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COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS

F I N A L M I N U T E S

MEETING OF:

STATE BOARD OF PHARMACY

TIME: 10:32 A.M.

Held at

PENNSYLVANIA DEPARTMENT OF STATE

2601 North Third Street

One Penn Center, Board Room C

Harrisburg, Pennsylvania 17110

as well as

VIA MICROSOFT TEAMS

June 27, 2023

State Board of Pharmacy
June 27, 2023

ALSO PRESENT: (cont.)

Ana

Breeanne Porter, PharmD, MS, The Ohio State
University College of Pharmacy

Charlotte Harris, Pharmacy Intern, Duquesne University

Joshua Finger, PharmD, Enclara Pharmacia

Jacquelyn Sassaman, Pentec Health

John DeJames, Manager of Clinical Services and
Development, Value Drug Company

Jordan Yeagley, Counsel, Buchanan Ingersoll & Rooney
Maddy McPhillips

Christopher Miller, PharmD, Giant Eagle

Victoria Elliott, RPh, MBA, CAE, CEO, Pennsylvania
Pharmacists Association

Nicole Fidler, Associate, Malady & Wooten

Raymond Velky

Kristofer Rivers, Clinical Supervisor, UPMC Pinnacle

Laura Romeo, Pharmacist-in-Charge at ConnectiveRx,
Careform Pharmacy

Sarah Everingham, MJ, CCEP, CPhT, Cardinal Health

Grace Sesì, Executive Director, Regulatory Affairs at
CVS Health/Chairperson, Michigan Board of Pharmacy

Jennifer Smeltz, Republican Executive Director,
Senate Consumer Protection & Professional Licensure

Steven Zahn, Pharmacy Inspector, Bureau of
Enforcement and Investigation, Department of State

Geoffrey Christ, Senior Pharmacy Compliance Manager,
Chewy

Misha Patel, M.D., Curriculum Education Assistant,
Geisinger Commonwealth School of Medicine

Valerie Pentland, PharmD, ConnectiveRx

Artem Dobrochynsky

Derek Richmond

Derek Smoody

Jessica Adams

Judy Kutchman

Ryan Porter

Megan Musselman

Theresa Moore, SARPH

1 ***

2 State Board of Pharmacy

3 June 27, 2023

4 ***

5 [Pursuant to Section 708(a)(5) of the Sunshine Act,
6 at 9:00 a.m., the Board entered into Executive
7 Session with Ariel E. O'Malley, Esquire, Board
8 Counsel, for the purpose of conducting quasi-judicial
9 deliberations and to receive the advice of Board
10 Counsel. The Board returned to open session at 10:30
11 a.m.]

12 ***

13 The regularly scheduled meeting of the State
14 Board of Pharmacy was held on Tuesday, June 27, 2023.
15 Theresa M. Talbott, R.Ph., Chairperson, called the
16 meeting to order at 10:32 a.m.

17 ***

18 Pledge of Allegiance

19 [The Pledge of Allegiance was recited.]

20 ***

21 [Theresa M. Talbott, R.Ph., Chairperson, noted that
22 the meeting was being recorded, and those who
23 continued to participate were giving their consent to
24 be recorded.]

25 ***

1 Evacuation Announcement

2 [Melanie Zimmerman, R.Ph., Board Administrator,
3 reviewed the emergency evacuation procedures for One
4 Penn Center.]

5 ***

6 Introduction of the Board Members/Staff/Audience

7 [Theresa M. Talbott, R.Ph., Chairperson, requested an
8 introduction of Board members, Board staff and the
9 audience.]

10 ***

11 Approval of Agenda

12 CHAIRPERSON TALBOTT:

13 I would like an approval of the agenda.

14 Do we have any additions to the agenda?

15 DR. ROUSSEL:

16 I would like to make a motion to amend
17 the agenda. I would like to add the NABP
18 Districts 1 & 2 Meeting under the
19 discussion items, please.

20 CHAIRPERSON TALBOTT:

21 Do you make a motion to do that,
22 Christine?

23 DR. ROUSSEL:

24 Yes, I make a motion to amend the agenda.

25 CHAIRPERSON TALBOTT:

1 Do we have a second?

2 MR. ESTERBROOK:

3 Second.

4 CHAIRPERSON TALBOTT:

5 We'll take a vote on amending the agenda
6 and then the agenda as amended.

7 On the item to add to the agenda?

8

9 Greene, aye; Talbott, aye; Claggett, aye;
10 Esterbrook, aye; Roussel, aye; Slagle,
11 aye.

12 [The motion carried unanimously.]

