

(DRAFT/UNAPPROVED)

VIRGINIA BOARD OF PHARMACY
SPECIAL CONFERENCE COMMITTEE MINUTES

Wednesday, May 25, 2022
Commonwealth Conference Center
Second Floor
Board Room 1

Department of Health Professions
Perimeter Center
9960 Mayland Drive, Suite 300
Henrico, Virginia 23233-1463

CALL TO ORDER: A meeting of a Special Conference Committee of the Board of Pharmacy was called to order at 9:06 am.

PRESIDING: Kristopher Ratliff, Committee Chair

MEMBERS PRESENT: Bernard Henderson, Committee Member

STAFF PRESENT: Ellen Shinaberry, Deputy Executive Director
Mykl Egan, Discipline Case Manager
Ileita Redd, Discipline Program Specialist
Jessica Weber, DHP Adjudication Specialist
Christine Andreoli, DHP Adjudication Specialist

FRANK LUCAS
License No. 0202-004585
Frank Lucas appeared to discuss allegations that he may have violated certain laws and regulations governing the practice of pharmacy as stated in the April 7, 2022, Notice. Mr. Lucas was not represented by Counsel.

Closed Meeting: Upon a motion by Mr. Henderson, and duly seconded by Mr. Ratliff, the Committee unanimously voted to convene a closed meeting pursuant to Virginia Code § 2.2-3711(A)(27) for the purpose of deliberation to reach a decision in the matter of Frank Lucas. Additionally, he moved that Mykl Egan and Ileita Redd 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 Virginia Code § 2.2-3712, the Committee reconvened in open meeting and announced the decision.

Decision:

Upon a motion by Mr. Henderson and duly seconded by Mr. Ratliff, the Committee voted unanimously to order Mr. Lucas to undergo a mental health assessment pursuant to 54.1-2400(15).

LINDY M. KNIGHT, Reinstatement
Applicant
Registration No. 0230-008701

Lindy M. Knight appeared to discuss her application for reinstatement/registration as a pharmacy technician and to review allegations that she may have violated certain laws and regulations governing the practice of pharmacy that could lead to the denial of her application as stated in the March 24, 2022 Notice. Ms. Knight was not represented by counsel.

Closed Meeting:

Upon a motion by Mr. Henderson, and duly seconded by Mr. Ratliff, the Committee unanimously voted to convene a closed meeting pursuant to Virginia Code § 2.2-3711(A)(16) for the purpose of reviewing confidential medical and substance abuse records. Additionally, he moved that Mykl Egan, Ileita Redd, Jess Weber and Christine Andreoli 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 Virginia Code § 2.2-3712, the Committee reconvened in open meeting and announced the decision.

Closed Meeting:

Upon a motion by Mr. Henderson, and duly seconded by Mr. Ratliff, the Committee unanimously voted to convene a closed meeting pursuant to Virginia Code § 2.2-3711(A)(27) for the purpose of deliberation to reach a decision in the matter of Lindy M. Knight. Additionally, he moved that Mykl Egan and Ileita Redd 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 Virginia Code § 2.2-3712, the Committee reconvened in open meeting and announced the decision.

Decision:

Upon a motion by Mr. Henderson and duly seconded by Mr. Ratliff, the Committee voted unanimously to grant her request for reinstatement under terms and conditions.

AKINA PHARMACY
Permit No. :0201-004538

Bassem Girgis, Pharmacist-in-Charge of Akina Pharmacy appeared as a representative of the pharmacy, to discuss allegations that it may have violated certain laws and regulations governing the conduct of a pharmacy as stated in the March 24, 2022 Notice. They were not represented by counsel. The pharmacy was not represented by counsel.

Closed Meeting:

Upon a motion by Mr. Henderson, and duly seconded by Mr. Ratliff, the Committee unanimously voted to convene a closed meeting pursuant to Virginia Code § 2.2-3711(A)(27) for the purpose of deliberation to reach a decision in the matter of Akina Pharmacy. Additionally, he moved that Mykl Egan and Ileita Redd 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 Virginia Code § 2.2-3712, the Committee reconvened in open meeting and announced the decision.

Decision:

Upon a motion by Mr. Henderson and duly seconded by Mr. Ratliff, the Committee unanimously voted to assess a monetary penalty against Akina Pharmacy.

CVS/Pharmacy #7558
Permit No. 0201-002605

Joseph Levino, Senior Legal Counsel for Regulatory Affairs and Nancy Lee Frye, Pharmacist-in-Charge,

appeared as representatives of CVS/Pharmacy #7558 to discuss allegations that it may have violated certain laws and regulations governing the conduct of a pharmacy as stated in the January 12, 2022 Notice. They were represented by Roger Morris, Esquire.

Closed Meeting:

Upon a motion by Mr. Ratliff, and duly seconded by Mr. Henderson, the Committee unanimously voted to convene a closed meeting pursuant to Virginia Code § 2.2-3711(A)(27) for the purpose of deliberation to reach a decision in the matter of CVS/Pharmacy #7558. Additionally, he moved that Ellen Shinaberry, Mykl Egan and Ileita Redd 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 Virginia Code § 2.2-3712, the Committee reconvened in open meeting and announced the decision.

Decision:

Upon a motion by Mr. Ratliff and duly seconded by Mr. Henderson, the Committee voted unanimously to refer the matter to a Formal Administrative Hearing.

ADJOURNED:

5:15 p.m.

Kristopher Ratliff, Chair

Mykl Egan
Discipline Case Manager

Date

Date