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Minutes of the November 7-9, 2005
Meeting of the Ohio State Board of Pharmacy

MONDAY, NOVEMBER 7, 2005

10:05 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:

Suzanne R. Eastman, R.Ph., *President*; James E. Turner, R.Ph., *Vice-President*; Robert P. Giacalone, R.Ph.; Elizabeth I. Gregg, R.Ph.; Nathan S. Lipsyc, R.Ph.; Kevin J. Mitchell, R.Ph.; and Dorothy S. Teater, Public Member.

Also present were William T. Winsley, *Executive Director*; Timothy Benedict, *Assistant Executive Director*; William McMillen, *Licensing Administrator*; Mark Keeley, *Legislative Affairs Administrator*; David Rowland, *Legal Affairs Administrator*; and Sally Ann Steuk, *Assistant Attorney General*.

Mr. Winsley announced that the following settlement agreement was signed by all parties and is now effective:

R-2006-070

SETTLEMENT AGREEMENT WITH THE STATE BOARD OF PHARMACY

Docket Number D-050901-022

in the matter of:

AMIN J. ABED, R. PH.
4649 Prestwick Crossing
Westlake, Ohio 44145

R.Ph. Number 03-2-18191

This Settlement Agreement is entered into by and between Amin J. Abed and the Ohio State Board of Pharmacy, a state agency charged with enforcing the Pharmacy Practice Act and Dangerous Drug Distribution Act, Chapter 4729. of the Ohio Revised Code.

Amin J. Abed voluntarily enters into this Agreement being fully informed of his rights afforded under Chapter 119. of the Ohio Revised Code, including the right to representation by counsel, the right to a formal adjudication hearing on the issues contained herein, and the right to appeal. Amin J. Abed acknowledges that by entering into this agreement he has waived his rights under Chapter 119. of the Revised Code.

Whereas, the Board is empowered by Section 4729.16 of the Ohio Revised Code to suspend, revoke, place on probation, refuse to grant or renew an identification card or enforce a monetary penalty on the license holder for violation of any of the enumerated grounds therein.

Whereas, Amin J. Abed is licensed to practice pharmacy in the State of Ohio.

Whereas, on or about September 1, 2005, pursuant to Chapter 119. of the Ohio Revised Code, Amin J. Abed was notified of the allegations or charges against him, his right to a hearing, his rights in such hearing, and his right to submit contentions in writing. Amin J. Abed requested a hearing; it was scheduled and continued. The September 1, 2005, Notice of Opportunity for Hearing contains the following allegations or charges:

- (1) Records of the State Board of Pharmacy indicate that Amin J. Abed was originally licensed by the State of Ohio as a pharmacist on March 6, 1990, pursuant to reciprocity, and is currently licensed to practice pharmacy in Ohio.
- (2) Amin J. Abed did, on or about January 3, 2005, dispense a drug pursuant to a prescription without having the correct directions for use indicated on the label affixed to the container, to wit: when dispensing Rx #0339707, Amin J. Abed did not indicate the directions for use of the drug as was prescribed by the physician. The prescription was written for Pepcid 40 mg/5 ml, for a 6-month-old child, to be taken 0.8 ml twice daily. The label Amin J. Abed affixed indicated that the patient was to be given 8 ml twice daily. The patient was harmed. Such conduct is in violation of Section 3715.52(A)(2) of the Ohio Revised Code and Rule 4729-5-16 of the Ohio Administrative Code.

Amin J. Abed neither admits nor denies the allegations stated in the Notice of Opportunity for Hearing letter dated September 1, 2005; however, the Board has evidence sufficient to sustain the allegations and hereby adjudicates the same.

Wherefore, in consideration of the foregoing and mutual promises hereinafter set forth, and in lieu of a formal hearing at this time, Amin J. Abed knowingly and voluntarily agrees with the State Board of Pharmacy to the following:

- (A) Amin J. Abed agrees to the imposition of a monetary penalty of two hundred fifty dollars (\$250.00) due and owing within thirty days from the effective date of this Agreement. Checks should be made payable to the "Treasurer, State of Ohio" and mailed with the enclosed form to the State Board of Pharmacy, 77 South High Street, Room 1702, Columbus, Ohio 43215-6126.
- (B) Amin J. Abed must obtain, within ninety days from the effective date of this Agreement, two hours of continuing pharmacy education (0.2 CEUs) on preventing medication errors pertaining to children, which may not also be used for license renewal.

If, in the judgment of the Board, Amin J. Abed appears to have violated or breached any terms or conditions of this Agreement, the Board may institute formal disciplinary proceedings for any and all possible violations or breaches, including but not limited to, alleged violation of the laws of Ohio occurring before the effective date of this Agreement.

Amin J. Abed acknowledges that he has had an opportunity to ask questions concerning the terms of this Agreement and that all questions asked have been answered in a satisfactory manner. Any action initiated by the Board based on alleged violation of this Agreement shall comply with the Administrative Procedure Act, Chapter 119. of the Ohio Revised Code.

Amin J. Abed waives any and all claims or causes of action he may have against the State of Ohio or the Board, and members, officers, employees, and/or agents of either, arising out of matters which are the subject of this Agreement. Amin J.

Abed waives any rights of appeal pursuant to Chapter 119. of the Ohio Revised Code.

This Settlement Agreement shall be considered a public record, as that term is used in Section 149.43 of the Ohio Revised Code, and shall become effective upon the date of the Board President's signature below.

<u>/s/</u> Amin J. Abed, R.Ph., Respondent	<u>/d/</u> 10/25/05 Date Signed
<u>/s/</u> David W. Grauer, Attorney for Respondent	<u>/d/</u> 10/21/05 Date Signed
<u>/s/</u> Suzanne R. Eastman, President, Ohio State Board of Pharmacy	<u>/d/</u> 11/07/05 Date Signed
<u>/s/</u> Sally Ann Steuk, Ohio Assistant Attorney General	<u>/d/</u> 11/07/05 Date Signed

10:10 a.m. Mrs. Gregg 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 and to confer with an attorney for the Board regarding pending or imminent court action pursuant to Section 121.22(G)(3) of the Ohio Revised Code. The motion was seconded by Mr. Turner and a roll-call vote was conducted by President Eastman as follows: Giacalone – yes; Gregg – yes; Lipsyc – yes; Mitchell – yes; Teater – yes; and Turner – yes.

