

FINAL/APPROVED

VIRGINIA BOARD OF PHARMACY SPECIAL CONFERENCE COMMITTEE MINUTES

Wednesday, July 29, 2014
Commonwealth Conference Center
Second Floor
Board Room 2

Department of Health Professions
Perimeter Center
9960 Mayland Drive
Henrico, Virginia 23233

CALL TO ORDER: A meeting of a Special Conference Committee of the Board of Pharmacy was called to order at 9:30 a.m.

PRESIDING: Empsy Munden, Committee Chair

MEMBERS PRESENT: Robert M. Rhodes, Committee Member

STAFF PRESENT: Cathy M. Reiniers-Day, Deputy Executive Director
Mykl D. Egan, DHP Adjudication Specialist

MICHAEL TO
Pharmacist
License No: 0202-011972
Michael To appeared with his attorney, Michael Gartner, to review allegations that he may have violated certain laws and regulations governing the practice of pharmacy as stated in the June 27, 2014, Notice.

The Committee recessed the meeting from 10:20 a.m. to 10:55 a.m.

Closed Meeting: Upon a motion by Mr. Rhodes, and duly seconded by Ms. Munden, the Committee unanimously voted to convene a closed meeting pursuant to § 2.2-3711.A(28) of the Code of Virginia, for the purpose of deliberation to reach a decision in the matter of Michael To. Additionally, he moved that Cathy Reiniers-Day, Beth O'Halloran and Mykl Egan attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Committee in its deliberations.

Reconvene: Having certified that the matters discussed in the preceding closed meeting met the requirements of § 2.2-3712 of the Code, the Committee re-convened in an open meeting and announced the decision.

Decision: Upon a motion by Mr. Rhodes, and duly seconded by Ms. Munden, the Committee made certain Findings of Facts and Conclusions of Law and unanimously voted to issue an Order to reprimand Mr. To and require him to successfully pass the

Pharmacists Assessment for Remediation
Evaluation.

As provided by law, this decision shall become a final Order thirty (30) days after service of such Order on Mr. To, unless a written request is made to the Board requesting a formal hearing on the allegations made against him is received from Mr. To within such time. If service of the Order is made by mail, three (3) additional days shall be added to that period. Upon such timely request for a formal hearing, the decision of this Special Conference Committee shall be vacated.

KYLE DODGE
Pharmacy Technician
Registration No: 0230-021552

Kyle Dodge did not appear at the informal conference. The Committee chose to proceed in his absence as the notice was mailed to Mr. Dodge's legal address of record. The Committee discussed that he may have violated certain laws and regulations governing the practice of pharmacy technicians as stated in the June 27, 2014, Notice.

Closed Meeting:

Upon a motion by Mr. Rhodes, and duly seconded by Ms. Munden, the Committee unanimously voted to convene a closed meeting pursuant to § 2.2-3711.A(28) of the Code of Virginia, for the purpose of deliberation to reach a decision in the matter of Kyle Dodge. Additionally, he moved that Cathy Reiniers-Day and Mykl Egan attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Committee in its deliberations.

Reconvene:

Having certified that the matters discussed in the preceding closed meeting met the requirements of § 2.2-3712 of the Code, the Committee re-convened in open meeting and announced the decision.

Decision:

Upon a motion by Mr. Rhodes, and duly seconded by Ms. Munden, the Committee made certain Findings of Facts and Conclusions of Law and unanimously voted to offer a Consent Order to Mr. Dodge for the voluntary surrender of his pharmacy technician registration with his right to renew said registration suspended. Further, a Notice for a formal administrative proceeding shall be issued.

Jeann Lee Gillespie did not appear at the informal conference. The Committee chose to proceed in her absence as the notice was mailed to Ms. Gillespie's legal address of record. The Committee discussed that she may have violated certain laws and regulations governing the practice of pharmacy as stated in the June 27, 2014, Notice.

Closed Meeting:

Upon a motion by Mr. Rhodes, and duly seconded by Ms. Munden, the Committee unanimously voted to convene a closed meeting pursuant to § 2.2-3711.A(28) of the Code of Virginia, for the purpose of deliberation to reach a decision in the matter of Jeann Lee Gillespie. Additionally, he moved that Cathy Reiniers-Day and Mykl Egan attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Committee in its deliberations.

Reconvene:

Having certified that the matters discussed in the preceding closed meeting met the requirements of § 2.2-3712 of the Code, the Committee re-convened in open meeting and announced the decision.

Decision:

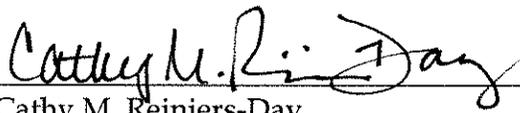
Upon a motion by Mr. Rhodes, and duly seconded by Ms. Munden, the Committee made certain Findings of Facts and Conclusions of Law and unanimously voted to offer a Consent Order to Ms. Gillespie for the voluntary surrender of her pharmacist license with her right to renew said license suspended. Further, a Notice for a formal administrative proceeding shall be issued.

ADJOURN:

With all business concluded, the meeting adjourned at 1:25 p.m.



Empsy Munden, Chair



Cathy M. Reiniers-Day
Deputy Executive Director

9-9-14

Date