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Minutes of the September 14-16 , 2009 Meeting of the Ohio State Board of Pharmacy

Monday, September 14

8:36 a.m. The Ohio State Board of Pharmacy convened in Room East B, 31st Floor, of the Vern Riffe Center for Government and the Arts, 77 South High Street, Columbus, Ohio, with the following members present:

Elizabeth I. Gregg, R.Ph., *President*; Heather L. Pasquale, R.Ph., *Vice-President*; Donald M. Casar, R.Ph.; Troy A. Gahm, R.Ph.; Brian M. Joyce, R.Ph.; Richard F. Kolezynski, R.Ph.; and Jerome J. Wiesenhahn, R.Ph.

Also present were William T. Winsley, *Executive Director*; Timothy Benedict, *Assistant Executive Director*; Mark Keeley, *Legislative Affairs Administrator*; Kyle Parker, *Licensing Administrator*; Chris Reed, *Compliance Supervisor*; David Rowland, *Legal Affairs Administrator*; Danna Droz, *Prescription Drug Monitoring Program Director*; and Tracy Greuel, *Assistant Attorney General*.

8:37 a.m. Mr. Gahm moved that the Board go into Executive Session for the purpose of the investigation of complaints regarding licensees and registrants pursuant to Section 121.22(G)(1) of the Ohio Revised Code. The motion was seconded by Mr. Kolezynski and a roll-call vote was conducted by President Gregg as follows: Casar – *yes*; Gahm – *yes*; Joyce – *yes*; Kolezynski – *yes*; Pasquale – *yes*; and Wiesenhahn – *yes*.

8:47 a.m. Ms. Lange arrived and joined the meeting in progress.

8:53 a.m. The Executive Session ended and the meeting was opened to the public.

R-2010-036 Mr. Joyce moved that the settlement offer in the matter of **David Gary Young**, R.Ph., (03-1-09396) Bucyrus, Ohio, be accepted. The motion was seconded by Mr. Gahm and approved by the Board: *Aye – 6/Abstain*; Lange.

R-2010-037 Mr. Casar moved that the Board summarily suspend the license to practice pharmacy belonging to **Martin Barron**, R.Ph., (03-2-05416) University Heights, Ohio, pursuant to Ohio Revised Code 3719.121(B). Mr. Gahm seconded the motion and it was approved by the Board: *Aye – 6/Abstain*; Lange.

8:55 a.m. The Board recessed briefly.

9:02 a.m.

R-2010-038

The Board considered a request for an exemption to Ohio Administrative Code Rule 4729-5-10 (Prescription pick-up station) received for the following sites:

RC Compounding Services , Poland, Ohio	(02-1678950)
Surgery Center, Inc. , Sandusky, Ohio	(02-1649400)

After discussion, Mr. Gahm moved that the Board approve the request as long as the parties to the request comply with the requirements in the rule for such an exemption. The motion was seconded by Mr. Casar and approved by the Board: *Aye – 7.*

R-2010-039

The Board considered a request for an exemption to Ohio Administrative Code Rule 4729-5-10 (Prescription pick-up station) received for the following sites:

Hill's Compounding Pharmacy , Milford, Ohio	(02-1181750)
Complete Pharmacy Solutions LLC , West Chester, Ohio	(02-1971800)

After discussion, Mr. Gahm moved that the Board approve the request as long as the parties to the request comply with the requirements in the rule for such an exemption. The motion was seconded by Ms. Lange and approved by the Board: *Aye – 7.*

R-2010-040

Ohio Northern University College of Pharmacy, Ada, Ohio, submitted a request to have its revised immunization course program, including the Zoster and H1N1 vaccines, approved. Ms. Lange moved that the request be approved. Ms. Pasquale seconded the motion and it was approved by the Board: *Aye – 7.*

9:13 a.m.

