DISCIPLINARY ACTION REPORT

NASHVILLE, Tenn. -- Tennessee Code Annotated, Section 68-1-114 requires the Tennessee Department of Health to issue a monthly media release listing all disciplinary actions taken by the health related boards during the prior month. Below is a list of actions taken in January 2009. Detailed information about disciplinary actions is available on our Web site at http://health.state.tn.us/Licensure/index.htm. Enter the name of the person. When the license information comes up, click either “disciplinary action” or “adverse licensure action” in the right column.

**BOARD OF DENTISTRY**

<table>
<thead>
<tr>
<th>Licensee</th>
<th>Violation</th>
<th>Action</th>
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<tbody>
<tr>
<td>Jennifer Johnson Adams, D.D.S., Nashville, Tenn.</td>
<td>Unprofessional, dishonorable or unethical conduct.</td>
<td>License placed on probation for no less than 2 years; must maintain advocacy with Affiliated Monitors; and assessed $500 in civil penalties, plus costs.</td>
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<tr>
<td>Rhonda Y. Allbert, D.A., White Bluff, Tenn.</td>
<td>Failed to properly maintain or submit sufficient continuing education credits</td>
<td>Assessed $150 in civil penalties; and must provide proof of 2 hours of continuing education in chemical dependency.</td>
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<tr>
<td>Judy A. Bailey, D.A, Halls, Tenn.</td>
<td>Failed to properly maintain or submit sufficient continuing education credits</td>
<td>Assessed $150 in civil penalties; and must provide proof of 7 hours of continuing education and current CPR certification.</td>
</tr>
<tr>
<td>Carol M. Burke, D.A, Nashville, Tenn.</td>
<td>Failed to properly maintain or submit sufficient continuing education credits</td>
<td>Assessed $150 in civil penalties; and must provide proof of 5 hours of continuing education, including 2 hours in chemical dependency.</td>
</tr>
<tr>
<td>Tracy Roseann Charles, D.D.S., Bemidji, MN</td>
<td>Unprofessional, dishonorable or unethical conduct; each provider who has submitted information pursuant to this chapter must update that information in writing by notifying the department within thirty (30) days after the occurrence of an event or the attainment of a status that is required to be reported; and in violation of Rule 0460-1-.17(2)(b)(2).</td>
<td>License reprimanded; and assessed $500 in civil penalties, plus costs.</td>
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<tr>
<td>Cynthia G. Chapman, R.D.A., Greeneville, Tenn.</td>
<td>Unprofessional, dishonorable, or unethical conduct; a violation or attempted violation, directly or indirectly, or assisting in or abetting the violation of, or conspiring to violate, any provision of this chapter or any lawful order of the board issued pursuant thereto, or any criminal statute of the state of Tennessee; and making false or misleading statements or representations, being guilty of fraud or</td>
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deceit in obtaining admission to practice, or in being guilty of fraud or deceit in the practice of dentistry or dental hygiene or as a registered dental assistant.

Action: License reprimanded; and assessed costs.

Licensee: Regina P. Collins, D.A, Wildwood, GA.
Violation: Failed to properly maintain or submit sufficient continuing education credits
Action: Assessed $150 in civil penalties; and must provide proof of 1 hour of continuing education in chemical dependency.

Violation: Failed to properly maintain or submit sufficient continuing education credits
Action: Assessed $600 in civil penalties; and must provide proof of 2 hours of continuing education in chemical dependency.

Licensee: Darby B. Follis, D.D.S., Wildwood, GA.
Violation: Failed to properly maintain or submit sufficient continuing education credits
Action: Assessed $600 in civil penalties; and must provide proof of 1 hour of continuing education in chemical dependency.

Violation: Failed to properly maintain or submit sufficient continuing education credits
Action: Assessed $300 in civil penalties; and must provide proof of 5 hours of continuing education, including 2 hours in chemical dependency.

Licensee: Allen H. Moffitt, D.D.S., Murray, KY.
Violation: Failed to timely renew the license
Action: Assessed $2,800 in civil penalties.

Violation: Failed to properly maintain or submit sufficient continuing education credits
Action: Assessed $300 in civil penalties; and must provide proof of 1 hour of continuing education in chemical dependency.

