

**GEORGIA STATE BOARD OF PHARMACY
BOARD MEETING
July 8, 2009
Professional Licensing Board
237 Coliseum Drive
Macon, GA 31217**

The Georgia State Board of Pharmacy met on July 8, 2009, Professional Licensing Board, 237 Coliseum Drive, Macon, Georgia 31217.

Members Present:

- Fred Barber
- Mickey Tatum
- Judy Gardner
- Pat McPherson
- Charles Palmer
- Bill Prather
- Ronnie Wallace
- Steve Wilson

Staff Present:

- Rick Allen, GDNA
- Rick Karsten, GDNA
- Anita Martin, Executive Director
- Carol White, Board Support Specialist
- Janet Wray, Attorney General's Office

Fred Barber established that a quorum was present, and called the meeting to order at 10:00 a.m.

Mr. Prather moved, Mr. Palmer 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. Wilson, Mr. McPherson, Mr. Tatum, Ms. Gardner and Mr. Wallace.

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)

10:00 a.m. Y.A.K. - Reciprocity Applicant - Ms. Gardner made a motion to uphold denial. Mr. Wilson seconded the motion and it carried unanimously.

10:30 a.m. – T.E.W. – Reinstatement applicant - Mr. Wilson made a motion to refer to AG's office to approve under a public consent order. Mr. Prather seconded the motion and it carried unanimously

1100: a.m. P.R.S. – Reinstatement applicant - No Show – The Board will not consider another appointment for 1 year. Also, applicant must have a complete application including fee before the board will reconsider.

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11:30 a.m. U.A.U – Pharmacy Applicant – Mr. Prather made a motion to refer to the AG’s office to approve under a public consent order. Mr. Wallace seconded the motion and it carried unanimously.

2:30 p.m. – Craig Fluck, Exam Section

- Exam registration will be at 7:30 am on 8-12-09.
- Steve Wilson thanked Mr. Fluck and the staff of the examination section for the success of the examination in Athens.
- Mr. Fluck provided information on the board examination results from August 2008 through June 2009.
- Mr. Fluck provided to the Board with information about outsourcing and the status of the RFP.

Rick Karsten, Georgia Drugs and Narcotics Agency Report:

- The Georgia Drugs and Narcotics Agency is continuing to have budget restrictions.
- The Georgia Drugs and Narcotics Agency is still hoping to have the Prescription Drug Monitoring Program dealt with during the 2010 legislative session.
- Deputy Director Rick Allen has been appointed to the Executive Board for the Federal High Intensity Drug Trafficking Taskforce.
- Agent Michael Karnbauch has developed a chapter and is Vice-President of the Georgia Chapter of the National Association of Drug Diversion.
- Agent Ronnie Higgins is running for a position on the board of the Georgia State Intelligence Network.
- Rick Karsten is now a member of Safer Georgia.
- Advised the Board on oxygen distribution directly to patients in Georgia. Oxygen is a prescription drug in Georgia. Therefore, a license is required. Ms. Gardner made a motion to request Georgia Drugs and Narcotics continue to research on the development of a class of new licensure for Oxygen Distribution. Mr. McPherson seconded the motion and it carried unanimously. Mr. Palmer will work with Georgia Drugs and Narcotics on this issue.

Anita O. Martin, Executive Director’s Report:

- Ms. Martin discussed the administrative support available for the August 12, 2009 Board meeting in Savannah. The meeting will begin at 1:00 p.m. in Savannah. The staff, the attorney and Mr. Wallace will attend by conference call. The Board will set up for the exam on Wednesday afternoon. The application deadline is July 10, 2009 and there will be approximately 100 examination candidates.
- Ms. Martin discussed the processing time of applications with the Board.
- Request from GPHA to link the Board’s newsletter on the GPHA website. Mr. Tatum made a motion to approve, Mr. Prather seconded the motion and it carried unanimously.
- Ms. Martin shared Mr. McPherson’s request from Anasa Johnson of DHR. The Georgia Drugs and Narcotics Agency is handling the request.

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- Ms. Martin queried the board to see if they were interested in asking that the ability to order a mental Physical Evaluation be added to the law be a part in the Secretary of State's Housekeeping bill. The Board responded yes.

