



California State Board of Pharmacy
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STATE AND CONSUMER SERVICES AGENCY
DEPARTMENT OF CONSUMER AFFAIRS
GRAY DAVIS, GOVERNOR

**DEPARTMENT OF CONSUMER AFFAIRS
BOARD OF PHARMACY
SOUTHERN COMPLIANCE COMMITTEE MEETING
MINUTES**

DATE: February 20, 2002

TIME: 10:00 a.m. – 2:30 p.m.

LOCATION: Department of Toxic Substance Control
5796 Corporate Avenue
Cypress, CA 90630

**BOARD MEMBER
PRESENT:** Stanley Goldenberg, Chairperson
John Jones, Board Member
Steve Litsey, Board Member

**STAFF
PRESENT:** Robert Ratcliff, Supervising Inspector
Judith K. Nurse, Supervising Inspector
Dennis Ming, Pharmacy Inspector
Sarah Lopez, Pharmacy Inspector
Janice Dang, Pharmacy Inspector
Linda Kapovich, Enforcement Analyst

**ALSO
PRESENT:** John S. Drum, PIC, Owner
Timothy A. Rende, RPH, former PIC
Sam Ghadrhan, RPH, former PIC, Owner
Dionne Zuinga, TCH
Angelita L. Quindoy, RPH, PIC
Jihan S. Soliven, TCH, Owner
Egette Ibrahim Saad, RPH, PIC
Richard Martland, Attorney at Law
Robert A. Erter, Pharmacy Development Manager
Cecilia Tse, RPH, PIC
Raviraj Urval, RPH, former PIC
Stanley M. Postel, RPH
Bassam Hanna Massaad, RPH, PIC
Fadi Wasef Atiya, RPH, former PIC, President

CALL TO ORDER

Chairperson Stanley Goldenberg, called the meeting of the Southern Compliance Committee to order at 10:00 a.m.

A. APPEARANCES REQUIRED

1. John S. Drum CI 2000 19652
RPH 22299, PIC, Owner

Drum Pharmacy
Westminster, CA
PHY 37396

John S. Drum, and Drum Pharmacy, were requested to appear at the Southern Compliance meeting as the result of an investigation that revealed that John S. Drum failed to file a discontinuation of business notice with the Board of Pharmacy, when Mr. Drum closed Drum Pharmacy in December of 1999. John S. Drum refilled prescriptions for himself without prescriber authorization on more than one occasion. In addition John S. Drum failed to maintain the required information for each prescription dispensed, and failed to maintain records of the disposition of dangerous drugs.

On October 11, 2001, a letter of violation was issued to John S. Drum, and Drum Pharmacy, for violation of:

- Business and Professions Code section 4301 (g) - Unprofessional conduct, knowingly making or signing any certificate or other document that falsely represents the existence or nonexistence of a state of facts.
- Business and Professions Code section 4059 (a) – No person shall furnish any dangerous drug, except upon the prescription of a physician, dentist, podiatrist, optometrist, or veterinarian.
- Business and Professions Code section 4063 - Refill of prescription for dangerous drug or device; prescriber authorization.
- Business and Professions Code section 4333 - Maintaining prescriptions, other drug records on premises, open to inspection; waiver; willful failure to keep or permit inspection of records of prescriptions, other records as misdemeanor.
- California Code of Regulations section 1717 (b)(3) – Pharmaceutical practices.
- California Code of Regulations section 1716 – Variation from a prescription.

The participants and the committee discussed the circumstances surrounding the violations and what corrective actions have been taken.

M/S/C: Jones/Litsey

The committee accepted the appearance of John S. Drum and Drum Pharmacy; (a) the matter will be made a part of the record of John S. Drum, RPH 22299; (b) the matter will be made a part of the record of Drum Pharmacy, PHY 37396. No further action will be taken at this time.

