(FINAL/APPROVED 12-16-09)

VIRGINIA BOARD OF PHARMACY
MINUTES OF SPECIAL CONFERENCE COMMITTEE

Tuesday, December 8, 2009
Commonwealth Conference Center
Second Floor
Board Room 4

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

Orders/Consent Orders referred to in these minutes are available upon request

CALL TO ORDER:	A meeting of a Special Conference Committee of the Board of Pharmacy was called to order at 9:00 a.m.
PRESIDING:	Brandon Yi, Committee Chair
MEMBERS PRESENT:	Leo Ross, Committee Member
STAFF PRESENT:	Cathy M. Reiniers-Day, Deputy Executive Director Mykl D. Egan, DHP Adjudication Specialist
LORI RINGS License # 0202-009812	Lori Rings appeared with Carolyn and Dwayne Rings, her parents; Tracy Tuttle, her supervisor; and Linda Hamilton, a friend, to discuss her petition for reinstatement of her pharmacist license and to review allegations that she may have violated certain laws and regulations governing the practice of pharmacy as stated in the November 13, 2009, Notice.
Closed Meeting:	Upon a motion by Mr. Ross, and duly seconded by Mr. Yi, the Committee unanimously voted to convene a closed meeting pursuant to § 2.2-3711.A.(28) of the Code of Virginia, ("Code"), for the purpose of deliberation to reach a decision in the matter of Lori Rings. 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. Ross, and duly seconded by Mr. Yi, the Committee made certain Findings of Facts and Conclusions of Law and unanimously voted to approve Ms. Rings' application for reinstatement of her pharmacist license and place her license on probation with certain terms and conditions.

As provided by law, this decision shall become a final Order thirty (30) days after service of such Order on Ms. Rings, unless a written request is made to the Board requesting a formal hearing on the allegations made against her is received from Ms. Rings 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.

MARGARET HARDEE
License No. 0202-006044

Margaret Hardee appeared with Tab Hardee, her husband, and Dr. Eric Hedberg, her brother, to discuss allegations that she may have violated certain laws and regulations governing the practice of pharmacy as stated in the November 13, 2009, Notice.

Closed Meeting:

Upon a motion by Mr. Ross, and duly seconded by Mr. Yi, the Committee unanimously voted to convene a closed meeting pursuant to § 2.2-3711.A(28) of the Code of Virginia, ("Code"), for the purpose of deliberation to reach a decision in the matter of Margaret Hardee. 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. Ross, and duly seconded by Mr. Yi, the Committee made certain Findings of Facts and Conclusions of Law and unanimously voted to place Ms. Hardee's license on terms and conditions to include a psychiatric evaluation.

As provided by law, this decision shall become a final Order thirty (30) days after service of such Order on Ms.

Hardee, unless a written request is made to the Board requesting a formal hearing on the allegations made against her is received from Ms. Hardee 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.

KIRK GARNETT
License No. 0202-005478

Kirk Garnett appeared with Julie Garnett, his wife, to discuss allegations that he may have violated certain laws and regulations governing the practice of pharmacy as stated in the October 23, 2009, Notice.

Closed Meeting:

Upon a motion by Mr. Ross, and duly seconded by Mr. Yi, the Committee unanimously voted to convene a closed meeting pursuant to § 2.2-3711.A(28) of the Code of Virginia, ("Code"), for the purpose of deliberation to reach a decision in the matter of Kirk Garnett. 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. Ross, and duly seconded by Mr. Yi, the Committee made certain Findings of Facts and Conclusions of Law and unanimously voted to continue Mr. Garnett's license under the term that he comply with his contract with the Health Practitioners' Monitoring Program as well as extend the contract until December 8, 2015.

As provided by law, this decision shall become a final Order thirty (30) days after service of such Order on Mr. Garnett, unless a written request is made to the Board requesting a formal hearing on the allegations made against him is received from Mr. Garnett 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

CHARLES BOYETTE
License No. 0202-003121

Charles Boyette appeared to discuss the allegations that he may have violated certain laws and regulations governing the practice of pharmacy as stated in the November 13, 2009, Notice.

Closed Meeting:

Upon a motion by Mr. Ross, and duly seconded by Mr. Yi, the Committee unanimously voted to convene a closed meeting pursuant to § 2.2-3711.A(28) of the Code of Virginia, ("Code"), for the purpose of deliberation to reach a decision in the matter of Charles Boyette. 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. Ross, and duly seconded by Mr. Yi, the Committee made certain Findings of Facts and Conclusions of Law and unanimously voted to have Mr. Boyette obtain additional continuing pharmacy education hours in the subject of medication errors.

As provided by law, this decision shall become a final Order thirty (30) days after service of such Order on Mr. Boyette, unless a written request is made to the Board requesting a formal hearing on the allegations made against him is received from Mr. Boyette 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

ERIC SENDYKAR
License No. 0202-207007

Eric Sendykar appeared to discuss the allegations that he may have violated certain laws and regulations governing the practice of pharmacy as stated in the July 1, 2009, Notice.

Closed Meeting:

Upon a motion by Mr. Ross, and duly seconded by Mr. Yi, the Committee unanimously voted to convene a closed meeting pursuant to § 2.2-3711.A(28) of the Code of Virginia ("Code"), for the purpose of deliberation to reach

a decision in the matter of Eric Sendykar. 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. Ross, and duly seconded by Mr. Yi, the Committee made certain Findings of Facts and Conclusions of Law and unanimously voted to place Mr. Sendykar's license under the term that he comply with his contract with the Health Practitioner's Monitoring Program.

As provided by law, this decision shall become a final Order thirty (30) days after service of such Order on Mr. Arduin, unless a written request is made to the Board requesting a formal hearing on the allegations made against him is received from Mr. Arduin 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.

ADJOURN:

With all business concluded, the meeting adjourned at 6:30 p.m.

Cathy M. Reiniers-Day
Deputy Executive Director

Brandon K. Yi, Chair

12/16/09
Date