10:40 a.m. The Executive Session ended and the meeting was opened to the public.

R-2006-071 Mrs. Teater moved that the Board deny the continuance request presented in the matter of **Gary Sass**, R.Ph. The motion was seconded by Mr. Turner, but not approved by the Board: Aye – 3/Nay – 4. The continuance was granted.

10:43 a.m. The Board then recessed briefly.

10:52 a.m. The meeting resumed. Mr. McMillen presented his Licensing Report to the Board. There were no issues requiring official action by the Board.

R-2006-072 Mr. McMillen then presented a request for an exemption to Rule 4729-5-11 (Responsible person) requesting that **M. Sean Sturgill**, R.Ph., be permitted to be the responsible person for the following Terminal Distributor of Dangerous Drugs licenses:

Smith's Drug Company (02-0117250)
Smith's Pharmacy & Home Medical (License Pending)

After discussion, Mrs. Gregg moved that the Board approve the waiver for 60 days from the date of the new pharmacy opening. The motion was seconded by Mr. Giacalone and approved by the Board: Aye – 6.

R-2006-073 Mr. Benedict presented a request for an exemption to Rule 4729-5-11 (Responsible person) requesting that **Richard Adams**, R.Ph., be permitted to continue as the responsible person for the following Terminal Distributor of Dangerous Drugs licenses:

Harrison Community Hospital (02-0034450)
Health Connection Pharmacy (02-0560300)

After discussion, Mrs. Gregg moved that the Board approve the waiver for one year. The motion was seconded by Mr. Lipsyc and approved by the Board: Aye – 6.

R-2006-074 The Board considered a request for an exemption from Rule 4729-5-10 (Prescription pick-up station) received from the following sites:

Infusion Partners (02-1391350)
Sand Run Pharmacy (02-6034000)

After discussion, Mr. Giacalone moved that the Board approve the request for two years or until the patient's need for therapy ends, whichever comes first. The motion was seconded by Mrs. Gregg and approved by the Board: *Aye – 6.*

R-2006-075 The Board then considered a request for an exemption from Rule 4729-5-10 (Prescription pick-up station) received from the following sites:

Teregen Laboratories (02-1235150)
Various Physician Offices contained in the letter of request

After discussion, Mrs. Gregg 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 Mrs. Teater and approved by the Board: *Aye – 6.*

11:12 a.m. Mr. Braylock arrived and joined the meeting in progress.

R-2006-076 Mr. Keeley presented a request for recognition that the Iowa Pharmacy Association's Immunization Course meets the requirements of OAC Rule 4729-5-36 so that pharmacists trained in this program would be able to administer immunizations in Ohio. After discussion, Mr. Turner moved that the Board approve this course. The motion was seconded by Mrs. Gregg and approved by the Board: *Aye – 7.*

R-2006-077 Mr. Keeley then presented a request that the Board recognize the name change of the electronic prescribing system **WebMD** to **Emdeon Corp.** Mr. Mitchell moved that the Board recognize the name change and that Pharmacy Board records be changed accordingly. The motion was seconded by Mr. Braylock and approved by the Board: *Aye – 7.*

Mr. Keeley discussed his Legislative Report with the Board. There were no issues requiring official action by the Board.

12:30 p.m. The Board recessed for lunch.

2:05 p.m. The Board convened in Room South A, 31st Floor, of the Vern Riffe Center for Government and the Arts, 77 South High Street, Columbus, Ohio, for the purpose of conducting a Public Hearing on the proposed new and changed rules that were approved for filing at the September, 2005 Board meeting. The following members were present and participated in the hearing:

Suzanne R. Eastman, R.Ph., *President*; James E. Turner, R.Ph., *Vice-President*; Gregory Braylock, R.Ph.; Robert P. Giacalone, R.Ph.; Elizabeth I. Gregg, R.Ph.; Nathan S. Lipsyc, R.Ph.; Kevin J. Mitchell, R.Ph.; and Dorothy S. Teater, Public Member.

2:43 p.m. The Public Hearing ended and the record was closed.

2:58 p.m. The Board reconvened in Room East B, 31st Floor to continue the meeting. The Board was joined by Assistant Attorney General Sally Ann Steuk for an adjudication hearing in accordance with Ohio Revised Code Chapters 119. and 4729. in the matter of Erin Hipp, R.Ph., Hamilton.

3:45 p.m. The hearing ended and the record was closed. The Board recessed briefly.

3:59 p.m. Mrs. Gregg 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. Braylock and a roll-call vote was conducted

by President Eastman as follows: Braylock – yes; Giacalone – yes; Gregg – yes; Lipsyc – yes; Mitchell – yes; Teater – yes; and Turner – yes.

4:15 p.m. The Executive Session ended and the meeting was opened to the public. Mr. Braylock moved that the Board adopt the following order in the matter of Erin Hipp, R.Ph.:

R-2006-078

ORDER OF THE STATE BOARD OF PHARMACY
Docket Numbers D-050908-027 and D-051019-040

in the matter of:

ERIN HIPPI, R.PH.
7551 Tyler's Hill Court
Hamilton, Ohio 45011

R.Ph. Number 03-2-23564

INTRODUCTION

The matter of Erin Hipp came for hearing on November 7, 2005, before the following members of the Board: Suzanne R. Eastman, R.Ph. (*presiding*); Gregory Braylock, R.Ph.; Robert P. Giacalone, R.Ph.; Elizabeth I. Gregg, R.Ph.; Nathan S. Lipsyc, R.Ph.; Kevin J. Mitchell, R.Ph.; Dorothy S. Teater, Public Member; and James E. Turner, R.Ph.

Erin Hipp was represented by David M. Rickert. The State of Ohio was represented by Sally Ann Steuk, Assistant Attorney General.

