

President Stan Haywood called the meeting to order at 10:30 am with Board Members Wallace Nelson, Parker Chesson, Betty Dennis, and Stan Haywood present. Rebecca Chater and Joey McLaughlin were not present. Also present were Executive Director Jay Campbell; Board Counsel Clint Pinyan; Director of Investigations Karen Matthew. Present as visitors were: Tom Readling, Mutual Drug; David Moody, Mutual Drug; Christine N Davis, Cardinal Health NPS; John Fratamico; Clyde Mills and Michael R. Best

Ethics Statement & Welcome

President Stan Haywood read the Ethics Statement regarding any conflicts of interest and/or appearances of conflicts of interest of any Board member. There were no conflicts noted by any Member.

President Haywood welcomed all visitors to the meeting.

Minutes of November 2008 Board Meeting and December 9, 2008 Board Meeting

The members received the November 2008 meeting minutes and the December 9, 2008 meeting minutes prior to this meeting for review. It was moved by Dr. Dennis and seconded by Dr. Chesson to accept the Minutes as submitted. The motion passed with no dissenting votes.

Reinstatement request – Michael Best – RPh. License #09356

Michael Best appeared before the Board to request reinstatement of his pharmacist license. Mr. Campbell proceeded with the case and stated Mr. Best had surrendered his license in April 2008 after he was fired from Walgreens Pharmacy for diversion of hydrocodone in March 2008. Mr. Best was given deferred prosecution for felony charges for diversion. Mr. Best entered into a Pharmacist Recovery Network (PRN) contract and received treatment at the Pavillion treatment center. Mr. Best, duly sworn, spoke before the Board on his recovery process and his desire to return to the pharmacy profession. Mr. Campbell stated that PRN supported reinstatement of Mr. Best pharmacy license.

On a motion from Dr. Chesson, seconded by Mr. Nelson with no dissenting votes, the Board moved into closed session to deliberate the matter. When the Board returned to open session on a motion from Dr. Dennis, seconded by Dr. Chesson with no dissenting votes, Mr. Haywood stated that on a motion from Dr. Chesson seconded by Mr. Nelson with no dissenting votes, the Board would reinstate Mr. Best's license with conditions.

A copy of order reinstating license can be found elsewhere in the Minutes and are incorporated by reference herein.

Reinstatement request – Clyde Mills – RPh. License #12644

Clyde Mills appeared before the Board to request reinstatement of his pharmacist license. Mr. Campbell proceeded with the case and stated Mr. Mills was fired from the VA hospital pharmacy for smoking marijuana in his car during his work break. Mr. Mills received a misdemeanor ticket for possession of marijuana and the charges were dismissed. Mr. Mills was then employed at Ingles Pharmacy and did not report his change of employment to the Board or the reason for his

termination from the VA hospital. In April 2008, Mr. Mills surrendered his pharmacist license after the Board discovered his termination from the VA hospital and his charge for possession of marijuana. Mr. Mills entered into a PRN contract and received treatment at the Betty Ford treatment center. Mr. Mills, duly sworn, spoke before the Board on his recovery process and his desire to return to the pharmacy profession. Paul Peterson, duly sworn, testified on Mr. Mills's treatment and recover process. Mr. Peterson stated that PRN supports reinstatement of Mr. Mills's pharmacy license with conditions.

On a motion from Mr. Nelson, seconded by Dr. Dennis with no dissenting votes, the Board moved into closed session to deliberate the matter. When the Board returned to open session on a motion from Dr. Chesson, seconded by Dr. Dennis with no dissenting votes, Mr. Haywood stated that on a motion Dr. Dennis, seconded by Dr. Chesson with no dissenting votes, the board would reinstate Mr. Mills's license with conditions.

A copy of order reinstating license can be found elsewhere in the Minutes and are incorporated by reference herein.

Ethics Commission – Basic and Refresher education presentations

Mr. Campbell stated that the Board members are required to take an ethics refresher course by June 1, 2009. Mr. Campbell also stated the Board members need to file their Statements of Economic Interest by April 15, 2009.

