



DISCIPLINARY ACTIVITY: January 2023

The Board took the following disciplinary action involving **pharmacies** during the January meeting:

Walgreens #21377, License #266538. On March 24, 2022, the Board granted Licensee a license to operate as a pharmacy in Minnesota. On May 17, 2022, a Board surveyor attempted to conduct an operational inspection of Licensee during Licensee's reported and advertised hours of operation, but Licensee was not open for business. Around this same time, the Board received information that Licensee's hours of operation were inconsistent, that patient access to a pharmacist was restricted, and that Licensee's pharmacist in charge was not regularly employed. Thereafter, a letter of inquiry sent by the Board surveyor was not responded to by the stated deadline. Between April 1, 2022 and June 1, 2022, Licensee was open only 29 days out of the 43 days it had reported and advertised it would be open. During this same time, Licensee's pharmacist-in-charge was present only ten of those 43 days. Consequently, the Board reprimands licensee and imposes a \$10,000 civil penalty.

The Board took the following disciplinary action involving **pharmacy technicians** during this meeting:

Barrera-Castro, Enrique, Registration #747143. On or about January 7, 2022, the Board granted Registrant a registration to work as a pharmacy technician in Minnesota. An April 7, 2022, audit of the Pharmacy's automated distribution cabinet ("ADC") revealed discrepancies in the Pharmacy's inventory of unit dose packaged oxycodone. Discrepancy reports generated after Registrant gained access to the ADC for the purposes of restocking, showed the following shortages:

- a. #8 Oxycodone HCl 5mg tablets
- b. #5 Oxycodone HCl 15mg tablets
- c. #1 Oxycontin extended release 15mg tablet

An April 11, 2022, review of video footage taken by the Pharmacy's security cameras shows on six different occasions, Registrant removing single unit dose packages of oxycodone or oxycontin from the ADC and hiding them in his hand. Each time, Registrant exited the ADC without returning the unit dose, and then walked out of camera range. Registrant's employment with the Pharmacy was terminated on April 12, 2022, for diverting controlled substances from the Pharmacy. Consequently, the Board accepts the Voluntary Surrender of Registrant's registration to work as a pharmacy technician in the State of Minnesota.