Ms. Janet Wray, Attorney General's Report:

- Ms. Wray advised the Board that the AG's office is taking 1 day a month furlough days.
- Ms. Wray stated that due to budget issues she will need to participate in future Board meetings via video or tele-conference.
- Ms. Wray presented the Board with Consent Orders on Billy T. Green, CVS Pharmacy #7622 and Amy Dunahoo. Mr. McPherson made a motion to accept the Public Consent Orders on Billy T. Green, CVS Pharmacy # 7622 and Amy Dunahoo. Ms. Gardner seconded the motion and it carried unanimously.
- Ms. Wray presented the Board with Private Consent Orders on F.L.W., M.Y.G. and A.H.C. Mr. McPherson made a motion to accept the Private Consent Orders on F.L.W., M.Y.G. and A.H.C. Ms. Gardner seconded the motion and it carried unanimously.
- Ms. Wray presented the Board with a Voluntary Surrender on James Scandlyn. Mr. McPherson made a motion to accept the Voluntary Surrender on James Scandlyn. Ms. Gardner seconded the motion and it carried unanimously.

Mickey Tatum, Cognizant Board Member:

GDNA Case #A07-33: The Cognizant member recommended accepting a Voluntary Surrender. Mr. McPherson made a motion to accept the cognizant's recommendation. Mr. Wilson seconded the motion and it carried unanimously.

GDNA Case #A09-13: The Cognizant member recommended scheduling an investigative interview. Mr. McPherson made a motion to accept the cognizant's recommendation. Mr. Wilson seconded the motion and it carried unanimously.

GDNA Case #A09-14: The Cognizant member recommended the staff flag his file to prevent him from renewing his license once he has been released from prison. Mr. Wilson made a motion to accept the cognizant's recommendation. Mr. McPherson seconded the motion and it carried unanimously.

GDNA Case #A09-16: The Cognizant member recommended accepting a Private Consent Order. Mr. Wilson made a motion to accept the cognizant's recommendation. Mr. McPherson seconded the motion and it carried unanimously.

GDNA Case #A09-03: The Cognizant member recommended sending a Voluntary Surrender. Mr. Palmer made a motion to accept the cognizant's recommendation. Mr. Wilson seconded the motion and it carried unanimously.

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GDNA Case #B-28906: The Cognizant member recommended a Private Consent Order. Mr. Wilson made a motion to accept the cognizant's recommendation. Mr. McPherson seconded the motion and it carried unanimously.

GDNA Case #28942: The Cognizant member recommended closing the case with no action. Mr. McPherson made a motion to accept the cognizant's recommendation. Mr. Palmer seconded the motion and it carried unanimously.

GDNA Case#B-28949: The Cognizant member recommended closing the case with no action. Mr. Prather made a motion to accept the cognizant's recommendation. Mr. Wilson seconded the motion and it carried unanimously.

GDNA Case #A-28969: The Cognizant member recommended a Private Consent Order for Policy #2 misfill. Mr. Prather made a motion to accept the cognizant's recommendation. Mr. Palmer seconded the motion and it carried unanimously.

GNDA Case #A-28970: The Cognizant member recommended closing the case with a Letter of Concern. Mr. Prather the made a motion to accept the cognizant's recommendation. Mr. Wallace seconded the motion and it carried unanimously.

GNDA Case #A-28971: The Cognizant member recommended closing the case with a Letter of Concern. Mr. Palmer made a motion to accept the cognizant's recommendation. Mr. McPherson seconded the motion and it carried unanimously.

GNDA Case #A-28956: The Cognizant member recommended scheduling an Investigative Interview. Mr. Prather made a motion to accept the cognizant's recommendation. Mr. McPherson seconded the motion and it carried unanimously.

GNDA Case #A-28979: The Cognizant member recommended closing the case. Mr. Prather made a motion to accept the cognizant's recommendation. Ms. Gardner seconded the motion and it carried unanimously.

GNDA Case#A-28988: The Cognizant member recommended for closing the case. Mr. Wilson made a motion to accept the cognizant's recommendation. Mr. McPherson seconded the motion and it carried unanimously.

GDNA Case #A-07-17: The Cognizant member recommended to table until Georgia Drugs and Narcotics Agency can gather more information. Mr. Palmer made a motion to accept the cognizant's recommendation. Mr. Wilson seconded the motion and it carried unanimously.

