

(DRAFT/UNAPPROVED)
VIRGINIA BOARD OF PHARMACY
MINUTES OF A PANEL OF THE BOARD

Tuesday, April 27, 2021
Commonwealth Conference Center
Via WebEX Virtual Platform

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 09:02 AM.

PRESIDING: Kris Ratliff, Chairman

MEMBERS PRESENT: Dr. Dale St. Clair Ms. Patricia Richards-Spruill
Dr. Bill Lee Dr. Sarah Melton
Mr. Ryan Logan Mr. Glenn Bolyard
Dr. Cheryl Nelson
Mr. Bernie Henderson
Mr. Jim Jenkins

STAFF PRESENT: Caroline D. Juran, Executive Director
Ellen B. Shinaberry, Deputy Executive Director
James Rutkowski, Assistant Attorney General
Kiara Christian, Administrative Assistant

QUORUM: With ten (10) members of the Board present, a panel of the board was established.

JERRY RAY HARPER, JR.
License No. 0202-006615

A formal hearing was held in the matter of Jerry Ray Harper, Jr. to discuss allegations that he may have violated certain laws and regulations governing the practice of pharmacy in Virginia and to act on his application for reinstatement of his pharmacist license.

Jess Kelly, DHP Adjudication Specialist, presented the case via WebEx.

Jerry Harper, Jr. was present via WebEX and was not represented by counsel.

Lisa Elgen, DHP Senior Investigator, and Sarah Rogers, DHP Senior Investigator, testified via WebEx on behalf of the Commonwealth.

Mr. Harper testified in person on his behalf.

CLOSED MEETING:

Upon a motion by Dr. Nelson, and duly seconded by Mr. Jenkins, the panel voted 10-0, 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 Jerry Ray Harper, Jr. Additionally, she moved that Caroline Juran, Ellen Shinaberry, Kiara Christian 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. Jenkins, and duly seconded by Ms. Richards-Spruill, the panel voted 10-0 to accept the Findings and Facts and Conclusion of Law as proposed by the Commonwealth and revised by the Board. Upon a motion by Mr. Henderson, and duly seconded by Mr. Logan, the panel voted 10-0 to deny Mr. Harper's application for reinstatement.

POSSIBLE SUMMARY SUSPENSION

Registration No. 0230-032676

Sean J. Murphy, Assistant Attorney General, assisted by Jess Kelley, Adjudication Specialist, presented a summary of the evidence in this case.

CLOSED MEETING

Upon a motion by Dr. Nelson, and duly seconded by Ms. Patricia Richards-Spruill, the panel voted 10-0, 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 Juanita Thomas. Additionally, she moved that Caroline Juran, Ellen Shinaberry, Kiara Christian 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. Bolyard and duly seconded by Dr. Melton, the Board unanimously voted that, with the evidence presented, the practice as a pharmacy technician by Juanita Thomas poses a substantial danger to the public; and therefore, the registration of Ms. Thomas shall be summarily suspended. Further, upon a motion by Mr. Logan and duly seconded by Dr. Nelson, the Board unanimously voted that, with the Notice of Hearing, a Consent Order shall be offered to Ms. Thomas for the indefinite suspension of her pharmacy technician registration for not less than two years.

ADJOURN:

With all business concluded, the meeting adjourned at 12:35 PM.

Kris Ratliff, Chair

Caroline D. Juran
Executive Director

Date

Date