SUMMARY OF EVIDENCE

State's Witness: Richard Haun, Ohio State Board of Pharmacy

Respondent's Witness: Erin Hipp, R.Ph., Respondent

State's Exhibits:

1. Summary Suspension Order/Notice of Opportunity For Hearing letter [09-08-05]
- 1A-1C. Procedurals
- 1D. Summary Suspension Order/Notice of Opportunity For Hearing letter [10-19-05]
- 1E. Procedural
2. Information, State of Ohio vs. Erin Hipp, Case No. CR2005-08-1336, Butler County Common Pleas Court [08-17-05]; Judgment of Conviction Entry [10-11-05]
3. Rx #187254 [03-25-05]
4. Rx #193713 [05-06-05]
5. Notarized Statement of Erin N. Hipp [05-17-05]
6. Statement of James Keith Rusk [05-17-05]
7. Statement of Sherry Beavers [05-17-05]

Respondent's Exhibits:

- A. Medical Record of Erin Hipp [01-25-05]
- B. Judgment of Conviction Entry, State of Ohio vs. Erin Hipp, Case No. CR2005-08-1336, Butler County Common Pleas Court [09-27-05]
- C. Letters of Character [11-01-05 to 11-02-05]

FINDINGS OF FACT

After having heard the testimony, observed the demeanor of the witnesses, considered the evidence, and weighed the credibility of each, the State Board of Pharmacy finds the following to be fact:

- (1) Records of the Board of Pharmacy indicate that Erin Hipp was originally licensed in the State of Ohio on June 25, 1999, pursuant to examination, and that her license to practice pharmacy in Ohio was Summarily Suspended effective October 19, 2005.
- (2) Erin Hipp did, on or about March 25, 2005, intentionally create and/or knowingly possess a false or forged prescription, to wit: Erin Hipp created, and maintained on file at the pharmacy, Rx #187254 for 40 unit doses of hydrocodone/APAP 7.5/750 mg, written for herself without authorization from a prescriber. Such conduct is in violation of Section 2925.23(B) of the Ohio Revised Code.
- (3) Erin Hipp did, on or about May 6, 2005, intentionally create and/or knowingly possess a false or forged prescription, to wit: Erin Hipp created, and maintained on file at the pharmacy, Rx #193713 for 60 unit doses of hydrocodone/APAP 7.5/750 mg, written for herself without authorization from a prescriber. Such conduct is in violation of Section 2925.23(B) of the Ohio Revised Code.
- (4) Erin Hipp did, on or about September 27, 2005, plead guilty in State of Ohio vs. Erin Hipp, Case No. CR2005-08-1336, Butler County Common Pleas Court, to two (2) counts of Illegal Processing of Drug Documents, felonies of the fifth degree, under Section 2925.23(B)(1) of the Ohio Revised Code. Such conviction indicates that Erin Hipp is guilty of a felony or gross immorality within the meaning of Section 4729.16 of the Ohio Revised Code.

CONCLUSIONS OF LAW

- (1) The State Board of Pharmacy concludes that paragraphs (2) through (4) of the Findings of Fact constitute being guilty of a felony as provided in Division (A)(1) of Section 4729.16 of the Ohio Revised Code.
- (2) The State Board of Pharmacy concludes that paragraphs (2) through (4) of the Findings of Fact constitute being guilty of dishonesty and unprofessional conduct in the practice of pharmacy as provided in Division (A)(2) of Section 4729.16 of the Ohio Revised Code.
- (3) The State Board of Pharmacy concludes that paragraphs (2) through (4) of the Findings of Fact constitute being guilty of willfully violating, conspiring to violate, attempting to violate, or aiding and abetting the violation of provisions of Chapter 2925. of the Revised Code as provided in Division (A)(5) of Section 4729.16 of the Ohio Revised Code.

DECISION OF THE BOARD

Pursuant to Section 3719.121 of the Ohio Revised Code, the State Board of Pharmacy hereby removes the Summary Suspension Order issued to Erin Hipp on October 19, 2005.

Pursuant to Section 4729.16 of the Ohio Revised Code, and after consideration of the record as a whole, the State Board of Pharmacy hereby suspends for one year the pharmacist identification card, No. 03-2-23564, held by Erin Hipp effective as of the date of the mailing of this Order. Further, the Board suspends

the suspension and places her identification card on probation for two years, with the following conditions:

- (1) Erin Hipp may not dispense prescriptions for herself or for any member of her family.
- (2) The State Board of Pharmacy hereby declares that Erin Hipp's pharmacist identification card is not in good standing and thereby denies the privilege of being a preceptor and training pharmacy interns pursuant to paragraph (D)(1) of Rule 4729-3-01 of the Ohio Administrative Code.
- (3) Erin Hipp may not serve as a responsible pharmacist.
- (4) Erin Hipp must not violate the drug laws of Ohio, any other state, or the federal government.
- (5) Erin Hipp must abide by the rules of the State Board of Pharmacy.
- (6) Erin Hipp must comply with the terms of this Order.
- (7) Erin Hipp's license is deemed not in good standing until successful completion of the probationary period.
- (8) Any violation of probation may result in a Board hearing to consider alternative or additional sanctions under Section 4729.16 of the Ohio Revised Code.

Erin Hipp is hereby advised that the Board may at any time revoke probation for cause, modify the conditions of probation, and reduce or extend the period of probation. At any time during this period of probation, the Board may revoke probation for a violation occurring during the probation period.

The motion was seconded by Mr. Turner and approved by the Board: *Aye* – 7.

R-2006-079 After a discussion of the draft minutes from the October 11-12, 2005 meeting, Mrs. Gregg moved that the minutes be approved as amended. The motion was seconded by Mr. Mitchell and approved by the Board: *Aye* – 7.

4:30 p.m. The meeting was recessed until Tuesday, November 8, 2005.

TUESDAY, NOVEMBER 8, 2005

10:00 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:

Suzanne R. Eastman, R.Ph., *President*; James E. Turner, R.Ph., *Vice-President*; Gregory Braylock, R.Ph.; Robert P. Giacalone, R.Ph.; Elizabeth I. Gregg, R.Ph.; Nathan S. Lipsyc, R.Ph.; and Kevin J. Mitchell, R.Ph.

Also present were William T. Winsley, *Executive Director*; Timothy Benedict, *Assistant Executive Director*; William McMillen, *Licensing Administrator*; Mark Keeley, *Legislative Affairs Administrator*; David Rowland, *Legal Affairs Administrator*; and Sally Ann Steuk, *Assistant Attorney General*.

Mr. Benedict said there was no Medical Board Prescribing Committee Report to present.

At the request of Mr. Braylock, the Nursing Board's Committee on Prescriptive Governance Report was deferred until the December, 2005 meeting.

