



Nevada State Board of Pharmacy

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Date Posted: May 11, 2021

AGENDA

◆ PUBLIC NOTICE ◆

The Nevada State Board of Pharmacy will conduct a meeting beginning Wednesday, June 2, 2021 at 9:00 am. The meeting will continue, if necessary, on Thursday, June 3, 2021 at 9:00 am or until the Board concludes its business at the following location:

Pursuant to Governor Steve Sisolak's Emergency Directive 044, the meeting can be listened to or viewed live over Zoom remotely or at the following location:

Home2 Suites Las Vegas Strip South
7740 Las Vegas Blvd. South
Las Vegas, NV 89123

Via Videoconference at Zoom: <https://zoom.us/j/5886256671>

or

Via Teleconference at 1 (669) 900-6833
Meeting ID: 588 625 6671

Please Note:

In regulating the practice of pharmacy, the Nevada State Board of Pharmacy has a duty to carry out and enforce the provisions of Nevada law to protect the health, safety and welfare of the public.

The Nevada State Board of Pharmacy may address agenda items out of sequence to accommodate persons appearing before the Board or to aid in the efficiency or effectiveness of the meeting;

The Nevada State Board of Pharmacy may combine two or more agenda items for consideration; and

The Nevada State Board of Pharmacy may remove an item from the agenda or delay discussion relating to an item on the agenda at any time.

The Nevada State Board of Pharmacy may convene in closed session to consider the character, alleged misconduct, professional competence or physical or mental health of any of the below named parties.

Public comment is welcomed by the Board, but will be heard during the public comment item and may be limited to three minutes per person. You may call into the videoconference by

following the link or calling the phone number listed above. The president may allow additional time to a given speaker as time allows and in his or her sole discretion.

Public comment may also be submitted to the Board at pharmacy@pharmacy.nv.gov.

Prior to the commencement and conclusion of a contested case or a quasi judicial proceeding that may affect the due process rights of an individual the board may refuse to consider public comment. See NRS 233B.126. Please be aware that after the quasi-judicial board or commission has rendered a decision in the contested case and, assuming this happens before adjournment, the board or commission may entertain public comment on the proceeding at that time.

1. Call to Order and Roll Call – Establishment of Quorum
2. Public Comment: No action may be taken upon a matter raised under this item of the agenda until the matter itself has been specifically included on a future agenda as an item. (NRS 241.020)

◆ CONSENT AGENDA ◆

The Consent Agenda contains matters of routine acceptance. The Board Members may approve the consent agenda items as written or, at their discretion, may address individual items for discussion or change.

3. Approval of the April 14-15, 2021 Meeting Minutes (**FOR POSSIBLE ACTION**)
4. 4.1 Applications for Out-of-State Pharmacy License – Non-appearance (**FOR POSSIBLE ACTION**)
 - A. Bandana Rx – Concord, CA
 - B. Cherry Hill Village Pharmacy LLC – Canton, MI
 - C. HighPoint Pharmacy – Arlington, TX
 - D. J & B Pharmacy Services Inc. – Wixom, MI
 - E. Manifest Pharmacy – Greer, SC
 - F. NIXONA RX LLC – Phoenix, AZ
 - G. Pyramids Infusion Center – Webster, TX
 - H. Telecare Pharmacy LLC – Libertyville, IL
 - I. Tin RX Castro San Francisco – San Francisco, CA
- 4.2 Application for Out-of-State Compounding Pharmacy License – Non-appearance (**FOR POSSIBLE ACTION**)
 - J. Beaker Pharmacy – McKinney, TX
 - K. Riverside Pharmacy – Bullhead City, AZ
 - L. The Daily Dose Pharmacy – Austin, TX

4.3 Applications for Out-of-State Medical, Devices, Equipment and Gases License – Non-appearance (**FOR POSSIBLE ACTION**)