13

14 CHAIRPERSON TALBOTT:

15 On the agenda itself, do I have a motion
16 to approve the agenda as amended?

17 DR. ROUSSEL:

18 Motion to approve the amended agenda.

19 MR. ESTERBROOK:

20 Second.

21 CHAIRPERSON TALBOTT:

22 Any discussions? Call the vote.

23

24 Greene, aye; Talbott, aye; Claggett, aye;
25 Esterbrook, aye; Roussel, aye; Slagle,

1 aye.

2 [The motion carried unanimously.]

3 ***

4 Approval of Minutes

5 CHAIRPERSON TALBOTT:

6 Number 2 on the agenda is the approval of
7 the minutes from May 2.

8 Are there any amendments to the
9 minutes? If not, do I have a motion to
10 approve the said minutes?

11 MR. GREENE:

12 I make a motion that we approve the
13 minutes from May 2, 2023.

14 CHAIRPERSON TALBOTT:

15 Do I have a second?

16 MR. ESTERBROOK:

17 Second.

18 CHAIRPERSON TALBOTT:

19 Any further discussion? Call the vote.

20

21 Greene, aye; Talbott, aye; Claggett, aye;
22 Esterbrook, aye; Roussel, aye; Slagle,
23 aye.

24 [The motion carried unanimously.]

25 ***

1 Report of Board Prosecution

2 [Caroline A. Bailey, Esquire, Board Prosecutor,
3 presented the Consent Agreement for Case No. 17-54-
4 05240.]

5 ***

6 [Theresa M. Talbott, R.Ph., Chairperson, exited the
7 meeting at 10:41 a.m. for recusal purposes.]

8 ***

9 VICE CHAIR ROUSSEL ASSUMED THE CHAIR

10 ***

11 [Caroline A. Bailey, Esquire, Board Prosecutor,
12 presented the Consent Agreement for Case Nos.
13 21-54-008634 & 21-54-014295.]

14 ***

15 [Glenn P. Masser, Esquire, Board Prosecutor,
16 presented the Consent Agreement for Case Nos. 22-54-
17 018369 & 22-54-018370.]

18 ***

19 [Theresa M. Talbott, R.Ph., Chairperson, reentered
20 the meeting at 10:44 a.m.]

21 ***

22 CHAIR TALBOTT RESUMED THE CHAIR

23 ***

24 [Glenn P. Masser, Esquire, Board Prosecutor,
25 presented the Consent Agreement for Case No. 21-54-

1 019642; Case No. 22-54-017966; Case Nos. 22-54-014900
2 & 22-54-014901; and Case Nos. 22-54-005312, 22-54-
3 005313, 22-54-005314 & 22-54-005315.]

4

5 [Alice R. Glasser, Esquire, Board Prosecution
6 Liaison, presented the Consent Agreement for Case
7 Nos. 22-54-002470, 21-54-013947 & 22-54-002468.]

8

9 [Nicole L. VanOrder, Esquire, Board Prosecutor,
10 presented the Consent Agreements for Case No. 22-54-
11 002293, Case No. 22-54-002525, Case No. 22-54-002543,
12 Case No. 22-54-002561, Case No. 22-54-003115, Case
13 No. 22-54-003871, Case No. 22-54-004072, Case No. 22-
14 54-004113, Case No. 22-54-004669, and Case No. 22-54-
15 005002.]

16

17 [Ray J. Michalowski, Esquire, Senior Board
18 Prosecutor, presented the VRP Agreement for Case No.
19 23-54-004527.

20 Mr. Michalowski informed Board members that
21 August 4 would be Ms. Glasser's last day and then Ms.
22 Bailey would be going on maternity leave shortly
23 thereafter.

24 Chair Talbott wished Ms. Glasser all the best and
25 noted the Board would pray for a safe, happy delivery

1 for Ms. Bailey.

