

The Georgia State Board of Pharmacy met on April 18, 2006 at the University of Georgia, College of Pharmacy, Room 362, Athens, Georgia 30602.

Members Present:

- Bill Prather, President
- Judy Gardner, Vice-President
- Robbie Dial
- Pat McPherson
- Charles Palmer
- Fred Barber
- Mickey Tatum
- Eddie Madden

Visitors:

- Scott Biddulph-Target
- Flynn Warren, MS, Assistant Dean of Student Affairs

Staff Present:

- Janet Wray, Board Attorney, Attorney General's Office
- Bill Atkins, Director, Georgia Drugs and Narcotics
- Rick Allen, Deputy Director, Georgia Drugs and Narcotics
- Sylvia L. Bond, Executive Director, Georgia Board of Pharmacy
- Dianne W. Patterson, Administrative Assistant

Mr. Prather established that a quorum was present, and called the meeting to order at 9:05 a.m.

Mr. Madden moved, Mr. Tatum seconded, and the Board voted to enter into **EXECUTIVE SESSION** in accordance with O.C.G.A. §§43-1-19(h) (2) and 43-1-2(k) to review applications, deliberate on disciplinary matters, and to receive information on investigative reports. Voting in favor of the motion were those present who included Board Members Mr. McPherson, Mr. Dial, Mr. Palmer, Ms. Gardner and Mr. Barber.

At the conclusion of the EXECUTIVE SESSION, the Board declared an **Open Session** to vote on the matters discussed in Executive Session and to conduct other Board business.

APPOINTMENT (S)

- The Board met with Brian Gulley and his advocate to discuss possible reinstatement of his Georgia Pharmacist license.
- The Board met with Mark Lott and his advocate to discuss possible reinstatement of his Georgia Pharmacist license.
- The Board met with J.P.D. and advocate to discuss possible reinstatement of a Georgia Pharmacist license.
- The Board met with C.C. and advocate to discuss possible reinstatement of a Georgia Pharmacist license.

Brian Gulley, RPH017392: Mr. Tatum made a motion to **deny** Mr. Gulley' request for reinstatement of his Georgia Pharmacist license. Mr. Madden seconded the motion and it carried unanimously.

Mark Lott, RPH016893: Mr. Dial made a motion to **approve** Mr. Lott' request for reinstatement of his Georgia Pharmacist license with restrictions. Mr. Madden seconded the motion and it carried unanimously.

J.P.D.: Mr. Madden made a motion to **approve** J.P.D.' request for reinstatement of a Georgia Pharmacist license. Mr. Tatum seconded the motion and it carried unanimously.

C.C.: Mr. Tatum made a motion to **approve** C.C.' request for reinstatement of a Georgia Pharmacist license. Mr. Palmer seconded the motion and it carried unanimously.

Janet Wray, Board Attorney General's Office:

- Mrs. Wray updated the Board on all open cases in the Attorney General's Office and presented two Private Consent Agreements, Ten Public Consent Agreement, one Consent Agreement for Reinstatement, three Closed Cases and three additional Cases:
 - **J.P.D.:** Mr. Tatum made a motion to **accept** the Private Consent Agreement for reinstatement. The motion was seconded by Mr. Palmer and it carried unanimously.
 - **C.C.:** Mr. Madden made a motion to **accept** the Private Consent Agreement for reinstatement. The motion was seconded by Mr. Palmer and it carried unanimously.
 - **Mark Lott, RPH016893:** Mr. Madden made a motion to **accept** Public Consent Agreement for reinstatement. The motion was seconded by Mr. Palmer and it carried unanimously.
 - **Kroger Pharmacy, #355:** Mr. Madden made a motion to **accept** the Public Consent Agreement. The motion was seconded by Mr. Tatum and it carried unanimously.
 - **Nancy Bright, RPH012947:** Mr. Madden made a motion to **accept** the Public Consent Agreement. The motion was seconded by Mr. Tatum and it carried unanimously.
 - **S.B.:** Mr. Madden made a motion to **close** the case. The motion was seconded by Mr. Tatum and it carried unanimously.
 - **C.P.O.I.:** Mr. Tatum made a motion to **close** the case. The motion was seconded by Ms. Gardner and it carried unanimously.
 - **Robin Freeman, RPH015214:** Ms. Gardner made a motion to allow a 30-day extension to comply with Continuing Education Hours. The motion was seconded by Mr. Palmer and it carried unanimously.
 - **Michael H. Hanson, RPH013392:** Ms. Gardner made a motion to **accept** the Public Consent Agreement. The motion was seconded by Mr. Madden and it carried unanimously.
 - **Hossein Hazarati, RPH015604:** Mr. Madden made a motion to **accept** the Public Consent Agreement. The motion was seconded by Mr. Barber and it carried unanimously.
 - **PHAR060026:** Mr. Tatum made a motion to **close** the case. The motion was seconded by Mr. Madden and it carried unanimously.
 - **Gregory K. Jones, RPH014691:** Mr. Madden made a motion to **accept** the Public Consent Agreement. The motion was seconded by Ms. Gardner and it carried unanimously.
 - **Jeff McGhee, RPH012189:** Mr. Madden made a motion to **accept** the Public Consent Agreement. The motion was seconded by Ms. Gardner and it carried unanimously.

