

BOARD OF REGISTRATION IN PHARMACY  
MEETING MINUTES

APRIL 13, 2010

239 Causeway Street, 2<sup>nd</sup> Floor, Room 206  
Boston, MA

**Board Members Present:** Joanne M. Trifone, R.Ph.; Stanley B. Walczyk, R.Ph.; Michael J. Tocco, R.Ph, M.Ed.; William A. Gouveia, R.Ph. M.S.; Kathy J. Fabiszewski, Ph.D., N.P.; Steven Budish; George A. Cayer, R.Ph.; Donald D. Accetta, M.D., MPH; Sophia Pasedis, R.Ph., Pharm.D.

**Absent:** James T. DeVita, R.Ph.

**Staff Members Present:** James D. Coffey, R.Ph., Director; Margaret Cittadino, M.Ed., Associate Director; Susan Manning, Board Counsel; Leo McKenna, R.Ph., Pharm.D., Quality Assurance Coordinator; Samuel J. Penta, R.Ph., Supervising Investigator; Cheryl Latham, R.Ph., Pharm.D., Investigator; James Emery, P.T., Investigator, Justin St. Phillips, Board Intern

1. 8:30 a.m. CALL TO ORDER - President Joanne M. Trifone, R.Ph.
2. 8:35 a.m. REVIEW/ADOPTION OF BOARD MINUTES - November 17, 2009  
**Motion** Walczyk/Gouveia to approve minutes.  
**Approved**
3. 8:40 a.m. **LICENSING:** Pharmacy/Wholesale Distributor Applications  
Assoc. Dir. Margaret Cittadino
  - Application for Transfer of Ownership of a Nuclear Pharmacy  
**Triad Isotopes Inc**, 65 Shawmut Road Unit 8, Canton – formerly dba Mallinckrodt, Inc. (NU00018)
  - Change of Manager  
**America's Compounding Ctr. ACCRX Inc**, 153 California Street, Newton (DS3530)  
**Ashburnham Family Pharmacy**, 63 Main Street, Ashburnham (DS3314)  
**Central Pharmacy Boston Inc**, 1304-1312 Commonwealth Avenue, Boston (DS89654)  
**Coram Specialty Infusion Services**, 575 University Avenue, Norwood (DS3601)  
**Critical Care Systems Inc**, 1 North Avenue, Burlington (DS3328)  
**CVS 1953**, 83 South Street, Hingham (DS2300)  
**CVS 635**, 351 Bedford Street. Whitman (DS2871)  
**CVS 1865**, 44 Mattakessett Street, Pembroke (DS2546)  
**CVS 1114**, 12 Harvard Street, Waltham (DS2821)  
**CVS 1876**, 900 Commonwealth Avenue, Brookline (DS2064)  
**CVS 498**, 112 East Main Street, Webster (DS3349)  
**CVS 707**, 500 Grafton Street, Worcester (DS24373)  
**CVS 615**, 233 Broadway Street, Methuen (DS3493)  
**Louis & Clark 268**, 471 Breckwood Boulevard, Springfield (DS2365)  
**OncoMed Pharmaceuticals**, 150 Bear Hill Road, Waltham (DS89702)  
**Pharmahealth Pharmacy**, 458 Dartmouth Street, New Bedford (DS3056)  
**Rite Aid 10074**, 109 Main Street, Greenfield (DS2895)  
**Rite Aid 10060**, 7 East Silver Street, Westfield (DS3036)

**Rite Aid 10151**, 90 River Street, Mattapan (DS3122)  
**Rite Aid 10115**, 176 Haverhill Street, Methuen (DS3124)  
**Stop & Shop Pharmacy 472**, 40 Franklin Village Drive, Franklin (DS1622)  
**Target Pharmacy T-1190**, 1205 Washington Street, N. Attleboro (DS2913)  
**Target Pharmacy T-1137**, 79 Commerce Way, Seekonk (DS3050)  
**Walgreens 10128**, 171 West Street, Ware (DS3472)  
**Walgreens 2311**, 1919 Wilbraham Road, Springfield (DS1943)  
**Eaton Apothecary, A Walgreens Pharmacy**, 675 Main Street, Woburn (DS3532)

- Retail Relocation  
**IWP Pharmacy**(DS3279) , 9 Beach Street, Methuen TO 300 Federal Street, Andover
  
- Wholesale Distributor Relocation  
**G Medical LLC DBA Pharmaceutics**, 2383 Centre Street, W. Roxbury (WD471)  
 TO 77 Charles Street, Needham  
**Webster Veterinary Supply Inc**, 86 Leominster Rd, Sterling (WD433) TO 137 Barnum Road, Devens
  