2 Chair Talbott requested Mr. Michalowski present
3 an open and closed legal cases report at the next
4 meeting.]

5 ***

6 [A Formal Hearing was held from 10:57 a.m. until
7 12:13 p.m. in the Matter of the Application for a
8 License to Practice Pharmacy of Derek Joseph Smoody,
9 R.Ph., Case No. 23-54-004337.]

10 ***

11 Report of Board Counsel - Regulatory Report
12 [Ariel E. O'Malley, Esquire, Board Counsel, informed
13 Board members that none of the statuses of the
14 regulations have been altered or changed from the
15 last meeting.

16 Chair Talbott mentioned that copies of the
17 general revisions discussed at the last meeting are
18 on the agenda with updates provided by Ms. O'Malley.

19 Ms. O'Malley noted § 27.18(h) now has active, on
20 probation. She also noted Ms. Glasser put together
21 the language at § 27.18(u), where pharmacists and
22 pharmacies shall comply with all applicable federal
23 and state laws and regulations, including "and a
24 violation of such." She referred to § 27.32(b) under
25 continuing education, where a pharmacist shall

1 "demonstrate."]

2 CHAIRPERSON TALBOTT:

3 Can I have a motion to send out a
4 stakeholder exposure draft of the
5 proposed general revisions part 1?

6 MR. GREENE:

7 I make a motion that we send out the
8 general revisions as an exposure draft.

9 CHAIRPERSON TALBOTT:

10 Do I have a second?

11 MR. ESTERBROOK:

12 Second.

13 CHAIRPERSON TALBOTT:

14 All right. We have a motion and a
15 second. Do we have any discussion? If
16 not, then we will call the question.

17

18 Greene, aye; Talbott, aye; Claggett, aye;
19 Esterbrook, aye; Roussel, aye; Slagle,
20 aye.

21 [The motion carried unanimously.]

22

23 [Ariel E. O'Malley, Esquire, Board Counsel, informed
24 Board members that she would provide part 2 of the
25 general revisions at the next meeting for review.]

1 ***

2 Report of Board Counsel - Pharmacy Technician
3 Regulation

4 [Theresa M. Talbott, R.Ph., Chairperson, thanked
5 Acting Commissioner Claggett, Ms. Zimmerman, and Ms.
6 O'Malley for working with the department on the fee
7 structure. She noted the fee would go out as
8 proposed with the tech registration application at
9 \$30; tech registration conversion from trainee to
10 tech, \$15; pharmacy tech trainee registration, \$15;
11 and biennial renewal, \$70. She mentioned the whole
12 fee schedule would have to be revisited once techs
13 are registered but would do so at that time.]

14 CHAIRPERSON TALBOTT:

15 I would like to request a motion that we
16 send the pharmacy tech regs out as
17 proposed.

18 MR. GREENE:

19 I make a motion that we send the pharmacy
20 technician regulations out as proposed.

21 MR. ESTERBROOK:

22 I'll second that.

23 CHAIRPERSON TALBOTT:

24 We have a motion and a second. Any
25 further discussion? Hearing none. Call

1 the vote.

2

3 Greene, aye; Talbott, aye; Claggett, aye;
4 Esterbrook, aye; Roussel, aye; Slagle,
5 aye.

6 [The motion carried unanimously.]

7

8 Report of Board Counsel

9 [Ariel E. O'Malley, Esquire, Board Counsel, informed
10 Board members that continuing education is not on
11 their Act 48 schedule of civil penalties and would
12 provide an annex and ideas from other boards at the
13 next meeting. She stated the Board would be able to
14 issue citations and not have to see orders to show
15 cause and consent agreements all of the time.

16 Mr. Michalowski suggested looking at the State
17 Board of Accountancy regulations because they are the
18 most up to date. He noted a provision necessitating
19 the person make up requirements without having to put
20 it on the board for an audit.]

21

22 Report of Board Counsel - Legislative Report

23 [Ariel E. O'Malley, Esquire, Board Counsel, addressed
24 the Senate Bill 81, which would amend the Pharmacy
25 Act to allow the emergency medical services (EMS) to

1 leave behind naloxone; it has been re-reported and
2 submitted as of June 22.

3 Ms. O'Malley noted House Bill 817 and House Bill
4 818 are coupled together regarding the education for
5 the Drug Enforcement Administration (DEA)
6 registrations for pharmacies and was resubmitted to
7 the Rules Committee on June 14.