- **James R. Morris, RPH010444:** Mr. Tatum made a motion to **accept** the Public Consent Agreement. The motion was seconded by Mr. Madden and it carried unanimously.
- **M.M.Y.:** Mr. Tatum made a motion for the Board Office to obtain certification of licensure and Drugs and Narcotics Agency request certified copy of court records. The motion was seconded by Mr. Madden and it carried unanimously.
- **Chukwuemeka E. Ndubueze, RPH016986:** Mr. Tatum made a motion to send a letter indicating the Continuing Education hours must come from an ACE approved provider. The motion was seconded by Mr. Madden and it carried unanimously.
- **Barbara Porteous, RPH018903:** Mr. Madden made a motion to **accept** the Public Consent Agreement and request reinstatement of license. The motion was seconded by Mr. Tatum and it carried unanimously.
- **Publix Pharmacy #0579, PHRE008019:** Mr. Madden made a motion to **accept** the Public Consent Agreement. The motion was seconded by Mr. Tatum and it carried unanimously.
- **Thomas J. Hutton, RPH011322:** Mr. Madden made a motion for the Board Office to send a letter stating Mr. Hutton must resolve all matters with the Ohio Board before consideration of his request. The motion was seconded by Mr. Tatum and it carried unanimously.

Bill Atkins, Director, Georgia Drugs and Narcotics Agency:

- Legislative update:
State Representative David Graves will not seek re-election.
HB907 Pfizer Bill - drug wholesalers and pedigrees did not pass.
HB1371-The Pharmacy Audit Bill of Rights - moves to Governor's desk for signature or veto.
HB1178-The Drug Redistribution Bill - approved by the Senate and moves to Governor for signature.
SB480-The Nurse Practitioner Bill - approved by the Senate and moves to Governor for signature.
HB1390 – Optometrists - passed out of the Senate to Governor.
HB1008-The Hospice Bill - passed out of the Senate.
HB1054 - The Annual Drug Update - passed out of Senate and moves to Governor for signature.
The Pharmacy Tech Bill - The Therapeutic Substitution Bill and the Doctor's name under the Rx signature line did not pass.
GDNA Agents - no additional raise.

Judy Gardner, Cognizant Board Member reported on the following cases:

GDNA Case #A05-62: The Cognizant Member recommended referring the case to Attorney General's office for a consent order to include five years probation and a \$2,500 fine. Mr. Tatum made a motion to accept the Cognizant's recommendation. Mr. Madden seconded the motion and it carried unanimously.

GDNA Case #04-56: The Cognizant Member recommended referring the case for additional investigation. Mr. Dial made a motion to accept the Cognizant's recommendation. Mr. Tatum seconded the motion and it carried unanimously.

GDNA Case #06-07: The Cognizant Member recommended **accepting** the Voluntary Surrender. Mr. Madden made a motion to accept the Cognizant's recommendation. Mr. Tatum seconded the motion and it carried unanimously.

GDNA Case #A06-10: The Cognizant member recommended **accepting** the Voluntary Surrender. Mr. Tatum made a motion to accept the Cognizant's recommendation. Mr. Madden seconded the motion and it carried unanimously.

GDNA Case #A06-14: The Cognizant Member recommended referring the case for additional investigation. Mr. Tatum made a motion to accept the Cognizant's recommendation. Mr. Madden seconded the motion and it carried unanimously.

GDNA Case #A06-15: The Cognizant Member recommended sending a letter of concern. Mr. Tatum made a motion to accept the Cognizant's recommendation. Mr. Madden seconded the motion and it carried unanimously.