- 10:15 a.m. The Board was joined by Assistant Attorney General Sally Ann Steuk to conduct an adjudication hearing in accordance with Ohio Revised Code Chapters 119. and 4729. in the matter of John Joseph Sholtis, R.Ph., Steubenville.
- 10:26 a.m. Mrs. Gregg 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. Turner and a roll-call vote was conducted by President Eastman as follows: Braylock – yes; Giacalone – yes; Gregg – yes; Lipsyc – yes; Mitchell – yes; and Turner – yes.
- 10:47 a.m. The Executive Session ended and the hearing resumed.
- 10:51 a.m. Mr. Turner moved that the hearing be continued to a later date because Mr. Sholtis failed to provide the Board with all of the documentation required by his previous Board order. The motion was seconded by Mr. Braylock and approved by the Board: Aye – 6.
- 10:51 a.m. The record was closed.

The Board began a discussion of the testimony received during the Monday, November 7, 2005 Public Rules Hearing. After a discussion of the testimony regarding Rule 4729-9-11, Mr. Braylock moved that the Board refile this rule. The motion was seconded by Mr. Mitchell and approved by the Board: Aye – 6.

12:05 p.m. The Board recessed for lunch.

1:30 p.m. The Board reconvened in Room South-A, 31st Floor, Vern Riffe Center for Government and the Arts, 77 South High Street, Columbus, Ohio, for the purpose of meeting with the candidates for licensure by reciprocity with the following members present:

Suzanne R. Eastman, R.Ph., *President*; James E. Turner, R.Ph., *Vice-President*; Gregory Braylock, R.Ph.; Robert P. Giacalone, R.Ph.; Elizabeth I. Gregg, R.Ph.; Nathan S. Lipsyc, R.Ph.; and Kevin J. Mitchell, R.Ph.

R-2006-080 The candidates for licensure by reciprocity introduced themselves and participated in a discussion of pharmacy laws and rules with Mr. McMillen. They were then presented their pharmacist identification cards.

Rilwan Adewale Adewumi	03-3-27034	Missouri
Lawrence Allen	03-3-27052	Indiana
Marina Ronny Bergman	03-3-27035	California
Megan Benney Brake	03-3-27051	Pennsylvania
Avis Levethia Davis	03-3-27039	Illinois
James Jeffrey Gibbs	03-3-27019	Indiana
Paula J. Graden	03-3-27053	Indiana
Marla Frances Guastella	03-3-27045	Indiana
Ross Phillip Guastella	03-3-27044	Illinois
Glenn A. Jabaay, Jr.	03-3-26944	Illinois
Saima Khokhar	03-3-27049	Maryland
Michael Seth Little	03-3-27050	West Virginia
Matthew Douglas Moore	03-3-27038	Kentucky
Ekadashi Kirit Patel	03-3-27047	Michigan
Paul M. Pleczkowski	03-3-27030	Pennsylvania
Karen Rose Shearon	03-3-27001	Pennsylvania
Ashlyn Marie Smith	03-3-27036	Washington

1:50 p.m. The Board reconvened in Room East B, 31st Floor to discuss the testimony received at the Public Hearing.

2:15 p.m. Mrs. Gregg 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. Braylock and a roll-call vote was conducted by President Eastman as follows: Braylock – yes; Giacalone – yes; Gregg – yes; Lipsyc – yes; Mitchell – yes; and Turner – yes.

2:40 p.m. The Executive Session ended and the meeting was opened to the public.

R-2006-081 Mr. Braylock moved that the Board accept the settlement offer in the matters of **Pharmerica, Inc.**, Florence, KY & **Pharmerica #7056**, West Union, as long as the parties involved agree to the changes made by the Board. The motion was seconded by Mr. Mitchell and approved by the Board: Aye – 6.

2:42 p.m. The meeting was recessed until Wednesday, November 9, 2005.

WEDNESDAY, NOVEMBER 9, 2005

9:01 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:

Suzanne R. Eastman, R.Ph., *President*; James E. Turner, R.Ph., *Vice-President*; Robert P. Giacalone, R.Ph.; Elizabeth I. Gregg, R.Ph.; Nathan S. Lipsyc, R.Ph.; Kevin J. Mitchell, R.Ph.; and Dorothy S. Teater, Public Member.

Also present were William T. Winsley, *Executive Director*; Timothy Benedict, *Assistant Executive Director*; William McMillen, *Licensing Administrator*; Mark Keeley, *Legislative Affairs Administrator*; David Rowland, *Legal Affairs Administrator*; and Sally Ann Steuk, *Assistant Attorney General*.

Mr. Keeley requested that the Board consider setting a starting date for approval of the Iowa Pharmacy Association's Immunization Course that was considered on Monday, November 7, 2005. After discussion, Mr. Turner moved that the Board stipulate that successful completion of the program on, or after, September 1, 2004 would qualify a pharmacist to provide immunizations in Ohio. The motion was seconded by Mrs. Gregg and approved by the Board: Aye – 6.

9:09 a.m. The Board was joined by Assistant Attorney General Sally Ann Steuk for an adjudication hearing in accordance with Ohio Revised Code Chapters 119. and 4729. in the matter of Garret A. Pfeffer, R.Ph., Fairlawn.

9:12 a.m. Board member Gregory Braylock, R.Ph., arrived and, with the agreement of all parties, joined the hearing in progress.

10:23 a.m. The hearing ended and the record was closed. The Board recessed briefly.

10:35 a.m. Mrs. Gregg 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. Braylock and a roll-call vote was conducted by President Eastman as follows: Braylock – yes; Giacalone – yes; Gregg – yes; Lipsyc – yes; Mitchell – yes; Teater – yes; and Turner – yes.

11:05 a.m. The Executive Session ended and the meeting was opened to the public. Mr. Lipsyc moved that the Board adopt the following order in the matter of Garrett Pfeffer R.Ph.:

R-2006-082

ORDER OF THE STATE BOARD OF PHARMACY

Docket Number D-050714-003

in the matter of:

GARRETT A. PFEFFER, R. PH.
339 Ormsby Road
Fairlawn, Ohio 44313

R.Ph. Number 03-1-10686

INTRODUCTION

The matter of Garrett A. Pfeffer came for hearing on November 9, 2005, before the following members of the Board: Suzanne R. Eastman, R.Ph. (*presiding*); Gregory Braylock, R.Ph.; Robert P. Giacalone, R.Ph.; Elizabeth I. Gregg, R.Ph.; Nathan S. Lipsyc, R.Ph.; Kevin J. Mitchell, R.Ph.; Dorothy S. Teater, Public Member; and James E. Turner, R.Ph.

