Case 19-0346 A. Pharmacy permit holder allegedly aided and abetted an individual to engage in the practice of pharmacy without a license. Pharmacy permit holder allegedly allowed a pharmacy technician to verify prescriptions under the pharmacist-in-charge's (PIC) credentials. Pharmacy permit holder allegedly allowed a pharmacy technician to dispense an emergency supply of medication to a patient without it being checked by a pharmacist. Alleged Violations of Law: KRS 315.020(1) and KRS 315.121(1)(g). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0346 B. PIC allegedly aided and abetted an individual to engage in the practice of pharmacy without a license. PIC allegedly allowed a pharmacy technician to verify prescriptions under PIC's credentials. Alleged Violation of Law: KRS 315.121(1)(g). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$1,000 administrative fine, additional 6 hours of continuing education on pharmacy law.**

Case 19-0346 C. Pharmacist allegedly aided and abetted an individual to engage in the practice of pharmacy without a license. Pharmacist allegedly allowed a pharmacy technician to dispense an emergency supply of medication to a patient without it being checked by a pharmacist. Alleged Violation of Law: KRS 315.121(1)(g). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0346 D. Pharmacy technician allegedly engaged in the practice of pharmacy without a license. Pharmacy technician allegedly dispensed an emergency supply of medication to a patient without it being checked by a pharmacist. Alleged Violations of Law: KRS 315.020 (3) and KRS 315.121(1)(g). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and revocation or if registration has lapsed, do not renew.**

Case 19-0346 E. Pharmacy technician allegedly engaged in the practice of pharmacy without a license. Pharmacy technician allegedly verified prescriptions under the PIC's credentials.

Alleged Violations of Law: KRS 315.020 (3) and KRS 315.121(1)(g). **CRP Recommendation:** **There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and revocation.**

Case 19-0347 A. Pharmacy permit holder allegedly sold misbranded drugs due to a medication error. Patient allegedly received 60 tizanidine tablets in a bottle labeled as quantity 90 and 53 Chantix tablets in a bottle labeled as quantity 60. Alleged Violation of Law: KRS 217.065(1). **CRP Recommendation:** **There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0347 B. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to harm the public with or without established proof of actual injury by committing a medication error. Patient allegedly received 60 tizanidine tablets in a bottle labeled as quantity 90 and 53 Chantix tablets in a bottle labeled as quantity 60. Alleged Violation of Law: KRS 315.121 (2)(d). **CRP Recommendation:** **There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0348 A. Pharmacy permit holder allegedly sold a misbranded drug due to a medication error. Patient allegedly received a prescription vial of oxycodone 5mg tablets labeled with incorrect directions. The patient was prescribed a dose of 10mg (2 tablets) every 4 hours as needed but the prescription was labeled with directions to take 1 tablet every 4 hours as needed. Alleged Violation of Law: KRS 217.065 (1). **CRP Recommendation:** **There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0348 B. Pharmacist allegedly engaged in unprofessional or unethical conduct likely to harm the public with or without established proof of actual injury by committing a medication error. The patient was prescribed a dose of 10mg (2 tablets) every 4 hours as needed but the pharmacist allegedly dispensed the prescription with directions to take 1 tablet every 4 hours as needed. Alleged Violation of Law: KRS 315.121 (2)(d). **CRP Recommendation:** **There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$500 administrative fine and an additional 6 hours of continuing education on medication errors and their prevention.**

Case 19-0349 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct in the sale of over the counter syringes. Alleged Violations of Law: KRS 315.121 (1)(a) and KRS 217.177. **CRP Recommendation:** **There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0349 B. Pharmacist-in-charge allegedly engaged in unprofessional or unethical conduct by failing to protect patient information from unlawful disclosure. Pharmacist disclosed patient information without proper authorization or authority when selling over the counter syringes. Alleged Violations of Law: KRS 315.121 (2)(b) and KRS 217.177. **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0350. Pharmacy technician allegedly has a mental or physical incapacity that prevents registrant from engaging in assisting in the practice of pharmacy with reasonable skill, competence, and safety to the public. Alleged Violation of Law: KRS 315.121 (1)(b). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0351. Pharmacy technician allegedly has a mental or physical incapacity that prevents registrant from engaging in assisting in the practice of pharmacy with reasonable skill, competence, and safety to the public. Alleged Violation of Law: KRS 315.121 (1)(b). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0352. Pharmacy technician allegedly has a mental or physical incapacity that prevents registrant from engaging in assisting in the practice of pharmacy with reasonable skill, competence, and safety to the public. Alleged Violation of Law: KRS 315.121 (1)(b). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0353. Pharmacy technician allegedly has a mental or physical incapacity that prevents registrant from engaging in assisting in the practice of pharmacy with reasonable skill, competence, and safety to the public. Alleged Violation of Law: KRS 315.121 (1)(b). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0354 A. Special limited pharmacy permit holder allegedly failed to obtain a new prescription for oxygen every year. Alleged Violation of Law: 201 KAR 2:185 Section 2(2). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$500 administrative fine.**