8 Ms. O'Malley noted Senate Bill 696 dealing with
9 the Pharmaceutical Transparency Act was introduced on
10 May 15.

11 Ms. O'Malley noted House Bill 1295, which would
12 allow for the submission of written impact statements
13 for the Board during hearings, was introduced on June
14 1 and referred to the Professional Licensure
15 Committee. She mentioned that some amendments were
16 made and passed in the House on June 20.

17 Ms. O'Malley stated House Bill 1364 was
18 introduced on June 12 and would allow for the
19 issuance of advisory opinions from their department,
20 where a person who acts in good faith on an advisory
21 opinion would be protected not only from Board
22 disciplinary action but also provided shelter from
23 criminal and civil penalties.]

24 ***

25 Report of Board Counsel

1 [Theresa M. Talbott, R.Ph., Chairperson, noted
2 matters for deliberations were discussed during
3 Executive Session and the proposed adjudication and
4 order under item 28 (Case No. 22-54-018692) would be
5 tabled at this time. She stated the Board would be
6 voting on items 29 through 31 regarding the draft
7 adjudications and orders.]

8 ***

9 Report of Board Chairperson

10 [Theresa M. Talbott, R.Ph., Chairperson, requested
11 Ms. Elliott and Mr. Jones help get the word out about
12 pharmacy renewals being due at the end of August.

13 Chair Talbott noted attending the National
14 Association of Boards of Pharmacy (NABP) in Nashville
15 in May. She mentioned that no Board business was
16 conducted while there.

17 Dr. Roussel noted there was an update on the
18 United States Pharmacopeia (USP) 797 and 795
19 regulations going into effect November 1, 2023, by
20 the USP Compounding Chair. She stated Pennsylvania
21 is a member of NABP District 2 and NABP District 1 &
22 2 would be having a joint meeting in Atlantic City
23 September 20-22 that is open to the public. She
24 mentioned that there are members of the colleges of
25 pharmacy who attend because it is a joint meeting

1 with the American Association of Colleges of
2 Pharmacy.

3 Mr. Esterbrook commented that NABP is a great
4 organization and presented complicated information at
5 that meeting in a way that could be understood and
6 brought back to serve other people related to
7 pharmacy practice in Pennsylvania.

8 Chair Talbott noted the Board would need to
9 decide who would be attending the NABP District 1 & 2
10 Meeting, noting she and Ms. Getzey Hart would be
11 attending.]

12 CHAIRPERSON TALBOTT:

13 Do we have a motion as to who we would
14 like to send as representatives to
15 District 1 & 2?

16 MR. GREENE:

17 I make a motion that we send two Board
18 members, Board counsel, and our Board
19 administrator to the NABP District 1 & 2
20 Meeting in Atlantic City.

21 MR. ESTERBROOK:

22 I'll second that.

23 CHAIRPERSON TALBOTT:

24 We have a motion and a second. Any
25 further discussion? Call the vote.

1

2

Greene, aye; Talbott, aye; Claggett, aye;

3

Esterbrook, aye; Roussel, aye; Slagle,

4

aye.

5

[The motion carried unanimously.]

6

7

Report of Acting Commissioner

8

[Arion R. Claggett, Acting Commissioner, Bureau of

9

Professional and Occupational Affairs, informed Board

10

members that the Bureau of Professional and

11

Occupational Affairs would be moving to 2525 North

12

7th Street in Harrisburg on Monday, July 10, 2023.

13

He noted the Board website has been updated and an

14

email blast would be sent to alert all licensees.

15

Acting Commissioner Claggett also informed

16

everyone that Board meetings would continue at One

17

Penn Center because the board room at the new

18

location has not been completed.]

19

20

Report of Board Administrator - No Report

21

22

Discussion Items

23

[Theresa M. Talbott, R.Ph., Chairperson, referred to

24

the request from the Pennsylvania Pharmacists

25

Association (PPA) Multistate Pharmacy Jurisprudence

1 Examination (MPJE) study resources request.

2 Ms. Zimmerman explained that the Board has to
3 prescribe additional educational preparation anytime
4 somebody fails an exam three or more times; a
5 candidate would first have to petition the Board for
6 permission to retest. She noted the Board has
7 certain courses that applicants must choose from and
8 complete before being authorized to retest. She
9 noted the Board currently includes in the list for
10 the PA MPJE exam PPA's MPJE Prep and Review along
11 with asking them to pass the practice exam, but PPA
12 now has a third program available that is more
13 comprehensive; PPA has provided information on all
14 three available programs. She noted the information
15 was presented to the Board to decide whether to
16 change the PA MPJE review program or use a
17 combination of different programs.