Mr. Gahm moved that the Board go into Executive Session for the purpose of the investigation of complaints regarding licensees and registrants pursuant to Section 121.22(G)(1) of the Ohio Revised Code. The motion was seconded by Ms. Pasquale and a roll-call vote was conducted by President Gregg as follows: Casar – *yes*; Gahm – *yes*; Kolezynski – *yes*; Lange - *yes*; Pasquale – *yes*; and Wiesenhahn – *yes*. Mr. Joyce recused himself from this session.

9:17 a.m.

The Executive Session ended and the meeting was opened to the public.

R-2010-041

Mr. Casar moved that the settlement offer in the matter of **Gary Alan Evankovich**, R.Ph. (03-2-13226) Youngstown, Ohio, be denied. The motion was seconded by Mr. Wiesenhahn and approved by the Board: *Aye – 6; Recused – Joyce.*

9:21 a.m.

The Board was joined by Assistant Attorney General Tracy Greuel to conduct an adjudication hearing in accordance with the Ohio Revised Code Chapters 119. and 4729. in the matter of **Gary Alan Evankovich**, R.Ph. (03-2-13226) Youngstown, Ohio. Mr. Joyce recused himself from this session.

11:59 a.m.

The Board recessed for lunch.

1:09 p.m.

The Board reconvened to continue the adjudication hearing in the matter of **Gary Alan Evankovich** with the following members present:

Elizabeth Gregg, *President*; Heather Pasquale, *Vice-President*; Donald Casar, Troy Gahm, Richard Kolezynski, Deborah Lange, and Jerome Wiesenhahn. Mr. Joyce recused himself from this session.

5:52 p.m.

The Board recessed for the day.

Tuesday, September 15

8:27 a.m.

The Board reconvened with the following members present:

Elizabeth I. Gregg, R.Ph., *President*; Heather L. Pasquale, R.Ph., *Vice-President*; Troy A. Gahm, R.Ph.; Brian M. Joyce, R.Ph.; Richard F. Kolezynski, R.Ph.; Deborah Lange, R.Ph.; and Jerome J. Wiesenbahn, R.Ph.

R-2010-042

Mr. Keeley presented a request for approvable status from electronic prescribing system **CentriHealth** (Nashville, Tennessee). After discussion, Mr. Gahm moved that **CentriHealth** be found approvable pending final inspection. The motion was seconded by Ms. Lange and approved by the Board: *Aye* – 6.

R-2010-043

Mr. Keeley then presented a request for approvable status from electronic prescribing system **Eclipsys** (Atlanta, Georgia). After discussion, Ms. Pasquale moved that **Eclipsys** be found approvable pending final inspection. The motion was seconded by Mr. Kolezynski and approved by the Board: *Aye* – 6.

Ms. Lange reported on the August meeting of the Medical Board's Physician-Assistant Policy Committee.

Mr. Benedict said there was no report from the Medical Board's Prescribing Committee in August.

Ms. Lange and Mr. Keeley reported on the current review status of the qualified pharmacy technician examinations submitted by employers.

8:58 a.m.

R-2010-044

Mr. Wiesenbahn moved that the Board minutes of August 3-5, 2009, be approved as amended. Mr. Gahm seconded the motion and it was approved by the Board: *Aye* – 6.

9:18 a.m.

The adjudication hearing in the matter of **Gary Alan Evankovich**, R.Ph. (03-2-13226) Youngstown, Ohio, resumed.

12:02 p.m.

The Board recessed for lunch.

1:22 p.m.

The Board reconvened in Room East B, 31st Floor and continued the hearing in the matter of **Gary Alan Evankovich** with the following members present:

Elizabeth Gregg, *President*; Heather Pasquale, *Vice-President*; Troy Gahm; Richard Kolezynski; Deborah Lange; and Jerome Wiesenbahn. (Mr. Casar absent; Mr. Joyce recused).

R-2010-045

The following candidates for licensure by reciprocity met with Board member Brian Joyce in Room South A, 31st Floor of the Vern Riffe Center. The candidates introduced themselves and then participated in a discussion of pharmacy laws and rules with Mr. Keeley and Mr. Parker.

