

BOARD OF REGISTRATION IN PHARMACY
DRAFT MEETING MINUTES APPROVED FOR 7/12/11 REVIEW

December 14, 2010
239 Causeway Street
2nd Floor, Room 206
Boston, Massachusetts

Board Members Present	Joanne Trifone, R.Ph.; Stanley Walczyk, R.Ph.; James T. DeVita, R.Ph.; Michael Tocco, R.Ph., M.Ed.; Kathy Fabiszewski, Ph.D. N.P.; Donald Accetta, M.D., M.P.H.; Karen Ryle, R.Ph., M.S.; George Cayer, R.Ph., Steven Budish
Board Members Absent	Sophia Pasedis, R.Ph., Pharm.D.
Staff 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 (QA) Coordinator; Cheryl Lathum R.Ph., Pharm.D., Investigator; James Emery, Pharmacy Technician, Investigator; William E. Frisch, Jr., R.Ph., Investigator; Intern Kevin Ng, Northeastern University

1. 8:30 a.m. **CALL TO ORDER**
President Joanne M. Trifone, R.Ph.

2. 8:35 a.m. **LICENSING: Pharmacy/Wholesale Distributor Applications**
Assoc. Dir. Margaret Cittadino
New - Community Pharmacy
 CVS 1189, 405 Lincoln Street, Hingham
 Outer Cape Health Services, 2700 State Highway, Route 6, Unit 3, Wellfleet
New - Wholesale Distributor
 Genzyme Corporation, 11 Forbes Road, Northborough
Change of Manager
 CVS 1174, 68 Main Street, Andover (DS2019)
 CVS 1217, 587 Boylston Street, Boston (DS2011)
 CVS 1245, 390 Pleasant Street, Brockton (DS1958)
 CVS 1071, 400 Washington Street, Brookline (DS3044)
 CVS 240, 1426 Massachusetts Avenue, Cambridge (DS5551)
 CVS 604, 199 Sudbury Road, Concord (DS23775)
 CVS 1181, 1 Maple Street, Danvers (DS2124)
 CVS 2283, 715 Morrissey Boulevard, Dorchester (DS2844)
 CVS 0008, 197 Boston Turnpike Road, Shrewsbury (DS2926)
 CVS 2325, 1025 Central Street, Stoughton (DS2580)
 CVS 2055, 10 Main Street, Tewksbury (DS2594)
 CVS 0043, 474 Washington Street, Weymouth (DS3025)
 CVS 155, 539-543 Main Street, Winchester (DS2471)
 Hannaford 020, 10 Washington Street, Norwell (DS3405)
 Pharmahealth Hawthorne, 555 Faunce Corner Road, Dartmouth (DS3473)
 Rite Aid 1445, 99 Westfield Street, Westfield (DS1445)
 Rite Aid 10105, 515 College Highway, Southwick (DS2664)
 Stop & Shop Pharmacy 433, 760 Fellsway, Medford (DS3614)
 Target T 1965, 86 Orchard Hill Park Drive, Leominster (DS3399)
 Walgreens 10638, 121 Main Street, Foxboro (DS3585)

Walgreens 10128, 171 West Street, Ware (DS3472)
Renovation/Expansion -Community Pharmacy
Louis & Clark 572, 490 Page Boulevard, Springfield (DS2543)
Relocation -Community Pharmacy
CVS 1865, 155 Center Street, Pembroke (DS2546)

Motion Walczyk/Ryle to approve applications.

Recused: DeVita and Tocco for all CVS; Trifone for all Walgreens

Approved

3. 8:45 a.m. UPDATES
 Dir. James D. Coffey/Assoc. Dir. Margaret Cittadino
 - Board Dispositions
4. 8:55 a.m. ELECTION OF BOARD OFFICERS (2011)
 - President Elect: Michael Tocco
 - Secretary : Karen Ryle
5. 9:00 a.m. REPORT OF OFFICE OF INVESTIGATIONS (no handout)
File Review - Samuel J. Penta, R.Ph., Supervising Investigator;
 James C. Emery, Investigator, Cheryl Lathum, Pharm.D., R.Ph.,
 Investigator, William E. Frisch, Jr., R.Ph., Investigator, Leo A.
 McKenna, Pharm.D., R.Ph., QA Coordinator