Licensee: Ginger A. Richardson, D.H, Murfreesboro, Tenn.
Violation: Failed to properly maintain or submit sufficient continuing education credits
Action: Assessed $300 in civil penalties; and must provide proof of 2 hours of continuing education in chemical dependency and current CPR certification.

Licensee: Tracy N. Shipley, D.H., Chattanooga, Tenn.
Violation: Failed to properly maintain or submit sufficient continuing education credits
Action: Assessed $300 in civil penalties; and must provide proof of 1 hour of continuing education in chemical dependency.

Licensee: Brian D. Smith, D.D.S., Greeneville, Tenn.
Violation: Failed to properly maintain or submit sufficient continuing education credits
Action: Assessed $600 in civil penalties; and must provide proof of 2 hours of continuing education in chemical dependency.

Licensee: Ashley L. Sneed, D.A, McMinnville, Tenn.
Violation: Failed to properly maintain or submit sufficient continuing education credits
Action: Assessed $150 in civil penalties; and must provide proof of 24 hours of continuing education, including 2 hours in chemical dependency.

Violation: Failed to properly maintain or submit sufficient continuing education credits
Action: Assessed $600 in civil penalties; and must provide proof of current CPR certification.

Licensee: Nancy L. Stimson, D.A., Clarksville, Tenn.
Violation: Failed to timely renew the license
Action: Assessed $100 in civil penalties.

Violation: Unprofessional, dishonorable, or unethical conduct; a violation or attempted violation, directly or indirectly, or assisting in or abetting the violation of, or conspiring to violate, any provision of this chapter of any lawful order of this board issued pursuant thereto, or any criminal statute of the state of Tennessee; habitual intoxication or personal misuse of any drugs or the use of intoxicating liquors, narcotic, controlled substances or other drugs or stimulants, such as, but not limited to, nitrous oxide sedation, in such a manner as to adversely affect the person’s ability to practice dentistry, dental hygiene or as a registered dental assistant; and licensed dentists of this state may dispense, prescribe, or otherwise distribute drugs rational to the practice of dentistry and any prescription shall be written in accordance with state and federal drug laws.
Action: License placed on probation for no less than 2 years; must maintain advocacy with Concerned Dental Professional Committee; must meet certain terms and conditions; and assessed costs.

Licensee: Jeana S. Vaughn, D.A., Knoxville, Tenn.
Violation: Failed to properly maintain or submit sufficient continuing education credits
Action: Assessed $150 in civil penalties; and must provide proof of 2 hours of continuing education in chemical dependency.

Licensee: Guylia R. Vick, D.A, Henderson, NV.
Violation: Failed to properly maintain or submit sufficient continuing education credits
Action: Assessed $150 in civil penalties; and must provide proof of 6 hours of continuing education, including 2 hours in chemical dependency.

Licensee: April D. Whitt, D.A, Bristol, VA.
Violation: Failed to properly maintain or submit sufficient continuing education credits
Action: Assessed $150 in civil penalties; and must provide proof of 7 hours of continuing education, including 2 hours in chemical dependency.

Licensee: Marianne C. Wigand, D.H., Cadiz, KY.
Violation: Failed to properly maintain or submit sufficient continuing education credits
Action: Assessed $300 in civil penalties; and must provide proof of 2 hours of continuing education in chemical dependency.

Licensee: Melissa K. Williams, D.A., Brighton, Tenn.
Violation: Failed to properly maintain or submit sufficient continuing education credits
Action: Assessed $150 in civil penalties; and must provide proof of 12 hours of continuing education, including 2 hours in chemical dependency.

Licensee: Rudy W. Young, D.D.S., Jackson, Tenn.
Violation: Unprofessional, dishonorable, or unethical conduct; violation or attempted violation, directly or indirectly, or assisting in or abetting the violation of, or conspiring to violate, any provision of this chapter or any lawful order of the board issued pursuant thereto, or any criminal statute of the state of Tennessee.
Action: License revoked; and assessed $4,000 in civil penalties, plus costs.