- M. Agiliti Health, Inc – McDonough, GA
- N. Agiliti Health, Inc. – Memphis, TN
- O. Agiliti Health, Inc – Norcross, GA
- P. Agiliti Health, Inc – Salt Lake City, UT
- Q. American Medical Distribution, Inc. – Largo, FL
- R. ASMR LLC – Centennial, CO
- S. BioTel INR, LLC – South San Francisco, CA
- T. Calmed Medical Supplies and Repair, Inc. – Southfield, MI
- U. CardioNet, LLC – Malvern, PA
- V. CardioNet, LLC – San Francisco, CA
- W. Cerotto Inc. – Riverside, CA
- X. DDP Medical Supply – St. Petersburg, FL
- Y. DEXCOM, INC – Mesa, AZ
- Z. Gaboro Medical Supply – Stroudsburg, PA
- AA. Henry Schein Inc. – Fort Worth, TX
- BB. Home Delivery Incontinent Supplies. Co. – St. Peters, MO
- CC. Horizon Medical Solutions, Inc. – Norwood, MA
- DD. LifeSure LLC – Miramar, FL
- EE. Lincoln Health Supply – Fort Lauderdale, FL
- FF. MED-EL Corporation – Durham, NC
- GG. Pathema DME LLC – Lauderhill, FL
- HH. Tarheel Surgical Supply, LLC – Thomasville, NC
- II. Telcare Medical Supply, LLC – Linwood, PA
- JJ. The Medcom Group, Ltd. – Windsor, CO
- KK. West Lake Rx, LLC – San Antonio, TX
- LL. Wound Care Resources, Inc. – Yorkville, TN

4.4 Applications for Nevada Medical, Devices, Equipment and Gases License – Non-appearance (**FOR POSSIBLE ACTION**)

4.5 Applications for Out-of-State Wholesaler License – Non-appearance (**FOR POSSIBLE ACTION**)

Background Check Not Required by Law.

4.5.1 Distributor for Single Manufacturer (NAC 639.593(7)(e))

4.5.2 Manufacturer (NAC 639.593(7)(d))

- MM. Accord BioPharma Inc – Durham, NC
- NN. Accord Healthcare Inc – Durham, NC
- OO. Anivive Lifesciences, Inc. – Lakewood, CA
- PP. Apollo Pharmaceuticals USA Inc. – Palm Beach Gardens, FL
- QQ. Athem, LLC – East Brunswick, NJ

- RR. Blu Pharmaceuticals – Greenvale, NY
- SS. BTG International Inc. – West Conshohocken, PA
- TT. Distribution Unlimited LLC – Peoria, AZ
- UU. Horizon Medicines LLC – Deerfield, IL
- VV. Mayne Pharma, Inc. – Greenville, NC
- WW. Nomax Inc./Amcon Laboratories Inc. – St.Louis, MO
- XX. Oryza Pharmaceuticals, Inc. – Coral Springs, FL
- YY. Primary Pharmaceuticals, INC – Ocean Springs, MS
- ZZ. Tanvex BioPharma USA, Inc. – San Diego, CA

4.5.3 Publicly Traded (NAC 639.593(7)(a))

4.5.4 VAWD-Accredited (NAC 639.593(7)(c))

- AAA. DDP Medical Supply, St. Petersburg, FL
- BBB. MXR Imaging Inc. – Hazelwood, MO

4.5.5 Manufacturer and VAWD-Accredited (NAC 639.593(7)(c) and (d))

4.5.5 Publicly Traded and Manufacturer (NAC 639.593(7)(a) and (d))

- CCC. ADC Therapeutics America, Inc. – Murray Hill, NJ
- DDD. Akcea Therapeutics, Inc. – Boston, MA
- EEE. Ardelyx, Inc. – Waltham, MA
- FFF. Dicerna Pharmaceuticals, Inc. – Lexington, MA
- GGG. Oyster Point Pharma, Inc. – Princeton, NJ
- HHH. Palatin Technologies, Inc. – Cranbury, NJ
- III. Radius Health, Inc. – Boston, MA
- JJJ. Teligent Pharma, Inc. – Buena, NJ
- KKK. Viela Bio, Inc. – Gaithersburg, MD
- LLL. Y-mAbs Therapeutics, Inc. – Nutley, NJ

4.5.6 Publicly Traded and VAWD-Accredited (NAC 639.593(7)(a) and (c))

4.5.7 **Background checks completed in compliance with NRS 639.500. No Disqualifying Events.**

- MMM. Dynamic Diagnostics, Inc. – Plymouth, MI
- NNN. Nexus Pharmaceuticals Inc. – Lincolnshire, IL
- OOO. Redwood Distribution – El Paso, TX
- PPP. Right Way Medical, LLC – Westerville, OH

