

(FINAL/APPROVED)

VIRGINIA BOARD OF PHARMACY
MINUTES OF A PANEL OF THE BOARD

October 25, 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 9:04 a.m.

PRESIDING: Rafael Saenz, Chair

MEMBERS PRESENT: Patricia Richards-Spruill
Melvin Boone
Kristopher Ratliff
James Jenkins
Cindy Warriner
Cheryl Nelson

STAFF PRESENT: Sammy Johnson, Deputy Executive Director
(left at 11:59 am)
Caroline D. Juran, Executive Director
(arrived at 12:00 pm)
Ellen Shinaberry, Deputy Executive Director
(arrived at 12:00 pm)
Sheralee Copeland, Administrative Assistant
James Rutkowski, Assistant Attorney General
James Schliessman, Senior Assistant Attorney General
(arrived at 12:00 pm)
Claire Foley
(arrived at 12:00 pm)
Mykl Egan, DHP Adjudication Specialist
(left at 11:59 am)
Wayne Halbleib, Sr. Assistant Attorney General/Chief
(arrived at 12:00 pm)

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

MYCKIEALA COOPER
License No. 0202-209657 A formal hearing was held in the matter of Myckieala Cooper to discuss allegations that she may have violated certain laws and regulations governing the practice of pharmacy in Virginia.

Mykl Egan, DHP Adjudication Specialist, presented the case.

Ms. Cooper was present at the hearing.

Wendy Morris, DHP Senior Investigator and Amy Stuart, HPMP Case Manager, testified in person on behalf of the Commonwealth. Christine Garcia, NP, testified by telephone on behalf of the Commonwealth.

CLOSED MEETING:

Upon a motion by Ms. Warriner, and duly seconded by Mr. Boone, the panel voted 6-0, to convene a closed meeting pursuant to § 2.2-3711(A)(16) of the Code of Virginia ("Code"), for the purpose of discussion of health records of Ms. Cooper. Additionally, she moved that Sammy Johnson 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.

CLOSED MEETING:

Upon a motion by Ms. Warriner, and duly seconded by Mr. Jenkins, the panel voted 6-0, to convene a second closed meeting pursuant to § 2.2-3711(A)(16) of the Code of Virginia ("Code"), for the purpose of discussion of health records of Ms. Cooper. Additionally, she moved that Sammy Johnson 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.

CLOSED MEETING:

Upon a motion by Ms. Warriner, and duly seconded by Mr. Jenkins, the panel voted 6-0, to convene a second closed meeting pursuant to § 2.2-3711(A)(27) of the Code of Virginia ("Code"), for the purpose of deliberation to reach a decision in the matter of Ms. Cooper. Additionally, she moved that Sammy

Johnson 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 Ms. Nelson, and duly seconded by Mr. Ratliff, 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 Ms. Nelson, and duly seconded by Ms. Richards-Spruill, the panel voted unanimously to issue a reprimand and place Ms. Cooper's license on probation for two years with certain terms and conditions.

POSSIBLE SUMMARY SUSPENSION PRESENTATION

JORDAN BAILEY
Registration No. 0230-016879

Wayne Halbleib, Senior Assistant Attorney General, presented a summary of the evidence in the case for the Board to consider a summary suspension.

DECISION:

Upon a motion by Ms. Warriner, and duly seconded by Mr. Ratliff, that with the evidence presented, the practice as a pharmacy technician by Jordan Bailey poses a substantial danger to the public; and therefore, the registration of Ms. Bailey shall be summarily suspended. Further, with the Notice of Formal Hearing, a Consent Order shall be offered to Ms. Bailey for indefinite suspension her technician registration for not less than two years in lieu of the Formal Hearing.

AWAHNEE THOMAS
Registration No. 0230-027492

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

James Schliessmann, Senior Assistant Attorney General, and Claire Foley, DHP Adjudication Specialist, presented the case.

Ms. Thomas was present at the hearing.

Andrea Leist, Pharmacist, testified in person on behalf of the Commonwealth.

CLOSED MEETING:

Upon a motion by Ms. Warriner, 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 in the matter of Awahnee Thomas. 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 Ms. Nelson, and duly seconded by Mr. Boone, the panel voted unanimously to accept the Findings and Fact and Conclusions of Law proposed by Mr. Schliessman and amended by the Board.

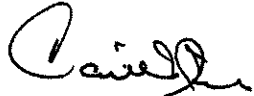
Upon a motion by Ms. Nelson, and duly seconded by Ms. Richards-Spruill, the panel voted unanimously to suspend Ms. Bailey's registration indefinitely for not less than one year.

ADJOURNED:

With all business concluded, the meeting adjourned at 1:35 pm.



Rafael Saenz, Chair



Caroline Juran, Executive Director

Date 10/18/18