

**DRAFT/UNAPPROVED
VIRGINIA BOARD OF PHARMACY
MINUTES OF SPECIAL CONFERENCE COMMITTEE**

Wednesday, May 28, 2008
Second Floor
Board Room 1

Department of Health Professions
Perimeter Center
9960 Mayland Drive, Suite 300
Richmond, 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 C. Kozera, Committee Chairman
- MEMBERS PRESENT:** Brandon K. Yi
- STAFF PRESENT:** Cathy M. Reiniers-Day, Deputy Executive Director
Mykl D. Egan, DHP Adjudication Specialist
- LEWIS BLACKWELL**
License #0202-006343
- Lewis Blackwell appeared to discuss allegations that he may have violated certain laws and regulations governing the practice of pharmacy as stated in the April 30, 2008 Notice.
- Closed Meeting:** Mr. Yi moved, and the Committee voted 2-0 in favor of the motion, to convene a closed meeting pursuant to § 2.2-3711.A.28 of the Code of Virginia for the purpose of deliberation to reach a decision in the matter of Lewis Blackwell. 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 their presence would aid the Committee in its deliberations.
- Reconvene:** Mr. Yi moved, and the Committee voted 2-0 in favor of the motion, that only public business matters lawfully exempted from open meeting requirements and only such public business matters as were identified in the motion for closed meeting were heard, discussed or considered during the closed meeting.
- Decision:** After consideration of the evidence and statements concerning the allegations, Mr. Yi moved, and the Committee voted 2-0 in favor of the motion, to offer a Consent Order to Mr. Blackwell adopting findings of fact and conclusions of law for the indefinite suspension of

his license. Further, within 120 days of the date of entry of the Consent Order, should the Board receive written documentation from the Health Practitioner's Intervention Program ("HPIP") that Mr. Blackwell has entered into a recovery monitoring contract with HPIP, the indefinite suspension shall be stayed with terms and conditions.

(This Consent Order shall be effective upon endorsement by Mr. Blackwell and the Board of the findings of fact, conclusions of law, and terms of the Consent Order.)

REBECCA A. GLOVER
License #0202-004710

Rebecca A. Glover appeared to discuss allegations that she may have violated certain laws and regulations governing the practice of pharmacy as stated in the April 30, 2008 Notice.

Closed Meeting:

Mr. Yi moved, and the Committee voted 2-0 in favor of the motion, to convene a closed meeting pursuant to § 2.2-3711.A.28 of the Code of Virginia for the purpose of deliberation to reach a decision in the matter of Rebecca A. Glover. 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 their presence would aid the Committee in its deliberations.

Reconvene:

Mr. Yi moved, and the Committee voted 2-0 in favor of the motion, that only public business matters lawfully exempted from open meeting requirements and only such public business matters as were identified in the motion for closed meeting were heard, discussed or considered during the closed meeting.

Decision:

After consideration of the evidence and statements concerning the allegations, Mr. Yi moved, and the Committee voted 2-0 in favor of the motion, to offer a Consent Order to Ms. Glover adopting findings of fact and conclusions of law for the indefinite suspension of her license. Further, within 120 days of the date of entry of the Consent Order, should the Board receive written documentation from the Health Practitioner's Intervention Program ("HPIP") that Ms. Glover has entered into a recovery monitoring contract with HPIP, the indefinite suspension shall be stayed with terms and conditions.

(This Consent Order shall be effective upon endorsement by Ms. Glover and the Board of the findings of fact, conclusions of law, and terms of the Consent Order.)

LORI GRIFFIN
License # 0202-206223

Lori Griffin appeared to discuss allegations that she may have violated certain laws and regulations governing the practice of pharmacy as stated in the May 28, 2008 Amended Notice.

Closed Meeting:

Mr. Yi moved, and the Committee voted 2-0 in favor of the motion, to convene a closed meeting pursuant to § 2.2-3711.A.28 of the Code of Virginia for the purpose of deliberation to reach a decision in the matter of Lori Griffin. 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 their presence would aid the Committee in its deliberations.

Reconvene:

Mr. Yi moved, and the Committee voted 2-0 in favor of the motion, that only public business matters lawfully exempted from open meeting requirements and only such public business matters as were identified in the motion for closed meeting were heard, discussed or considered during the closed meeting.

Decision:

After consideration of the evidence and statements concerning the allegations, Mr. Yi moved, and the Committee voted 2-0 in favor of the motion, to close this case with no violations.

STANDARD MEDICAL
EQUIPMENT SYSTEMS, LLC
APPLICANT

Anthony B. Smith, Managing Member for Standard Medical Equipment Systems, LLC chose to withdraw the application for a Medical Equipment Supplier Permit and Wholesale Distributor License.

JEFFREY LANE
License #0202-005254

Jeffrey Lane appeared to discuss allegations that he may have violated certain laws and regulations governing the practice of pharmacy as stated in the May 6, 2008 Notice.

Closed Meeting:

Mr. Yi moved, and the Committee voted 2-0 in favor of the motion, to convene a closed meeting pursuant to § 2.2-3711.A.28 of the Code of Virginia for the purpose of deliberation to reach a decision in the matter of Jeffrey Lane. 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 their presence would aid the Committee in its deliberations.

Reconvene:

Mr. Yi moved, and the Committee voted 2-0 in favor of the motion, that only public business matters lawfully exempted from open meeting requirements and only such public business matters as were identified in the motion for closed meeting were heard, discussed or considered during the closed meeting.

Decision:

After consideration of the evidence and statements concerning the allegations, Mr. Yi moved, and the Committee voted 2-0 in favor of the motion, that the Committee make the findings of fact, conclusions of law and sanctions as stated in Attachment 1.

As provided by law, this decision shall become a final Order thirty days after service of such Order on Mr. Lane unless a written request to the Board for a formal hearing on the allegations made against him is received from Mr. Lane within such time. If service of the Order is made by mail, three 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 5:15 p.m.

Cathy M. Reiniers-Day
Deputy Executive Director

David C. Kozera, Chair

Date

Jeffrey Lane

Findings of Fact and Conclusions of Law:

- Jeffrey F. Lane holds license number 0202-005254 issued by the Board to practice pharmacy in the Commonwealth of Virginia.
- During the course of Mr. Lane's employment as a pharmacist at Rite Aid #11240 (formerly Eckerd Drugs #8193), Williamsburg, Virginia, he violated § 54.1-3316(7), § 54.1-3320(A)(1) and (6), § 54.1-3457(16) and § 54.1-3462(A)(1) of the Code, and 18 VAC 110-20-270(C) of the Board of Pharmacy Regulations in that, on December 21, 2006, he dispensed Rx #6626304 with Requip (ropinirole, Schedule IV) for a minor patient instead of the prescribed Risperdal (risperidone, Schedule VI). The bottle was mislabeled as containing Risperdal.

Sanction

- Jeffrey F. Lane will successfully complete four (4) hours of continuing pharmacy education in the subject of prescription errors.