

(FINAL/APPROVED)

VIRGINIA BOARD OF PHARMACY
MINUTES OF A PANEL OF THE BOARD

January 9, 2019
Commonwealth Conference Center
Second Floor
Board Room 4

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 9:12 a.m.

PRESIDING: Rafael Saenz, Chairman

MEMBERS PRESENT: Ryan Logan
Kristopher Ratliff
James Jenkins
Cheryl Nelson
Cindy Warriner
Melvin Boone

STAFF PRESENT: Caroline D. Juran, Executive Director
Ellen Shinaberry, Deputy Executive Director
James Rutkowski, Assistant Attorney General
Mykl Egan, DHP Adjudication Specialist
Wayne Halbleib, Senior Asst. Attorney General/Chief
Claire Foley, DHP Adjudication Specialist

QUORUM: With seven (7) members of the Board present, a panel of the Board was established.

FAIZ A. OLEY, JR.
License No. 0202-010741

A formal hearing was held in the matter of Faiz A. Oley, Jr. to discuss allegations that he may have violated certain laws and regulations governing the practice of pharmacy in Virginia and to consider his application for reinstatement.

Wayne Halbleib, Senior Asst. Attorney General/Chief, presented the case, assisted by Mykl Egan, DHP Adjudication Specialist.

Patricia L. Dewey, DHP Senior Investigator, testified in person on behalf of the Commonwealth.

Mr. Oley testified on his own behalf.

CLOSED MEETING:

Upon a motion by Ms. Warriner, and duly seconded by Mr. Boone, the panel voted unanimously, 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 Faiz A. Oley, Jr. Additionally, she 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 quorum re-convened an open meeting and announced the decision.

DECISION:

Upon a motion by Mr. Logan, and duly seconded by Mr. Boone, the panel voted unanimously to accept the Findings of Fact and Conclusions of Law as presented by Mr. Halbleib and amended by the Board.

Upon a motion by Mr. Boone, and duly seconded by Mr. Jenkins, the panel voted unanimously to deny Faiz A. Oley's request for reinstatement of his pharmacy license.

Mr. Saenz and Ms. Shinaberry departed at 11:25 am.

PRESIDING:

Cindy Warriner, Vice Chairman

QUORUM:

With six (6) members of the Board present, a panel of the Board was established.

AMANDA K. GORE
Registration No. 0230029035

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

Claire Foley, DHP Adjudication Specialist, presented the case.

Ms. Gore was not present.

Megan Holstein, CVS Asset Protection Manager, and Cheryl Hodgson, DHP Senior Investigator, testified by telephone on behalf of the Commonwealth.

CLOSED MEETING:

Upon a motion by Mr. Boone, and duly seconded by Ms. Nelson, the panel voted unanimously, 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 Amanda K. Gore. Additionally, he moved that Caroline Juran 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. Logan, and duly seconded by Mr. Ratliff, the panel voted unanimously to accept the Findings and Facts and Conclusion of Law proposed by Ms. Foley. Upon a motion by Mr. Ratliff, and duly seconded by Mr. Jenkins, the panel voted unanimously to indefinitely suspend Ms. Gore's right to renew her pharmacy technician registration for no less than two years.


ADJOURNED:

With all business concluded, the meeting adjourned at 12:15 p.m.



Rafael Saenz, Chairman
3/26/19

Date



Caroline D. Juran
Executive Director
3/26/19

Date

Cindy Warriner, Vice Chairman

Date