



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: September 10, 2001

TIME: 1:00 p.m. – 5:00 p.m.

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

BOARD MEMBER

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

STAFF

PRESENT: Robert Ratcliff, Supervising Inspector
Judith K. Nurse, Supervising Inspector
De'Bora White, Pharmacy Inspector
Valerie Sakamura, Pharmacy Inspector
Janice Dang, Pharmacy Inspector
Robert Grimm, Pharmacy Inspector
Robert Kazebee, Pharmacy Inspector
Linda Kapovich, Enforcement Technician

ALSO

PRESENT: Gilbert Gonzalez Melo, RPH, PIC
Kathryn Lynn Edmondson, RPH, former PIC
Rachi M. McCan, RPH
Isnail KeeKeeBhai, RPH, Pharmacy Development Manager
Richard Martland, Attorney at Law
John Francis Pilgrim, RPH, PIC
Jay M. Mehta, RPH, former PIC
Mark A. Gilbert, RPH, Pharmacy Development Manager
Stephen Hyung Sik Cho, RPH, PIC
Farid Raphael Pourmorady, RPH, PIC

Southern Compliance Committee
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Norma Leynes Coronel, RPH,
Sangita Anand Shah, RPH, PIC
Anh Ngoc Lee, RPH
Olusoji Olatunde Akanwo, RPH
Larry Berman, RPH, Pharmacy Development Manager
Robert Russell Murray, RPH, PIC
In-Soon Kim, RPH
Kuldeep Kaur Grewal, RPH, PIC
Eileen Rivera Hope,, RPH
Ahmed H. Hnaino, RPH
Linda Denise Ekeomodi, RPH, PIC

CALL TO ORDER

Chairperson John Jones called the meeting of the Southern Compliance Committee to order at 1:00 p.m.

A. APPEARANCES REQUIRED

1. Gilbert Gonzalez Melo CI 1999 19557
RPH 52387, PIC

Kathryn Lynn Edmundson
RPH 51593, former PIC

Rachi M. Mc Can
RPH 49815

Rite Aid #5470
El Segundo, CA
PHY 42557

Isnail KeeKeeBhai, RPH, Pharmacy Development Manager
Richard Martland, Attorney at Law

Gilbert Gonzalez Melo, Kathryn Lynn Edmundson, Rachi M. Mc Can, and Rite Aid #5470, are requested to appear at the Southern Compliance meeting as the result of an investigation that revealed that Rachi M. Mc Can dispensed Ceftin on a prescription written for Cefzil.

On March 14, 2001, letters of violation were issued to Rachi M. Mc Can and Rite Aid #5470, 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: Litsey/Goldenberg

The committee accepted the appearance of Gilbert Gonzalez Melo, Kathryn Lynn Edmundson, Rachi M. Mc Can, and Rite Aid #5470; (a) the matter will be made a part of the record of Rachi M. McCan, RPH 49815; (b) the matter will be made a part of the record of Rite Aid #5470, PHY 42557. No further action will be taken at this time.

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| 2. | Ramin Molai
RPH 44734, PIC | CI 1999 19556 |
| | Tammy Thanh Tam Tran
RPH 51306, former PIC | |
| | Ellen Samy Tadros
RPH 38440, former PIC | |
| | Ella Ching Han Cheung
RPH 31522 | |
| | Rite Aid #5681
Palm Desert, CA
PHY 42403 | |

Ramin Molai, Tammy Thanh Tam Tran, Ella Ching Han Cheung, Ellen Samy Tadros, and Rite Aid #5681, are requested to appear at the Southern Compliance meeting as the result of an investigation that revealed that Ella Ching Han Cheung dispensed Morphine on a prescription written for MS Contin. Also Rite Aid failed to designate a pharmacist-in-charge (PIC), within 30days of the previous PIC terminating her position.

On April 25, 2001, letters of violation were issued to Ella Ching Han Cheung, for violation of:

- Business and Professions Code section 4301 – Unprofessional conduct.

- Business and Professions Code section 4077 – Dispensing dangerous drugs in incorrectly labeled containers.
- California Code of Regulations section 1716 – Variation from prescriptions.
- California Code of Regulations section 1707.2 – Duty to consult.

On April 25, 2001, letters of violation were issued to Rite Aid #5681, for violation of:

- Business and Professions Code section 4301 – Unprofessional conduct.
- Business and Professions Code section 4077 – Dispensing dangerous drugs in incorrectly labeled containers.
- Business and Professions Code section 4113 (a) - Every pharmacy shall designate a pharmacist-in-charge and within 30 days there of, shall notify the board in writing of the identity and license number of that pharmacist and the date he or she was designated.
- California Code of Regulations section 1716 – Variation from prescriptions.
- California Code of Regulations section 1707.2 – Duty to consult.