- Controlled Substance Application  
**Asaman Inc.** 258 Bodwell St., Avon (WD480CS) application for new controlled substance registration to include Schedule II through VI

**Motion** Pasedis/Budish to approve all applications

**Recused:** Cayer/Tocco for IWP, Trifone for Walgreens, DeVita/Tocco for CVS

**Approved**

4. 8:45 a.m. UPDATES

Dir. James D. Coffey/Assoc. Dir. Margaret Cittadino

- Collaborative Drug Therapy Management (CDTM)
- Board Dispositions
- DEA Interim Final Rule with Request for Comment entitled:  
Electronic Prescriptions for Controlled Substances
- Request for Response (RFR) related to Licensure Application  
 Processing for Pharmacy Technicians
- Introduction - Justin St. Phillips, Board Intern, MCPHS

5. 9:00 a.m. REPORT OF OFFICE OF INVESTIGATIONS

File Review - Samuel J. Penta, R.Ph., Supervisor/Investigator;  
 James C. Emery, Investigator, Cheryl Lathum, Pharm.D., R.Ph.,  
 Investigator, Leo A. McKenna, Pharm.D., R.Ph., QA Coordinator

1	PHA 2010-0019 Nicholas J. Pariaros PI131144	<b>Motion</b> Pasedis/Gouveia to dismiss without prejudice (related earlier complaint based on same conduct). <b>Approved</b>
2	SA-INV-1008 Walgreens 1849 DS1366	<b>Motion</b> Pasedis/Gouveia to dismiss - no violation. <b>Recused:</b> Trifone (not present) <b>Approved</b>

3	PHA 2010-0052 Anthony T. Tramontozzi PH27255	<b>Motion</b> Budish/Walczyk to accept voluntary surrender. <b>Approved</b>
4	PHA 2010-0062 Kingsley T. Eze PI124535	<b>Motion</b> Budish/Gouveia rescind pharmacy intern registration based on arrest (Medicaid fraud allegations). <b>Approved</b>

6. 9:40 a.m. Presentation: **REFRIGERATION**  
Leo McKenna, R.Ph., Pharm.D., Quality Assurance Coordinator

**Motion** Tocco/Trifone for staff to continue to develop quality assurance area (proper refrigeration) with proposed compliance of pharmacies to be achieved within six months of policy adoption.  
**Approved**

7. 10.00 a.m. LEGAL/REPORT OF OFFICE OF INVESTIGATIONS  
Pending Legal Matters - Susan Manning, Board Counsel  
MGL c. 112, s. 65C and MGL c. 30A, s. 11A  
Review and Discussion of Complaints and Other Matters: Closed Session

10:00 a.m. **Motion** Trifone/Tocco to enter Closed Session. **Approved**

10:45 a.m. **Motion** Gouveia/Budish to end Closed Session. **Approved**

Matter of **Stephen B. Lurie**, R.Ph. PH14405 – Docket No. PHA-2010-0011  
**Motion** Cayer/Trifone to refer to Office of Public Protection.  
**Approved**  
**Recused:** Tocco (not present)

Matter of **Gerald N. Freeman** PT2874 – Docket No. PHA-2010-0008  
**Motion** Cayer/Trifone to refer to Office of Public Protection.  
**Approved**  
**Recused:** Tocco (not present)

Matter of **Jake Nichols** PH24752 - Docket No. PHA2010-1050  
**Motion** Gouveia/Trifone to accept voluntary surrender pending resolution of complaint.  
**Approved**

Matter of **Julia Herne** PT6950 – Docket No. PHA2009-0173  
**Motion:** Cayer/Trifone to refer to Office of Public Protection.  
**Approved**  
**Recused:** Pasedis (not present)

Matters of **Egleston Square Pharmacy** DS3366 - Docket No. PHA2009-0217; **Chukwukere A. Nsonwu**, R.Ph. PH18414 - Docket No. PHA2010-0017

Board issued *Temporary Orders of Summary Suspension* (3/25/2010) followed by *Final Order of Summary Suspension* (4/2/2010); matters forwarded to Office of Public Protection in accordance with 3/25/2010 suspension vote.

