(FINAL /APPROVED 06-02-2010)

VIRGINIA BOARD OF PHARMACY
MINUTES OF SPECIAL CONFERENCE COMMITTEE

Tuesday, May 25, 2010
Commonwealth Conference Center
Second Floor
Board Room 1

Department of Health Professions
Perimeter Center
9960 Mayland Drive
Henrico, Virginia 23233

CALL TO ORDER:	A meeting of a Special Conference Committee of the Board of Pharmacy was called to order at 9:00 a.m.
PRESIDING:	David Kozera, Committee Chair
MEMBERS PRESENT:	Leo H. Ross, Committee Member
STAFF PRESENT:	Cathy M. Reiniers-Day, Deputy Executive Director Mykl D. Egan, DHP Adjudication Specialist
MICHAEL J. MANGANO License No. 0202-009410	Michael J. Mangano appeared with his attorney, Michael L. Rigsby, to discuss allegations that he may have violated certain laws and regulations governing the practice of pharmacy as stated in the March 26, 2010, Notice.
Closed Meeting:	Upon a motion by Mr. Ross, and duly seconded by Mr. Kozera, the Committee unanimously voted to convene a closed meeting pursuant to § 2.2-3711.A.(15) of the Code of Virginia, ("Code"), for the purpose of consideration and discussion of medical records of Mr. Mangano that are excluded from the Freedom of Information Act by Virginia Code Section 2.2-3705(A)(5).
Reconvene:	Having certified that the matters discussed in the preceding closed meeting met the requirements of § 2.2-3712 of the Code, the Committee re-convened in open meeting and announced the decision.
Closed Meeting:	Upon a motion by Mr. Ross, and duly seconded by Mr. Kozera, the Committee unanimously voted to convene a closed meeting pursuant to § 2.2-3711.A(28) of the Code of Virginia, ("Code"), for the purpose of deliberation to reach a decision in the matter of Michael J. Mangano. Additionally, he moved that Cathy Reiniers-Day and Mykl Egan attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Committee in its deliberations.

Reconvene:

Having certified that the matters discussed in the preceding closed meeting met the requirements of § 2.2-3712 of the Code, the Committee re-convened in open meeting and announced the decision.

Decision:

Upon a motion by Mr. Ross, and duly seconded by Mr. Kozera, the Committee made certain Findings of Facts and Conclusions of Law and unanimously voted to issue an order that requires Mr. Mangano to comply with certain terms and conditions.

As provided by law, this decision shall become a final Order thirty (30) days after service of such Order on Mr. Mangano, unless a written request is made to the Board requesting a formal hearing on the allegations made against him is received from Mr. Mangano within such time. If service of the Order is made by mail, three (3) additional days shall be added to that period. Upon such timely request for a formal hearing, the decision of this Special Conference Committee shall be vacated.

GWENDOLYN K. FOWLER
License # 0202-206951

Gwendolyn K. Fowler did not appear at the informal conference. The committee chose to proceed in her absence as the notice was mailed to Ms. Fowler's legal address of record by certified mail and was returned as unclaimed. The committee discussed that she may have violated certain laws and regulations governing the practice of pharmacy as stated in the April 5, 2010, Notice.

Closed Meeting:

Upon a motion by Mr. Ross, and duly seconded by Mr. Kozera, the Committee unanimously voted to convene a closed meeting pursuant to § 2.2-3711.A(28) of the Code of Virginia, ("Code"), for the purpose of deliberation to reach a decision in the matter of Gwendolyn K. Fowler. Additionally, he moved that Cathy Reiniers-Day and Mykl Egan attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Committee in its deliberations.

Reconvene:

Having certified that the matters discussed in the preceding closed meeting met the requirements of § 2.2-3712 of the Code, the Committee re-convened in open meeting and announced the decision.

Decision:

Upon a motion by Mr. Ross, and duly seconded by Mr. Kozera, the Committee made certain Findings of Facts and Conclusions of Law and unanimously voted that Ms. Fowler must submit to a physical and mental evaluation pursuant to § 54.1-2400 (15) of the Code.

As provided by law, this decision shall become a final Order thirty (30) days after service of such Order on Ms. Fowler, unless a written request is made to the Board requesting a formal hearing on the allegations made against her is received from Ms. Fowler within such time. If service of the Order is made by mail, three (3) additional days shall be added to that period. Upon such timely request for a formal hearing, the decision of this Special Conference Committee shall be vacated.

CHARLES L. WILLIAMS
License No. 0202-011152

Charles L. Williams appeared with Dana Schearir, Business Manager, to discuss allegations that he may have violated certain laws and regulations governing the practice of pharmacy as stated in the April 29, 2010, Notice.

Closed Meeting:

Upon a motion by Mr. Ross, and duly seconded by Mr. Kozera, the Committee unanimously voted to convene a closed meeting pursuant to § 2.2-3711.A(28) of the Code of Virginia, ("Code"), for the purpose of deliberation to reach a decision in the matter of Charles L. Williams. Additionally, he moved that Cathy Reiniers-Day and Mykl Egan attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Committee in its deliberations.

Reconvene:

Having certified that the matters discussed in the preceding closed meeting met the requirements of § 2.2-3712 of the Code, the Committee re-convened in open meeting and announced the decision.

Decision:

Upon a motion by Mr. Ross, and duly seconded by Mr. Kozera, the Committee made certain Findings of Facts and Conclusions of Law and unanimously voted to reprimand Mr. Williams and impose a monetary penalty.

As provided by law, this decision shall become a final Order thirty (30) days after service of such Order on Mr. Williams, unless a written request is made to the Board requesting a formal hearing on the allegations made against him is received from Mr. Williams within such time. If service of the Order is made by mail, three (3) additional days shall be added to that period. Upon such timely request for a formal hearing, the decision of this Special Conference Committee shall be vacated.

DOUGLAS H. LEE
License No. 0202-012236

Douglas H. Lee appeared with his attorneys, Michael L. Goodman and Kristie L. Vanderlann, to discuss allegations that he may have violated certain laws and regulations governing the practice of pharmacy as stated in the March 26, 2010, Notice.

Closed Meeting:

Upon a motion by Mr. Ross, and duly seconded by Mr. Kozera, the Committee unanimously voted to convene a closed meeting pursuant to § 2.2-3711.A(28) of the Code of Virginia, ("Code"), for the purpose of deliberation to reach a decision in the matter of Douglas H. Lee. Additionally, he moved that Cathy Reiniers-Day and Mykl Egan attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Committee in its deliberations.

Reconvene:

Having certified that the matters discussed in the preceding closed meeting met the requirements of § 2.2-3712 of the Code, the Committee re-convened in open meeting and announced the decision.

Decision:

Upon a motion by Mr. Ross, and duly seconded by Mr. Kozera, the Committee made certain Findings of Facts and Conclusions of Law and unanimously voted to reprimand Mr. Lee and impose a monetary penalty.

As provided by law, this decision shall become a final Order thirty (30) days after service of such Order on Mr. Lee, unless a written request is made to the Board requesting a formal hearing on the allegations made against him is received from Mr. Lee within such time. If

service of the Order is made by mail, three (3) additional days shall be added to that period. Upon such timely request for a formal hearing, the decision of this Special Conference Committee shall be vacated.

ADJOURN: With all business concluded, the meeting adjourned at 4:30 p.m.

Cathy M. Reiniers-Day
Deputy Executive Director

David C. Kozera, Chair

6/2/10
Date