Garrett A. Pfeffer was represented by Richard G. Lillie and Gretchen A. Holderman. The State of Ohio was represented by Sally Ann Steuk, Assistant Attorney General.

SUMMARY OF EVIDENCE

State's Witness: Thomas Miksch, Ohio State Board of Pharmacy

Respondent's Witness: Garrett Pfeffer, R.Ph., Respondent

State's Exhibits:

1. Summary Suspension Order/Notice of Opportunity For Hearing letter [07-14-05]
- 1A-1C. Procedurals
2. Indictment, State of Ohio vs. Garrett A. Pfeffer, Case No. CR2005-04-1405, Summit County Common Pleas Court [04-29-05]; Journal Entry [06-29-05]
3. Rx #6660590 [06-20-98] Rx #6665592 [10-28-98] Rx #6666500 [11-18-98]
Rx #6668330 [12-30-98] Rx #6669497 [01-27-99] Rx #6669644 [01-30-99]
Rx #6670887 [02-26-99] Rx #6670912 [02-26-99] Rx #6671708 [03-14-99]
Rx #6672436 [03-30-99] Rx #6672785 [04-08-99] Rx #6674295 [05-14-99]
Rx #6675413 [06-10-99] Rx #6678435 [08-21-99] Rx #6679690 [09-21-99]
Rx #6681372 [10-26-99] Rx #6681489 [10-29-99] Rx #6682689 [11-26-99]
Rx #6684689 [01-07-00] Rx #6684690 [01-07-00] Rx #6685639 [01-25-00]
Rx #6685653 [01-25-00] Rx #6687043 [02-27-00] Rx #6689053 [04-08-00]
Rx #6689935 [05-01-00] Rx #6690023 [05-03-00] Rx #6692458 [06-30-00]
Rx #6692501 [07-02-00] Rx #6692502 [07-02-00] Rx #6693107 [07-18-00]
Rx #6694939 [09-01-00] Rx #6698689 [12-01-00] Rx #6703005 [03-09-01]
Rx #6703006 [03-09-01] Rx #6704805 [04-22-01] Rx #6705301 [05-03-01]
Rx #6705440 [05-08-01] Rx #6708102 [07-14-01] Rx #6709388 [08-17-01]
Rx #6713203 [11-16-01] Rx #6713343 [11-19-01] Rx #6713344 [11-19-01]
Rx #6714521 [12-17-01] Rx #6714522 [12-17-01] Rx #6714523 [12-17-01]
Rx #6714692 [12-20-01] Rx #6716060 [01-24-02] Rx #6721217 [05-24-02]
4. Illegal Prescriptions Report for Case No. 2004-1153 [06-20-98 to 02-26-05]
5. Notarized Statement of Joanne Hill [02-23-04]
6. Notarized Statement of Richard Whalen, M.D. [02-23-05]
7. Notarized Statement of Garrett A. Pfeffer, R.Ph. [03-28-05]
8. Rx #40385 [08-28-02] Rx #42696 [10-17-02] Rx #42684 [10-17-02]
Rx #43127 [10-26-02] Rx #43899 [11-10-02] Rx #47918 [01-27-03]
Rx #50512 [03-11-03] Rx #58065 [06-08-03] Rx #60285 [07-22-03]
Rx #69931 [01-20-04] Rx #72144 [02-26-04] Rx #73828 [03-26-04]
Rx #74691 [04-13-04] Rx #78045 [06-15-04] Rx #81975 [08-31-04]
Rx #81977 [08-31-04] Rx #81978 [08-31-04] Rx #81981 [08-31-04]
Rx #84567 [10-18-04] Rx #85127 [10-28-04] Rx #85310 [11-01-04]
Rx #85673 [11-07-04] Rx #86963 [11-30-04] Rx #87098 [12-03-04]

- Rx #87651 [12-13-04] Rx #89441 [01-16-05] Rx #91739 [02-26-05]
 9. Notarized Statement of Robert Burns, M.D. [04-05-05]

Respondent's Exhibits:

- AA. Adjudication Hearing Brief in re Garrett Pfeffer [11-03-05]
 A. Letter of Support from Richard Whalen, M.D. [10-20-05]
 B. Letter of Support from Robert C. Burns, M.D. [10-25-05]
 C. Letter of Support from Joseph A. Salem, R.Ph. [not dated]

FINDINGS OF FACT

After having heard the testimony, observed the demeanor of the witnesses, considered the evidence, and weighed the credibility of each, the State Board of Pharmacy finds the following to be fact:

- (1) Records of the Board of Pharmacy indicate that Garrett A. Pfeffer was originally licensed by the State of Ohio on February 20, 1974, pursuant to reciprocity and his license to practice pharmacy in Ohio was Summarily Suspended effective July 14, 2005.
- (2) Garrett A. Pfeffer did, on or about June 29, 2005, plead guilty to two (2) counts of Illegal Processing of Drug Documents in violation of Section 2925.23 of the Ohio Revised Code, felonies of the fifth degree. State of Ohio v. Garrett Pfeffer, Case No. CR-2005-04-1405, Summit County Common Pleas Court.
- (3) Garrett A. Pfeffer did, on or about the following dates, intentionally create and/or knowingly possess false or forged prescriptions, to wit: while practicing pharmacy at Tops Pharmacy, Garrett A. Pfeffer created the following documents purporting to be prescriptions for himself, family members, and friends, without the authorization of a prescriber:

