(FINAL APPROVED)

VIRGINIA BOARD OF PHARMACY
MINUTES OF SPECIAL CONFERENCE COMMITTEE

Wednesday, October 19, 2011
Commonwealth Conference Center
Second Floor
Board Room 1

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 10:00 a.m.

PRESIDING: David C. Kozera, Committee Chair

MEMBERS PRESENT: Jody H. Allen, Committee Member

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

BARBARA A. ALLEN
Registration No. 0230-017734

Barbara A. Allen appeared to discuss allegations that she may have violated portions of the laws and regulations governing the practice of pharmacy technicians as stated in the September 7, 2011, Notice.

Closed Meeting: Upon a motion by Ms. Allen, and duly seconded by Mr. Kozera, 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 Barbara A. Allen. Additionally, she 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 Ms. Allen, and duly seconded by Mr. Kozera, the Committee adopts the Findings of Facts and Conclusions of Law and unanimously voted to issue Ms. Allen an Order that places her registration to practice as a pharmacy technician under 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.

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

MARK P. ETRE
Registration No. 0230-017331

Mark P. Etre appeared with Hunter W. Jamerson, his attorney; and Mouline Etre, his mother, to discuss allegations that he may have violated portions of the laws and regulations governing the practice of pharmacy technicians as stated in the September 7, 2011, Notice.

Closed Meeting:

Upon a motion by Ms. Allen, and duly seconded by Mr. Kozera, 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 Mark P. Etre. Additionally, she 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 Ms. Allen, and duly seconded by Mr. Kozera, the Committee adopts the Findings of Facts and Conclusions of Law and unanimously voted to issue Mr. Etre an Order that requires him to enter into the Health Practitioners' Monitoring Program.

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

STEPHEN C. ATWELL

Stephen C. Atwell appeared with Mary Ann Kirkpatrick,

Pharmacy Intern Registration No. 0203-013249

Dean, Student Affairs, Shenandoah University, to discuss allegations that he may have violated portions of the laws and regulations governing the practice of pharmacy interns as stated in the September 7, 2011, Notice.

Closed Meeting:

Upon a motion by Ms. Allen, and duly seconded by Mr. Kozera, 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 Stephen C. Atwell. Additionally, she 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 Ms. Allen, and duly seconded by Mr. Kozera, the Committee adopts the Findings of Facts and Conclusions of Law and unanimously voted to issue Mr. Atwell an Order that requires him to comply with his contract with the Health Practitioners' Monitoring Program.

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

BRIAN J. PUCKETT
License No. 0202-205287

Brian J. Puckett appeared with Sridhar Yaratha, his sponsor, to discuss allegations that he may have violated portions of the laws and regulations governing the practice of pharmacy as stated in the September 7, 2011, Notice.

Closed Meeting:

Upon a motion by Ms. Allen, and duly seconded by Mr. Kozera, 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 Brian J. Puckett. Additionally, she 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 Ms. Allen, and duly seconded by Mr. Kozera, the Committee adopts the Findings of Facts and Conclusions of Law and unanimously voted to issue Mr. Puckett an Order that requires him to comply with his contract with the Health Practitioners' Monitoring Program.

As provided by law, this decision shall become a final Order thirty (30) days after service of such Order on Mr. Puckett, unless a written request is made to the Board requesting a formal hearing on the allegations made against him is received from Mr. Puckett 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 4:30 p.m.

Cathy M. Reiniers-Day
Deputy Executive Director

David C. Kozera
Committee Chair

12/14/11
Date

(FINAL APPROVED)

VIRGINIA BOARD OF PHARMACY
MINUTES OF INFORMAL CONFERENCE COMMITTEE

Wednesday, October 19, 2011
Commonwealth Conference Center
Second Floor
Board Room 1

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

CALL TO ORDER: A meeting of an Informal Conference Committee of the Board of Pharmacy was called to order at 4:30 p.m.

PRESIDING: David C. Kozera, Committee Chair

MEMBERS PRESENT: Jody H. Allen, Committee Member

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

SHENANDOAH VALLEY COMPASSIONATE PHARMACY
Permit No. 0201-003907

Mary Ann F. Kirkpatrick, Dean, Student Affairs, Shenandoah University, appeared on behalf of Shenandoah Valley Compassionate Pharmacy to review allegations that Shenandoah Valley Compassionate Pharmacy may have violated certain laws and regulations governing the conduct of pharmacy as stated in the September 7, 2011, Notice

Upon a motion by Ms. Allen, and duly seconded by Mr. Kozera, 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 Shenandoah Valley Compassionate Pharmacy. Additionally, he moved that Cathy Reiniers-Day and Mykl Egan attend the closed meeting because their presence in the closed meeting 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.

Decision: Upon a motion by Ms. Allen, and duly seconded by Mr. Kozera, the Committee adopts the Findings of Facts and Conclusions of Law and unanimously voted to offer a Consent Order to Shenandoah Valley Compassionate

Pharmacy subject to certain terms and conditions regarding inspection deficiencies.

(This Consent Order shall be effective upon endorsement by Shenandoah Valley Compassionate Pharmacy and the Board).

ADJOURN: With all business concluded, the meeting adjourned at 7:30 p.m.

Cathy M. Reiniers-Day
Deputy Executive Director

David C. Kozera
Committee Chair

12/22/11
Date