2. Angelita L. Quindoy CI 2001 21475
RPH 39327, PIC

Jihan S. Soliven
TCH 25435, Owner

Pharmacy Link Corporation
Orange, CA
PHY 44631

Angelita L. Quindoy, Jihan S. Soliven, and Pharmacy Link Corporation, are requested to appear at the Southern Compliance meeting as the result of an investigation that revealed during a routine inspection of Pharmacy Link Corporation, several violations of pharmacy law were observed. Angelita L. Quindoy filled prescriptions faxed to the pharmacy from the patient, failed to document required information on prescriptions, and failed to document changes in prescriptions with the prescriber. Additionally Angelita L. Quindoy filled electronic prescriptions without verifying authenticity, and was not able to demonstrate compliance in conducting a patient medication history review prior to dispensing medications.

On July 9, 2001, a violation notice was issued to Angelita L. Quindoy, and Pharmacy Link Corporation, for violation of:

- Business and Professions Code section 4071 - Prescriber may authorize agent to transmit prescription; Schedule II excluded.
- California Code of Regulations section 1716 – Variation from a prescription.
- California Code of Regulations section 1717 (c) - Promptly upon receipt of an orally transmitted prescription, the pharmacist shall reduce it to writing, and initial it, and identify it as an orally transmitted prescription.
- California Code of Regulations section 1707.3 - Prior to consultation as set forth in section 1707.2(a) and (b), a pharmacist shall review a patient's drug

therapy and medication record before each prescription drug is delivered. The re-view shall include screening for severe potential drug therapy problems.

M/S/C: Jones/Litsey

The committee accepted the appearance of Angelita L. Quindoy, Jihan S. Soliven, and Pharmacy Link Corporation; (a) the matter will be made a part of the record of Angelita L. Quindoy, RPH 39327;(b) the matter will be made a part of the record of Pharmacy Link Corporation, PHY 44631; (c) Angelita L. Quindoy, RPH 39327, is cited and fined \$500, for failure to review a patient's drug therapy and medication record before each prescription drug is delivered as required; (d) Pharmacy Link Corporation, PHY 44631, is cited and fined \$500, for failure to provide patient consultation as required; (e) A follow up inspection is ordered within 60 days to review all activity from November 27, 2001 to February 20, 2002, and to ensure compliance with all pharmacy laws. No further action will be taken at this time.

3. Timothy A. Rende CI 2000 21100
RPH 44736, former PIC

Sam Ghadrnan
RPH 43227, former PIC, President

Mission Bell Pharmacy #2
San Diego, CA
PHY 44532

Dionne Zuinga, TCH

Timothy A. Rende, Sam Ghadrnan, and Mission Bell Pharmacy #2, are requested to appear at the Southern Compliance meeting as the result of an investigation that revealed that Timothy A. Rende dispensed Glipizide, Glucophage and Docusate Sodium to the incorrect patient.

On October 11, 2001, letters of violation were issued to Timothy A. Rende, and Mission Bell Pharmacy #2, for violation of:

- Business and Professions Code section 4301 – Unprofessional conduct.
- California Code of Regulations section 1716 – Variation from a prescription.

The participants and the committee discussed the circumstances surrounding the violations and what corrective actions have been taken.

M/S/C: Jones/Litsey

The committee accepted the appearance of Timothy A. Rende, Sam Ghadrnan, and Mission Bell Pharmacy #2; (a) the matter will be made a part of the record of Timothy A. Rende, RPH 44736; (b) the matter will be made a part of the record of Mission Bell Pharmacy #2, PHY 44532. No further action will be taken at this time.

4. Dong Hwan Kim
RPH 51022, PIC
CI 2000 21143
- Keith Chung
RPH 50486, former PIC
- May Yam
RPH 45023
- Rite Aid #5452
Los Angeles, CA
PHY 42210

This appearance was postponed prior to this meeting of the Southern Compliance Committee, and will be rescheduled at a future meeting.

5. Egette Ibrahim Saad
RPH 44763, PIC
CI 1999 19235
- Rite Aid #5734
Costa Mesa, CA
PHY 44322

Richard Martland, Attorney at Law

Egette Ibrahim Saad, and Rite Aid #5734, are requested to appear at the Southern Compliance meeting as the result of an investigation that revealed that Rite Aid #5734 dispensed the incorrect size syringe on a prescription for Dilantin for a pediatric patient. The prescribed dose was 1.5cc" twice daily, and the directions provided during consultation were 1.5 teaspoonfuls twice daily.

