

**VIRGINIA BOARD OF PHARMACY
MINUTES OF A PANEL FORMAL HEARING**

Thursday, July 25, 2013
Commonwealth Conference Center
Second Floor
Board Room 3

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 10:30 a.m.

PRESIDING: Ellen B. Shinaberry, Vice Chair

MEMBERS PRESENT: R. Crady Adams
Dinny Lee
David C. Kozera
Pratt P. Stelly

STAFF PRESENT: Caroline D. Juran, Executive Director
Cathy M. Reiniers-Day, Deputy Executive Director
Eusebia L. Joyner, Disciplinary Program Specialist
Braden Curtis, Assistant Attorney General
James E. Schliessmann, Senior Assistant Attorney General
Mykl Egan, DHP Adjudication Specialist

QUORUM: With five (5) members of the Board present, a panel was established.

BRITNEY L. FERGUSON
Registration # 0230-015275

A formal hearing was held in the matter of Britney L. Ferguson, following the summary suspension of her pharmacy technician registration on June 5, 2013, to discuss allegations that she may have violated certain laws and regulations governing the practice of pharmacy technicians in Virginia.

James E. Schliessmann, Senior Assistant Attorney General, prosecuted the case with the assistance of Mykl Egan, DHP Adjudication Specialist.

Cheryl Hodgson, DHP Senior Investigator; Jamil Farooq Stanekzai, Pharmacist-in-Charge, Wal-Mart #10-1852; and Eric Vega, Detective, Virginia State Police, Drug Diversion Unit, testified on behalf of the Commonwealth.

-
- Closed Meeting: Upon a motion by Ms. Stelly and duly seconded by Mr. Adams, the panel voted 5-0, 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 in the matter of Britney L. Ferguson. Additionally, she moved that Cathy Reiniers-Day, Caroline D. Juran, Eusebia Joyner and Braden Curtis 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 Mr. Kozera and duly seconded by Mr. Adams, the panel voted 5-0 to accept the Findings of Fact and Conclusions of Law as proposed by Mr. Schliessmann, amended by the panel and read by Mr. Curtis.
- Upon a motion by Mr. Kozera and duly seconded by Mr. Adams, the panel voted 5-0 that Ms. Ferguson’s registration to practice as a pharmacy technician shall be revoked.
- Adjourn: With all business concluded, the meeting adjourned at 11:30 a.m.

Cathy M. Reiniers-Day
Deputy Executive Director

Ellen B. Shinaberry, Vice Chair

Date