

(FINAL APPROVED)

VIRGINIA BOARD OF PHARMACY MINUTES

Thursday, May 30, 2013  
Commonwealth Conference Center  
Second Floor  
Board Room 2

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

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

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CALL TO ORDER: A meeting of a panel of the Board of Pharmacy ("Board") was called to order at 9:00 a.m.

PRESIDING: Jody H. Allen, Chair

MEMBERS PRESENT: Crady Adams  
Empsy Munden  
Pratt P. Stelly  
Cynthia Warriner

STAFF PRESENT: Caroline Juran, Executive Director  
Cathy M. Reiniers-Day, Deputy Executive Director  
Sharon Davenport, Administrative Assistant  
Howard Casway, Senior Assistant Attorney General  
Wayne T. Halbleib, Senior Assistant Attorney General  
James E. Schliessmann, Senior Assistant Attorney General  
Mykl Egan, DHP Adjudication Specialist

QUORUM: With five (5) members participating and five (5) unable to participate, a Panel of the Board of Pharmacy ("Board") was established.

**PANEL FORMAL  
ADMINISTRATIVE HEARING:**

JASON A. GREEN  
Registration # 0230-018817

A formal hearing in the matter of Jason A. Green, pharmacy technician, was called to order. Mr. Green was not present at the hearing. The Board proceeded with the hearing in Mr. Green's absence as the Notice of Formal Hearing dated May 9, 2013, was mailed to his legal address of record, both by regular and certified mail. Ms. Allen ruled that adequate notice was provided to Mr. Green.

Wayne T. Halbleib, Senior Assistant Attorney General, prosecuted the case with the assistance of Mykl D. Egan, DHP Adjudication Specialist.

Denise Sexton, DHP Senior Investigator, testified in person and Cheryl Boone, Pharmacy Manager, Carillion Clinic Roanoke Memorial Hospital Pharmacy testified by telephone on behalf of the Commonwealth.

Closed Meeting:

Upon a motion by Ms. Munden, and duly seconded by Ms. Warriner, the panel voted 5-0, to convene a closed meeting pursuant pursuant to § 2.2-3711(A) (27) of the Code of Virginia for the purpose of deliberation to reach a decision in the matter of Jason A. Green. Additionally, she moved that Cathy Reiniers-Day, Caroline Juran, Sharon Davenport and Howard Casway attend the closed meeting.

Reconvene:

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

Decision:

Upon a motion by Ms. Stelly, and duly seconded by Ms. Warriner, the panel voted 5-0 to accept the Findings of Fact and Conclusions of Law as proposed by Mr. Halbleib, amended by the panel and read by Mr. Casway.

Upon a motion by Ms. Stelly and duly seconded by Ms. Warriner, the panel voted 5-0 that Mr. Green's right to renew his registration to practice as a pharmacy technician shall be indefinitely suspended for not less than two years.

**SUMMARY SUSPENSIONS:**

BRITNEY L. FERGUSON  
Pharmacy Technician  
Registration Number 0230-015275

James E. Schliessmann, Senior Assistant Attorney General, presented a summary of the evidence in this case for the panel to consider a summary suspension. Mykl D. Egan, DHP Adjudication Specialist, was also present.

Motion:

The panel voted unanimously in favor of the motion that, according to the evidence presented the continued practice by Britney L. Ferguson as a pharmacy technician poses a substantial danger to the

public; and therefore, Ms. Ferguson's registration to practice as a pharmacy technician be summarily suspended. (Motion by P. Stelly and second by C. Warriner).

The panel unanimously voted that, in lieu of a hearing, a Consent Order be offered to Ms. Ferguson for the indefinite suspension of her registration for a period of not less than two years. (Motion by P. Stelly, second by Adams).

JENNIFER D. BRADLEY  
Pharmacy Technician  
Registration Number 0230-007976

James E. Schliessmann, Senior Assistant Attorney General, presented a summary of the evidence in this case for the panel to consider a summary suspension. Mykl D. Egan, DHP Adjudication Specialist, was also present.

Motion:

The panel voted unanimously in favor of the motion that, according to the evidence presented the continued practice by Jennifer D. Bradley as a pharmacy technician poses a substantial danger to the public; and therefore, Ms. Bradley's registration to practice as a pharmacy technician be summarily suspended and, that in lieu of a formal hearing, she be offered a consent order for the revocation of her registration. (Motion by P. Stelly and second by C. Warriner).

**APPROVAL OF CONSENT  
ORDERS:**

The panel voted unanimously to enter into a closed meeting pursuant to § 2.2-3711(A) (27) of the Code of Virginia for the purpose of deliberation to reach a decision regarding Consent Orders. Additionally, it was moved that Cathy Reiniers-Day, Caroline Juran, Sharon Davenport and Howard Casway attend the closed meeting because their presence was deemed necessary and would aid the Board in its deliberation. (Motion by E. Munden, second by C. Warriner).

**MOTION TO CERTIFY THE PURPOSE  
OF THE CLOSED MEETING:**

The panel voted unanimously that only public business matters lawfully exempted from open meeting requirements and only such public business matters as were identified in the motion for a closed

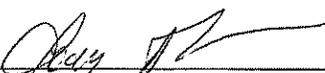
meeting were heard, discussed, or considered during the closed session just concluded. (Motion by P. Stelly, second by C. Warriner).

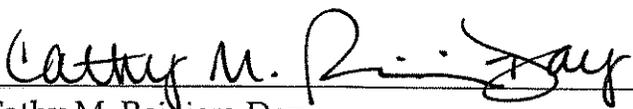
Motion:

The panel voted unanimously to accept the Consent Orders as presented by Ms. Reiniers-Day in the matter of the following pharmacist, Bronwen A. Stebbins, License No. 0202-206762; and the following pharmacy technicians, Lola M. Cottrell, Registration No. 0230-002851, Paula S. Deberny, Registration No. 0230-001773, Bessie N. Kolb, Registration No. 0230-004757; and Jenelle E. Yowell, Registration No. 0230-017159 (upon receipt). (Motion by P. Stelly, second by C. Warriner).

Adjourn:

With all business concluded, the meeting adjourned at 12:30 p.m.

  
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Jody H. Allen, Chair

  
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Cathy M. Reiniers-Day  
Deputy Executive Director

6/18/13  
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Date