1	PHA-2010-0216 Christin M. O'Malley PT3014	Motion Cayer/Trifone to accept Voluntary Surrender Approved
2	PHA -2010-0215 Brandon Zarr PT9744	Motion Walczyk/Cayer for Temporary Order of Summary Suspension if Voluntary Surrender is not received Recused Trifone (exited room) Approved
3	PHA-2010-0207 Nakita M.Rochelle PT10637	Motion Walczyk/Cayer to accept Voluntary Surrender Recused Tocco and DeVita exited room Approved
4	PHA-2010-0209 Melissa A. Cassidy PT6991	Motion Walczyk/Cayer to accept Voluntary Surrender Recused Tocco and DeVita (exited room) Approved
5	PHA-2010-0192 Kelly A. Couto PT6310	Motion Walczyk/Budish to accept Voluntary Surrender Approved
6	PHA-2010-0214 Alexander Kaytes PT8657	Motion Ryle/Budish for Temporary Order of Summary Suspension if Voluntary Surrender is not received Recused Tocco and DeVita (exited room) Approved
7	PHA-2010-0218 Siobhan R.M. Conley PT11964	Motion Walczyk/Cayer for Temporary Order of Summary Suspension if Voluntary Surrender is not received Recused Tocco and DeVita (exited room) Approved
8	PHA-2010-0158 Mehran Nesari Asdigha PH23157	Motion Trifone/Ryle for Advisory Letters with conditions related to Continuing Education (CE) deficiencies for all Recused Tocco and DeVita (exited room) Approved

	<p>PHA-2010-0171 Michele M. Neill PH26831</p> <p>PHA-2010-0172 Roberta J. O'Leary PH15447</p> <p>PHA-2010-0174 Uyen P. Nguyen PH24311</p> <p>PHA-2010-0177 Matthew G. Benvenuti PH26426</p> <p>PHA-2010-0198 Bryan D. Lovely PH23295</p> <p>PHA-2010-0199 Ange F. Sibailly PH27285</p> <p>PHA-2010-0200 Sanjay S. Kharidia PH25845</p> <p>PHA-2010-0203 Diem-Chi B. Nguyen PH25137</p> <p>PHA-2010-0210 James A. Holt PH17591</p>	
9	SA-INV-1323 St. Vincent Hospital Pharmacy	Motion Cayer/Budish for Pharmacy Director to complete GAP analysis and to respond to Board within 60 days Approved
10	<p>PHA-2010-0069 Rite Aid 10193 DS3424</p> <p>PHA-2010-0127 Errol M. Chamsarian PH15099</p>	<p>Motion DeVita/Tocco to Dismiss with Advisory Letter and provide a copy of the Pharmacy Corrective Action Plan with names and signatures of retrained employees to Board Approved</p> <p>Motion Trifone/Ryle for Advisory Letter with 2 CEs in Medication Error Prevention Recused Tocco (exited room) Approved</p>
	PHA-2010-0125 Margaret Archambault PT1586	Motion Trifone/Ryle for Advisory Letter with 2 CEs in Medication Error Prevention Recused Tocco (exited room) Approved
11	SA-INV-1417 Justin X. Sebakijje PH232775	Motion Cayer/Accetta to Dismiss with Advisory Letter. Approved

6. 10:15 a.m. LEGAL/REPORT OF OFFICE OF GENERAL COUNSEL
Pending Legal Matters - Susan Manning, Board Counsel

MGL c. 112, s. 65C, MGL c. 30A, ss. 18 - 21: Review and Discussion of Complaints and Other Matters: Closed Session

UPDATE: Revisions to Board regulation 247 CMR 5.04 *Reporting Requirements to the Prescription Monitoring Program* – effective December 10, 2010

- 10:20 a.m. **Motion** DeVita/Ryle to enter into closed session. **Approved**

Matter of **Nkem N. Iffih, R.Ph.** – Reciprocal Pharmacist Application
MGL c.30A, s. 21(a)(1) Executive Session

- 10:30 a.m. **Motion** Walczyk/DeVita to end closed session. **Approved**

7. 10:30 a.m. DISCUSSION

- Continuing Education Certificates related to Board Meeting Attendance

Motion DeVita/Trifone to approve 1 CE for each Board of Registration in Pharmacy Meeting conducted at a College/School of Pharmacy

- Schedule II Changes - Policy Discussion
- Prospective Speakers for the Districts I & II Meeting in October 2011

8. 11:00 a.m. INVESTIGATIVE CONFERENCE

Complaint Nos. PHA20100059 and PHA20100128

Rite Aid Pharmacy 10085, Holden (DS3180) and Lindsey M. Myers (PT107333)

Complaint alleges Rite Aid Pharmacy failed to fill a pediatric prescription properly for Amoxicillin Suspension (March 15, 2010).