Case 19-0354 B. Pharmacist-in-charge allegedly failed to review the records of the special limited pharmacy permit for medical gases not less than once each quarter. Alleged Violation of Law: 201 KAR 2:225 Section 2(b). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt**

resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$500 administrative fine, additional 6 hours of continuing education on pharmacy law.

Case 19-0355 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by allegedly engaging in fraud in connection with the practice of pharmacy. Permit holder entered into a settlement agreement with the United States Department of Justice to resolve allegations of violations of the False Claims Act. Alleged Violation of Law: KRS 315.121 (1)(f). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and permit surrendered as revoked. Pharmacy permit holder is prohibited from future pharmacy ownership.**

Case 19-0355 B. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by allegedly engaging in fraud in connection with the practice of pharmacy. Permit holder entered into a settlement agreement with the United States Department of Justice to resolve allegations of violations of the False Claims Act. Alleged Violation of Law: KRS 315.121 (1)(f). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and permit surrendered as revoked. Pharmacy permit holder is prohibited from future pharmacy ownership.**

Case 19-0355 C. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by allegedly engaging in fraud in connection with the practice of pharmacy. Permit holder entered into a settlement agreement with the United States Department of Justice to resolve allegations of violations of the False Claims Act. Alleged Violation of Law: KRS 315.121 (1)(f). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and permit surrendered as revoked. Pharmacy permit holder is prohibited from future pharmacy ownership.**

Case 19-0356 A. Pharmacy permit holder allegedly failed to provide adequate security and control of drugs. Pharmacy reported a loss of several thousand oxycodone tablets over a period of 3 years due to employee pilferage. Alleged Violation of Law: 201 KAR 2:100 Section 1. **CRP Recommendation: There is sufficient evidence developed and the investigator is directed to conduct further investigation.**

Case 19-0356 B. Pharmacist in charge (PIC) allegedly failed to provide adequate security and control of drugs. Pharmacy reported a loss of several thousand oxycodone tablets over a period of 3 years due to employee pilferage. Alleged Violation of Law: 201 KAR 2:205 Section 2 (3)(b).

CRP Recommendation: There is sufficient evidence developed and the investigator is directed to conduct further investigation.

Case 19-0356 C. Registered Pharmacy Technician allegedly engaged in unprofessional or unethical conduct by selling, transferring, dispensing, ingesting, or administering a drug for which a prescription drug order is required, without first receiving a prescription drug order for the drug. Alleged Violation of Law: KRS 315.121 (2)(f). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and revocation, and if registration is lapsed, do not renew.**

Case 19-0357. Pharmacist allegedly entered an “Alford” plea to wanton endangerment in the second degree. Pharmacist allegedly has a mental or physical incapacity that prevents the licensee from engaging or assisting in the practice of pharmacy with reasonable skill, competence, and safety to the public. Alleged Violations of Law: KRS 315.121 (1)(b) and (c)(1).

CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.

