

**VIRGINIA BOARD OF PHARMACY
MINUTES OF SPECIAL CONFERENCE COMMITTEE**

Tuesday, December 17, 2013
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 10:00 a.m.

PRESIDING: Ellen B. Shinaberry, Committee Chair

MEMBERS PRESENT: Pratt P. Stelly, Committee Member

STAFF PRESENT: Cathy M. Reiniers-Day, Deputy Executive Director
Sammy Johnson, Deputy Executive Director
Mykl D. Egan, DHP Adjudication Specialist

HELEN M. SIMMONS
Pharmacy Technician
Registration No. 0230-002166
Helen M. Simmons appeared with Holly K. Morris, Pharmacist-in-Charge; Jan Joseph Skibinski, Staff Pharmacist and Hunter Jamerson, her attorney, to review allegations that she may have violated certain laws and regulations governing the practice of pharmacy technicians as stated in the November 8, 2013, Notice.

Closed Meeting: Upon a motion by Ms. Stelly, and duly seconded by Ms. Shinaberry, the Committee unanimously voted 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 Helen M. Simmons. Additionally, she moved that Cathy Reiniers-Day, Sammy Johnson 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 Ms. Stelly, and duly seconded by Ms. Shinaberry, the Committee made certain Findings of Facts and Conclusions of Law and determined that an Order shall be issued to Ms. Simmons for a reprimand.

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

JAN JOSEPH SKIBINSKI
Pharmacist
License No. 0202-004735

Jan Joseph Skibinski appeared with Holly K. Morris, Pharmacist-in-Charge; Helen M. Simmons, Pharmacy Technician and Hunter Jamerson, his attorney, to review allegations that he may have violated certain laws and regulations governing the practice of pharmacy as stated in the November 8, 2013, Notice.

Closed Meeting:

Upon a motion by Ms. Stelly, and duly seconded by Ms. Shinaberry, the Committee unanimously voted 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 Jan Joseph Skibinski. Additionally, she moved that Cathy Reiniers-Day, Sammy Johnson 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 Ms. Stelly, and duly seconded by Ms. Shinaberry, the Committee made certain Findings of Facts and Conclusions of Law and determined that an Order shall be issued to Mr. Skibinski for a reprimand and a monetary penalty of Two Hundred Fifty Dollars (\$250.00).

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

Mr. Skibinski 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.

HOLLY K. MORRIS
Pharmacist
License No. 0202-011792

Holly K. Morris appeared with Jan Joseph Skibinski, Staff Pharmacist; Helen M. Simmons, Pharmacy Technician and Hunter Jamerson, her attorney, to review allegations that she may have violated certain laws and regulations governing the practice of pharmacy as stated in the November 8, 2013, Notice.

Closed Meeting:

Upon a motion by Ms. Stelly, and duly seconded by Ms. Shinaberry, the Committee unanimously voted 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 Holly K. Morris. Additionally, she moved that Cathy Reiniers-Day, Sammy Johnson 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 Ms. Stelly, and duly seconded by Ms. Shinaberry, the Committee made certain Findings of Facts and Conclusions of Law and determined that an Order shall be issued to Ms. Morris for a reprimand and a monetary penalty of One Thousand Dollars (\$1,000).

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

MATTHEW P. GARNER
Pharmacist
License No. 0202-208043

Matthew P. Garner appeared to review allegations that he may have violated certain laws and regulations governing the practice of pharmacy as stated in the November 8, 2013, Notice.

Closed Meeting:

Upon a motion by Ms. Stelly, and duly seconded by Ms. Shinaberry, the Committee unanimously voted 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 Candice D. Rattan. Additionally, she 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 Ms. Stelly, and duly seconded by Ms. Shinaberry, the Committee determined that an Order shall be issued to Mr. Garner that includes Findings of Fact and Conclusions of Law with no sanction being imposed.

RIANNA L. HODGEN
Pharmacy Technician
Registration No. 0230-019341

Rianna L. Hodgen did not appear, however the committee chose to proceed in her absence as the notice was mailed to Ms. Hodgen's legal address of record. The committee discussed that she may have violated certain laws and regulations governing the practice of pharmacy technicians as stated in the September 20, 2013, Notice.

Closed Meeting:

Upon a motion by Ms. Stelly, and duly seconded by Ms. Shinaberry, the Committee unanimously voted 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 Rianna L. Hodgen. Additionally, she 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 Ms. Stelly, and duly seconded by Ms. Shinaberry, the Committee made certain Findings of Facts and Conclusions of Law and unanimously voted to offer Ms. Hodgen a Consent Order for the indefinite suspension of her pharmacy technician registration for a period of not less than two years.

ADJOURN:

With all business concluded, the meeting adjourned at 2:15 p.m.

Ellen B. Shinaberry, Chair

Cathy M. Reiniers-Day
Deputy Executive Director

Date