18 Chair Talbott noted the Board discussed the
19 programs during Executive Session and the new PPA
20 program is an 8-hour federal and state program that
21 provides a certificate at the end of completion. She
22 mentioned that the old program does not necessarily
23 provide a certificate of completion. She noted the
24 MPJE practice test is available in addition to the
25 program.]

1 CHAIRPERSON TALBOTT:

2 We need a motion to add the new federal
3 and state program with certificate of
4 completion to the options we are
5 replacing?

6 MR. GREENE:

7 I make a motion to replace the PPA MPJE
8 from the current to the new one that
9 provides the certificate.

10 MR. ESTERBROOK:

11 I amend the motion to include passing the
12 practice exam.

13 CHAIRPERSON TALBOTT:

14 Do we have a second?

15 MR. GREENE:

16 Second.

17 CHAIRPERSON TALBOTT:

18 Motion and a second. Any further
19 discussion? All right. Call the
20 question.

21

22 Greene, aye; Talbott, aye; Claggett, aye;
23 Esterbrook, aye; Roussel, aye; Slagle,
24 aye.

25 [The motion carried unanimously.]

1 ***

2 Discussion Items

3 [Theresa M. Talbott, R.Ph., Chairperson, noted the
4 Board chose the National Association of Boards of
5 Pharmacy's remote option for the MPJE State-Specific
6 Review.

7 Chair Talbott noted the National Association of
8 Boards of Pharmacy's Drug Supply Chain Security Act
9 (DSCSA) Interoperability Summit August 2-3, 2023.]

10 CHAIRPERSON TALBOTT:

11 We need to decide if we were going to
12 send at least one person or maybe two.

13 Do we have a motion?

14 MR. GREENE:

15 I make a motion that we send two Board
16 members to NABP's DSCSA Interoperability
17 Summit.

18 MR. ESTERBROOK:

19 Second.

20 CHAIRPERSON TALBOTT:

21 Any other discussion? Call the vote.

22

23 Greene, aye; Talbott, aye; Claggett, aye;
24 Esterbrook, aye; Roussel, aye; Slagle,
25 aye.

1 [The motion carried unanimously.]

2 ***

3 FYI Items

4 [Theresa M. Talbott, R.Ph., Chairperson, noted FYI
5 items for the Board's review. She referred to item
6 38, where the DEA has issued guidance describing
7 COVID-19-related flexibilities, noting the link is on
8 NABP's website.]

9 Dr. Roussel informed everyone that the DEA sent
10 guidance effective July 24 regarding DEA Form 106,
11 where theft or significant loss of a controlled
12 substance must be submitted electronically moving
13 forward and paper submissions would no longer be
14 accepted. She noted the time from the identification
15 of the loss or theft was set to be 45 days.]

16 ***

17 MOTIONS

18 CHAIRPERSON TALBOTT:

19 The Board met in Executive Session to
20 consider matters pending before the Board
21 and receive quasi-judicial advice.

22 Are there any motions that have come
23 out of those deliberations?

24 MR. GREENE:

25 At agenda item 3, I make a motion that we

1 approve the Consent Agreement at Case No.
2 22-54-017966.

3 MR. ESTERBROOK:

4 Second.

5 CHAIRPERSON TALBOTT:

6 We have a motion and a second. Any
7 discussion? Call the vote.

8

9 Greene, aye; Talbott, aye; Claggett, aye;
10 Esterbrook, aye; Roussel, aye; Slagle,
11 aye.

12 [The motion carried unanimously. The Respondent is
13 Hallstead Family Pharmacy LLC.]

14

15 MR. GREENE:

16 At agenda item 7, I make a motion that we
17 approve the Consent Agreement at Case
18 Nos. 22-54-014900 & 22-54-014901.