4.6 Application for Nevada Pharmacy License – Non-appearance (**FOR POSSIBLE ACTION**)

◆ REGULAR AGENDA ◆

- 5. Disciplinary hearings pursuant to NRS 639.247. **(FOR POSSIBLE ACTION)**
 - A. Vidur Mahadeva, MD (20-111-CS-N)
 - B. Frank Silver, MD (21-001-CS-S)
 - C. Lin's Supermarket, Inc. (18-028-PH-S) (20-063-PH-S)
 - D. Katila Pipitone, RPH (18-028-RPH-A-S) (20-063-RPH-S)
 - E. Timothy Johnson, RPH (18-028-RPH-B-S)
 - F. Nevada Health Rx, Inc. dba Prax-Rx (18-043-PH-S)
 - G. Scot Silber, RPH (18-043-RPH-S)
 - H. Direct Compounding and Outsourcing, LLC (19-070-PH-S)
 - I. Scot Silber, RPH (19-070-RPH-S)
 - J. Michael Thomas, PT (19-070-PT-A-S)
 - K. Krystal Hernandez, PT (19-070-PT-B-S)
 - L. Gary Manley, PA-C (20-224-CS-S)

- 6. Appeal hearing pursuant to NRS 639.2895(2) **(FOR POSSIBLE ACTION)**
 - A. SleepSafeSolutions LLC (20-131-S)
 - B. Rafael Mirchou, MD (19-107-S)

- 7. Application for Pharmacist Registration by Examination – Appearance **(FOR POSSIBLE ACTION)**
Adam Katschke

- 8. Petition for Reinstatement of Pharmacy Technician Registration and Request to Appear Before the Board – Appearance. **(FOR POSSIBLE ACTION)**
Breana Clark

- 9. Application for Recovery Center License- Appearance **(FOR POSSIBLE ACTION)**
Desert Orthopaedic Center Recovery Center – Las Vegas, NV

- 10. Applications for Pharmaceutical Technician in Training Registration– Appearance. **(FOR POSSIBLE ACTION)**
 - A. Nicole Brooks
 - B. Odetta Kilgore
 - C. Jodi Sabala

- 11. Applications for Intern Pharmacist Registration– Appearance. **(FOR POSSIBLE ACTION)**
Ryan Kniesner

12. Applications for Controlled Substance Registration - Appearance. **(FOR POSSIBLE ACTION)**
 - A. Hisbay Ali, MD
 - B. Chester Wright, MD

13. Applications for Advance Practice Registered Nurse – Prescribe Registration– Appearance. **(FOR POSSIBLE ACTION)**

Pippa Stewart

14. Application for Nevada Pharmacy License – Appearance **(FOR POSSIBLE ACTION)**
 - A. PipelineRx – Las Vegas, NV
 - B. Plus One Pharmacy, LLC – Las Vegas, NV
 - C. US Pharmacy – Las Vegas, NV

15. Applications for Out-of-State Compounding Pharmacy License – Appearance **(FOR POSSIBLE ACTION)**
 - A. AlleReach Pharmacy – Dallas, TX
 - B. Braun Pharma LLC – Chicago, IL
 - C. Ed Snell’s Pharmacy Shop & Oxygen – Pocatello, ID
 - D. Paragon Infusion Care, Inc. – Plano, TX
 - E. Valor Compounding Pharmacy – Berkeley, CA

16. Applications for Out-of-State Pharmacy License – Appearance
 - A. Optum Frontier Therapies, LLC – Flint, MI
 - B. Paragon Healthcare Specialty – Dallas, TX

17. Applications for Nevada Medical, Devices, Equipment and Gases License – Non-appearance **(FOR POSSIBLE ACTION)**
 - A. Kinex Medical Company – Las Vegas, NV

18. Applications for Out-of-State Wholesaler License – Appearance **(FOR POSSIBLE ACTION)**
 - A. Huvepharma, Inc. – St. Louis, MO – Background Check Not Required – Manufacturer (NAC 639.593(7)(d)) - Disclosure
 - B. Optum Frontier Therapies, LLC – Flint, MI – Background Check Not Required – VAWD-Accredited (NAC 639.593(7)(c)) – Disclosure
 - C. McKesson Medical-Surgical Inc. – City of Industry, CA – Background Check Not Required – Publicly Traded and VAWD-Accredited (NAC 639.593(7)(a) and (c)) – Disclosure