GDNA Case #A06-17: The Cognizant Member recommended referring the case to the Attorney General's Office for hearing. Mr. Tatum made a motion to accept the Cognizant's recommendation. Mr. Barber seconded the motion and it carried unanimously.

GDNA Case #A06-18: The Cognizant Member recommended referring the case to the Attorney General's office for drafting a new Consent Order. Mr. Madden made a motion to accept the Cognizant's recommendation. Mr. Barber seconded the motion and it carried unanimously.

GDNA Complaint #A27718: The Cognizant member recommended **dismissing** the case. Mr. Madden made a motion to accept the Cognizant's recommendation. Mr. Tatum seconded the motion and it carried unanimously.

GDNA Complaint #A27619: The Cognizant Member recommended referring the case to the Attorney General's Office for a consent order to include a \$1,000 fine and attend CE School for counseling. Mr. Madden made a motion to accept the Cognizant's recommendation. Mr. Barber seconded the motion and it carried unanimously.

GDNA Complaint #A27625: The Cognizant Member recommended referring the case to the Attorney General's Office for a consent order to include a \$1,000 fine to the Pharmacy. Mr. Madden made a motion to accept the Cognizant's recommendation. Mr. Dial seconded the motion and it carried unanimously.

GDNA Complaint #A227682: The Cognizant member recommended sending a letter of concern. Mr. Palmer made a motion to accept the Cognizant's recommendation. Mr. Dial seconded the motion and it carried unanimously.

GDNA Complaint #A27702: The Cognizant Member recommended referring the case to the Attorney General's Office for revocation due to violation of probation. Mr. Madden made a motion to accept the Cognizant's recommendation. Mr. Tatum seconded the motion and it carried unanimously.

GDNA Complaint #27704: The Cognizant Member recommended referring the case to the Attorney General's Office for a consent order to include each Pharmacist to attend Refill School, a \$500 fine and a \$1000 fine for the Pharmacy. Mr. Dial made a motion to accept the Cognizant's recommendation. Mr. Madden seconded the motion and it carried unanimously.

PHAR060083/GDNA #B27634: The Cognizant Member recommended sending a letter of concern. Mr. Tatum made a motion to accept the Cognizant's recommendation. Mr. Palmer seconded the motion and it carried unanimously.

PHAR060086/GDNA #B27635: The Cognizant Member recommended that the FDA handle the investigation. Mr. Dial made a motion to accept the Cognizant's recommendation. Mr. Madden seconded the motion and it carried unanimously.

PHAR060081/GDNA #B27626: The Cognizant Member recommended **closing** the case. Mr. Dial made a motion to accept the Cognizant's recommendation. Mr. Palmer seconded the motion and it carried unanimously.

Sandy Bond, Executive Director's Report:

- Rule Procedures: Rule making has been discussed with the Director of Administrative Procedures and Division Director.
- NABP: Law Enforcement Legislation
- Medical Gas Regulations: Eddie Madden, Board Member will investigate and present at the next Board meeting.
- U.S. Justice Drug Conference held June 6-8, 2006 in Houston, TX, the Drugs and Narcotics Agency will send an Agent to the meeting.

- Wholesale Distribution: Model rule license wholesaler.
- Legislation Update: Bill Atkins presented House Bills passed during 2006.

Information submitted by R.H.D, Pharmacist: Mr. Tatum made a motion to **deny** the licensee reinstatement of licensure. Mr. Palmer seconded the motion and it carried unanimously.

Information submitted by D.L., Pharmacist: Mr. Dial made a motion to **deny** the applicant's request for licensure by reciprocity. Mr. Madden seconded the motion and it carried unanimously.

Billy M. Sanders, RPH018034: Mr. Madden made a motion to **deny** Mr. Sander's request for an appointment with the Board. Mr. Palmer seconded the motion and it carried unanimously.

Steven A. Simpson, PHI-011995: Mr. Palmer made a motion to **approve** Mr. Simpson's request to meet with the Board at the next available meeting to discuss reinstatement of intern license. Mr. Madden seconded the motion and it carried unanimously.

Charles E. Toston, RPH011765: Mr. Palmer made a motion to **approve** Mr. Toston's request to meet with the Board at the next available meeting to discuss possible reinstatement of his pharmacist license. Mr. Madden seconded the motion and it carried unanimously.

