



DISCIPLINARY ACTIVITY: May 2018

The Board took the following disciplinary actions involving **pharmacists** at its May, 2018 meeting:

Berkner, Daniel B., License # 116981. On May 17 and May 19, 2017, Licensee used a concealed video recording device to record video underneath the dress/skirt of a female pharmacy staff member. Licensee's work laptop computer and a video recording device disguised as a black pen were confiscated by pharmacy management. Located on the video recording device were four inappropriate videos. Licensee's employment was terminated for "offensive behaviors - sexual harassment." On December 12, 2017, Licensee pled guilty to one gross misdemeanor charge of stalking and was ordered to undergo a psychological evaluation. On February 23, 2018, Licensee was placed by the court on a two-year probation. Consequently, the Board issued a Stipulation and Consent Order, suspending Licensee's license to practice pharmacy.

Lorenz, Luke D., License # 123722. Licensee had previously been disciplined by the Alabama State Board of Pharmacy in connection with his abuse of alcohol and/or not being able to practice pharmacy with reasonable skill and safety to patients. Upon his licensure by license transfer, the Minnesota Board of Pharmacy issued a mirror order, suspending his license but staying the suspension on condition that he maintain full

compliance with the Alabama order and enroll in the Health Professionals Service Program.

The Board took the following disciplinary actions involving **pharmacies** at its February, 2018 and April, 2018 meetings:

CVS Pharmacy #06811, License # 263342. Upon inspection, Board Surveyors observed that Licensee was eight days behind in conducting mandatory quality assurance (QA) second checks on filled prescriptions. Licensee admitted that the pharmacy was several days behind on QA. Licensee also admitted that it failed to properly submit a notice of change in its pharmacist-in-charge. Consequently, the Board issued a Stipulation and Consent Order that reprimands the Licensee and assesses a civil penalty of \$2,500.

CVS Pharmacy #7172, License # 263157. Licensee had previously been disciplined by the Board for, among other things, failing to complete quality assurance second checks in a timely manner. On March 28, 2017, a Board Surveyor visited the Licensee's pharmacy for the purpose of investigating another complaint that alleged that Licensee was again not completing QA in a timely manner. The Surveyor observed, and the Licensee admitted, to failing to conduct QA on filled prescriptions dating back to November, 2016. Consequently, the Board issued a Stipulation and Consent Order, reprimanding the Licensee and assessing a civil penalty in the amount of \$25,000.