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

3. John Francis Pilgrim
RPH 27487, PIC

CI 2000 19874

Jay M. Mehta
RPH 48115, former PIC

Rite Aid #5815
Bakersfield, CA
PHY 44475

Richard Martland, Attorney at Law
Mark A. Gilbert, RPH, Pharmacy Development Manager

Jay M Mehta, and Rite Aid Pharmacy #5815, are requested to appear at the Southern Office Conference Committee meeting as the result of an investigation that revealed that Jay M. Mehta dispensed Trimox 250mg/5 suspension that was not reconstituted as required for consumption. Jay M. Mehta also failed to provide patient consultation as required by law.

On February 22, 2001, a letter of violation was issued to Jay M Mehta, and Rite Aid Pharmacy #5815, 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: Litsey/Goldenberg

The committee accepted the appearance of John Francis Pilgrim, Jay M. Mehta, and Rite Aid #5815; (a) the matter will be made a part of the record of Jay M. Mehta, RPH 48115, (b) the matter will be made a part of the record of Rite Aid #5815, PHY 44475; (c) Jay M. Mehta, RPH 48115, is cited and fined \$1,500, for failure to provide patient consultation as required; (d) Rite Aid #5815, PHY 44475, is cited and fined \$2,500, for failure to provide patient consultation as required; (e) Jay M. Mehta is to develop and submit to the board within 30days, a written quality assurance program for the pharmacy complete with system testing procedures. No further action will be taken at this time.

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4. Egette Ibrahim Saad
RPH 44763, PIC

Rite Aid #5734
Costa Mesa, CA
PHY 44322
- CI 1999 19235

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.

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

5. Stephen Hyung Sik Cho CI 2000 19680
RPH 49551, PIC

Rite Aid #5482
Redondo Beach, CA
PHY 42429

Richard Martland, Attorney at Law
Ismail KeeKeeBhai, RPH, Pharmacy Development Manager

Stephen Hyung Sik Cho, and Rite Aid #5482, are requested to appear at the Southern Compliance meeting as the result of an investigation that revealed that Stephen Hyung Sik Cho dispensed Lariam 250 mg on a prescription written for Lamisil 250 mg. Stephen Hyung Sik Cho admitted to the board inspector that he made the dispensing error and did not provide patient consultation. Mr. Cho further admitted that patient consultation could have caught the error.

On June 13, 2001, letters of violation were issued to Stephen Hyung Sik Cho and Rite Aid #5482, 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: Litsey/Goldenberg

The committee accepted the appearance of Stephen Hyung Sik Cho, and Rite Aid #5482; (a) the matter will be made a part of the record of Stephen Hyung Sik Cho, RPH 49551; (b) the matter will be made a part of the record of Rite Aid #5482, PHY 42429 ;

(c) Stephen Hyung Sik Cho, RPH 49551, is cited and fined \$1,500, for failure to provide patient consultation as required; (d) Rite Aid #5482, PHY 42429, is cited and fined \$2,500, for failure to provide patient consultation as required; (e) Develop and submit to the board within 30 days, a written quality assurance program complete with system testing procedures. No further action will be taken at this time.

6. Farid Raphael Pourmorady
RPH 44247, PIC

CI 2000 19739

Norma Leynes Coronel
RPH 40919

Rite Aid #5462
Beverly Hills, CA
PHY 42629

Richard Martland, Attorney at Law
Ismail KeeKeeBhai, RPH, Pharmacy Development Manager

Farid Raphael Pourmorady, Norma Leynes Coronel, and Rite Aid #5462, are requested to appear at the Southern Compliance meeting as the result of an investigation that revealed that on April 27, 2000, and June 29, 2000, Rite Aid #5462 dispensed Proamatine on a prescription written for Prandin. Had appropriate patient consultation been provided the error could have been caught.

On March 27, 2001, letters of violation were issued to Farid Raphael Pourmordy and Rite Aid #5462, 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: Goldenberg/Litsey

The committee accepted the appearance of Farid Raphael Pourmorady, Norma Leynes Coronel, and Rite Aid #5462; (a) the matter will be made a part of the record of Farid Raphael Pourmordy, RPH 44247; (b) the matter will be made a part of the record of Rite Aid #5462, PHY 42629; (c) Submit to the board within 30 days, a detailed duty

statement of the responsibilities of a pharmacist in charge; (e) Develop and submit to the board a within 30 days, a written quality assurance program complete with system testing procedures. No further action will be taken at this time.

7. Sangita Anand Shah
RPH 42359, PIC

CI 2000 19842

Anh Ngoc Lee
RPH 43538

Olusoji Olatunde Akanwo
RPH 46882

Rite Aid #5718
Riverside, CA
PHY 44759

Richard Martland, Attorney at Law
Larry Berman, RPH, Pharmacy Development Manager

Sangita Anand Shah, Anh Ngoc Le, Olusoji Olatunde Akanwo, and Rite Aid #5718, are requested to appear at the Southern Compliance meeting as the result of an investigation that revealed that on June 29, 2000, Rite Aid #5718 dispensed Cefzil on a prescription written for Ceftin. On July 21, 2000, Rite Aid #5718 dispensed Zyrtec 120 ml, on a refill prescription calling for Zyrtec 150 ml. In addition the remaining refills dropped from 3 to 1.