Whitney Deal, PHI-012378: Mr. Madden made a motion to **deny** Ms. Deal's request to receive continuing education hours. Mr. Palmer seconded the motion and it carried unanimously.

Melissa Bishop-Murphy, Pfizer Government Relations: Mr. Tatum made a motion to **approve** Ms. Murphy's request for an appointment with the Board at the next available meeting to discuss wholesale licensure and pedigree. Mr. Madden seconded the motion and it carried unanimously.

Draft of March 22, 2006 Board meeting minutes: Mr. Tatum made a motion to **approve** the Board Minutes. Ms. Gardner seconded the motion and it carried unanimously.

Newly Licensed Pharmacists, 3/11/06-4/10/06: Mr. Madden made a motion to **approve** the newly licensed Pharmacists. Mr. Barber seconded the motion and it carried unanimously.

License Number	Name	Profession	Issue Date
RPH022975	Henry, Takisha R.	Pharmacist	3/13/2006 00:00:00
RPH022976	Livadas, Debra A	Pharmacist	3/14/2006 00:00:00
RPH022977	Holstein, John Randall	Pharmacist	3/20/2006 00:00:00
RPH022978	Overstreet, Kathryn Smith	Pharmacist	3/22/2006 00:00:00
RPH022979	Boyt, Trisha Ann	Pharmacist	3/29/2006 00:00:00
RPH022980	Enverga, Florentina Miras	Pharmacist	3/31/2006 00:00:00
RPH022981	Esho, Adewale Akinwunmi	Pharmacist	4/3/2006 00:00:00
RPH022982	Ajeroh, Amamuhechukwu Earnest	Pharmacist	4/7/2006 00:00:00
RPH022983	Washington, Stephanie Marie	Pharmacist	4/10/2006 00:00:00
RPH022984	Simmons, Dennis Jerome	Pharmacist	4/10/2006 00:00:00
RPH022985	Tsang, Edmond	Pharmacist	4/10/2006 00:00:00
RPH022986	Talati, Sunilkumar S.	Pharmacist	4/10/2006 00:00:00

Newly Licensed Pharmacist Interns, 3/11/06-4/10/06: Mr. Tatum made a motion to **approve** the newly licensed Pharmacist Interns. Mr. Barber seconded the motion and it carried unanimously.

License Number	Name	Profession	Issue Date
PHI-012607	Albright, Donita Elaine	Pharmacist Intern	3/14/2006 00:00:00
PHI-012608	Beeker, Ann Elizabeth	Pharmacist Intern	3/14/2006 00:00:00
PHI-012609	Boulware, Krystal Lynn	Pharmacist Intern	3/14/2006 00:00:00

PHI-012610	Copelan, Kate Marie	Pharmacist Intern	3/14/2006 00:00:00
PHI-012611	Duke, John Caleb	Pharmacist Intern	3/14/2006 00:00:00
PHI-012612	Gordon, Autumn Nicole	Pharmacist Intern	3/14/2006 00:00:00
PHI-012613	Gray, Jalyynn LaShae	Pharmacist Intern	3/14/2006 00:00:00
PHI-012614	Guynn, William Matthew	Pharmacist Intern	3/14/2006 00:00:00
PHI-012615	Horner, Ryan Joel	Pharmacist Intern	3/14/2006 00:00:00
PHI-012616	Johnson, Lolettima Oosha	Pharmacist Intern	3/14/2006 00:00:00
PHI-012617	Mims, Kathryn Ellen	Pharmacist Intern	3/14/2006 00:00:00
PHI-012618	Newman, Erica Dawn	Pharmacist Intern	3/14/2006 00:00:00
PHI-012619	Pompey, Dana Kristanne	Pharmacist Intern	3/14/2006 00:00:00
PHI-012620	Riggs, Clair Barnett	Pharmacist Intern	3/14/2006 00:00:00
PHI-012621	Sega, Matthew C.	Pharmacist Intern	3/14/2006 00:00:00
PHI-012622	Waid, Rachel Melony	Pharmacist Intern	3/14/2006 00:00:00
PHI-012623	Wells, Sara Elizabeth	Pharmacist Intern	3/14/2006 00:00:00
PHI-012624	Williams, Victoria Renee	Pharmacist Intern	3/14/2006 00:00:00
PHI-012625	Willis, Exa Janene	Pharmacist Intern	3/14/2006 00:00:00
PHI-012626	Gervase, Melissa Ann	Pharmacist Intern	3/16/2006 00:00:00
PHI-012627	Lundeen, Sarah Michelle	Pharmacist Intern	3/20/2006 00:00:00
PHI-012628	Mayfield, Wesley Charles	Pharmacist Intern	3/20/2006 00:00:00
PHI-012629	Rhodes, Candance Niccole	Pharmacist Intern	3/22/2006 00:00:00
PHI-012630	Ambati, Sravanti	Pharmacist Intern	3/22/2006 00:00:00
PHI-012631	Childress, Darrell T.	Pharmacist Intern	3/22/2006 00:00:00
PHI-012632	Anderson, Bart Zachary	Pharmacist Intern	3/28/2006 00:00:00
PHI-012633	Willmon, Julie Annette	Pharmacist Intern	3/28/2006 00:00:00
PHI-012634	Kollur, Venkata Ramana Murthy	Pharmacist Intern	3/30/2006 00:00:00
PHI-012635	Overstreet, April Franchesca	Pharmacist Intern	3/31/2006 00:00:00
PHI-012636	Maini, Annu D.	Pharmacist Intern	4/4/2006 00:00:00
PHI-012637	Bryant, Sarah Simms	Pharmacist Intern	4/5/2006 00:00:00
PHI-012638	Fasan, Adenike Olubisi	Pharmacist Intern	4/5/2006 00:00:00
PHI-012639	Willis, Charity Dawn	Pharmacist Intern	4/6/2006 00:00:00