EXECUTIVE SESSION

1. Request from R.T. to meet with the Board to renew license. – Mr. Tatum made a motion to proceed with renewal and schedule an appointment to meet with the Board at the

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September 2009 Board meeting. Mr. Prather seconded the motion and it carried unanimously.

2. Request from J.A.H. to meet with the Board. Mr. Tatum made a motion to schedule an appointment to meet with the Board at the September 2009 Board meeting. Mr. Prather seconded the motion and it carried unanimously.

Applications/Licensure:

1. F.C.S. – Reciprocity applicant. - Mr. Prather made a motion to approve. Mr. McPherson seconded the motion and it carried unanimously.
2. J.J.F. – Pharmacy applicant. – Exam Applicant – Mr. Prather made a motion to schedule an appointment with the Board on August 12, 2009 at 1:00 pm. Mr. Palmer seconded the motion and it carried unanimously.
3. G.P. – Reciprocity applicant. Mr. Prather made a motion to approve. Mr. Palmer seconded the motion and it carried unanimously.

Renewal Applications

1. PNS-007683
2. XL-002460
3. NUMBERING ERROR – THERE IS NO AGENDA ITEM
4. T-002379 & T-001115
5. ABS-001603
6. KMI-001296
7. ASB-002044
8. C-001504
9. ASB-001786
10. ASB-001467
11. N-002692
12. MIHS-000003
13. MQP-000206
14. ASB-001611
15. ASB-002117
16. ALI-002566
17. ALI-001873
18. ASB-000953
19. ASB-000952
20. ASB-001008
21. GL-00295
22. ASB-001002
23. BVL-000916 & BVL-002820
24. C-001085
26. C-001424
27. BBM-000422, BBM-001259 & BBM-002586
28. AS-002620
29. C-002735
30. M-002652

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- 31. AS-002295
- 32. S-002723
- 33. TR-001061
- 34. ML-000876
- 37. NPC-002591
- 40. BHC-000972
- 41. GB-002786
- 42. ASB-001608
- 43.A-001347
- 44. M-002061
- 45. APP-0262
- 46. HDS-002499
- 47. M-002136
- 48. NPI-002692
- 49. BIVI – 002821
- 50. ALI-002149
- 51. ALI-001760
- 52. ABDC-002153
- 53. O & MD – 00290, 00613 & 001444
- 54. BDC-001383

Mr. Prather made a motion to approve all renewal applications with the exception of C-002404, C-001504, C-001085, C-001424, C-002735, C-001998, R-004552 and MQP-000206. Ms. Gardner seconded the motion and it carried unanimously.

Mr. Prather made a motion to schedule Investigative Interviews for C-002404, C-001504, C-001085, C-001424, C-002735, C-001998 and R-004552 and to send a letter that by renewing their application the Board is not waiving their right to take disciplinary action. Ms. Gardner seconded the motion and it carried unanimously.

Mr. Prather made a motion to deny MQP-000206. Ms. Gardner seconded the motion and it carried unanimously.

Attorney General's Executive Session:

- Ms. Wray provided an update on the cases in her office.

Executive Director's Open Session:

- Presented signed consent order for the board's acceptance on R.K.O. Mr. Prather motioned, Mr. Wilson seconded and the Board voted to rescind Consent Order on R.K.O and renew his license without penalty.
- Mr. Wilson motioned, Mr. McPherson seconded and the board unanimously voted to remove the Public Board Order cited on the web for James Richards, Corner Drugs in Chatsworth.

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Draft of June 3, 2009 Board Meeting Minutes: Approved. Mr. McPherson made a motion to **approve** the Board Minutes as amended. Mr. Wallace seconded the motion and it carried unanimously.

Newly Licensed Pharmacists: Approved. Mr. Tatum made a motion to approve the newly licensed Pharmacists. Mr. Prather seconded the motion and it carried unanimously.