BOARD OF MEDICAL EXAMINERS

Licensee: Samuel M. Ashby, M.D., Fayetteville, Tenn.
Violation: Unprofessional, dishonorable or unethical conduct; violation or attempted violation, directly or indirectly, or assisting in or abetting the violation of, or conspiring to violate, any provision of this chapter or any lawful order of the board issued pursuant thereto, or any criminal statute of the state of Tennessee; gross malpractice, or a pattern of continued or repeated malpractice, ignorance, negligence or incompetence in the course of medical practice; dispensing, prescribing or otherwise distributing any controlled substance or any other drug not in the course of professional practice, or not in good faith to relieve pain and suffering, or not to cure an ailment, physical infirmity or disease, or in amounts and/or for durations not medically necessary, advisable or justified for a diagnosed condition; dispensing, prescribing or otherwise distributing to any person a controlled substance or other drug if such person is addicted to the habit of using controlled substances without making a bona fide effort to cure the habit of such patient; engaging in the practice of medicine when mentally or physically unable to safely do so; failure to perform an appropriate history and examination and formulate a therapeutic plan.
Action: License revoked, must comply with terms of March 20, 2007 Consent Order within sixty (60) days; and assessed $15,000 in civil penalties, plus costs.

Licensee: Rodolfo S. Beer, M.D., Maryville, Tenn.
Violation: Disciplinary action against a person licensed to practice medicine by another state or territory of the United States for any acts that would constitute grounds for discipline of a person licensed in this state.
Action: License placed on probation for 5 years; and must maintain lifetime advocacy with the Tennessee Medical Foundation.

Licensee: Thomas A. Browning, M.D., Harriman, Tenn.
Violation: Failed to properly maintain sufficient continuing education credits
Action: Assessed $480 in civil penalties; must provide proof of 12 hours of continuing education within 180 days; and must complete an additional 10 hours of continuing education hours within 2 years.

Licensee: Casey C. Arney, M.D., Nashville, Tenn.
Violation: Failed to properly maintain sufficient continuing education credits
Action: Assessed $720 in civil penalties; must provide proof of 18 hours of continuing education within 180 days; and must complete an additional 10 hours of continuing education hours within 2 years.

Licensee: Manuel F. Carro, M.D., Memphis, Tenn.
Violation: Failed to properly maintain sufficient continuing education credits

Action: Assessed $1,100 in civil penalties; must provide proof of 27.5 hours of continuing education within 180 days; and must complete an additional 10 hours of continuing education hours within 2 years.

Licensee: Brian Adimolisa Chigbue, Laurel, Maryland
Violation: Unprofessional, dishonorable or unethical conduct; and action against a person licensed to practice medicine in another state or territory of the United States for any acts or omissions that would constitute grounds for discipline of a person licensed in this state.

Action: License Permanently Revoked; and assessed costs.

Licensee: David Robert Delaplane, M.D., Abington, Tenn.
Violation: Disciplinary action against a person licensed to practice medicine by another state or territory of the United States for any acts that would constitute grounds for discipline of a person licensed in this state.

Action: License suspended until such time Virginia license are unencumbered and unrestricted; and assessed costs.

Licensee: Deborah R. Dreason, M.D., Brentwood, Tenn.
Violation: Failed to properly maintain sufficient continuing education credits

Action: Assessed $1,600 in civil penalties; must provide proof of 40 hours of continuing education within 180 days; and must complete an additional 10 hours of continuing education hours within 2 years.

Licensee: David W. Fanning, M.D., Germantown, Tenn.
Violation: Failed to properly maintain sufficient continuing education credits

Action: Assessed $800 in civil penalties; must provide proof of 20 hours of continuing education within 180 days; and must complete an additional 10 hours of continuing education hours within 2 years.

Licensee: Matthew M. Gangwer, M.D., Bristol, Tenn.
Violation: Engaging in the practice of medicine when physically or mentally unable to safely do so; habitual intoxication or personal misuse of any drugs or the use of intoxicating liquors, narcotics, controlled substances or other drugs or stimulants in such manner as to adversely affect the person’s ability to practice medicine; and conviction of a felony, conviction of any offense under state or federal drug laws, or conviction of any offense involving moral turpitude.

Action: License suspended for one year from July 22, 2008, or the duration of his criminal sentence, whichever is longer; must meet certain terms and conditions; and assessed costs.