Investigator: William E. Frisch, Jr., R.Ph.

	PHA20100059 Rite Aid Pharmacy #10085 DS3180	Motion Cayer/Tocco to Dismiss with Advisory Letter and revised Corrective Action Plan Approved
	PHA20100128 Lindsey M. Myers PT107333	Motion Cayer/Tocco to Dismiss with 2 CEs Medication Error Prevention Approved
	PHA-2010-0233 Cathy L. Au PH232512	Motion Cayer/Tocco to Dismiss with 2 CEs Medication Error Prevention Approved

9. 12:05 p.m. REPORT OF OFFICE OF INVESTIGATIONS -Continued

12	PHA-2010-0142 Walgreens 7813 DS3408	Motion DeVita/Ryle to Dismiss – No violation Recused Trifone (exited room) Approved
13	PHA-2010-0139 Walgreens 13806	Motion Walczyk/Cayer to Dismiss with Advisory Letter and 2 CEs in Medication Error Prevention

	DS89712 PHA-2010-0167 Andy Truong PH25042	Recused Trifone (exited room) Approved Motion Walczyk/Cayer to Dismiss with Advisory Letter and 2 CEs in Medication Error Prevention Recused Trifone (exited room) Approved
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10. FLEX DISCUSSION

A. NEW BUSINESS - Applications

- 1) **Rene E. St. Laurent** - Reciprocal Pharmacist
Motion Cayer/Budish to approve application with MOR restriction (2 years)
Recused DeVita/Tocco
Approved
Opposed Walczyk and Ryle

- 2) **Hung Le** – Pharmacy Intern
Motion Cayer/Budish to approve application
Recused Walczyk (Not present in meeting for discussion or vote)
Approved

- 3) **Stephanie Ann Forrette** – Pharmacy Technician
Motion DeVita/Cayer to approve application
Approved
Opposed Trifone and Walczyk

- 4) **Tamer A. Mehanna** – Pharmacist
Motion Trifone/Cayer to approve application for testing
Approved

- 5) **Daniel G. Reardon** – Reciprocal Pharmacist
Motion Walczyk/DeVita to approve application
Approved

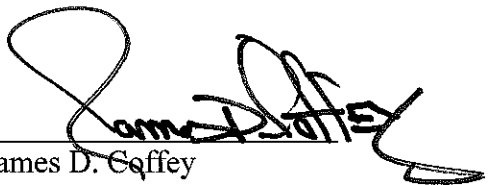
- 6) **Jacob A. Hicks** – Pharmacy Intern
Motion Trifone/Walczyk for evaluation
Approved

B. OLD BUSINESS

- 1) **Elias M. Ayoub** (PI15613) – Dir. Coffey provided an update regarding compliance with conditions related to internship registration.

12.. 1:00 p.m. **Motion** Walczyk/DeVita to adjourn meeting
 ADJOURNMENT

Respectfully submitted by:



 James D. Coffey
 Director

Board approved: July 12, 2011

BOARD OF REGISTRATION IN PHARMACY
CLOSED SESSION MINUTES
DECEMBER 14, 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. 18 (Adjudicatory)
M.G.L. c. 30A, s. 21 (Executive Session)

10:20 a.m. **Motion** DeVita/Ryle to enter into closed session. **Approved**

- Matter of **Nkem N. Iffih, R.Ph.** – Reciprocal Pharmacist Application
MGL c.30A, s. 21(a)(1) Executive Session

Board continued review of reciprocal licensure application. Board to require forensic psychiatric evaluation from a Board-approved evaluator for continued consideration of application.

10:30 a.m. **Motion** Walczyk/DeVita to end closed session. **Approved**