Paris Jermera Abrams	<i>New Jersey</i>
Heba A. Ahmed	<i>Indiana</i>
Louis J. Aliota	<i>New York</i>
Peter Ancona	<i>Florida</i>
Rosemary Anderson	<i>Kentucky</i>
Jennifer L. Athmann	<i>Minnesota</i>
Timothy Lee Baker	<i>Kentucky</i>
David Rathbun Blazo	<i>Michigan</i>
Miesha Buckner	<i>Maryland</i>
Jocelyn Grace Conrad	<i>Pennsylvania</i>
Michael Wilson Dewitt	<i>North Carolina</i>

Diane Durzinsky Ellis	<i>Indiana</i>
Amy Fortune	<i>Michigan</i>
Haidy Atef Issa Ghaly	<i>Michigan</i>
Bonavy Gusack	<i>Nevada</i>
Donald E. Harju	<i>Michigan</i>
Shobhna Sedani Hasanadka	<i>Texas</i>
Anhquan Nghia Hoang	<i>South Carolina</i>
Pooja Jain	<i>Michigan</i>
Michael Loy Moore	<i>Michigan</i>
Lekha G. Nair	<i>Massachusetts</i>
Valerie Ng	<i>Florida</i>
Charles Howard Nancarrow	<i>West Virginia</i>
Anthony R. Patterson	<i>Pennsylvania</i>
Shane McKissick Paxson	<i>North Carolina</i>
Na Deborah S. Pechacek	<i>Texas</i>
Elsie Bhaskaravalli Pedapati	<i>Massachusetts</i>
Sheila Elsie Pedapati	<i>Massachusetts</i>
Carmen Maria Ramanna	<i>Pennsylvania</i>
Margo Lane Sanders	<i>Nevada</i>
Catherine Jin-Hae Schroepfel	<i>New York</i>
Raye Ann Sifri	<i>Kentucky</i>
Stephen Ray Van Steenberg	<i>Kentucky</i>
David John Vistein	<i>Florida</i>
Bradley J. Williams	<i>Pennsylvania</i>

5:00 p.m. The hearing recessed until October 7, 2009.

The Board recessed for the day.

Wednesday, September 16, 2009

10:00 a.m. The Ohio State Board of Pharmacy convened at the Villa Milano Restaurant, 1630 Schrock Road, Columbus, Ohio, with the following members present:

Heather L. Pasquale, R.Ph., *Vice-President*; Troy A. Gahm, R.Ph.; Brian M. Joyce, R.Ph.; Richard F. Kolezynski, R.Ph.; Deborah A. Lange, R.Ph.; and Jerome J. Wiesenhahn, R.Ph.

The Board was joined by the Board of Trustees of the Ohio Pharmacists Association (OPA) for a discussion of items of mutual interest.

Mr. Keeley discussed the Legislative Report with the Boards.

Other items of mutual interest were discussed. There were no items requiring official Board action.

11:30 a.m. The meeting with the OPA Board of Trustees ended.

11:42 a.m.

Ms. Lange moved that the Board receive Per Diem as follows:

<u>PER DIEM</u>	9/14/09	9/15/09	9/16/09	8/11/09	<u>Total</u>
Casar	1	-	-	-	1
Gahm	1	1	1	-	3
Joyce	1	1	1	-	3
Gregg	1	1	-	-	2
Kolezynski	1	1	1	-	3
Lange	1	1	1	1	4
Pasquale	1	1	1	-	3
Wiesenhahn	1	1	1	-	3

Mr. Kolezynski seconded the motion and it was approved by the Board: *Aye* – 6.

11:43 a.m.

Mr. Wiesenhahn moved that the meeting be adjourned. The motion was seconded by Mr. Joyce and approved by the Board: *Aye* – 6.

<p>The Ohio State Board of Pharmacy approved these Minutes October 5, 2009</p>
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