Licensee: Elmer R. Gibbs, M.D., Maryville, Tenn.
Violation: Unprofessional, dishonorable or unethical conduct.

Action: License reprimanded; must meet certain terms and conditions; assessed $1,000 in civil penalties, plus costs.
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<td>Lifford Lee Lancaster, M.D.</td>
<td>Unprofessional, dishonorable or unethical conduct.</td>
<td>License reprimanded; must meet certain terms and conditions; and assessed $2,000 in civil penalties, plus cost.</td>
</tr>
<tr>
<td>John D. Lay, M.D.</td>
<td>A pattern of continued... ignorance; Prescribing controlled substances in amounts and/or durations not medically...advisable...for a diagnosed condition.</td>
<td>License reprimanded; must meet certain terms and conditions; assessed $15,000 in civil penalties, plus costs.</td>
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<tr>
<td>Patrick J. Murphy, M.D.</td>
<td>Failed to properly maintain sufficient continuing education credits</td>
<td>Assessed $140 in civil penalties; must provide proof of 3.5 hours of continuing education within 180 days; and must complete an additional 10 hours of continuing education hours within 2 years.</td>
</tr>
<tr>
<td>David W. Pitts, M.D.</td>
<td>Engaging in the practice of medicine when mentally or physically unable to safely do so.</td>
<td>License suspended for a minimum of 6 months; must meet certain terms and conditions; and assessed costs.</td>
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<td>Devyani Sanders, M.D.</td>
<td>Engaging in the practice of medicine when physically or mentally unable to do so; dispensing, prescribing or distributing controlled substance or any other drugs in violation of state or federal law. Specifically failed to comply with 21 CFR §1301.71 regarding security requirements for dispensing controlled substances.</td>
<td>License Permanently Surrendered; and assessed costs.</td>
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<tr>
<td>Forrest C. Ward, M.D.</td>
<td>Unprofessional, dishonorable or unethical conduct.</td>
<td>License reprimanded; must meet certain terms and conditions; and assessed $500 in civil penalties, plus costs.</td>
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<tr>
<td>Donald H. Watters, M.D.</td>
<td>Failed to properly maintain sufficient continuing education credits</td>
<td>Assessed $470 in civil penalties; must provide proof of 11.75 hours of continuing education within 180 days; and must complete an additional 10 hours of continuing education hours within 2 years.</td>
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<td>Robert A. Wilson, M.D.</td>
<td>Advertising a medical business in which untrue or misleading statements are made, or causing the publication or circulation of fraudulent relative to any disease, human ailment or condition; and in violation of O.C.R.R.S.T. 0880-2-.014(2)(b).</td>
<td>Cease and Desist any and all aspects of the smoking cessation treatment program provided by Welplex. License reprimanded; must meet certain terms and conditions; and assessed $1,000 in civil penalties, plus costs.</td>
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BOARD OF MEDICAL EXAMINERS COMMITTEE ON PHYSICIAN ASSISTANTS

Violation: Unprofessional, dishonorable, or unethical conduct; dispensing, prescribing, or otherwise distributing any controlled substance to any person in violation of any law of the state or of the United States of America or any rule of the Board or Committee; and in violation of T.C.A. § 63-19-107(2), and rules 0880-3-.10 and 0880-3-.21 to include improper or abusive practices inconsistent with normal prescribing guidelines.
Action: License placed on probation for a period not less than 1 year; must meet certain terms and conditions; and assessed $1,000 in civil penalties, plus costs.

BOARD OF NURSING

Licensee: Debra D. Kleven, R.N., Watertown, Tenn.
Violation: Is unfit or incompetent by reason of negligence, habits or other cause; unprofessional conduct; has violated or attempted to violate, directly or indirectly, or assisted in or abetted the violation of, or conspired to violate, any provision of this chapter or any lawful order of the board issued pursuant thereto; being under the influence of alcoholic beverages, or under the influence of drugs which impair judgment while on duty in any health care facility, school, institution or other work place location; impersonating another licensed practitioner; and engaging in acts of dishonesty which relate to the practice of nursing.
Action: License revoked; assessed $5,000 in civil penalties, plus costs.

