

(FINAL/APPROVED)

VIRGINIA BOARD OF PHARMACY
MINUTES OF A PANEL OF THE BOARD

August 14, 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 9:41 a.m.

PRESIDING: Cindy Warriner, Chair

MEMBERS PRESENT: Patricia Richards-Spruill
Melvin Boone
Glenn Bolyard
Ryan Logan
Kristopher Ratliff
James Jenkins

STAFF PRESENT: Caroline D. Juran, Executive Director
Ellen Shinaberry, Deputy Executive Director
James Rutkowski, Assistant Attorney General
James Schliessman, Senior Assistant Attorney General
(arrives at 11:25 a.m.)
Julia Bennett, Senior Assistant Attorney General
(arrives at 11:25 a.m.)
Mykl Egan, DHP Adjudication Specialist

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

LINDSEY BROOKS
Registration No. 0230-022588

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

Mykl Egan, DHP Adjudication Specialist, presented the case.

Ms. Brooks was not present.

Kelly D. Ashley, DHP Senior Investigator, testified in person on behalf of the Commonwealth.

CLOSED MEETING:

Upon a motion by Mr. Logan, and duly seconded by Mr. Boone, the panel voted 6-0, 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 Lindsey Brooks. 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 quorum re-convened an open meeting and announced the decision.

DECISION:

Upon a motion by Mr. Boone, and duly seconded by Ms. Patricia Richards-Spruill, the panel voted unanimously to accept the Findings and Fact and Conclusions of Law proposed by Mr. Egan.

Upon a motion by Mr. Logan, and duly seconded by Mr. Jenkins, the panel voted unanimously to indefinitely suspend Ms. Brooks's right to renew her pharmacy technician registration for no less than two years.

TAMMY THOMSON
Registration No. 0230-002189

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

Mykl Egan, DHP Adjudication Specialist, presented the case.

Ms. Thomson was not present.

Sarah King, DHP Senior Investigator, and Christina Lotton, Giant Asset Protection Coordinator, testified in person on behalf of the Commonwealth and Judy Fulton, Giant Pharmacist in Charge, testified by telephone.

CLOSED MEETING:

Upon a motion by Mr. Logan, and duly seconded by Mr. Jenkins, 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 Tammy Thomson. 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 quorum re-convened an open meeting and announced the decision.

DECISION:

Upon a motion by Mr. Boone, and duly seconded by Ms. Richards-Spruill, the panel voted unanimously to accept the Findings and Fact and Conclusions of Law proposed by Mr. Egan and amended by the Board.

Upon a motion by Mr. Logan, and duly seconded by Mr. Boone, the panel voted unanimously to indefinitely suspend Ms. Thomson's pharmacy technician registration for no less than two years.

QUORUM:

Ms. Warriar departed at 11:35 am. With six (6) board members in attendance a quorum was maintained.

PRESIDING:

Ryan Logan, Chair

POSSIBLE SUMMARY SUSPENSION

MYCKIEALA COOPER
License No. 0202-0026333

Julia Bennett, Senior Assistant Attorney General, presented a summary of the evidence in this case, assisted by Mr. Egan, Senior Adjudication Specialist.

CLOSED MEETING:

Upon a motion by Mr. Boone, and duly seconded by Mr. Bolyard, 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 Myckieala Cooper. 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 quorum re-convened an open meeting and announced the decision.

DECISION: Upon a motion by Mr. Jenkins and duly seconded by Mr. Ratliff, the Board unanimously voted that with the evidence presented, the practice as a pharmacist by Myckieala Cooper poses a substantial danger to the public; and therefore, the license of Ms. Cooper shall be summarily suspended. Further, with the Notice of Formal Hearing, a Consent Order shall be offered to Ms. Cooper for the revocation of her license in lieu of the Formal Hearing.

POSSIBLE SUMMARY SUSPENSION

AWAHNEE THOMAS
Registration No. 0230027492

James Schliessmann, Senior Assistant Attorney General, presented a summary of the evidence in the case for the Board to consider a summary suspension. Mykl D. Egan, DHP Adjudication Specialist, was also present.

CLOSED MEETING: Upon a motion by Mr. Boone, and duly seconded by Mr. Bolyard, 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 Awahnee Thomas. 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 quorum re-convened an open meeting and announced the decision.

DECISION: Upon a motion by Mr. Boone, and duly seconded by Mr. Bolyard, the that with the evidence presented, the practice as a technician by Awahnee Thomas poses a substantial danger to the public; and therefore, the registration of Ms. Thomas shall be summarily

suspended. Further, with the Notice of Formal Hearing, a Consent Order shall be offered to Ms. Thomas for the revocation of her registration in lieu of the Formal Hearing.

UNIVERSITY COMPOUNDING
PHARMACY
Registration No. 0214-001335

PRESENTATION OF CONSENT ORDER

Ms. Shinaberry presented a Consent Order for University Compounding Pharmacy for reinstatement of their non-resident pharmacy registration.

DECISION:

Upon a motion by Ms. Richards-Spruill and duly seconded by Mr. Boone, the Board voted 5-1 (Jenkins opposed) to accept the Consent Order.

ADAM JACQUES
Registration No. 0230-023668

A formal hearing was held in the matter of Adam Jacques to discuss allegations that he may have violated certain laws and regulations governing the practice of pharmacy technicians in Virginia.

Mykl Egan, DHP Adjudication Specialist, presented the case.

Mr. Jacques was not present.

Steve Keen, DHP Senior Investigator, and Virginia West, Culpeper Medical Center Pharmacy Manager, testified in person on behalf of the Commonwealth.

CLOSED MEETING:

Upon a motion by Mr. Ratliff, and duly seconded by Mr. Jenkins, 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 Adam Jacques. 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 quorum re-convened an open meeting and announced the decision.

DECISION: Upon a motion by Mr. Bolyard, and duly seconded by Mr. Ratliff, the panel voted unanimously to accept the Findings and Fact and Conclusions of Law as proposed by Mr. Egan.

Upon a motion by Ms. Richards-Spruill, and duly seconded by Mr. Ratliff, the panel voted unanimously to revoke Mr. Jacques's right to renew his pharmacy technician registration.

ADJOURNED: With all business concluded, the meeting adjourned at 1:36 p.m.



Cindy Warriner, Chair
(Brooks, Thomson)



Caroline D. Juran
Executive Director

Date



Ryan Logan, Chair
(Summary Suspensions, Ratification
of Consent Order, Jacques)

9/25/18

Date