RPH024868	Slapkus, Jaime Lynn	Pharmacist	Active
RPH024869	Toenes, Adam Joseph	Pharmacist	Active
RPH024870	Do, Vinh N	Pharmacist	Active
RPH024871	Atkins, Aaron Blake	Pharmacist	Active
RPH024872	Al-Baldawi, Ruaa N	Pharmacist	Active
RPH024873	Blanchfield, Kelly Michelle	Pharmacist	Active
RPH024874	Boatright, Candace Wanda	Pharmacist	Active
RPH024875	Burns, Timothy John	Pharmacist	Active
PHRE009582	Wal-Mart Pharmacy 10-3485	Retail Pharmacy	Active
PHRE009583	WalMart Pharmacy 10-4616 Kaiser Permanente Forsyth Pharmacy	Retail Pharmacy	Active
PHRE009584	Food Lion Pharmacy #2152	Retail Pharmacy	Active
PHRE009586		Retail Pharmacy	Active

REINSTATEMENTS BOARD MEETING DATED 07/8/2009

Name of Licensee	Fees	C.E.'s	C.V.	Other State License	Date Rec'd	Date
Natalie D Foley	\$370.00	30	Yes	n/a	3/25/2009	
John J King	\$370.00	30	Yes	TX 10/10 LA 12/09 FL9/07	3/20/2009	
Mark Thomas Campbell	\$490.00	30	Yes	MI 6/10	3/2/2009	
Melissa M Koblitz	\$490.00	30	Yes	SC 4/09 NY TN 3/04	4/1/2009	
Allen L. Lockwood	\$490.00	30	Yes	FL 9/09	4/6/2009	
Betty June Lyman	\$370.00	30	Yes	Md 9/08 NC 3/03 TN 8/10	3/19/2009	
James Loftin Wilson	\$490.00	30	Yes	n/a	12/12/2008	
James William Richards	\$370.00	30	Yes	n/a	3/6/2009	
Nan Marie Rhinehart	\$370.00	30	Yes	n/a	2/24/2009	
Natasha N Oulsnam	\$370.00	30	Yes	AL 12/97	3/11/2009	
Laura K Brady	\$370.00	30	Yes	n/a	4/29/2009	
Larry Dolph	\$370.00	30	Yes	CA active	3/4/2009	

Request from Christopher Parker to terminate Public Consent Order, Docket #2007-1775

Mr. Tatum made a motion to approve the request. Mr. Wallace seconded the motion and it carried unanimously.

Request from Anna Dolinsky, Akin Gump, Strauss, Hauer & Feld, LLP re: Georgia Pharmacy Statute Inquiry. The Board will refer the request to Georgia Drugs and Narcotics for a response.

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Return of Drugs from the Public. Mr. Wilson reported on information he has acquired from Cobb County and Kaiser about this issue. Rick Allen provided information from the DEA concerning law enforcement destruction of controlled drugs. The Board viewed as informational.

Request from Hal J. Henderson, Area Director, Omicare Southeast Region. Mr. Wilson made a motion to schedule an appointment for the September 2009 Board meeting. Mr. Palmer seconded the motion and it carried unanimously.

Request from Gayle L. McCleskey for termination of probation of Public Consent Order, docket # 2007-2172. Mr. Tatum made a motion to approve the request. Mr. McPherson seconded the motion and it carried unanimously.

Request from Kathleen McManus for approval for a non-traditional internship with NorthStar HealthCare Consulting. The Board staff will send a letter stating there is a 2 for 1 approval for a non-traditional internship.

Request from Luman C. Earle re: Murriel Williamson for appointment with Board to discuss the course of the Respondents rehabilitation and the possibility of reinstatement of license for Voluntary Surrender, docket #2009-0592. - Mr. Prather made a motion to schedule an appointment for the February 2010 Board meeting. Mr. Palmer seconded the motion and it carried unanimously.

Request from Willingway Hospital to become Treatment Facility for Impaired Pharmacist/Pharmacy Intern. – Mr. Palmer made a motion to approve. Mr. Prather seconded the motion and it carried unanimously.

Request from Rusty Lees, Elder Care Pharmacy for information from the Board. The Board viewed as informational.

Request from Cliff Dodgen for Pharmacist in Charge restriction to be lifted from Public Consent Order, docket # 2006-1558. Mr. Prather made a motion to approve the request. Mr. Tatum seconded the motion and it carried unanimously.

Public Health Teleconference Minutes, 6-16-09. The Board viewed as informational

There being no further business, the meeting adjourned at 3:15 p.m.

Fred Barber, Jr., President

Minutes Prepared By: Carol White, Board Secretary
Reviewed/Edited By: Anita O. Martin, Executive Director

Minutes approved by the Board at its August 12, 2009 Board meeting.