Case 19-0358 A/B. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by selling a misbranded prescription. Controlled substance prescription labeled with the incorrect practitioner name. Pharmacy permit holder allegedly failed to timely transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Alleged Violations of Law: KRS 315.121 (1)(h); KRS 217.065 (11)(b); KRS 218A.180 (8); 902 KAR 55:110 Section 8 (2)(a). Pharmacist in charge allegedly failed to timely transmit corrected information to update the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER) database after receiving a request to correct erroneous information. Alleged Violations of Law: KRS 315.121 (1)(h); 902 KAR 55:110 Section 8 (2)(a); 201 KAR 2:205 Section 2 (3)(e). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$250 administrative fine, an additional 6 hours of continuing education on pharmacy law.**

Case 19-0358 C. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The

prescription was labeled with the incorrect practitioner name; and engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Prescription for a 30-day supply of oxycodone/APAP was dispensed under a nurse practitioner's name. Alleged Violations of Law: KRS 315.121 (1)(h); KRS 315.121 (2); KRS 315.121 (2)(j) (d); KRS 217.065 (11)(b) and KRS 218A.180 (8). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and administrative fine of \$500, and additional hours of continuing education; 3 hours on medication errors and their prevention and 3 hours of continuing education on pharmacy law.**

Case 19-0359 A. Pharmacy permit holder allegedly sold a misbranded drug due to a medication error. Patient allegedly was dispensed Nucynta ER 100mg tablets for a prescription written for Nucynta ER 250mg tablets. Alleged Violations of Law: KRS 217.065 (1) and KRS 315.121 (1)(a).

CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice. **Case 19-0359 B.** Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to harm the public with or without established proof of actual injury by committing a medication error. Patient allegedly was dispensed Nucynta ER 100mg tablets for a prescription written for Nucynta ER 250mg tablets. Pharmacist allegedly engaged in unprofessional or unethical conduct by failing to dispense a medication in a timely manner. Alleged Violations of Law: KRS 315.121 (2)(d), and KRS 315.121 (1)(a). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$500 administrative fine, additional 6 hours of continuing education on medication errors and their prevention.**

Case 19-0360 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by providing inaccurate information to a physician's office staff. Alleged Violation of Law: KRS 315.121 (1)(a). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0360 B. Pharmacist allegedly engaged in unprofessional or unethical conduct by providing inaccurate information to a physician's office staff. Alleged Violation of Law: KRS 315.121 (1)(a). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0361 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by employing a pharmacist that engaged in unprofessional conduct by not showing a patient the medication vial prior to vaccine administration. Alleged Violation of Law: KRS

315.121 (1)(a). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0361 B. Pharmacist allegedly engaged in unprofessional or unethical conduct by not showing a patient the medication vial prior to vaccine administration. Alleged Violation of Law: KRS 315.121 (1)(a). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0362 Pharmacy technician allegedly has a mental or physical incapacity that prevents registrant from engaging in assisting in the practice of pharmacy with reasonable skill, competence, and safety to the public. Alleged Violation of Law: KRS 315.121 (1)(b). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0363 A. Pharmacy permit holder allegedly failed to provided adequate security and control of drugs. Pharmacy reported a loss of controlled substances due to employee pilferage from the will call area. Alleged Violation of Law: 201 KAR 2:100 Section 1. **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0363 B. Pharmacist in charge allegedly failed to provide adequate security and control of drugs. Pharmacy reported a loss of controlled substances due to employee pilferage from the will call area. Alleged Violation of Law: 201 KAR 2:205 Section 2(3)(b). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0363 C. Registered Pharmacy Technician allegedly except as provided in KRS 315.500, selling, transferring, dispensing, ingesting, or administering a drug for which a prescription drug order is required, without having first received a prescription drug order for the drug. Alleged Violation of Law: KRS 315.121 (2)(f). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and revocation, or if registration is lapsed, do not renew.**

Case 19-0364 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by allowing confidential patient information to be released. A patient received another patient's monograph. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely failing in the provision of pharmacy services by not keeping a patient's record confidential. Alleged Violations of Law: KRS 315.121(1)(a) and 201 KAR 2:210 Section 3(1). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0364 B. Pharmacist-in-charge (PIC) allegedly engaged in unprofessional or unethical conduct by divulging or revealing to unauthorized persons patient information by speaking to a patient about his medications where other patients could hear. Pharmacist-in-charge (PIC) allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely failing in the provision of pharmacy services. Alleged Violations of Law: KRS 315.121(1)(a), 201 KAR 2:210 Section 3(1) and 201 KAR 2:205 Section 2(3)(b). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0364 C. Pharmacist allegedly engaged in unprofessional or unethical conduct by being rude. Alleged Violation of Law: KRS 315.121(1)(a). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0364 D. Pharmacist allegedly engaged in unprofessional or unethical conduct by divulging or revealing to unauthorized persons patient information by dispensing a prescription for a patient with a different patient's monograph attached. Alleged Violations of Law: KRS 315.121(2)(b) and 201 KAR 2:210 Section 3(1). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and administrative fine of \$500, and additional hours of continuing education; 3 hours on medication errors and their prevention and 3 hours of continuing education on pharmacy law.**