<u>Rx Number</u>	<u>Fill Date</u>	<u>Drug</u>	<u>Strength</u>	<u>Quantity</u>
6660590	06/20/98	Ibuprofen	600 mg	100
6665592	10/28/98	Clobetasol Gel	0.05%	60 gm
6666500	11/18/98	Cephalexin	250 mg	40
6668330	12/30/98	Cefadroxil	500 mg	30
6669497	01/27/99	Claritin	10 mg	30
6669644	01/30/99	Pramosone	2.50%	30
6670887	02/26/99	Acyclovir	400 mg	100
6670912	02/26/99	Zyrtec	10 mg	30
6670912	04/02/99	Zyrtec	10 mg	30
6671708	03/14/99	Hctz	25 mg	100
6671708	06/24/99	Hctz	25 mg	100
6671708	09/01/99	Hctz	25 mg	100
6671708	11/26/99	Hctz	25 mg	100
6671708	02/09/00	Hctz	25 mg	100
6672436	03/30/99	Amoxil	500 mg	30
6672785	04/08/99	Clobetasol Gel	0.05%	60
6672785	05/09/99	Clobetasol Gel	0.05%	60
6672785	06/10/99	Clobetasol	0.05%	60
6672785	07/14/99	Clobetasol	0.05%	60
6672785	08/20/99	Clobetasol	0.05%	60
6674295	05/14/99	Allegra	60 mg	60
6674295	06/11/99	Allegra	60 mg	60
6675413	06/10/99	Fluocinonide Gel	0.05%	60
6678435	08/21/99	Miacalcin Spray	2 x 2 ml	4 ml
6679690	09/21/99	Diflucan	150 mg	1
6679690	12/22/99	Diflucan	150 mg	1

6681372	10/26/99	Clobetasol Gel	0.05%	60
6681372	11/26/99	Clobetasol	0.05%	60
6681372	12/29/99	Clobetasol	0.05%	60
6681372	02/03/00	Clobetasol	0.05%	60
6681372	030/9/00	Clobetasol	0.05%	60
6681489	10/29/99	Clobetasol	0.05%	60
6681489	12/07/99	Clobetasol	0.05%	60
6681489	01/18/00	Clobetasol	0.05%	60
6681489	02/25/00	Clobetasol	0.05%	60
6681489	03/24/00	Clobetasol	0.05%	60
6681489	04/26/00	Clobetasol	0.05%	60
6681489	05/25/00	Clobetasol	0.05%	60
6681489	06/26/00	Clobetasol	0.05%	60
6681489	09/27/00	Clobetasol	0.05%	60
6682689	11/26/99	Hydrocort Oint.	0.20%	15 gm
6684689	01/07/00	Zithromax	250 mg	6
6684690	01/07/00	Ami-Tex LA	400mg	20
6685639	01/25/00	Diflucan	150 mg	1 tab
6685653	01/25/00	Acyclovir	400 mg	100
6687043	02/27/00	Zovirax	5%	3
6689053	04/08/00	Hctz	25 mg	100
6689935	05/01/00	Flonase Spray	0.05%	16
6690023	05/03/00	Ibuprofen	600 mg	100
6692458	06/30/00	Clobetasol Gel	0.05%	60
6692458	08/02/00	Clobetasol	0.05%	60
6692458	08/30/00	Clobetasol	0.05%	60
6692458	09/30/00	Clobetasol	0.05%	60
6692458	11/07/00	Clobetasol	0.05%	60
6692458	12/08/00	Clobetasol	0.05%	60
6692458	01/14/01	Clobetasol	0.05%	60
6692501	07/02/00	Hctz	25 mg	100
6692501	09/02/00	Hctz	25 mg	100
6692501	11/13/00	Hctz	25 mg	100
6692501	03/21/01	Hctz	25 mg	100
6692501	06/05/01	Hctz	25 mg	100
6692502	07/02/00	Nasonex Spray	50 mcg	17
6693107	07/18/00	Zithromax	250 mg	6
6694939	09/01/00	Benzac AC	5%	60
6698689	12/01/00	Clobetasol	0.05%	60
6698689	12/29/00	Clobetasol	0.05%	60
6698689	02/02/01	Clobetasol	0.05%	60
6698689	03/07/01	Clobetasol	0.05%	60
6703005	03/09/01	Amoxicillin	875 mg	20
6703006	03/09/01	Guaifenesin	120	20
6704805	04/22/01	Ibuprofen	600 mg	120
6705301	05/03/01	Cefadroxil	500 mg	120
6705301	06/17/01	Cefadroxil	500 mg	30
6705301	07/13/01	Cefadroxil	500 mg	30
6705301	08/01/01	Cefadroxil	500 mg	30
6705301	09/27/01	Cefadroxil	500 mg	40
6705301	03/12/02	Cefadroxil	500 mg	30
6705440	05/08/01	Cefadroxil	500 mg	120
6705440	01/11/02	Cefadroxil	500 mg	40
6708102	07/14/01	Ibuprofen	600 mg	120
6708102	11/26/01	Ibuprofen	600 mg	120
6709388	08/17/01	Hctz	25 mg	100
6709388	12/09/01	Hctz	25 mg	100
6713203	11/16/01	Clobetasol Gel	0.05%	60
6713203	03/22/02	Clobetasol	0.05%	60
6713343	11/19/01	Acyclovir	200 mg	100

6713344	11/19/01	Zovirax	5%	15
6714521	12/17/01	Triamcinolone	5	5
6714522	12/17/01	Indomethacin	50 mg	10
6714523	12/17/01	Allopurinol	100 mg	10
6714692	12/20/01	Vioxx	25 mg	30
6716060	01/24/02	Bactroban	2%	22
6721217	05/24/02	Cosopt Plus	10 ml	20 ml
6722397	06/22/02	Levaquin	250 mg	20

Such conduct is in violation of Section 2925.23 of the Ohio Revised Code.

