**(FINAL/APPROVED 06-02-2010)**

# VIRGINIA BOARD OF PHARMACY
# MINUTES OF SPECIAL CONFERENCE COMMITTEE

Tuesday, April 27, 2010
Commonwealth Conference Center
Second Floor
Board Room 1

Department of Health Professions
Perimeter Center
9960 Mayland Drive
Henrico, 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 9:15 a.m. |
| PRESIDING: | David C. Kozera, Committee Chair |
| MEMBERS PRESENT: | John O. Beckner, Committee Member |
| STAFF PRESENT: | Cathy M. Reiniers-Day, Deputy Executive Director<br>Mykl D. Egan, DHP Adjudication Specialist |
| RICHARD B. LAKES<br>Pharmacist Reinstatement Applicant<br>License # 0202-004156 | Richard B. Lakes appeared to discuss his petition for reinstatement of his pharmacist license and to review allegations that he may have violated certain laws and regulations governing the practice of pharmacy as stated in the March 26, 2010 Notice. |
| Closed Meeting: | Upon a motion by Mr. Beckner, 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, ("Code"), for the purpose of deliberation to reach a decision in the matter of Richard Lakes. 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. Beckner, and duly seconded by Mr. Kozera, the Committee made certain Findings of Facts and Conclusions of Law and unanimously voted to reinstate Mr. Lakes pharmacist license.<br><br>As provided by law, this decision shall become a final Order thirty (30) days after service of such Order on Mr. Lakes, unless a written request is made to the Board requesting a formal hearing on the allegations made against him is received from Mr. Lakes 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 R. WILLIAMSON
Pharmacy Technician
Applicant

Charles R. Williamson appeared with Lisa Stayton, pharmacy employer and his sister, to act upon his application for registration as a pharmacy technician and to review allegations that he may have violated certain laws and regulations governing the practice of pharmacy technicians as stated in the March 26, 2010 Notice.

Closed Meeting:

Upon a motion by Mr. Beckner, 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, ("Code"), for the purpose of deliberation to reach a decision in the matter of Charles Williamson. 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. Beckner, and duly seconded by Mr. Kozera, the Committee made certain Findings of Facts and Conclusions of Law and unanimously voted to approve Mr. Williamson's application for registration as a pharmacy technician.

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

EMORY F. HURST
License No. 0202-005250

Emory F. Hurst appeared with Robert L. Runninger, pharmacist and co-owner of Runninger's Pharmacy; and Kathyanne Runninger, co-owner, to discuss allegations that he may have violated certain laws and regulations governing the practice of pharmacy as stated in the April 1, 2010 Notice.

Closed Meeting:

Upon a motion by Mr. Beckner, 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, ("Code"), for the purpose of deliberation to reach a decision in the matter of Emory Hurst. 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. Beckner, and duly seconded by Mr. Kozera, the Committee made certain Findings of Facts and Conclusions of Law and unanimously voted to issue Mr. Hurst a reprimand and impose a monetary penalty due to his failing to provide adequate security for the drug stock.

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

ROBERT L. RUNNINGER
License No. 0202-004733

Robert L. Runninger appeared with Emory F. Hurst, pharmacist at Runninger's Pharmacy; and Kathyanne Runninger, co-owner of the pharmacy, to discuss allegations that he may have violated certain laws and regulations governing the practice of pharmacy as stated in the April 1, 2010 Notice.

Closed Meeting:

Upon a motion by Mr. Beckner, 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, ("Code"), for the purpose of deliberation to reach a decision in the matter of Robert Runninger. 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. Beckner, and duly seconded by Mr. Kozera, the Committee made certain Findings of Facts and Conclusions of Law and unanimously voted to issue Mr. Runninger a reprimand and impose a monetary penalty due to his failing to provide adequate security for the drug stock.

As provided by law, this decision shall become a final Order thirty (30) days after service of such Order on Mr. Runninger, unless a written request is made to the Board requesting a formal hearing on the allegations made against him is received from Mr. Runninger 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 3:30 p.m.

Cathy M. Reiniers-Day
Deputy Executive Director

David C. Kozera, Chair

6/2/10
Date