

2015 Pharmacy Law Symposium Program Agenda

8:00 Breakfast and Registration

Opening Remarks - Ed Rickert

8:30 - 9:15 Emerging Considerations for Specialty Pharmacies

In this session presenters will focus on issues particularly relevant to specialty pharmacies such as operational considerations, limited networks and payment programs, marketing considerations, special programs, prescription hubs, and data sharing.

Presenters: Ed Rickert, Katea Ravega

9:15 - 10:00 M&A Pitfalls in Pharmacy Transactions Pharmacy transactions are on the rise again. This panel discussion will focus on the issues pharmacies are facing when purchasing or selling a pharmacy or an adjunct line of business. Panelists will discuss relevant issues such as corporate structure considerations, privacy issues, change of ownership implications, and the matrix of timing issues related to necessary regulatory filings.

Moderator: Brenda Maloney Shafer

Panelists: Maggie Utterback, Amy Cotton Peterson, Angela Marie Hubbell

10:00 - 10:15 Break

10:15 -10:45 Expanding the Care Model: In-Store Clinics

Advances in technology, along with patient frustration with long waits to see primary care providers, make the addition of In-Store Clinics appealing to many pharmacy chains. Presenters will look at various models used for such clinics, and address potential pitfalls caused by telemedicine laws, constraints on quality control, and self-referral issues.

Presenter: Lisa Davis

10:45 - 11:30 Hot Topics in Pharmacy Law

It is an exciting time in pharmacy law (but, when isn't it?). In our Hot Topics session presenters will cover recent updates in the industry such as new developments in the DQSA, 340B programs and coordination of benefits, and pharmacy recoupment issues. They will also provide insight and analysis on the recent decision from the Supreme Court of the United States in *North Carolina Board of Dental Examiners v. Federal Trade Commission*, as well as emerging judicial opinions regarding pharmacy sales of dietary supplements.

Presenters: Roger Morris, Brenda Maloney Shafer, Amy Cotton Peterson, Randy Fearnow

11:30 - 11:45 - Break

11:45 - 12:45 Luncheon and Keynote Address

Discussion of NABP pending proposals and upcoming activities.

Presenter: Hal Wand, President-Elect, National Association of Boards of Pharmacy and Executive Director, Arizona Board of Pharmacy

12:45 - 1:30 - DEA: Recent Trends in Enforcement

DEA enforcement and investigations continue to impact the daily lives of pharmacists and pharmacy operations. Our experienced DEA attorneys will provide insight into the current DEA investigative and enforcement trends impacting today's pharmaceutical industry.

Presenters: Linden Barber, Larry Cote

1:30 - 2:00 - The Moving Target: Recent Attacks on U&C Pricing & Pharmacy Discount Programs

Public and Commercial health plans are scrutinizing pharmacy Usual and Customary pricing and reporting methodologies. Meanwhile, whistleblowers are leveraging their insider knowledge to partner with state governments to recover damages from the alleged underreporting of U&C pricing. Presenters will explore these initiatives and discuss ways that pharmacies can (1) respond to a U&C investigation and (2) protect themselves against future investigation. They will also discuss the interplay between pharmacy discounts and usual and customary prices and provide an overview of recent shifts in the regulatory landscape regarding discount programs.

Presenters: Lisa Davis, Simone Colgan Dunlap

2:00 - 2:15 Break

2:15 - 3:00 - Cooperative Enforcement Alert: Emerging Risks from State Medicaid Fraud Control Units Following Board Disciplinary Actions

Boards of Pharmacy are continuing to increase disciplinary actions against licensees. Some states are also enhancing cooperation between Boards and the state's Medicaid Fraud Control Unit (MFCU) investigators. Presenters will discuss best practices in identifying potential fraud risks at the Board disciplinary level and responding to a Board and MFCU investigation. They will also provide some attention-getting examples of Board/MFCU investigations and settlement methods we have recently observed.

Presenters: Randy Fearnow, Mark Bina

3:00 - 4:00 - Moderated Panel of Legal Counsel for State Boards of Pharmacy

Our panel of Pharmacy Board Counsel will discuss their approach to contested matters and feature a Q&A session.

Moderator - Roger Morris

**Panelists: James S. Ward, Alabama Board of Pharmacy
Carlos M. Finalet III, Louisiana Board of Pharmacy
Brinda White, Oklahoma Board of Pharmacy**

Closing Remarks - Roger Morris