

(FINAL APPROVED)

VIRGINIA BOARD OF PHARMACY
MINUTES OF A PANEL OF THE BOARD

Wednesday, February 26, 2014
Commonwealth Conference Center
Second Floor
Board Room 1

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 9:40 a.m.

PRESIDING: Jody H. Allen, Chair

MEMBERS PRESENT: R. Crady Adams
Dinny Li
Robert M. Rhodes
Ellen B. Shinaberry
Pratt P. Stelly

STAFF PRESENT: Caroline D. Juran, Executive Director
Cathy M. Reiniers-Day, Deputy Executive Director
Eusebia L. Joyner, Disciplinary Program Specialist
Charis Mitchell, Assistant Attorney General
Wayne T. Halbleib, Senior Assistant Attorney General
Mykl Egan, DHP Adjudication Specialist

Ellen B. Shinaberry departed at 9:45 a.m.

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

GENNIFER L. BARKER
Registration No. 0230-012649

A formal hearing was held in the matter of Gennifer L. Barker to discuss allegations that she may have violated certain laws and regulations governing the practice of pharmacy technicians in Virginia.

Wayne T. Halbleib, Senior Assistant Attorney General, prosecuted the case with the assistance of Mykl Egan, DHP Adjudication Specialist.

Randy Hall, Loss Prevention Regional Office Manager, CVS/pharmacy; Rebecca Lovelace, Pharmacist-in-Charge, CVS/pharmacy #1994; and Andrea P. Christian, DHP Senior Investigator, testified on behalf of the Commonwealth.

Ms. Barker was represented by Leonard A Paris, Esquire.

Closed Meeting:

Upon a motion by Mr. Adams, and duly seconded by Ms. Stelly, 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 Gennifer L. Barker. Additionally, he moved that Cathy Reiniers-Day, Caroline Juran, Eusebia Joyner, and Charis Mitchell 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. Stelly, 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. Halbleib, amended by the panel and read by Ms. Mitchell.

Upon a motion by Ms. Stelly and duly seconded by Mr. Rhodes, the panel voted 4-1 that Ms. Barker's registration to practice as a pharmacy technician be placed on probation under certain terms and conditions as read by Ms. Reiniers-Day.

AMBER KRISTIN SHORTER
Registration No. 0230-023408

A formal hearing was held in the matter of Amber Kristin Shorter, following the summary suspension of her pharmacy technician registration on January 29, 2014, to discuss allegations governing the practice of pharmacy technicians in Virginia.

Mr. Shorter was not present at the hearing. The Board proceeded with the hearing in Ms. Shorter's absence as the Notice of Hearing dated January 29, 2014, was mailed to her legal address of record, both by regular and certified mail. Ms. Allen ruled that adequate notice was provided to Ms. Shorter.

Wayne T. Halbleib, Senior Assistant Attorney General, prosecuted the case with the assistance of Mykl Egan, DHP Adjudication Specialist.

Stephen Rudder, District Pharmacy Supervisor, CVS/pharmacy, and Jeremy McNeil, DHP Senior Investigator, testified on behalf of the Commonwealth.

Closed Meeting:

Upon a motion by Mr. Adams, and duly seconded by Mr. Rhodes, 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 Amber Kristin Shorter. Additionally, he moved that Cathy Reiniers-Day, Caroline Juran, Eusebia Joyner, and Charis Mitchell 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. Stelly, and duly seconded by Ms. Li, the panel voted 5-0 to accept the Findings of Fact and Conclusions of Law as proposed by Mr. Halbleib, amended by the panel and read by Ms. Mitchell.

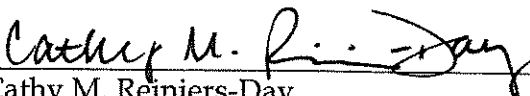
Upon a motion by Ms. Stelly and duly seconded by Ms. Li, the panel voted 5-0 to revoke Ms. Shorter's registration to practice as a pharmacy technician.

Adjourn:

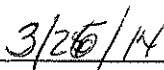
With all business concluded, the meeting adjourned at 2:40 p.m.



Jody H. Allen, Chair



Cathy M. Reiniers-Day
Deputy Executive Director



Date