19 MR. ESTERBROOK:

20 Second.

21 CHAIRPERSON TALBOTT:

22 We have a motion and a second. Any
23 discussion? Call the vote.

24

25 Greene, aye; Talbott, aye; Claggett, aye;

1 [The motion carried unanimously. The Respondents are
2 Plan Rx LLC t/d/b/a Public Drugs on Main, Padmesh
3 Chhita, 1934 Delmar Pharmacy, Inc., and Brian H.
4 Walker.]

5 ***

6 MR. GREENE:

7 At agenda item 9, I make a motion that we
8 approve the Consent Agreement at Case
9 Nos. 22-54-018369 & 22-54-018370.

10 MR. ESTERBROOK:

11 Second.

12 CHAIRPERSON TALBOTT:

13 Any discussion? Call the vote.

14

15 Greene, aye; Talbott, recuse; Claggett,
16 aye; Esterbrook, aye; Roussel, aye;
17 Slagle, aye.

18 [The motion carried. Theresa Talbott recused herself
19 from deliberations and voting on the motion. The
20 Respondents are Pennsylvania CVS Pharmacy, LLC
21 t/d/b/a
22 CVS Pharmacy 1159 and Jenny Vangelatos, R.Ph.]

23 ***

24 MR. GREENE:

25 At agenda item 10, I make a motion that

1 we reject as too lenient at Case Nos. 22-
2 54-002470, 21-54-013947, & 22-54-002468.

3 MR. ESTERBROOK:

4 Second.

5 CHAIRPERSON TALBOTT:

6 We have a motion and a second. Any
7 discussion? Call the vote.

8

9 Greene, aye; Talbott, aye; Claggett, aye;
10 Esterbrook, aye; Roussel, aye; Slagle,
11 aye.

12 [The motion carried unanimously.]

13

14 MR. GREENE:

15 At agenda item 12, I make a motion that
16 we approve the Consent Agreement at Case
17 No. 22-54-002525.

18 MR. ESTERBROOK:

19 Second.

20 CHAIRPERSON TALBOTT:

21 Any discussion? Call the vote.

22

23 Greene, aye; Talbott, aye; Claggett, aye;
24 Esterbrook, aye; Roussel, aye; Slagle,
25 aye.

1 [The motion carried unanimously. The Respondent's
2 name is Sara Saha, R.Ph.]

3 ***

4 MR. GREENE:

5 At agenda items 11, 13, 14, 15, 16, 17,
6 18, 19, and 20, I make a motion that we
7 reject the consent agreements as drafted.

8 MR. ESTERBROOK:

9 Second.

10 CHAIRPERSON TALBOTT:

11 We have a motion and a second. Any
12 discussion? Call the vote.

13

14 Greene, aye; Talbott, aye; Claggett, aye;
15 Esterbrook, aye; Roussel, aye; Slagle,
16 aye.

17 [The motion carried unanimously. The Case Nos. are
18 22-54-002293, 22-54-002543, 22-54-002561, 22-54-
19 003115, 22-54-003871, 22-54-004072, 22-54-004113, 22-
20 54-004669 and 22-54-005002.]

21 ***

22 MR. GREENE:

23 At agenda item 21, I make a motion that
24 we approve the VRP Consent Agreement at
25 Case No. 23-54-004527.

1 MR. ESTERBROOK:

2 Second.

3 CHAIRPERSON TALBOTT:

4 We have a motion and a second. Any
5 discussion? Call the vote.

6

7 Greene, aye; Talbott, aye; Claggett, aye;
8 Esterbrook, aye; Roussel, aye; Slagle,
9 aye.

10 [The motion carried unanimously.]

11

12 MR. GREENE:

13 At agenda item 26, I make a motion that
14 we delegate the matter to a hearing
15 examiner to conduct a hearing and prepare
16 a proposed adjudication and order in the
17 matter of Broad & Grange Pharmacy, Inc.,
18 t/d/b/a Broad & Grange Pharmacy and
19 Roseland N. Ntege, R.Ph, Case Nos. 22-54-
20 016048 & 22-54-016588.

21 MR. ESTERBROOK:

22 Second.

23 CHAIRPERSON TALBOTT:

24 We have a motion and a second. Any
25 discussion? Call the vote.

1

2

Greene, aye; Talbott, aye; Claggett, aye;

3

Esterbrook, aye; Roussel, aye; Slagle,

4

aye.