Licensee: Lorianne T. Landguth, L.P.N., Clarksville, Tenn.
Violation: Is guilty of fraud or deceit in procuring or attempting to procure a license to practice nursing; guilty of a crime; and unprofessional conduct.
Action: License suspended; must meet certain terms and conditions; assessed $1,600 in civil penalties, plus costs.

Licensee: Linda L. Matheson, R.N., Memphis, Tenn.
Violation: Is guilty of fraud or deceit in procuring or attempting to procure a license to practice nursing; unprofessional conduct; and revocation, suspension, probation or other discipline of a license to practice nursing by another state or territory of the United States for any act or omission which would constitute grounds for the revocation, suspension, probation or other discipline of a license in this state.
Action: License revoked; assessed $3,000 in civil penalties, plus costs.

Licensee: Tiffany N. Peters, R.N., Kingsport, Tenn.
Violation: Has violated or attempted to violate, directly or indirectly, or assisted in or abetted the violation of, or conspired to violate, any provision of this chapter or any lawful order of the board issued pursuant thereto.
Action: License suspended; must have evaluation with TNPAP; Respondent and/or TNPAP must give report at next board meeting; and assessed costs.
BOARD OF PHARMACY

Licensee: Randall L. Allen, D.P.H., Franklin, Tenn.
Violation: Expired drugs on shelves; failure to provide patient counseling
Action: $5,900 civil penalty

Licensee: Allenhill Pharmacy & Medical Supply, Franklin, Tenn.
Violation: Failure to provide or offer patient counseling
Action: $1,000 civil penalty

Licensee: Andy Oxy Co., Inc., Asheville, NC.
Violation: Operating on an expired license
Action: $5,200 civil penalty

Licensee: Kenneth L. Baird, D.P.H., Madison, Tenn.
Violation: Allowing unregistered individual to work in the pharmacy
Action: $800 civil penalty

Licensee: Stacey Barnes, D.P.H., Joelton, Tenn.
Violation: Failure to provide complete pharmaceutical services; and failed to hold
the health and safety of the patient as the first consideration by misfiling
a prescription.
Action: $1,000 civil penalty

Licensee: Bernard Beuerlein, D.P.H., Lawrenceburg, Tenn.
Violation: Failure to maintain possession of the keys to the pharmacy; and allowing
a pharmacy technician to work in the pharmacy without the physical
presence of a licensed pharmacist.
Action: $2,000 civil penalty

Licensee: Joseph H. Cutler, D.P.H., Knoxville, Tenn.
Violation: Failure to provide or offer patient counseling
Action: $500 civil penalty

Licensee: CVS Pharmacy #3721, Knoxville, Tenn.
Violation: Failure to provide or offer patient counseling
Action: $1,000 civil penalty

Licensee: Femetress Davis, R.T., Memphis, Tenn.
Violation: Theft and diversion of controlled substances from the pharmacy without a
prescription from an authorized prescriber
Action: Revocation of registration

Licensee: Kyndra J. Dove, D.P.H., Nolensville, Tenn.
Violation: Allowing unregistered individuals to work in the pharmacy; violation of the
pharmacy technician ratio to pharmacist
Action: $2,150 civil penalty

Licensee: Kirk Ethridge, D.P.H., Bulls Gap, Tenn.
Violation: Addicted to the use of alcohol, narcotics, or other drugs
Action: License indefinitely suspended
Licensee: Alicia A. Gandee, D.P.H., Seymour, Tenn.
Violation: Allowing unregistered individuals to work in the pharmacy
Action: $400 civil penalty

Licensee: Erica Gipson, R.T., Memphis, Tenn.
Violation: Used the pharmacy’s credit card to make purchases for herself without authorization
Action: Registration placed on a two-year term of probation

Licensee: Robert T. Holland, D.P.H., Brentwood, Tenn.
Violation: Allowing unregistered individuals to work in the pharmacy
Action: $700 civil penalty

Licensee: Jan G. Horn, D.P.H., Knoxville, Tenn.
Violation: Addicted to the use of alcohol, narcotics, or other drugs
Action: License indefinitely suspended

Licensee: Hillary C. Jackson, R.T., Atoka, Tenn.
Violation: Theft and diversion of controlled substances from the pharmacy without a prescription from an authorized prescriber
Action: Revocation of registration