Case 19-0364 E. Pharmacy technician allegedly engaged in unprofessional or unethical conduct by divulging or revealing to unauthorized persons patient information by dispensing a prescription for a patient with a different patient's monograph attached. Alleged Violations of Law: KRS 315.121(2)(b) and 201 KAR 2:210 Section 3(1). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0364 F. Pharmacy technician allegedly engaged in unprofessional or unethical conduct by divulging or revealing to unauthorized persons patient information by dispensing a prescription for a patient with a different patient's monograph attached. Alleged Violations of Law: KRS 315.121(2)(b) and 201 KAR 2:210 Section 3(1). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 19-0365. Pharmacist allegedly violated his Kentucky Pharmacist Recovery Network (KYPRN) Agreement and his Kentucky Board of Pharmacy Agreed Order by testing positive for diphenhydramine. Alleged Violation of Law: KRS 315.121(1)(i). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint**

and Notice of Hearing. Standard terms and signed KYPRN monitoring agreement after a 28 day in-house treatment program, with 6 months suspension with continued sobriety.

Case 19-0366 A/E. A. Pharmacy permit holder allegedly sold adulterated drugs by dispensing non-sterile preparations compounded with expired components; sold misbranded drugs by dispensing non-sterile compounded preparations with an assigned beyond use date (BUD) past the expiration of a component; and failed to compound non-sterile preparations pursuant to United States Pharmacopeia (USP) 795. Alleged Violations of Law: KRS 217.055 (1)(a)(2); KRS 217.065 (1) and 201 KAR 2:076 Section 2 (1). E. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive, defraud, or harm the public, with or without established proof of harm by verifying 25 non-sterile compounded preparations with expired components, and 15 non-sterile compounded preparation that the BUD exceeded that of the components' expiration. Alleged Violation of Law: KRS 315.121 (2)(d). **CRP**

Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$10,000 administrative fine, monthly compounding reconciliation reports for one year, an additional 6 hours of compounding continuing education.

Case 19-0366 B. Pharmacist in charge (PIC) allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive, defraud, or harm the public, with or without established proof of harm by verifying 95 compounded preparations with expired components and 65 compounded preparations that the BUD exceeded that of the components; failed to implement a quality assurance program in compounding services; and failed to implement quality assurance program. Alleged Violations of Law: KRS 315.121 (2)(d); 201 KAR 2:076 Section 3 and 201 KAR 2:210 Section 2 (3)(a). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$5,000 administrative fine, additional 6 hours of continuing education on compounding.**

Case 19-0366 C. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive, defraud, or harm the public, with or without established proof of harm by verifying 56 non-sterile compounded preparations with expired components, and 16 non-sterile compounded preparation that the BUD exceeded that of the components' expiration. Alleged Violation of Law: KRS 315.121 (2)(d). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$3,500 administrative fine, additional 6 hours of continuing education on compounding.**

Case 19-0366 D. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive, defraud, or harm the public, with or without established proof of harm by verifying 23 non-sterile compounded preparations with expired components, and 19 compounded preparation that the BUD exceeded that of the components' expiration. Alleged Violation of Law: KRS 315.121 (2)(d). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$2,500 administrative fine, additional 6 hours of continuing education on compounding.**

Case 19-0366 F. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive, defraud, or harm the public, with or without established proof of harm by verifying 23 non-sterile compounded preparations with expired components, and 23 non-sterile compounded preparation that the BUD exceeded that of the components' expiration. Alleged Violation of Law: KRS 315.121 (2)(d). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$2,500 administrative fine, additional 6 hours of continuing education on compounding.**

Case 20-0001 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by failing to dispense a medication in a timely manner. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by selling a misbranded prescription. Prescription was labeled with the incorrect practitioner name. Alleged Violations of Law: KRS 315.121 (1)(a) and (h); and KRS 217.065 (11)(b). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 20-0001 B. Pharmacist in charge allegedly failed in the provision of pharmacy services. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded prescription. The prescription was labeled with the incorrect practitioner name. Alleged Violations of Law: KRS 315.121 (1)(h) and (2)(d); KRS 217.065 (11)(b) and 201 KAR 2:205 Section 2 (3)(b). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$500 administrative fine, an additional 6 hours of continuing education on medication errors and their prevention.**