On June 7, 2001, letters of violation were issued to Sangita Anand Shah and Rite Aid #5718, 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: Litsey/Jones

The committee accepted the appearance of Sangita Anand Shah, Anh Ngoc Lee, Olusoji Olatunde Akanwo, and Rite Aid #5718; (a) the matter will be made a part of the record of Sangita Anand Shah, RPH 42359; (b) the matter will be made a part of the

record of Rite Aid #5718, PHY 44759; (c) Sangita Anand Shah is to develop and submit to the board a within 30 days, a written quality assurance program complete with system testing procedures. Also to include procedures for floating pharmacists to notify PIC of problems or unusual occurrences in the pharmacy. No further action will be taken at this time.

8. Robert Russell Murray
RPH 31391, PIC

CI 2000 19938

In-Soon Kim
RPH 38312

Rite Aid #5717
Riverside, CA
PHY 42492

Richard Martland, Attorney at Law
Larry Berman, RPH, Pharmacy Development Manager

Robert Russell Murray, In-Soon Kim, Rite Aid #5717, are requested to appear at the Southern Compliance meeting as the result of an investigation that revealed that on May 22, 2000, In-Soon Kim dispensed Humulin N 100U/ml on a refill prescription calling for Humulin L 100U/ml.

On August 8, 2001, letters of violation were issued to In-Soon Kim and Rite Aid #5717, for violation of:

- Business and Professions Code section 4301 - Unprofessional conduct.
- Business and Professions Code section 4077 (a) – Dispensing dangerous drug in incorrectly labeled container.
- 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: Litsey/Jones

The committee accepted the appearance of Robert Russell Murray, In-Soon Kim, And Rite Aid #5717; (a) the matter will be made a part of the record of In-Soon Kim, RPH 38312; (b) the matter will be made a part of the record of Rite Aid #5717, PHY 42492; (c) Rite Aid #5717 is to develop and submit to the board a within 30 days, a

written quality assurance program complete with system testing procedures. No further action will be taken at this time.

9. Kuldeep Kaur Grewal
RPH 40706, PIC

CI 2000 20348

Eileen Rivera Hope
Aka Estolas Rivera
RPH 50658

Ahmed H. Hnaino
RPH 50026

Rite Aid #5666
San Diego, CA
PHY 42689

Richard Martland, Attorney at Law
Deborah Polito, RPH, Pharmacy Development Manager

Kuldeep Kaur Grewal, Eileen Rivera Hope, Ahmed H. Hnaino, Rite Aid #5666, are requested to appear at the Southern Compliance meeting as the result of an investigation that revealed that Eileen Rivera Hope admitted to dispensing albuterol sulfate solution labeled with incorrect dosage information 4cc instead of the prescribed 0.4cc. Ms. Hope also admitted that she did not personally review the patient's medication profile before dispensing the medication as required by law. In addition it was revealed that appropriate patient consultation was not provided.

On August 8, 2001, letters of violation were issued to Eileen Rivera Hope and Rite Aid #5666, 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 1707.2 – Duty to consult.
- California Code of Regulations section 1707.3 – Duty to review drug therapy and patient medication record prior to delivery.

On August 8, 2001, a letter of violation was issued to Ahmed H. Hnaino for violation of:

- California Code of Regulations section 1707.3 – Duty to review drug therapy and patient medication record prior to delivery.

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

M/S/C: Litsey/Goldenberg

The committee accepted the appearance of Kuldeep Kaur Grewal, Eileen Rivera Hope, Ahmed H. Hnaino, and Rite Aid #5666; (a) the matter will be made a part of the record of Eileen Rivera Hope, RPH 50658; (b) the matter will be made a part of the record of Ahmed H. Hnaino, RPH 50026; (c) the matter will be made a part of the record of Rite Aid #5666, PHY 42689; (d) Submit a personnel status to the board every 30 days until the pharmacy staffing is stabilized; (e) Kuldeep Kaur Grewal is to develop and submit to the board a within 30 days, a written quality assurance program complete with system testing procedures. No further action will be taken at this time.

10. Linda Denise Ekeomodi
RPH 46911

CI 2000 20202

Rite Aid #5608
San Dimas, CA
PHY 42681

Linda Denise Ekeomodi, and Rite Aid #5608, are requested to appear at the Southern Compliance meeting as the result of an investigation that revealed that on September 5, 2000, Linda Denise Ekeomodi dispensed Clonazepam 1 mg on a prescription written for Clonidine 0.1 mg.

On August 8, 2001, letters of violation were issued to Linda Denise Ekeomodi and Rite Aid #5608, 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: Litsey/Goldenberg

The committee accepted the appearance of Linda Denise Ekeomodi, and Rite Aid

#5608; (a) the matter will be made a part of the record of Linda Denise Ekeomodi, RPH 46911; (b) the matter will be made a part of the record of Rite Aid #5608, PHY 42681; (c) Linda Denise Ekeomodi is to have the pharmacist that spoke to the parents, when the parents reported the error to the pharmacy, submit a letter to the board regarding proper pharmacy telephone etiquette. No further action will be taken at this time.

There being no additional discussion, the meeting was adjourned at 5:00 p.m.