- (4) Garrett A. Pfeffer did, on or about the following dates, intentionally create and/or knowingly possess false or forged prescriptions, to wit: while practicing pharmacy at Marc's Pharmacy, Garrett A. Pfeffer created the following documents purporting to be prescriptions for himself, family members, and friends, without the authorization of a prescriber:

<u>Rx Number</u>	<u>Fill Date</u>	<u>Drug</u>	<u>Strength</u>	<u>Quantity</u>
40385	09/22/02	Folic Acid	1 mg	100
42696	10/17/02	Indomethacin	50 mg	50
42684	10/17/02	Colchicine	0.6 mg	100
43127	10/26/02	Clarinet	5 mg	7
43899	11/10/02	Ibuprofen	600 mg	100
40385	12/24/02	Folic Acid	1 mg	100
47918	01/27/03	Hctz	25 mg	100
50512	03/11/03	Acyclovir	200 mg	100
40385	03/30/03	Folic Acid	1 mg	100
47918	04/07/03	Hctz	25 mg	100
58065	06/08/03	Hctz	25 mg	100
60285	07/22/03	Folic Acid	1 mg	100
58065	08/12/03	Hctz	25 mg	100
58065	10/11/03	Hctz	25 mg	100
69931	01/20/04	Hctz	25 mg	100
72144	02/26/04	Cephalexin	500 mg	15
73828	03/26/04	Zithromax Z-pak	250 mg	6
74691	04/13/04	Hctz	25 mg	100
78045	06/15/04	Ibuprofen	600 mg	100
74691	06/15/04	Hctz	25 mg	100
81981	08/31/04	Hydroxyzine	25 mg	60
81978	08/31/04	Elocon Lotion	0.10%	60
81977	08/31/04	Plexion Cleanser	Med.	341
81975	08/31/04	Fluocinonide Crm.	0.05%	60
74691	08/31/04	Hctz	25 mg	100
84567	10/18/04	Allegra	180 mg	30
85127	10/28/04	Miraphen Pse		100
85310	11/01/04	Acyclovir	200 mg	100
85673	11/07/04	Omnicef	300 mg	30
86963	11/30/04	Ranitidine	150 mg	30
87098	12/03/04	Hctz	25 mg	100
87651	12/13/04	Zyrtec	10 mg	30
89441	01/16/05	Astelin Nas. Spray	137 mcg	30
86963	02/13/05	Ranitidine	150 mg	30
91739	02/26/05	GFN/PSE		40
78045	02/28/05	Ibuprofen	600 mg	100
87098	03/13/05	Hctz	25 mg	100

Such conduct is in violation of Section 2925.23 of the Ohio Revised Code.

CONCLUSIONS OF LAW

- (1) The State Board of Pharmacy concludes that paragraphs (2) through (4) of the Findings of Fact constitute being guilty of a felony and gross immorality as provided in Division (A)(1) of Section 4729.16 of the Ohio Revised Code.
- (2) The State Board of Pharmacy concludes that paragraphs (2) through (4) of the Findings of Fact constitute being guilty of dishonesty and unprofessional conduct in the practice of pharmacy as provided in Division (A)(2) of Section 4729.16 of the Ohio Revised Code.
- (3) The State Board of Pharmacy concludes that paragraphs (2) through (4) of the Findings of Fact constitute being guilty of willfully violating, conspiring to violate, attempting to violate, or aiding and abetting the violation of provisions of Chapter 2925. of the Revised Code as provided in Division (A)(5) of Section 4729.16 of the Ohio Revised Code.

DECISION OF THE BOARD

Pursuant to Section 3719.121 of the Ohio Revised Code, the State Board of Pharmacy hereby removes the Summary Suspension Order issued to Garrett A. Pfeffer on July 14, 2005.

(A) On the basis of the Findings of Fact and the Conclusions of Law set forth above, the State Board of Pharmacy hereby suspends for one year, the pharmacist identification card, No. 03-1-10686, held by Garrett A. Pfeffer effective as of the date of the mailing of this Order.

- (1) Garrett A. Pfeffer, pursuant to Rule 4729-9-01(F) of the Ohio Administrative Code, may not be employed by or work in a facility licensed by the State Board of Pharmacy to possess or distribute dangerous drugs during such period of suspension.
- (2) Garrett A. Pfeffer, pursuant to Section 4729.16(B) of the Ohio Revised Code, must return his identification card and license (wall certificate) to the office of the State Board of Pharmacy within ten days after receipt of this Order unless the Board office is already in possession of both. The identification card and wall certificate should be sent by certified mail, return receipt requested.

(B) On the basis of the Findings of Fact and Conclusions of Law set forth above, the State Board of Pharmacy hereby imposes on Garrett A. Pfeffer a monetary penalty of three thousand dollars (\$3,000.00) due and owing within thirty days of the issuance of this Order. The monetary penalty should be made payable to the "Treasurer, State of Ohio" and mailed with the enclosed form to the State Board of Pharmacy, 77 South High Street, Room 1702, Columbus, Ohio 43215-6126.

(C) On the basis of the Findings of Fact and Conclusions of Law set forth above, the State Board of Pharmacy hereby places Garrett A. Pfeffer on probation for five years effective upon reinstatement of his identification card. The terms of probation are as follows:

- (1) The State Board of Pharmacy hereby declares that Garrett A. Pfeffer's pharmacist identification card is not in good standing and thereby denies the privilege of being a preceptor and training pharmacy interns pursuant to paragraph (D)(1) of Rule 4729-3-01 of the Ohio Administrative Code.
- (2) Garrett A. Pfeffer may not serve as a responsible pharmacist.

- (3) Garrett A. Pfeffer may not dispense prescriptions for himself, his family, employees working in the pharmacy department and their family members.
- (4) Garrett A. Pfeffer must not violate the drug laws of Ohio, any other state, or the federal government.
- (5) Garrett A. Pfeffer must abide by the rules of the State Board of Pharmacy.
- (6) Garrett A. Pfeffer must comply with the terms of this Order.
- (7) Garrett A. Pfeffer's license is deemed not in good standing until successful completion of the probationary period.
- (8) Any violation of probation may result in a Board hearing to consider alternative or additional sanctions under Section 4729.16 of the Ohio Revised Code.

Garrett A. Pfeffer is hereby advised that the Board may at any time revoke probation for cause, modify the conditions of probation, and reduce or extend the period of probation. At any time during this period of probation, the Board may revoke probation for a violation occurring during the probation period.

The motion was seconded by Mr. Turner and approved by the Board: *Aye – 6/Nay – 1.*

Mr. Keeley discussed some proposed wording changes to Rule 4729-9-11 with the Board. After discussion, Mr. Braylock moved that, in lieu of refiling the rule as was previously approved by the Board, the proposed wording changes be incorporated into a revised filing. The motion was seconded by Mrs. Gregg and approved by the Board: *Aye – 7.*

11:20 a.m. The Board recessed for lunch.