5

[The motion carried unanimously.]

6

7

MR. GREENE:

8

At agenda item 27 in the matter of

9

Roosevelt Pharmacy & Ahmed Bachir, Case

10

Nos. 23-54-001232 & 23-54-001233, I make

11

a motion that we delegate the matter to a

12

hearing examiner to conduct a hearing and

13

prepare a proposed adjudication and

14

order.

15

MR. ESTERBROOK:

16

Second.

17

CHAIRPERSON TALBOTT:

18

We have a motion and a second. Any

19

discussion? Call the vote.

20

21

Greene, aye; Talbott, aye; Claggett, aye;

22

Esterbrook, aye; Roussel, aye; Slagle,

23

aye.

1 [The motion carried unanimously.]

2 ***

3 MR. GREENE:

4 At agenda item 29 in the matter of
5 Conversio Health, Case No. 21-54-006419,
6 I make a motion that we approve the Final
7 Adjudication and Order.

8 MR. ESTERBROOK:

9 Second.

10 CHAIRPERSON TALBOTT:

11 Any discussion? Call the vote.

12

13 Greene, aye; Talbott, aye; Claggett, aye;
14 Esterbrook, aye; Roussel, aye; Slagle,
15 aye.

16 [The motion carried unanimously.]

17 ***

18 MR. GREENE:

19 At agenda item 30 in the matter of Thomas
20 John Depietro, Case No. 21-54-017879, I
21 make a motion that we approve the Final
22 Adjudication and Order.

23 MR. ESTERBROOK:

24 Second.

25 CHAIRPERSON TALBOTT:

1 Any further discussion? Call the vote.

2

3 Greene, aye; Talbott, aye; Claggett, aye;
4 Esterbrook, aye; Roussel, aye; Slagle,
5 aye.

6 [The motion carried unanimously.]

7

8 MR. GREENE:

9 At agenda item 31 in the matter of Lena
10 Congtang aka Lena Lasher, Case No. 21-54-
11 016807, I make a motion that we approve
12 the Final Adjudication and Order.

13 MR. ESTERBROOK:

14 Second.

15 CHAIRPERSON TALBOTT:

16 Any further discussion? Call the vote.

17

18 Greene, aye; Talbott, recuse; Claggett,
19 aye; Esterbrook, aye; Roussel, aye;
20 Slagle, aye.

21 [The motion carried. Theresa Talbott recused herself
22 from deliberations and voting on the motion.]

23

24 [Theresa M. Talbott, R.Ph., Chairperson, informed
25 Board members that they would be reviewing questions

1 at the next meeting. There should not be a
2 regulatory review but requested copies of what is
3 available for the Board's review.]

4 ***

5 Adjournment

6 CHAIRPERSON TALBOTT:

7 I entertain a motion to adjourn.

8 MR. GREENE:

9 Motion to adjourn.

10 MR. ESTERBROOK:

11 Second.

12 CHAIRPERSON TALBOTT:

13 All in favor?

14 [The motion carried unanimously.]

15 ***

16 [There being no further business, the State Board of
17 Pharmacy Meeting adjourned at 12:41 p.m.]

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CERTIFICATE

I hereby certify that the foregoing summary minutes of the State Board of Pharmacy meeting, was reduced to writing by me or under my supervision, and that the minutes accurately summarize the substance of the State Board of Pharmacy meeting.



Derek Richmond,
Minute Clerk
Sargent's Court Reporting
Service, Inc.

STATE BOARD OF PHARMACY
REFERENCE INDEX

June 27, 2023

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TIME	AGENDA
9:00	Executive Session
10:30	Return to Open Session
10:32	Official Call to Order
10:33	Pledge of Allegiance
10:34	Introduction of Board Members/Staff/Audience
10:37	Approval of Agenda
10:38	Approval of Minutes
10:38	Report of Board Prosecution
10:57	Formal Hearing - Derek Smoody, R.Ph.
12:13	
12:13	Report of Board Counsel
12:20	Report of Board Chairperson
12:24	Report of Acting Commissioner
12:25	Discussion Items
12:30	FYI Items
12:31	Motions
12:41	Adjournment