- D. McKesson Medical-Surgical Inc. – Jacksonville, FL – Background Check Not Required – Publicly Traded and VAWD-Accredited (NAC 639.593(7)(a) and (c)) – Disclosure
 - E. McKesson Medical-Surgical Inc. – Stoughton, MA – Background Check Not Required – Publicly Traded and VAWD-Accredited (NAC 639.593(7)(a) and (c)) – Disclosure
 - F. Northwest Generics – Vancouver, WA – Background Check Not Required – Manufacturer and VAWD-Accredited (NAC 639.593(7)(c) and (d) - Disclosure
 - G. Organon, LLC – Kenilworth, NJ – Background Check completed in compliance with NRS 639.500 – No Disqualifying Events - Disclosure
 - H. UPS Supply Chain Solutions, Inc. – Columbus, OH - Background Check Not Required – VAWD-Accredited (NAC 639.593(7)(c)) – Disclosure
 - I. UPS Supply Chain Solutions, Inc. – Harrisburg, PA - Background Check Not Required – Publicly Traded and VAWD-Accredited (NAC 639.593(7)(a) and (c)) – Disclosure
 - J. USWM, LLC – Louisville, KY - Background Check completed in compliance with NRS 639.500 –Disqualifying Events - Disclosure
19. Application for Pharmacist Registration by Reciprocity – Appearance (**FOR POSSIBLE ACTION**)
- A. Ruth Mercy Magalit
 - B. Doan Tran
20. Application for Out-of-State Outsourcing Facility – Appearance (**FOR POSSIBLE ACTION**)
- RC Outsourcing, LLC – Lowellville, OH
21. Request to Engage in the Practice of Pharmacy at a Site Other than a Licensed Pharmacy – Appearance (**FOR POSSIBLE ACTION**)
- A. Krystal Riccio
 - B. Mary Simon
 - C. Aron Suci
22. Discussion and possible action on approval of Asher College as a program of training for pharmaceutical technicians pursuant to NAC 639.256 (**FOR POSSIBLE ACTION**)
23. General Counsel Report. Note: The Board may exclude the public for a report on potential or existing litigation pursuant to NRS 241.015(3)(b)(2).
24. Executive Secretary Report:
- A. Financial Report
 - B. Issuance of Temporary Licenses and Registrations
 - C. Change of Address Business List
 - D. Meetings with Other Health Care Regulatory Boards
 - E. COVID-19 Response
 - F. Licensing Software Update

- G. Licensing Activities Report
- H. PMP Integration

◆ PUBLIC HEARING ◆

Thursday June 3, 2021 – 9:00 am

25. Notice of Proposed Regulation Public Hearing Pursuant to NRS 233B.061(2)
(FOR POSSIBLE ACTION):

Amendment of Nevada Administrative Code (NAC) Chapter 639. The proposed amendment authorizes the dispensing of a prescription drug to a practitioner instead of the ultimate user of the drug in certain circumstances. (LCB File No. R009-20)

◆ WORKSHOP ◆

Thursday June 3, 2021 – 9:00 am

26. Notice of Proposed Regulation Workshop Pursuant to NRS 233B.061(2)
(FOR POSSIBLE ACTION):

A. **Amendment Of Nevada Administrative Code (NAC) 639.220, 639.715, 639.718 and 639.720: Use of Mechanical Device to Dispense Prescription Drugs.** The proposed amendments will license the use of a mechanical device or an automated drug dispensing system to furnish a prescription drug to a patient and revise regulatory requirements for mechanical devices.

B. **Amendment of Nevada Administrative Code (NAC 639).** The proposed amendments will add a new section specifying that the Board will adopt by reference standards established pursuant to memorandum of understanding with the Food and Drug Administration for compounding pursuant to section 503A of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 353a).

C. **Amendment of Nevada Administrative Code (NAC 639).** The proposed amendments will add a new section to carry out the provisions of Senate Bill 190, requiring the State Board of Pharmacy to adopt regulations that establish a protocol to allow a pharmacist to dispense a self-administered hormonal contraceptive to any patient.

27. Date and Location of Next Scheduled Board Meeting:

July 14-15, 2021 – Reno, NV

28. Public Comment: No action may be taken upon a matter raised under this item of the agenda until the matter itself has been specifically included on a future agenda as an item. (NRS 241.020)

29. Adjournment

Note: We are pleased to make reasonable accommodations for members of the public who are disabled and wish to attend the meeting. If special arrangements for the meeting are necessary, please notify the Nevada State Board of Pharmacy, 985 Damonte Ranch Parkway, Suite 206, Reno, NV, 89521, or call Kristopher Mangosing at (775) 850-1440, as soon as possible.

Supporting materials or additional information regarding the meeting may be obtained from Shirley Hunting at (775) 850-1440, email shunting@pharmacy.nv.gov or 985 Damonte Ranch Parkway, Suite 206, Reno, Nevada, 89521.

No Continuing Education credit, will be given for attending this Board meeting.

This notice has been posted at www.notice.nv.gov and www.bop.nv.gov pursuant to Governor's Declaration of Emergency Directive 006.