Appointment of Committee on Nominations

The Board appointed Mr. Wallace Nelson and Mr. Stan Haywood to serve on the 2009 Committee on Nominations.

Third Draft, DN08-4, Uniform Emergency Volunteer Health Practitioners Act, November 20, 2009

On a motion from Dr. Dennis, seconded by Mr. Nelson with no dissenting votes, the Board instructed Mr. Campbell to communicate to the appropriate persons at the General Assembly the Board's support for the draft Uniform Emergency Volunteer Health Practitioners Act.

Open Mike

Steve Caiola, UNC School of Pharmacy, spoke before the Board on updates at UNC Eshelman School of Pharmacy. Mr. Haywood asked for a meeting between the Board members and student leaders at the school.

The Board recessed for lunch at 11:52 am and returned to open session at 1:30pm.

Application for Pharmacy Permit – Charles Pace, RPh. License #05640

Charles Pace appeared before the Board in consideration of a permit application for Carteret Service Pharmacy. Mr. Campbell proceeded with case and stated that staff has concerns with Mr. Pace's application and his lengthy disciplinary history shows a refusal to comply with pharmacy law. Staff does not believe that Mr. Pace satisfies applicable burden to receive a

pharmacy permit. Mr. Pace, duly sworn, gave testimony on his permit application and his plans for Carteret Service Pharmacy.

On a motion from Mr. Nelson, seconded by Dr. Chesson with no dissenting votes, the Board moved into closed session to deliberate the matter. When the Board returned to open session on a motion from Dr. Dennis, seconded by Dr. Chesson with no dissenting votes, Mr. Haywood stated that on a motion from Dr. Chesson, seconded by Mr. Nelson with no dissenting votes, the Board would deny Mr. Pace application for a pharmacy permit.

Medication Reconciliation Process required by Hospitals

Mr. Nelson spoke to the Board about medication reconciliation process required by hospitals and adding pharmacies as a notified next provider of care. It was the consensus of the Board to bring this topic to the 2009 NABP/District III meeting in Kentucky as a resolution.

Technician Students Registering with the Board while working as Interns

Mr. Campbell has been approached by a technical college on whether students in their technician program would need to register with the Board while interning in a pharmacy. After discussion from the Board, it was decided to table the matter for further discussion.

NABP Updates

On a motion from Mr. Nelson, seconded by Dr. Dennis with no dissenting votes, the Board chose Mr. Haywood as the official delegate for the Board at the NABP Annual Meeting in May 2009. Mr. Campbell will serve as alternate official delegate.

It was the consensus of the Board to recognize Mr. William Randall, former Board member, for the NABP Recognition Resolution for the NABP Annual Meeting.

Mr. Campbell informed the Board that as of January 10, 2009 the National Association of Boards of Pharmacy (NABP) now has a Veterinary –Verified Internet Pharmacy Practice Sites (V-VIPPS) accreditation program. It was the consensus of the Board to require veterinary internet pharmacies to get V-VIPPS certification to renew their permit for 2010.

2009 Leaders' Forum Agenda

Mr. Campbell presented to the Board a proposed agenda for the upcoming Pharmacy Leaders' Forum. The agenda was approved by the Board.

2010 NABP/District III Meeting Location

Mr. Campbell stated that the contract with Grove Park Inn for the 2010 District III meeting was met with concerns from staff and asked the Board to consider other options for the meeting. After discussion from the Board, it was the consensus that the Board would hold the 2010 NABP/District III Meeting at the Chetola Resort, Blowing Rock NC.

January 2009 Investigative Statistics

Karen Matthew, Director of Investigations, presented the Investigative Statistics for January 2009.

December 2008 Financials

Gail Brantley, Financial and Administrative Service Director, presented the December 2008 financial statistics to the Board.

Consent Agenda

Following a review of the consent agenda, it was moved by Dr. Chesson, seconded by Dr. Dennis, to approve the consent agenda as presented. The motion carried with no dissenting votes. The following items were approved.

