

**Minutes of the July 8-9, 2013**  
**Meeting of the Ohio State Board of Pharmacy**

**Monday, July 8, 2013**

**10:00 a.m.** The Ohio State Board of Pharmacy convened in the Scarlet Oak room, Ground Floor, of the Deer Creek State Park Lodge and Conference Center, 22300 State Park Road 20, Mt. Sterling, Ohio, with the following members present:

Kevin J. Mitchell, R.Ph., *President*; Michael A. Moné, R.Ph., *Vice-President*; Edward T. Cain, Public Member; Troy A. Gahm, R.Ph.; Margaret A. Huwer, R.Ph.; Richard F. Kolezynski, R.Ph. and Kilee S. Yarosh, R.Ph.

Also present were Kyle Parker, *Executive Director*; Tracy Nave, *Director of Legal Affairs*; Eric Griffin, *Compliance Supervisor*; Jennifer Utterdyke, *Director of Internship and Licensing*; Chad Garner, *Information Technology Administrator*; Dale Fritz, *Regional Compliance Supervisor*; David Gallagher, *Regional Compliance Supervisor*; and Charissa Payer, *Assistant Attorney General*.

Mr. Gahm stated there was no Nursing Board CPG Committee meeting.

Ms. Huwer stated the next Medical Board PAPC meeting is scheduled to occur on Tuesday, July 9, 2013, during the course of this, and most future, Pharmacy Board meetings.

Ms. Nave provided the Legislative Report.

Mr. Griffin provided the Compliance and Enforcement update.

Ms. Utterdyke presented the Licensing Report.

Mr. Garner provided the Ohio Automated Prescription Reporting System update and the I.T. report.

**10:35 a.m.** The Board discussed and chose the dates of future Board Meetings for calendar year 2014 as follows:

January 6, 7, 8  
February 3, 4, 5  
March 3, 4, 5  
April 7, 8, 9  
May 5, 6, 7  
June 9, 10, 11  
July 7, 8, 9  
August 4, 5, 6

September 8, 9, 10  
October 6, 7, 8  
November 3, 4, 5  
December 1, 2, 3

**R-2014-001** The Board received a request for an approval to Ohio Administrative Code Rule 4729-5-11 (A) (1) requesting that **Aaron Clark**, Pharm.D., R.Ph. (03-2-27873) Columbus, Ohio, be the responsible person for the following pharmacies:

**AMC Ohio LLC**, Columbus, Ohio (02-2241400)  
**AMC Ohio LLC**, Dayton, Ohio (license pending)

Mr. Moné moved that the request be granted for a period of time not to exceed 30 days after the opening of the Dayton location. The motion was seconded by Ms. Huwer and approved by the Board: Aye – 6/Nay – 1.

**10:50 a.m.** Mr. Parker led a discussion about Corporate Pick-Up Station requests. The Board confirmed the Executive Director has the authority to create a new Request Form to be used when both the shipper and receiver are within the same corporation.

The Board recessed briefly.

**11:00 a.m.** The meeting reconvened in the Scarlet Oak Room.

Louis D. Barone, Pharm.D., R.Ph. of the Ohio Society of Health System Pharmacists  
Donald L. Bennett, R.Ph. of the Ohio State University College of Medicine and  
Mary Ann Dzurec, Pharm.D., R.Ph. of NEOMED Primary Care gave a presentation about Pharmacy Technicians.

**11:50 a.m.** The Board recessed for lunch.

**1:05 p.m.** The meeting reconvened in the Scarlet Oak Room.

Mr. Mitchell and Mr. Parker led a discussion about Board Member Committees and Responsibilities for Fiscal Year 2014.

Ms. Huwer and Ms. Yarosh were appointed to the Ad Hoc Advisory Committee on Rule Review with Ms. Nave.

Mr. Gahm shall remain on the Nursing Board Committee on Prescriptive Governance.

Ms. Huwer shall remain on the Medical Board Physicians Assistants Prescribing Committee.

Mr. Kolezynski and Ms. Yarosh were appointed to the Continuing Education Committee.