Licensee: K-Mart Pharmacy #3348, Chattanooga, Tenn.
Violation: Failure to provide or offer patient counseling
Action: $1,000 civil penalty

Licensee: Larry Larkin, D.P.H., Knoxville, Tenn.
Violation: Failure to provide or offer patient counseling
Action: $500 civil penalty

Licensee: Ben C. Lott, D.P.H., Knoxville, Tenn.
Violation: Allowing unlicensed individual to engage in the practice of pharmacy
Action: $1,000 civil penalty

Licensee: James P. McNally, D.P.H., Nashville, Tenn.
Violation: Addicted to the use of alcohol, narcotics, or other drugs
Action: License indefinitely suspended

Licensee: Donald E. Nelson, D.P.H., Jackson, Tenn.
Violation: Addicted to the use of alcohol, narcotics, or other drugs; sought and completed substance abuse treatment
Action: License placed on a five (5) year term of probation

Licensee: Pardue’s Pharmacy, Nashville, Tenn.
Violation: Failure to provide or offer patient counseling
Action: $500 civil penalty

Licensee: Randall P. Penland, D.P.H., Knoxville, Tenn.
Violation: Failure to provide or offer patient counseling
Action: $500 civil penalty
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<tr>
<td>Brandy R. Phillips, R.T., Chattanooga, Tenn.</td>
<td>Revocation of registration</td>
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<tr>
<td>Laurhenda Poss, R.T., Mt. Juliet, Tenn.</td>
<td>Revocation of registration</td>
</tr>
<tr>
<td>Benjamin H. Rapp, D.P.H., Franklin, Tenn.</td>
<td>$100 civil penalty</td>
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<tr>
<td>Rite Aid Pharmacy #11873, Hendersonville, Tenn.</td>
<td>$250 civil penalty</td>
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<tr>
<td>Chase Salyer, R.T., Kingsport, Tenn.</td>
<td>Revocation of registration</td>
</tr>
<tr>
<td>Susan Sharp, R.T., Goodlettsville, Tenn.</td>
<td>Revocation of registration</td>
</tr>
<tr>
<td>Alvis D. Simmons, D.P.H., Blaine, Tenn.</td>
<td>License indefinitely suspended</td>
</tr>
<tr>
<td>Kayla Smith, R.T., Clinton, Tenn.</td>
<td>Revocation of registration</td>
</tr>
<tr>
<td>Samuel H. Smith, D.P.H., Knoxville, Tenn.</td>
<td>License indefinitely suspended</td>
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<tr>
<td>William R. Sorrell, D.P.H., Newport, KY.</td>
<td>License placed on a ten (10) year term of probation</td>
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<tr>
<td>Walgreens Pharmacy #3284, Sevierville, Tenn.</td>
<td>$2,400 civil penalty</td>
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<td>Licensee</td>
<td>Violation</td>
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<tr>
<td>Walgreens Pharmacy #3600, Nashville, Tenn.</td>
<td>Failure to provide or offer patient counseling</td>
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<td>Walgreens Pharmacy #9444, Lawrenceburg, Tenn.</td>
<td>Failure to provide or offer patient counseling</td>
</tr>
<tr>
<td>Walgreens Pharmacy #9907, Brentwood, Tenn.</td>
<td>Failure to provide or offer patient counseling</td>
</tr>
<tr>
<td>Wal-Mart Pharmacy #10-2065, Knoxville, Tenn.</td>
<td>Failure to provide or offer patient counseling</td>
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<tr>
<td>Anne Whitehead, D.P.H., Lenoir City, Tenn.</td>
<td>Allowing unregistered individuals to work in the pharmacy</td>
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<tr>
<td>Julian Williams, D.P.H., Liberty, MO.</td>
<td>Disciplined by another state board</td>
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<tr>
<td>Tanjaniqua Williams, R.T., Memphi, Tenn.</td>
<td>Theft and diversion of controlled substances from the pharmacy without a prescription from an authorized prescriber</td>
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<tr>
<td>Rena Young, R.T., Smithville, Tenn.</td>
<td>Theft and diversion of controlled substances from the pharmacy without a prescription from an authorized prescriber</td>
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