Consent Order

Letter of No Action and Consent Order

Burnsville Pharmacy, permit #08394 and RPh. Scott Lackey, License #10279 were subjects of a prehearing conference held October 20, 2008, heard by Joey McLaughlin, regarding allegations that RPh Lackey practiced pharmacy without a license at Burnsville Pharmacy from 3/1/2007 to 5/25/2007 and 3/1/2008 to 3/11/2008. Burnsville Pharmacy also employed 3 unregistered technicians and allowed a 3 to 1 tech ratio without approval from Board. Recommendation: **7 day active suspension (within 30 days of order), 30 day suspension stayed 3 yrs w/ usual conditions** for RPh. Lackey and **Letter of No Action** for Burnsville Pharmacy

Consent Order

RPh. Ahmed Mahgoub, license #11602, was subject of a prehearing conference held February 18, 2008, heard by Wallace Nelson, regarding allegations that RPh. Mahgoub dispensed Atenolol 25 mg to a patient who had been prescribed Atarax 25mg and who had informed the pharmacy of her allergies to beta blockers. Recommendation: **5day suspension (2 days active/ 3 days stayed 1 year with conditions)**

Reciprocity Candidates

Candidates Licensed by Reciprocity 1/21/2009					
FNAME	MNAME	LNAME	SUFFIX	RCPSTATE	DTREGIST
Ami		Amin		TX	1/22/2009
Diana	Leigh	Braun		TX	1/22/2009
Timothy	Norman	Burelle		AL	1/22/2009
Richard	Francis	Cox		MA	1/22/2009
Jerri	Lynn	Crammer		GA	1/22/2009
Bridget	Mary	DuMont		AZ	1/22/2009
Levon		Gibson		GA	1/22/2009

Candidates Licensed by Reciprocity 1/21/2009					
FNAME	MNAME	LNAME	SUFFIX	RCPSTATE	DTREGIST
Kalpana		Gottipati		FL	1/22/2009
Joanne	Jane	Hatton		FL	1/22/2009
Alfred	Eric	Hegwood		GA	1/22/2009
Kristy	Michelle	Humber		AL	1/22/2009
Linda	Beryl	Johnson		FL	1/22/2009
Robert	John	Kutch		NJ	1/22/2009
Joe	Anthony	Lovering		FL	1/22/2009
Nina		Malhotra		NJ	1/22/2009
Macary	Weck	Marciniak		MD	1/22/2009
Peter	James	Marsh		MA	1/22/2009
Charlene	Marie	Mong		GA	1/22/2009
Poorna	Prasadreddy	Mudusu		FL	1/22/2009
Amy		Narvaez		FL	1/22/2009
Annette	Donie	Owen		KY	1/22/2009
Hannah	Abrefi	Peasah		FL	1/22/2009
Bruce	Alan	Pleskow		NY	1/22/2009
Roopal	Manish	Parikh		GA	1/22/2009
Vivian		Prado		FL	1/22/2009
Eileen	Marie	Rivera		VA	1/22/2009
Bobbie	Lee	Rodgers		FL	1/22/2009
James	Albert	Satterfield		FL	1/22/2009
Jeffrey	Lee	Schneider		VA	1/22/2009
Grace		Sethachutkul		CT	1/22/2009
Edwin	Allen	Smith		AL	1/22/2009
Mary	Susan	Spiceland		TN	1/22/2009

A copy of consent orders can be found elsewhere in the Minutes and are incorporated by reference herein.

Closed Session

It was moved by Dr. Chesson, seconded by Dr. Dennis with no dissenting votes, to move into closed session to discuss a legal matter.

After the Board resumed open session, there being no further business the meeting adjourned at 3:19 p.m.

L. Stan Haywood, President

R. Joseph McLaughlin, Jr., Vice President

Wallace E. Nelson

J. Parker Chesson, Jr.

Betty H. Dennis

Rebecca W. Chater