

**VIRGINIA BOARD OF PHARMACY
MINUTES OF A PANEL OF THE BOARD**

September 7, 2014
Commonwealth Conference Center
Second Floor
Board Room 2

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

Orders/Consent Orders referred to in these minutes are available upon request

CALL TO ORDER: A meeting of a panel of the Board of Pharmacy (“Board”) was called to order at 3:40 p.m.

PRESIDING: Cindy Warriner, Chair

MEMBERS PRESENT:
Jody H. Allen
Melvin L. Boone, Sr.
Freeda Cathcart
Michael I. Elliott
Sheila K. W. Elliott
Rafael Saenz
Ellen B. Shinaberry

STAFF PRESENT:
Caroline D. Juran, Executive Director
Beth O’Halloran, Individual Licensing Manager
James Rutkowski, Assistant Attorney General
Wayne T. Halbleib, Senior Assistant Attorney General
Mykl Egan, DHP Adjudication Specialist

QUORUM: With seven members of the Board present, a panel was established.

STUART L. BEASLEY
License No. 0202-009029
A formal hearing was scheduled in the matter of Stuart L. Beasley to discuss allegations that he may have violated certain laws and regulations governing the practice of pharmacy in Virginia.

Wayne T. Halbleib, Senior Assistant Attorney General, was present to prosecute the case with the assistance of Mykl Egan, DHP Adjudication Specialist.

Mr. Beasley was represented by Hunter Jamerson, Esquire.

Following introductions, Mr. Jamerson presented the Board with a draft Consent Order for their consideration that Mr. Beasley would be willing to sign, in lieu of proceeding with

the formal hearing.

CLOSED MEETING:

Upon a motion by Ms. Shinaberry, and duly seconded by Ms. Allen, the panel voted 8-0, to convene a closed meeting pursuant to § 2.2-3711(A)(27) of the Code of Virginia (“Code”), for the purpose of deliberation to reach a decision regarding the acceptance of a draft Consent Order from Stuart L. Beasley. Additionally, she moved that Caroline Juran, Beth O’Halloran, and Jim Rutkowski attend the closed meeting.

RECONVENE:

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

DECISION:

Upon a motion by Ms. Shinaberry, and duly seconded by Mr. Saenz, the panel voted 8-0 to offer an amended Consent Order as its counteroffer as read by Mr. Rutkowski.

Mr. Beasley agreed to sign the Consent Order as offered by the Board.

ADJOURN:

With all business concluded, the meeting adjourned at approximately 3:50p.m.

CALL TO ORDER:

Following a brief adjournment, a panel of the Board was reconvened to reconsider the Consent Order offered to Stuart L. Beasley as he indicated after the adjournment that he and his counsel misunderstood the conditions when presented and he would not be able to sign the Consent Order as presented.

PRESIDING:

Cindy Warriner

MEMBERS PRESENT:

Jody H. Allen
Melvin L. Boone, Sr.
Freeda Cathcart
Michael I. Elliott
Sheila K. W. Elliott
Rafael Saenz

STAFF PRESENT:

Caroline D. Juran, Executive Director
Beth O’Halloran, Individual Licensing Manager (left 5pm)
James Rutkowski, Assistant Attorney General

Mykl Egan, DHP Adjudication Specialist
Wayne T. Halbleib, Senior Assistant Attorney General
Mykl Egan, DHP Adjudication Specialist

QUORUM: With seven members of the Board present, a panel was established.
CLOSED MEETING: With seven members present, a panel was established.

Upon a motion by Ms. Allen, and duly seconded by Mr. Elliott, the panel voted 7-0, to convene a closed meeting pursuant to § 2.2-3711(A)(27) of the Code of Virginia (“Code”), for the purpose of deliberation to reach a decision regarding the acceptance of a draft Consent Order from Stuart L. Beasley. Additionally, she moved that Caroline Juran, Beth O’Halloran, and Jim Rutkowski attend the closed meeting.

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

DECISION: Upon a motion by Ms. Allen, and duly seconded by Ms. Elliott, the panel voted 7-0 to offer an amended Consent Order as read by Mr. Rutkowski.

Mr. Beasley agreed to sign the Consent Order as presented.

ADJOURN: With all business concluded, the meeting adjourned at approximately 7:20pm.

Cindy Warriner, Presiding Chair

Caroline D. Juran
Executive Director

Date