



**STATE OF  
OHIO**  
BOARD OF PHARMACY

## **BOARD MEETING AGENDA December 5<sup>th</sup> and 6<sup>th</sup>, 2022**

**Monday, December 5<sup>th</sup> - Probation Committee at 9:00 a.m.  
Monday Board Meeting at 10:00 a.m.**

**Tuesday, December 6<sup>th</sup> – Board Meeting at 9:00 a.m.**

**Vern Riffe Center – 17<sup>th</sup> Floor – Hearing Room**

### **VIEWING OPTIONS:**

- **Limited seating for the public will be available in the 17<sup>th</sup> floor Board Meeting Room.**
- **Online streaming of the Board Meeting (excluding Adjudications) via Teams will also be available for members of the public who prefer to view remotely.**

The State of Ohio Board of Pharmacy is committed to providing access and inclusion and reasonable accommodation in its services, activities, programs, and employment opportunities in accordance with the Americans with Disabilities Act (ADA) and other applicable laws. To request a reasonable accommodation due to a disability please contact Matt Corlett, Director of Administration, 614-466-7417, [matt.corlett@pharmacy.ohio.gov](mailto:matt.corlett@pharmacy.ohio.gov), no later than 14 days before the meeting.

**Instructions to access the Teams Meeting will be located [here](#)  
Monday Morning, December 5<sup>th</sup>, 2022**

### **PROBATION COMMITTEE MEETING**

**The Probation Committee Meeting and Adjudications will NOT be accessible via Teams Meeting. Interested parties may attend in person in the 17th Floor Board Meeting Room.**

#### **A. APPEARANCES**

- 1. Keith Wire**
- 2. Matthew Pacanovsky**

77 South High Street, 17th Floor, Columbus, Ohio 43215

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### 3. Sarah Wallace

#### B. DISCUSSION ITEMS

1. Non-Compliance with PRO Contract/Board Order – Michele Hacker
2. Request to Be Responsible Person – Kaitlin Baughman
3. Request to Work Additional Hours – Colton Hutton
4. Request to Approve International Travel – Colton Hutton
5. Request to Modify Terms of Board Order – Daniel Fisher
6. Non-Compliance with PRO Contract/Board Order – Jennifer Colla
7. Request to Be Responsible Person – Ann Ellis

#### C. ADJOURN

## BOARD MEETING

**10:00 a.m. – Instructions to access Teams Meeting will be located [here](#) the morning of the meeting.**

#### A. ROLL CALL

#### B. REPORTS AND CORRESPONDENCE

- Compliance Report (Griffin)
- Legal Report (Maerten-Moore)
- Licensing Report (Southard)
- Legislative Report (McNamee)
- Executive Director Report (Schierholt)

#### C. OBOT NON-PHYSICIAN OWNER/OPERATOR WAIVER REQUEST (Southard)

1. CleanSlate Medical Group of Ohio, LLC – Parma, OH (APP-000570657)
2. CleanSlate Medical Group of Ohio, LLC, Operator Change of Officers

#### D. PHARMACIST TECHNICIAN TRAINEE EXTENSION REQUESTS (Southard)

1. James Waldroup – Canal Fulton, OH (09104702)
2. Britnee Adams – Springfield, OH (09112420)

#### E. PHARMACIST LICENSURE BY RECIPROCITY (Southard)

1. Ashley Ramjattan – Westlake, OH (APP-000654880)

#### F. RESOLUTIONS (Southard)

1. Responsible Person Requirements for Licensure
2. Requirements for Online Sales of Dangerous Drugs
3. Certificate of Operation Expiration Dates

**The Board meeting will break from approximately 10:45 a.m. until approximately 1:30 p.m.**

\*Adjudications will begin at approximately 1:30 p.m. on Monday and 9:00 a.m. Tuesday and will continue until complete. They will not be broadcast via Teams.

\*\*Reports, New Business, Matters for Discussion, Administrative Matters and Executive Session may occur at any point during the Board Meeting.

## **G. ORAL ADDRESS TO THE BOARD**

### **1. MEDICAL MARIJUANA PROVISIONAL DISPENSARY APPLICATION DENIAL In the Matter of Seven Legendz Fountain Square (A-2022-0291)**

- Respondent: Lloyd Pierre-Louis
- State's Attorney: Henry Appel

## **H. PILOT PROJECT – Kroger (Wai)**

## **I. POSITIVE IDENTIFICATION (Wai)**

## **J. RULES (McNamee)**

1. Pharmacist and Intern Immunization Administration (OAC 4729:1-3-02 & 4729:2-3-03)
2. Pharmacy Technician Immunization Administration (OAC 4729:3-3-06)
3. Pharmacist Workload Advisory Committee – Mandatory Breaks
4. Pharmacist Workload Advisory Committee – Staffing Plan

## **Tuesday, December 6, 2022** **BOARD MEETING**

**9:00 a.m. – Instructions to access Teams Meeting will be located [here](#) the morning of the meeting.**

### **A. ROLL CALL**

### **B. \*ADJUDICATIONS – *Note: The Board will likely take a short five-minute break between the hearings and prior to Board business. The hearings will NOT be broadcast via Teams.***

1. Kelli Jo Waggoner, R.Ph., Lebanon, OH (A-2022-0113, A-2022-0452, A-2020-0737 & A-2021-0231) \*
  - Respondent's Attorney: Mary Barley McBride
  - State's Attorney: Henry Appel
2. Kroger Pharmacy #014447, Lebanon, OH (A-2022-0112, A-2022-0451, A-2020-0736 & A-2021-0230) \*
  - Respondent's Attorney: Mary Barley McBride
  - State's Attorney: Henry Appel
3. Robert Herberger, R.Ph., Canfield, OH (A-2022-0436)
  - Respondent's Attorney: Bob Garrity
  - State's Attorney: Henry Appel

**\* Joint Hearing**

### **C. PROPOSED ORDERS FOR CONSIDERATION (Executive Session)**

#### **1. Reports and Recommendations**

- In the Matter of LMTT LLC (A-2022-0191)

\*Adjudications will begin at approximately 1:30 p.m. on Monday and 9:00 a.m. Tuesday and will continue until complete. They will not be broadcast via Teams.

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- In the Matter of MLH Ohio Dispensary IV, LLC (A-2022-0225)
- In the Matter of Culture Retail Partners of Ohio, Inc. dba Culture Cannabis Club (A-2022-0339)
- In the Matter of Seven Legendz Fountain Square (A-2022-0291)
- Afefah Sadik (A-2021-0562)

**\*\*BOARD BUSINESS – approximately 3:15 p.m.**

**F. SUMMARY SUSPENSION AND/OR MENTAL/PHYSICAL EXAMINATION REVIEW  
(as needed) (Flaharty)**

**G. ADJOURN**

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