

(DRAFT/UNAPPROVED)
VIRGINIA BOARD OF PHARMACY
FORMAL HEARING

Thursday, July 11, 2024
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 quorum of the Board of Pharmacy ("Board") was called to order at 9:02AM for the purpose of two possible summary suspension presentations.

PRESIDING: Cheri Garvin, Chairwoman

MEMBERS PRESENT: Ms. Michelle Hoffer
Mrs. Patricia Richards-Spruill
Dr. Dale St. Clair
Dr. Ling Yuan
Mr. Larry Kocot
Dr. Shannon Dowdy

STAFF PRESENT: Caroline D. Juran, Executive Director
Ellen B. Shinaberry, Deputy Executive Director
James Rutkowski, Assistant Attorney General
Mandy Wilson, Assistant Attorney General
Rebecca Ribley, Adjudication Specialist
Sean Murphy, Sr. Assistant Attorney General
Jess Weber, Adjudication Specialist
Sorayah Haden, Executive Assistant

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

PURPOSE: Mandy Wilson, Assistant Attorney General, presented a summary of the evidence in this case. Ms. Wilson was assisted by Rebecca Ribley, Adjudication Specialist.

CASE NO. 234884

DECISION: Upon a motion by Dr. Dowdy and duly seconded by Dr. Yuan, the Board unanimously voted (7-0) that with the evidence presented, Dillon Breeding poses a substantial danger to the public; and therefore, the Board voted to summarily suspend Mr. Breeding's pharmacist license.

PURPOSE:
CASE NO. 233563

Sean Murphy, Sr. Assistant Attorney General, presented a summary of the evidence in this case. Mr. Murphy was assisted by Jess Weber, Adjudication Specialist.

DECISION:

Upon a motion by Dr. St. Clair and duly seconded by Mr. Kocot, the Board unanimously voted (7-0) that with the evidence presented, Sara Donnell poses a substantial danger to the public; and therefore, the Board voted to summarily suspend Ms. Donnell's pharmacy technician trainee registration and offer a pre-hearing consent order in lieu of a formal hearing.

Board member Dowdy departed the meeting immediately following the decision.

THUI BUI
License no. 0202-013055

FORMAL HEARING

A formal hearing was held in the matter of Thui Bui to discuss allegations that she may have violated certain laws and regulations governing the practice of pharmacy in Virginia as provided in the notice dated March 1, 2024.

PRESIDING:

Cheri Garvin, Chairwoman

MEMBERS PRESENT:

Ms. Michelle Hoffer
Mrs. Patricia Richards-Spruill
Dr. Dale St. Clair
Dr. Ling Yuan
Mr. Larry Kocot

PANEL:

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

STAFF PRESENT:

Caroline D. Juran, Executive Director
Ellen B. Shinaberry, Deputy Executive Director
James Rutkowski, Assistant Attorney General
Sorayah Haden, Executive Assistant
Anne Joseph, Sr. Adjudication Specialist

Anne Joseph, Sr. Adjudication Specialist, presented the case for the Commonwealth. Ms. Bui was present at the hearing and was not represented by counsel.

WITNESSES: Victoria McGhee, DHP Pharmacy Inspector, testified in person on behalf of the Commonwealth.

Thui Bui testified on her own behalf.

CLOSED MEETING: Upon a motion by Mrs. Richards-Spruill, and duly seconded by Ms. Hoffer, the Board 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 Thui Bui. Additionally, she moved that Ellen Shinaberry, Caroline Juran, Jim Rutkowski, and Sorayah Haden 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 Board reconvened an open meeting and announced the decision. (Richards-Spruill/Hoffer)

DECISION: Upon a motion by Mr. Kocot, and duly seconded by Ms. Hoffer, the Board voted 6-0 to accept the Findings of Fact and Conclusions of law as presented by the Commonwealth and amended by the Board.

Upon a motion by Dr. St. Clair, and duly seconded by Dr. Yuan, the board voted 6-0 to revoke the pharmacist license of Thui Bui.

MICHELE TURNER
Registration No.: 0230-012716

A formal hearing was held in the matter of Michele Turner to discuss allegations that she may have violated certain laws and regulations governing the practice of pharmacy technician in Virginia as provided in the notice dated April 12, 2024.

Rebecca Ribley, Adjudication Specialist, presented the case on behalf of the Commonwealth. Board member Shannon Dowdy returned for this proceeding.

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

Ms. Turner was not present at the hearing and was not

represented by counsel.

WITNESSES:

Jamie N Grapiotis, Pharmacist, testified in person, and David Cowras, Sr. DHP Investigator, testified by telephone for the Commonwealth.

CLOSED MEETING:

Upon a motion by Mrs. Richards-Spruill, and duly seconded by Ms. Hoffer, the Board voted 7-0, 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 Michele Turner. Additionally, she moved that Ellen Shinaberry, Caroline Juran, Jim Rutkowski, and Sorayah Haden 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 Board reconvened an open meeting and announced the decision. (Richards-Spruill/Hoffer)

DECISION:

Upon a motion by Mr. Kocot, and duly seconded by Dr. Yuan, the Board voted 7-0 to accept the Findings of Fact and Conclusions of Law as presented by the Commonwealth.

Upon a motion by Dr. St. Clair, and duly seconded by Dr. Dowdy, the board voted 7-0 to revoke the pharmacy technician registration of Michele Turner.

ADJOURNED:

12:14 PM

Caroline D. Juran, Executive Director

Date