PHI-012640	Kamsala, Radhakrishna Moorty	Pharmacist Intern	4/10/2006 00:00:00
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Other Business:

Application by reciprocity submitted by E.M.D.: Mr. Madden made a motion to **approve** the applicant's request for reinstatement of licensure. Mr. Palmer seconded the motion and it carried unanimously.

Colin S. Stewart, RPH014178: Mr. Madden made a motion to **approve** Mr. Stewart's request for an appointment with the Board at the next available meeting to discuss reinstatement. Mr. Tatum seconded the motion and it carried unanimously.

Charles H. Grow, RPH015458: Mr. Madden made a motion to **approve** Mr. Grow's request for an appointment with the Board at the next available meeting to discuss reinstatement. Mr. Tatum seconded the motion and it carried unanimously.

William Sapp, RPH009587: Mr. Tatum made a motion to **deny** Mr. Sapp's request for an appointment with the Board. Mr. Palmer seconded the motion and it carried unanimously.

The Public Hearing to hear comments related to the adoption of proposed changes to Board Rule 480-27, Requirements of a prescription drug order when utilizing a computer or other electronic means, and notice of intent to repeal chapter 480-32, electronic transfer of prescriptions scheduled to begin at 1:00 PM **was called to order** at 1:13 PM.

The following individuals presented comments to the Board and asked questions related to the Rules 480-27 Proposed Rule Amendment and Repeal of Chapter 480-32.

- Brian Looby, Medical Association of Georgia
- Buddy Hardin, GPHA
- Jerry A. Lambert, MD, FAAFP, Center for Primary Care, Augusta, Georgia
- James Clarson, VP Center for Primary Care, Augusta, Georgia
- F. Nicholas Willard, Emdeon(Web. MD)

President Prather established that a quorum was present, and called the Board Meeting to order at 1:13 p.m.

Rule 480-27: Mr. Madden made a motion to send the Proposed Rule changes to the National Association of Boards of Pharmacy for review. The motion was seconded by Mr. McPherson and carried unanimously.

Rule 480-32: Mr. Madden made a motion to send the Proposed Rule changes to the National Association of Boards of Pharmacy for review. The motion was seconded by Mr. McPherson and carried unanimously.

Bill Prather, Board President Report:

- NABP: Send Proposed Rule amendments to the NABP.
- Technician Licensing listing: Charles Palmer and Fred Barber
- Newsletter: Rick Allen and Sandy Bond work on the BOP Newsletter.
- Send Georgia BOP news to NABP.

There being no further business, the meeting adjourned at 4:49 p.m.

Bill Prather, President

**Sandy L. Bond, Executive Director
Professional Licensing Boards Division**

**Minutes Prepared By: Dianne W. Patterson, Board Staff
Reviewed/Edited By: Sylvia L. Bond, Executive Director**

Minutes approved by the Board at its August 16, 2006 Board meeting.