On March 14, 2001, a letter of violation was issued to Egette Ibrahim Saad, and Rite Aid #5734, for violation of:

- Business and Professions Code section 4301 – Unprofessional conduct.
- Business and Professions Code section 4074 - Drug risk: informing patient; providing consultation for discharge medications.
- California Code of Regulations section 1716 – Variation from prescriptions.
- California Code of Regulations section 1707.2 – Duty to consult.
- California Code of Regulations section 1793.1 - Duties of a registered pharmacist.

The participants and the committee discussed the circumstances surrounding the violations and what corrective actions have been taken.

M/S/C: Jones/Litsey

The committee accepted the appearance of Egette Ibrahim Saad, and Rite Aid #5734; (a) the matter will be made a part of the record of Egette Ibrahim Saad, RPH 44763; (b) the matter will be made a part of the record of Rite Aid #5734, PHY 44322. No further action will be taken at this time.

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6. Cecilia Tse
RPH 46128, PIC
CI 2000 20803
- Raviraj Urval
RPH 47019, former PIC
- Stanley M. Postel
RPH 22632
- Rite Aid #5562
Castaic, CA
PHY 42726
- Richard Martland, Attorney at Law
Robert A. Erter, Pharmacy Development Manager

Cecilia Tse, Raviraj Urval, Stanley M. Postel, and Rite Aid #5562, are requested to appear at the Southern Compliance meeting as the result of an investigation that revealed that Raviraj Urval dispensed Androderm patches on an erroneous prescription. The prescription did not indicate the strength of the medication and contained incorrect directions for the application of the patches. Stanley M. Postel dispensed Nystatin

Vaginal Tablets labeled with the directions to take one tablet by mouth every night. In addition the telephonic prescription for the Nystatin was not initialed by the receiving pharmacist. This investigation also revealed that patient consultation was not provided for either prescription as required by law.

On January 4, 2002, letters of violation were issued to Raviraj Urval, and Rite Aid #5562, for violation of:

- Business and Professions Code section 4301 – Unprofessional conduct.
- Business and Professions Code section 4076 (a)(2) – Prescription container requirements for labeling.
- California Code of Regulations section 1717 (c) - Promptly upon receipt of an orally transmitted prescription, the pharmacist shall reduce it to writing, and initial it, and identify it as an orally transmitted prescription.
- California Code of Regulations section 1716 – Variation from a prescription.
- California Code of Regulations section 1707.2 – Duty to consult.
- California Code of Regulations section 1761 - Erroneous or uncertain prescriptions.

On January 4, 2002, a letter of violation was issued to Stanley M. Postel, for violation of:

- Business and Professions Code section 4301 – Unprofessional conduct.
- California Code of Regulations section 1716 – Variation from a prescription.
- California Code of Regulations section 1707.2 – Duty to consult.

The participants and the committee discussed the circumstances surrounding the violations and what corrective actions have been taken.

M/S/C: Jones/Goldenberg

The committee accepted the appearance of Cecilia Tse, Raviraj Urval, Stanley M. Postel, and Rite Aid #5562; (a) the matter will be made a part of the record of Raviraj Urval, RPH 47019; (b) the matter will be made a part of the record of Rite Aid #5562, PHY 42726; (c) Raviraj Urval, RPH 47019, is cited and fined \$500, for failure to provide patient consultation as required; (d) Rite Aid #5562, PHY 42726, is cited and fined \$500, for failure to provide patient consultation as required. No further action will be taken at this time.

7. Bassam Hanna Massaad
RPH 46798, PIC

CI 2000 20946

Fadi Wasef Atiya
RPH 45978, former PIC, President

White Cross Drug Store
San Diego, CA
PHY 43868

Bassam Hanna Massaad stated that he was not the dispensing pharmacist. The dispensing pharmacist was Thanya Nguyen. Ms. Nguyen is still employed at White Cross Drug Store.

The committee instructed Bassam Hanna Massaad to have Ms. Nguyen submit a written statement to the board within 30 days.

There being no further discussion the meeting adjourned at 2:40 p.m.