Case 20-0002 A. Pharmacy permit holder allegedly sold a misbranded drug due to a medication error. Patient was prescribed oxycodone 15mg tablets but allegedly received an unlabeled prescription vial containing unknown medication. Alleged Violation of Law: KRS 217.065 (1). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 20-0002 B. Pharmacist allegedly engaged in unprofessional or unethical conduct likely to harm the public with or without established proof of actual injury by committing a medication error. Patient was prescribed oxycodone 15mg tablets but the pharmacist allegedly dispensed an unlabeled prescription vial containing medication not prescribed for the patient. Alleged Violation of Law: KRS 315.121 (2)(d). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 20-0019 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct. Alleged Violation of Law: KRS 315.121 (1)(a). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 20-0019 B. Pharmacist allegedly engaged in unprofessional or unethical conduct by publication or circulation of false, misleading, or deceptive statements concerning the practice of pharmacy. Pharmacist allegedly told patient a prescription could not be filled for a 90 day supply per insurance. Alleged Violation of Law: KRS 315.121 (2)(a). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 20-0041 A. Pharmacy permit holder allegedly failed to maintain a patient record that enabled the pharmacist to determine the impact of previously dispensed drugs and known disease conditions upon prescriptive drug order. Alleged Violation of Law: 201 KAR 2:210 Section 1 (1)(d)(3). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 20-0041 B. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to harm the public, demonstrating a willful or careless disregard for the health, welfare or safety of a patient, or engaging in conduct which substantially departs from accepted standards of pharmacy practice ordinarily exercised by a pharmacist with or without established proof of actual injury; and failed to perform a proper prospective drug use review prior to dispensing a prescription. Alleged Violations of Law: KRS 315.121 (2)(d) and 201 KAR 2:210 Section 4 (1). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$500 administrative fine, an additional 6 hours of continuing education on medication errors and their prevention.**

Case 20-0042 A. Pharmacy permit holder allegedly sold misbranded drugs due to a medication error. Patient allegedly received 276 buspirone tablets in a bottle labeled as quantity 270 and 81 fluoxetine 40 mg capsules in a bottle labeled as quantity 90. Alleged Violation of Law: KRS 217.065(1). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 20-0042 B. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive or harm the public with or without established proof of actual injury by committing a medication error. Patient allegedly received 276 buspirone tablets in a bottle labeled as quantity 270 and 81 fluoxetine 40 mg capsules in a bottle labeled as quantity 90. Alleged Violation of Law: KRS 315.121 (2)(d). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$500 administrative fine, an additional 6 hours of continuing education on medication errors and their prevention.**

Case 20-0048. Pharmacist allegedly has a mental or physical incapacity that prevents the licensee from engaging in the practice of pharmacy with reasonable skill, competence, and safety to the public; and was denied a pharmacist's license in another state. Alleged Violations of Law: KRS 315.121 (1)(b) and KRS 315.121 (1)(c)(2). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 20-0073 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by failing to sell a prescription in a timely manner and engaged in unprofessional or unethical conduct by employing a pharmacy technician that mislead the public concerning the practice of pharmacy. Alleged Violation of Law: KRS 315.121 (1)(a). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 20-0073 B. Pharmacist in charge (PIC) allegedly failed in the provision of pharmacy services. PIC did not timely order schedule II controlled substances and failed to provide adequate supervision. Technician incorrectly informed a patient that a prescription could be transferred to another pharmacy. Alleged Violations of Law: 201 KAR 2:205 Section 2 (3)(b) and KRS 315.121 (1)(a). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 20-0073 C. Pharmacist allegedly failed to provide adequate supervision. Technician incorrectly informed a patient that a prescription could be transferred to another pharmacy. Alleged Violation of Law: KRS 315.121 (1)(a). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 20-0074 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by selling a misbranded prescription. Controlled substance prescription labeled with the incorrect practitioner name. Alleged Violations of Law: KRS 315.121 (1)(h); KRS 217.065 (11)(b) and KRS 218A.180 (8). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 20-0074 B. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive the public with or without established proof of actual injury. Pharmacist allegedly dispensed a misbranded controlled substance prescription. The prescription was labeled with the incorrect practitioner name; and engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Prescription for 30-day supply of oxycodone was dispensed under a nurse practitioner's name. Alleged Violations of Law: KRS 315.121 (1)(h); KRS 315.121 (2)(d); KRS 315.121 (d)(j); KRS 217.065 (11)(b) and KRS 218A.180 (8). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and administrative fine of \$500, and additional hours of continuing education; 3 hours on medication errors and their prevention and 3 hours of continuing education on pharmacy law.**

