

**MINUTES OF THE
IDAHO STATE BOARD OF PHARMACY
November 3, 2017**

**Board Office
Boise, Idaho**

This meeting of the Board was held to continue the administrative hearing in the matter of Chad Jungert, RPh.

Chairman Nicole Chopski, PharmD, called the meeting to order at 10:05 a.m. In attendance were Vice Chairman, Holly Henggeler, PharmD; Board members Kristina Jonas, PharmD; and Ed Sperry, Public Member. Also in attendance were Berk Fraser, RPh, Deputy Executive Director; Wendy Shiell, Compliance Officer; Misty Lawrence, Management Assistant; Andy Snook, Deputy Attorney General; Ellen Mitchell, Program Information Coordinator, and Brooke Elliott, the Board's intern from Idaho State University. Board Member Rich de Blaquiére, PharmD was unable to attend.

Dr. Chopski called the hearing of Chad Jungert, RPh to order. Mr. Jungert attended the hearing with his attorney Grant Burgoyne. Steven Olsen, DAG represented the Board. Mr. Jungert is accused of violating the terms of his Stipulation and Consent Order dated June 2, 2016. Specifically, he is accused of failure to comply with his Pharmacists Recovery Network agreement. This hearing represents a continuation of the hearing that began on October 26, 2017.

Both parties provided the additional evidence and testimony for the Board's consideration. Both parties also offered their arguments for the Board's consideration through opening and closing statements.

Upon conclusion of the closing statements, Mr. Sperry motioned to go into Executive Session citing 74-206(1)(f) to communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated. Dr. Jonas seconded and the motion carried unanimously by a roll call vote; entered executive session 12:56 pm.

Dr. Jonas motioned to leave executive session. Dr. Henggeler seconded, and the motion carried unanimously; executive session concluded at 1:18 p.m. after which the Board broke for lunch.

Dr. Chopski called the hearing to order at 2:06 p.m. Legal counsel for both parties were present. Following an extensive deliberation, and several unsuccessful motions, Mr. Sperry motioned to have Mr. Jungert:

- Enter and complete treatment at a full-time residential or residential day treatment program oriented toward professionals and approved by Idaho PRN, with the length of stay to be determined by his progress;
- Enter such treatment within 14 days of Respondent's receipt of the Board's written order;
- Following completion of the treatment program, enter a new PRN contract for a minimum of 5 years; and
- Comply with all terms and conditions of PRN contract, including all treatment recommendations established by his inpatient treatment provider

Dr. Henggeler seconded, following a brief discussion, the motion carried unanimously.

The Board took up the matter of 2018 meeting dates. After a brief discussion Dr. Henggeler motioned to accept the proposed dates as written. Mr. Sperry seconded, and the motion carried unanimously. Board meetings are scheduled as follows:

- February 8, 2018
- April 12-13, 2018
- June 7, 2018
- July 12, 2018 Conference Call

- August 2, 2018
- October 24-25, 2018

Hearing no further business, Dr. Henggeler motioned to adjourn the meeting. Dr. Jonas seconded, and the motion carried unanimously. Meeting adjourned at 3:40 p.m.

Nicole Chopski, Chairman

Holly Henggeler, Vice-Chairman

Member

Member

Not Present

Not Present

Member

Alex J. Adams, Executive Director

APPROVED