Mr. Mitchell and Mr. Kolezynski were appointed responsibilities for Public Relations with Ms. Utterdyke and Board Public Information Officer Jesse Wimberly, *Compliance Agent*.

Mr. Mitchell and Ms. Yarosh were appointed responsibilities for Staff Relations with Ms. Nave.

Mr. Gahm was appointed to Ohio Automated Prescription Reporting System responsibilities with Mr. Garner.

Mr. Moné was appointed to National Association of Boards of Pharmacy responsibilities with Mr. Parker.

Mr. Mitchell was appointed to responsibilities for the Licensure Ceremony with Mr. Parker. In any Board Presidential absence, the Vice-President shall assume the President's responsibilities for the Licensure Ceremony.

Mr. Moné was appointed to responsibilities for Probationary Reports with Mr. Griffin and the Board Analyst.

**1:35 p.m.** Mr. Parker provided the Fiscal Year 2013 Overview presentation.

Ms. Utterdyke gave a Terminal Distributor of Dangerous Drugs, Addendums and Drug Lists presentation.

**2:10 p.m.** Mr. Griffin presented an overview of recent Compliance Department data.

**2:25 p.m.** Ms. Nave gave a Human Resources presentation.

**2:35 p.m.** The Board recessed briefly.

**3:00 p.m.** The meeting reconvened in the Scarlet Oak room.

Ms. Nave gave a Legal Department presentation.

Vicki Fyffe, *Human Resources Administrator* presented an overview of the New Employee Orientation program.

Ms. Nave and Mr. Parker gave a presentation about the Board's Workforce Plan.

**4:00 p.m.** Mr. Kolezynski moved that the Board go into Executive Session to discuss the employment of a public employee, the purchase of property or matters required to be confidential by law pursuant to Section 121.22(G)(1), (2) & (5) of the Ohio Revised Code.

The motion was seconded by Mr. Gahm and a roll-call vote was conducted by President Mitchell as follows: Cain – yes; Gahm – yes; Huwer – yes; Kolezynski – yes; Moné – yes; Yarosh – yes.

**5:00 p.m.** The Executive Session ended and the meeting was opened to the public.

The Board recessed for the day.

**Tuesday, July 9, 2013**

**9:30 a.m.** The Ohio State Board of Pharmacy convened in the Scarlet Oak room, Ground Floor, of the Deer Creek State Park Lodge and Conference Center, 22300 State Park Road 20, Mt. Sterling, Ohio, with the following members present:

Kevin J. Mitchell, R.Ph., *President*; Michael A. Moné, R.Ph., *Vice-President*; Edward T. Cain, Public Member; Troy A. Gahm, R.Ph.; Margaret A. Huwer, R.Ph.; Richard F. Kolezynski, R.Ph. and Kilee S. Yarosh, R.Ph.

**R-2014-002** Mr. Kolezynski moved that the Board Minutes of June 3-5, 2013 be approved as amended. Ms. Yarosh seconded the motion and it was approved by the Board: Aye – 6.

**R-2014-003** Mr. Gahm moved to counter the settlement offer in the matter of **Audrey Cho**, R.Ph., (03-3-21665) Loveland, Ohio. The motion was seconded by Mr. Kolezynski and approved by the Board: Aye – 5/Nay – 1.

**R-2014-004** Mr. Moné moved that the settlement offer in the matter of **JAH pharmacies, Inc** (02-2211050) Piqua, Ohio be accepted. The motion was seconded by Mr. Gahm and approved by the Board: Aye – 6.

**R-2014-005** Mr. Moné moved to counter the settlement offer in the matter of **Ohio Ambulance** (02-1861954) Euclid, Ohio. The motion was seconded by Mr. Gahm and approved by the Board: Aye – 6.

**R-2014-006** Mr. Moné moved to counter the settlement offer in the matter of **Raymond P. Denuit**, R.Ph., (03-1-10793) Oak Hill, Ohio. The motion was seconded by Ms. Yarosh and approved by the Board: Aye – 5/Nay – 1.