Case 20-0077. Pharmacist owner and Pharmacist-in-charge allegedly engaged in unprofessional or unethical conduct. Pharmacist owner plead guilty on 3 Federal charges of knowingly and intentionally distributing and dispensing, outside the scope of professional practice and not for a legitimate medical purpose, a Schedule II controlled substance, a Schedule III controlled substance and a Schedule IV controlled substance. Alleged Violations of Law: KRS 315.121 (1)(a); KRS 315.121 (1)(c)(2); KRS 315.121 (1)(h); KRS 315.121 (2)(d); and KRS 315.121 (d)(j). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and license surrendered as revoked for five years and a day.**

Case 20-0079 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by allowing confidential patient information to be revealed to an unauthorized person. Technicians divulged patient information and the nature of professional services rendered to an unauthorized person. Alleged Violation of Law: KRS 315.121 (1)(a). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 20-0079 B. Pharmacist in charge allegedly failed to provide proper supervision of pharmacy technicians assisting in the practice of pharmacy. Alleged Violations of Law: KRS

315.020 (4)(a) and KRS 315.121 (1)(a). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 20-0079 C. Pharmacy technician allegedly engaged in unprofessional or unethical conduct by divulging or revealing to an unauthorized person patient information and the nature of professional services rendered without the patients' express consent. Alleged Violation of Law: KRS 315.121 (2)(b). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and revocation.**

Case 20-0079 D. Pharmacy technician allegedly engaged in unprofessional or unethical conduct by divulging or revealing to an unauthorized person patient information without the patient's express consent. Alleged Violation of Law: KRS 315.121 (2)(b).

CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and revocation.

Case 20-0080. Pharmacist allegedly violated his Agreed Order of Reinstatement with Restrictions by testing positive for alcohol; and has a mental or physical incapacity that prevents the licensee from engaging in the practice of pharmacy with reasonable skill, competence, and safety to the public. Alleged Violations of Law: KRS 315.121 (1)(i) and KRS 315.121 (1)(b). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and revocation for five years and a day with continued sobriety.**

Case 20-0083. Pharmacy technician allegedly has a mental or physical incapacity that prevents registrant from engaging in assisting in the practice of pharmacy with reasonable skill, competence, and safety to the public. Alleged Violation of Law: KRS 315.121 (1)(b). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 20-0084 A. Pharmacy permit holder allegedly failed to provide adequate security and control of drugs. The pharmacy initially reported a loss of three alprazolam 2mg tablets due to employee pilferage; the final DEA 106 form stated a total loss of 311 tablets. Alleged Violation of Law: 201 KAR 2:100 Section 1. **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of**

Hearing. Standard terms and \$500 administrative fine, baseline count on alprazolam, clonazepam, lorazepam, diazepam, phentermine, and tramadol—audit 6 months later, corrective action plan on how to handle when someone is acting impaired/unable to safely work on the job to prevent future occurrences.

Case 20-0084 B. Pharmacist-in-charge (PIC) allegedly failed to provide adequate security and control of drugs. The pharmacy initially reported a loss of three alprazolam 2mg tablets due to employee pilferage; the final DEA 106 form stated a total loss of 311 tablets. Alleged Violation of Law: 201 KAR 2:205 Section 2(3)(b). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 20-0084 C. Pharmacist allegedly had reason to know that a pharmacy technician was incapable of engaging or assisting in the practice of pharmacy with reasonable skill, competence, and safety to the public. Pharmacist allegedly allowed a pharmacy technician to continue working after having reason to suspect the technician was impaired. Alleged Violation of Law: KRS 315.121 (1)(d). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 20-0084 D. Pharmacy technician allegedly engaged in unprofessional or unethical conduct by selling, transferring, dispensing, ingesting, or administering a drug for which a prescription drug order is required, without first receiving a prescription drug order for the drug. Alleged Violation of Law: KRS 315.121 (2)(f). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and revocation, and if registration has lapsed, do not renew.**

