

(FINAL APPROVED)

VIRGINIA BOARD OF PHARMACY
MINUTES OF SPECIAL CONFERENCE COMMITTEE

Wednesday, October 24, 2012
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: Ellen B. Shinaberry, Committee Member

STAFF PRESENT: Cathy M. Reiniers-Day, Deputy Executive Director

DAVID J. FRANZA
Registration No. 0230 010812

David J. Franza did not appear, however, the committee chose to proceed in his absence as the notice was mailed to Mr. Franza'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 September 26, 2012, Notice.

Shevaun Roukous, DHP Adjudication Specialist, was present as staff for this conference.

Closed Meeting: Upon a motion by Ms. Shinaberry, 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 David J. Franza. Additionally, she moved that Cathy Reiniers-Day and Shevaun Roukous 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. Shinaberry, and duly seconded by Mr. Kozera, the Committee made certain Findings of Facts and Conclusions of Law and unanimously voted to offer a Consent Order to revoke his pharmacy technician registration due to drug diversion.

BESSIE N. KOLB
Registration No. 0230 004757

Bessie N. Kolb appeared to discuss allegations that she may have violated certain laws and regulations governing the practice of pharmacy technicians as stated in the September 26, 2012, Notice.

Ms. Roukous was present as staff for this conference.

Closed Meeting:

Upon a motion by Ms. Shinaberry, 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 Bessie N. Kolb. Additionally, she moved that Cathy Reiniers-Day and Shevaun Roukous 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. Shinaberry, and duly seconded by Mr. Kozera, the Committee made certain Findings of Facts and Conclusions of Law and unanimously voted to offer Ms. Kolb a Consent Order for the indefinite suspension of her pharmacy technician registration for a period not less than one year due to drug diversion.

MOSLEM ESKANDARI
License No. 0202 011379

Moslem Eskandari appeared to discuss allegations that he may have violated certain laws and regulations governing the practice of pharmacy as stated in the September 26, 2012, Notice.

Mykl Egan, DHP Adjudication Specialist, was present as staff for this conference.

Closed Meeting:

Upon a motion by Ms. Shinaberry, 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 Moslem Eskandari. 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.

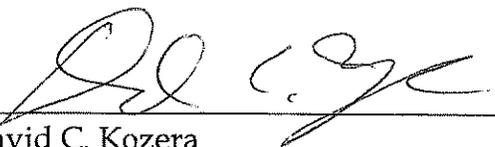
Decision:

Upon a motion by Ms. Shinaberry, and duly seconded by Mr. Kozera, the Committee made certain Findings of Facts and Conclusions of Law and unanimously voted to issue Mr. Eskandari an Order imposing a reprimand and placing his pharmacist license under certain terms and conditions.

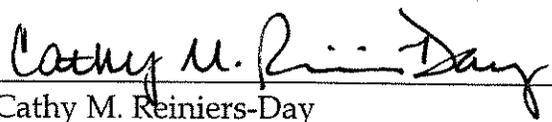
As provided by law, this decision shall become a final Order thirty (30) days after service of such Order on Mr. Eskandari, unless a written request is made to the Board requesting a formal hearing on the allegations made against him is received from Mr. Eskandari within such time. If service of the 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 3:05 p.m.



David C. Kozera
Committee Chair



Cathy M. Reiniers-Day
Deputy Executive Director

12/12/12

Date