8. 10:45 a.m. NEW COMMUNITY PHARMACY APPLICATION/Appearance  
**INTEGRIScript, INC.** – Proposed: 95B Ashley Ave., W. Springfield

**Present:** Proposed MOR Brian J. O’Neil, R.Ph. (PH.19940, Amale Neary, Assoc. V.P. of Finance, and Robert DellaValle, Pharm.D., R.Ph. (consultant)

Applicant seeks retail pharmacy licensure (Schedule II-VI) to provide services to Berkshire Healthcare Systems, Inc. skilled nursing facilities, with waivers requested for 247 CMR 6.02 subsections (4) (variety); (5) signage; (8) hours posting and 9.01(15) limited services.

**Motion** Gouveia/Tocco to approve application with waivers pending compliant inspection.

**Approved**

9. 11:30 a.m. PRESENTATION – **Prescription Monitoring Program**

Dr. Alice Bonner, Ph.D., R.N., Director, DPH/Bureau of Health Care Safety and Quality; accompanied by Grant M. Carrow, Ph.D., Director, and Adele D. Audet, R.Ph., Assistant Director, of the DPH/Drug Control Program, made presentation to Board of proposed enhancements and regulatory revisions to DPH/DCP/Prescription Monitoring Program.

10. 12:15 a.m. DISCUSSION

- a) 2011 NABP/AACP District I Annual Meeting

**Subcommittee:** Margaret Cittadino, Sophia Pasedis, Joanne Trifone, Stanley Walczyk, and James Coffey

Continuation of planning for 2011 NABP/AACP District I Annual Meeting.

- b) **Wall Certificate Service** – Sophia Pasedis discussed current wall certificate format. PCS certificate web purchase options reviewed.

11. 12:20 p.m. FLEX DISCUSSION

**A. NEW BUSINESS - Applications**

- a) **Crystal Eason** - Pharmacy Technician

**Motion** Walczyk/Trifone to DENY application.

**Approved.**

- b) **Derek Bjorkland** - Pharmacy Technician

**Motion** DeVita/Tocco to DENY application.

**Approved**

- c) **Sarah Casey** - Pharmacy Technician

**Motion Cayer/Walczyk to approve application.**  
**Approved**

- d) **Tom Stomski - Pharmacy Technician**  
**Motion Walczyk/Tocco to approve application**  
**Approved**
- e) **Sit Sak - Pharmacy Internship**  
**Motion Walczyk/Trifone to approve application**  
**Approved**
- f) **Jonathan Talusan - Pharmacy Internship**  
**Motion Walczyk/Trifone to approve application**  
**Approved**
- g) **Thomas Hite - Reciprocal Pharmacist**  
**Motion DeVita/Trifone to DENY application**  
**Approved**
- h) **Michael Laubach - Reciprocal Pharmacist,**  
**Motion Walczyk/Trifone to approve application**  
**Approved**
- i) **Jessica Anne Rogers - Pharmacy Internship**  
**Motion Walczyk/Tocco to approve application**  
**Approved**
- j) **Robin Crow - Pharmacy Internship**  
**Motion Cayer/Gouveia to approve application**  
**Approved**

**B. OLD BUSINESS**

**DISCUSSION – proposed Automated Pharmacy Systems Policy reviewed.**

1:00 p.m. **Motion Pasedis /Cayer to adjourn.**

**Approved**

**ADJOURNMENT**

Respectfully submitted by:

Reviewed by Counsel: August 8, 2010

Draft approved: October 18, 2010

Board approved: October 19, 2010

  
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James D. Coffey, R.Ph.

Director

Date:

BOARD OF REGISTRATION IN PHARMACY  
CLOSED SESSION MINUTES  
APRIL 13, 2010  
239 CAUSEWAY STREET, ROOM 206  
BOSTON, MA 02114

Closed Session – M.G.L. c. 112, s. 65C (Pending Complaints)  
M.G.L. c. 30A, s. 11A (Adjudicatory)

10:00 a.m. **Motion** Trifone/Tocco to enter Closed Session.  
**Approved**

Matter of **Jake Nichols** PH24752 - Docket No. PHA2010-1050  
Review of correspondence from counsel regarding surrender terms.

Matter of **Donald Weiner**, RPh. PH14146 – Docket No. PHA20090203  
Review of response to proposed resolution of complaint.  
**Motion** Budish/Cayer to refer licensee to MPRS for assessment; relinquish  
personal registration card.  
Recused: Tocco (not present)  
Opposed: Trifone  
**Approved**

Matter of **Susan A. Collina** PH23229 – Docket No. PHA20090151  
Review of response to proposed resolution of complaint. Board will review  
copy of the original prescription prior to reviewing request for reconsideration  
of proposed Reprimand in resolution of complaint.  
Recused: Tocco (not present)

10:45 a.m. **Motion** Gouveia/Budish to end Closed Session.  
**Approved**