**R-2014-007** Mr. Moné moved to counter the settlement offer in the matter of **Fadi Rada Smiley**, R.Ph., (03-1-27510) Dublin, Ohio. The motion was seconded by Ms. Yarosh and approved by the Board: Aye – 6.

**11:30 a.m.** The Board recessed briefly.

**11:39 a.m.** The meeting reconvened in the Scarlet Oak room.

Ms. Nave provided Ethics Training to all Board Members, Deputy Directors and Board staff in attendance.

**12:50 p.m.** The Board recessed briefly to begin lunch.

**12:56 p.m.** The meeting reconvened in the Scarlet Oak room.

Ms. Payer provided Open Meetings Act training to all Board Members, Deputy Directors and Board staff in attendance.

**1:30 p.m.** In Room South A, 31st Floor of the Vern Riffe Center for Government and the Arts, the following candidates for licensure by reciprocity participated in a discussion of pharmacy laws and rules with Ms. Terri Ghitman, OARRS Pharmacist:

|                           |                |
|---------------------------|----------------|
| Jeffrey Scott Althoff     | Arizona        |
| Leah Strunk Carlson       | North Carolina |
| Frances Grace Chasler     | Pennsylvania   |
| Ryan Michael Criste       | Pennsylvania   |
| Carly D'agostino          | Illinois       |
| Matthew Harrison Delong   | Michigan       |
| Jason P. Ernstberger      | Indiana        |
| Jenna Morgan Faircloth    | Tennessee      |
| Laura Jones               | New York       |
| Cassandra Ann Karish      | Florida        |
| Hasan O. Kazmi            | Virginia       |
| Dondel C. Moorman         | West Virginia  |
| Amanda Juliana Redmann    | Wisconsin      |
| Jane Yen Revollo          | North Carolina |
| Jason Blake Rivera        | Oklahoma       |
| Abbey Elizabeth Schram    | Pennsylvania   |
| Amy Elizabeth Schultz     | Alabama        |
| Stephanie Michele Sholtas | Pennsylvania   |
| Chris J. Stefura          | Pennsylvania   |
| Emad M. Suleiman          | Florida        |
| Kori Lea Talbott          | Delaware       |
| Amanda m. Teets           | Maryland       |
| Sarah Regina Thiel        | Maryland       |
| Jessica Sharon Traeger    | Virginia       |
| Jennifer R. Vanhooose     | Kentucky       |
| Nathan Scott Walleser     | Iowa           |
| Justin Michael Yee        | Washington     |

**1:50 p.m.** In the Scarlet Oak room, Ground Floor of the Deer Creek State Park Lodge and Conference Center, Ms. Payer provided Public Records training to all Board Members, Deputy Directors and Board staff in attendance.

**2:15 p.m.**

Ms. Nave and Ms. Payer presented the Synthetic Drug Project update.

**R-2014-008**

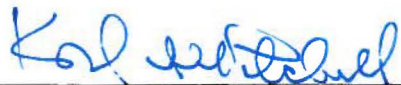
Mr. Moné moved that the Board receive Per Diem as follows:

| PER DIEM   | 7/8 | 7/9 | Total |
|------------|-----|-----|-------|
| Cain       | 1   | 1   | 2     |
| Gahm       | 1   | 1   | 2     |
| Huwer      | 1   | 1   | 2     |
| Joyce      | 1   | 1   | 2     |
| Kolezynski | 1   | 1   | 2     |
| Mitchell   | 1   | 1   | 2     |
| Moné       | 1   | 1   | 2     |
| Yarosh     | 1   | 1   | 2     |

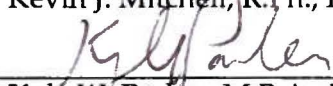
Mr. Gahm seconded the motion and it was approved by the Board: Aye – 6.

**R-2014-009**

Ms. Huwer moved that the meeting be adjourned. The motion was seconded by Mr. Gahm and approved by the Board: Aye – 6.



Kevin J. Mitchell, R.Ph., President

Date: 7-17-13

Kyle W. Parker, M.B.A., R.Ph., Executive Director

Date: 7-17-13