Case 20-0085 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by selling a prescription to an unauthorized individual. Alleged Violation of Law: KRS 315.121 (1)(a). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 20-0085 B. Pharmacist in charge (PIC) allegedly failed in the provision of pharmacy services by selling a prescription to an unauthorized individual. Alleged Violation of Law: 201 KAR 2:205 Section 2 (3)(b). **CRP Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 20-0089. Pharmacist allegedly has a mental or physical incapacity that prevents the licensee from engaging in the practice of pharmacy with reasonable skill, competence, and safety to the public. Alleged Violation of Law: KRS 315.121 (1)(b). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint**

and Notice of Hearing. Standard terms and signed KYPRN monitoring agreement after an in-house treatment program, with 1 year suspension with continued sobriety.

Peter Cohron seconded, and the motion passed unanimously. Peter Cohron recused himself and was placed in a waiting room.

Craig Martin moved to accept the Case Review Panel recommendations for:

Case 19-0013 A. Pharmacy permit holder allegedly failed to provide adequate security and control of drugs. Pharmacy reported a loss of 10,208 Acetaminophen/Codeine 300mg/30mg tablets, 1,725 Hydrocodone/Acetaminophen 10mg/ 325mg tablets, 622 Alprazolam 0.5mg tablets, and 2,591 Alprazolam 1mg tablets over an audit period of 6 Months from July 3, 2018 to January 8, 2019 due to employee pilferage. Pharmacy permit holder allegedly failed to maintain proper records. Alleged Violations of Law: 201 KAR 2:100, Section 1 and KRS 218A.200(4). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$5,000 administrative fine, approved corrective action plan on accurate recordkeeping and to detect controlled substances losses and diversion.**

Case 19-0013 B. Pharmacist in charge allegedly failed to provide adequate security and control of drugs. Pharmacy reported a loss of 10,208 Acetaminophen/Codeine 300mg/30mg tablets, 1,725 Hydrocodone/Acetaminophen 10mg/ 325mg tablets, 622 Alprazolam 0.5mg tablets, and 2,591 Alprazolam 1mg tablets over an audit period of 6 Months from July 3, 2018 to January 8, 2019 due to employee pilferage. PIC allegedly allowed Pharmacy Technician to work while unable to assist in the practice of pharmacy with reasonable skill, competence and safety to the public and allegedly failing to report any relevant information to the Board. PIC allegedly failed to maintain proper records. Alleged Violations of Law: 201 KAR 2:205 Section 2(3)(b) and KRS 315.121 (1)(d)(f)(g). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$500 administrative fine, cannot serve as PIC at a pharmacy for one year and an additional three hours of continuing education on drug diversion.**

Case 19-0013 C. Registered Pharmacy Technician allegedly engaged in unprofessional or unethical conduct by selling, transferring, dispensing, ingesting, or administering a drug for which a prescription drug order is required, without first receiving a prescription drug order for the drug. Alleged Violations of Law: KRS 315.121 (2)(f). **CRP Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint**

and Notice of Hearing. Standard terms and revocation, or if registration is lapsed, do not renew.

John Fuller seconded, and the motion passed unanimously. Peter Cohron returned to the meeting.

PENDING APPLICATIONS

Craig Martin moved to deny the pharmacy technician registration application as presented. Jill Rhodes seconded, and the motion passed unanimously.

Jill Rhodes moved to approve the non-resident pharmacy application submitted by OPS International Inc. Craig Martin seconded, and the motion passed unanimously.

Jill Rhodes moved to defer approval of the non-resident pharmacy application submitted by White Rock Pharmacy until verification of the pharmacist in charge's work schedule is received by the Board. John Fuller seconded, and the motion passed unanimously.

Craig Martin moved to defer approval of the non-resident pharmacy application submitted by Long Prairie Pharmacy until verification of the pharmacist in charge's work schedule is received by the Board. Jill Rhodes seconded, and the motion passed with one nay vote from Peter Cohron.