1:30 p.m. The Board reconvened in Room East B, 31st Floor, with the following members present:

Suzanne R. Eastman, R.Ph., *President*; James E. Turner, R.Ph., *Vice-President*; Gregory Braylock, R.Ph.; Robert P. Giacalone, R.Ph.; Elizabeth I. Gregg, R.Ph.; Nathan S. Lipsyc, R.Ph.; Kevin J. Mitchell, R.Ph.; and Dorothy S. Teater, Public Member.

The Board was joined by Assistant Attorney General Sally Ann Steuk for an adjudication hearing in accordance with Ohio Revised Code Chapters 119. and 4729. in the matter of Scott Eric Talmage, R.Ph., Perrysburg.

2:05 p.m. The hearing ended and the record was closed.

2:07 p.m. Mr. Turner 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 Mrs. Gregg and a roll-call vote was conducted by President Eastman as follows: Braylock – yes; Giacalone – yes; Gregg – yes; Lipsyc – yes; Mitchell – yes; Teater – yes; and Turner – yes.

2:32 p.m. The Executive Session ended and the meeting was opened to the public. Mr. Braylock moved that the Board adopt the following order in the matter of Scott Eric Talmage, R.Ph.:

R-2006-083

ORDER OF THE STATE BOARD OF PHARMACY

Docket Number D-050929-035

in the matter of:

SCOTT ERIC TALMAGE

341 Georgia Avenue
Elyria, Ohio 44035

INTRODUCTION

The matter of Scott Eric Talmage came for hearing on November 9, 2005, before the following members of the Board: Suzanne R. Eastman, R.Ph. (*presiding*); Gregory Braylock, R.Ph.; Robert P. Giacalone, R.Ph.; Elizabeth I. Gregg, R.Ph.; Nathan S. Lipsyc, R.Ph.; Kevin J. Mitchell, R.Ph.; Dorothy S. Teater, Public Member; and James E. Turner, R.Ph.

Scott Eric Talmage was not represented by counsel. The State of Ohio was represented by Sally Ann Steuk, Assistant Attorney General.

SUMMARY OF EVIDENCE

State's Witness: Dale Fritz, Jr., Ohio State Board of Pharmacy

Respondent's Witness: Scott Eric Talmage, Respondent

State's Exhibits:

1. Proposal to Deny/Notice of Opportunity For Hearing letter [09-29-05]
- 1A-1D. Procedurals
2. Application For Examination As A Pharmacist with attachment submitted by Scott Eric Talmage [05-27-05]
3. Perrysburg Police Department Citation No. 19842 with attachments [02-06-05]
4. Statement of Scott Talmage [07-25-05]

Respondent's Exhibits:

- A1. BCWC, Inc. Treatment Plan for Scott Talmage [03-23-05]; Discharge Summary [05/18/05]
- A2. Weekly Student Performance Evaluation for Scott Talmage [03-04-04]
- A3. Letter of Support [not dated]
- A4. Letter from Scott Eric Talmage [11-09-05]

FINDINGS OF FACT

After having heard the testimony, observed the demeanor of the witnesses, considered the evidence, and weighed the credibility of each, the State Board of Pharmacy finds the following to be fact:

- (1) Records of the Board of Pharmacy indicate that Scott Eric Talmage submitted an application for examination as a pharmacist on or about May 27, 2005. Records further indicate that Scott Eric Talmage was originally licensed to practice pharmacy as an intern in the State of Ohio on March 20, 2000 and is currently licensed.
- (2) Scott Eric Talmage was, on or about February 6, 2005, arrested and subsequently convicted of Operating a Motor Vehicle while under the Influence of alcohol and/or drugs (OMVI) in violation of Section 4511.19 of the Ohio Revised Code, to wit: Scott Eric Talmage was arrested for driving while intoxicated. On or about March 22, 2005, Scott Eric Talmage was convicted of OMVI. Perrysburg Municipal Court vs. Scott E. Talmage, Case No. TRC 0500847, Perrysburg, Ohio. Scott Eric Talmage tested .21% BAC. Such conduct constitutes being guilty of abusing liquor or drugs to such a degree as to render Scott Eric Talmage unfit to practice pharmacy within the meaning of Section 4729.16 of the Ohio Revised Code, and/or not being of

good moral character and habits and/or abusing liquor within the meaning of Rule 4729-5-04 of the Ohio Administrative Code.

- (3) Scott Eric Talmage did, on or about July 25, 2005, knowingly make a false statement with purpose to secure the issuance of a license or registration, to wit: Scott Eric Talmage lied to Board agents about the details and severity of his arrest for OMVI. Scott Eric Talmage admitted to Board agents that he lied due to fear of not being permitted to take the NAPLEX examination if he did not minimize his action. Such conduct is in violation of Section 2921.13 of the Ohio Revised Code.

CONCLUSION OF LAW

The State Board of Pharmacy concludes that paragraphs (2) and (3) of the Findings of Fact constitute being not of good moral character and habits as provided in paragraph (C) of Rule 4729-5-04 of the Ohio Administrative Code.

DECISION OF THE BOARD

Pursuant to Section 4729.07 of the Ohio Revised Code, and after consideration of the record as a whole, the State Board of Pharmacy hereby approves, after February 1, 2006, the Application For Examination As A Pharmacist, submitted by Scott Eric Talmage on May 27, 2005.

The motion was seconded by Mr. Turner and approved by the Board: *Aye – 7.*

Mr. Keeley announced that the revised filing of Rule 4729-9-11 had been completed.

2:36 p.m. Mrs. Gregg moved that the Board receive Per Diem as follows:

<u>PER DIEM</u>	<u>10/17</u>	<u>11/7</u>	<u>11/8</u>	<u>11/9</u>	<u>Total</u>
G. Braylock	1	1	1	1	4
S. Eastman	-	1	1	1	3
R. Giacalone	-	1	1	1	3
E. Gregg	-	1	1	1	3
L. Kost	-	-	-	-	0
N. Lipsyc	-	1	1	1	3
K. Mitchell	-	1	1	1	3
D. Teater	-	1	-	1	2
J. Turner	-	1	1	1	3

The motion was seconded by Mr. Braylock and approved by the Board: *Aye –7.*

2:36 p.m. Mr. Lipsyc moved that the meeting be adjourned. The motion was seconded by Mrs. Gregg and approved by the Board: *Aye – 7.*

**The Ohio State Board of Pharmacy
approved these Minutes December 6, 2005**