

(FINAL/APPROVED)

VIRGINIA BOARD OF PHARMACY
MINUTES OF A PANEL OF THE BOARD

Tuesday, December 18, 2018
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 2:31 pm.

PRESIDING: Rafael Saenz, Chairman

MEMBERS PRESENT: Glenn Bolyard
Cindy Warriner
Melvin Boone
James Jenkins
Ryan Logan
Cheryl Nelson
Kris Ratliff
Patricia Richards-Spruill
Rebecca Thornbury

STAFF PRESENT: Caroline D. Juran, Executive Director
Ellen B. Shinaberry, Deputy Executive Director
James Rutkowski, Assistant Attorney General
Mykl Egan, DHP Adjudication Specialist

QUORUM: With ten (10) members of the Board present, a panel of the board was established.

AGNES RUBIN
License No. 0202-208745

A formal hearing was held in the matter of Agnes Rubin to discuss allegations that she may have violated certain laws and regulations governing the practice of pharmacy in Virginia and to consider her application for reinstatement.

Mykl D. Egan, DHP Adjudication Specialist, presented the case.

Ms. Rubin was present.

Me-Lien Chung, DHP Senior Investigator testified in person on behalf of the Commonwealth.

Ms. Rubin testified on her own behalf.

CLOSED MEETING:

Upon a motion by Ms. Warriner, and duly seconded by Mr. Bolyard, the panel voted 10-0, 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 matter of Agnes Rubin. Additionally, he moved that Caroline Juran, Ellen Shinaberry 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 an open meeting and announced the decision.

DECISION:

Upon a motion by Mr. Jenkins, and duly seconded by Ms. Nelson, the panel voted 10-0 to accept the Findings and Facts and Conclusion of Law proposed by Mr. Egan and amended by the Board. Upon a motion by Mr. Ratliff, and duly seconded by Ms. Warriner, the panel voted 10-0 to reinstate the pharmacist license of Ms. Rubin and place her license on probation with certain terms and conditions.

ADJOURN:

With all business concluded, the meeting adjourned at 4:55 pm.



Rafael Saenz, Chair



Caroline D. Juran
Executive Director



Date