CORRESPONDENCE

Lewis County Primary Care Center; Tollesboro Clinic Pharmacy; Maysville OB\GYN Family Health Center Pharmacy; Flemingsburg Family Health Center Pharmacy; South Shore Family Health Center Pharmacy; Bracken Family Health Center Pharmacy and Ashland Family Health Center Pharmacy – Offsite Storage Request Peter Cohron moved to approve this request. John Fuller seconded, and the motion passed unanimously.

Pikeville Medical Center Outpatient Pharmacy – Craig Martin moved to approve this request. Peter Cohron seconded, and the motion passed unanimously.

Craig Martin recused himself and was placed in a waiting room.

UK Specialty Pharmacy and Infusion Services – Jill Rhodes moved to approve the request for a Pyxis system on the second floor. John Fuller seconded, and the motion passed unanimously.

LEGISLATION/REGULATION

201 KAR 2:105, Requirements for wholesalers, medical gas wholesalers, wholesale distributors and virtual wholesale distributors. Jill Rhodes moved to accept the committee

recommendation for amending the regulation and submit to LRC. Craig Martin seconded, and the motion passed unanimously.

201 KAR 2:106, Licensed or permitted facility closures. Craig Martin moved to accept the committee recommendation for amending the regulation and submit to LRC. Jill Rhodes seconded, and the motion passed unanimously.

201 KAR 2:270, Expungement. Craig Martin moved to accept the committee recommendation for amending the regulation and submit to LRC. John Fuller seconded, and the motion passed unanimously.

201 KAR 2:320, Requirements for manufacturers and virtual manufacturers. Craig Martin moved to accept the committee recommendation for amending the regulation and submit to LRC. John Fuller seconded, and the motion passed unanimously.

201 KAR 2:390, Requirements for third-party logistics providers. Jill Rhodes moved to accept the committee recommendation for amending the regulation and submit to LRC. Craig Martin seconded, and the motion passed unanimously.

NEW BUSINESS

Repository Program Jill Rhodes moved to send the draft versions to the Regulation Committee. Peter Cohron seconded, and the motion passed unanimously. The charge to the committee is to review and consider the establishment of repository regulation.

Child Fatality and Near Fatality Panel – Request for enhanced safety packaging [blister packs] Larry Hadley and Katie Busroe presented a request from the Program Review and Investigations Committee at LRC for enhanced safety packaging for commonly used prescription drugs. Craig Martin moved to refer this to the Advisory Council. Peter Cohron seconded, and the motion passed unanimously. The charge to the council is to review and consider the recommendations presented in the request from the Child Fatality and Near Fatality Panel. John Fuller requested the council also consider the cost involved with the implementation of the enhanced safety packaging.

Regulation Committee Appointments Committee members requesting to remain on the committee are Larry Hadley; Katie Busroe; Ralph Bouvette and Chris Palutis. This leaves five openings. Board members ranked the 21 applicants received in order of preference. The top five applicants receiving the most votes are Catherine Hanna; Elisha Bischoff; Jennifer Grove; Joel Thornbury and Michael Burleson. Craig Martin moved to approve these appointments. John Fuller seconded, and the motion passed unanimously.

Regulation/Statutory amendments for State of Emergency The Board considered adopting the recent amendments currently in effect during the state of emergency to be implemented in any

future state of emergencies. After much discussion, the Board took no action on this item. These amendments are specific to the current COVID-19 pandemic.

Jill Rhodes requested information on the timeline for the inspectors returning to in person inspections and investigations. Katie Busroe stated that the inspectors would begin Phase 1 on June 15th with mileage restrictions, one inspection per day and the use of PPE [mask, gloves and hand sanitizer]. Inspectors will schedule the inspection with the PIC during the pharmacy's low volume time to reduce the amount of exposure. Phase 2 will be implemented on July 6th based on the Governor's guidelines at that time.

Misty Stutz, Dean of Sullivan University College of Pharmacy thanked the Board for allowing students to attend the meeting remotely and for the Board's assistance with the scheduling of exams during the state of emergency.

ADJOURNMENT On motion by Jill Rhodes, seconded by Peter Cohron and passed unanimously, President Poole adjourned the meeting at 11:35 a.m. The next regularly scheduled meeting begins at 9:00 am on July 29, 2020 at the Kentucky Board of Pharmacy in Frankfort, KY or via teleconference.

Larry A. Hadley
Executive Director