

President Stan Haywood called the meeting to order at 9:10 am with Board Members Parker Chesson, Betty Dennis, Joey McLaughlin, Wallace Nelson and Stan Haywood present. Board Member Rebecca Chater was not present. Also present were Executive Director Jay Campbell, Board Counsel Clint Pinyan, Director of Investigations Karen Matthew, Financial and Administrative Service Director Gail Brantley, Director of Licensing Debra Stump, Technician Specialist Wanda Andrews, Director of Operation Kristin Moore. Present as visitors were: Lori Setzer, CVS; Tom Readling, Mutual Drug; Heidi Barefoot, Target Pharmacy; Mary Christine Parks, NCPRN; Danny Seavers, Kerr Drug; Clayton Moore, Realo Drug; Justin Lynch, Wingate SOP; Nicole Fisher, Realo Drug/ CU SOP; Lauren Brown, Walgreens/ CU SOP; Danny Fu, UNC SOP/Triangle Pharmacy; Phuong Nguyen, UNC SOP/ CVS; Mark Colbert, CU SOP/Kroger; Kyle Adode, UNC SOP; Celia Carpenter, UNC SOP; John Fratamico, CVS; Bill Pickard; Sally Slusher, NCAP; Fred Eckel, NCAP; RPh. Chris Hudenko; RPh. Mark Schulze; RPh. Mark Shelton; RPh. Paul Dufresne; RPh. Wayne Woodberry; Beth Williams, WFUBMC; Dr. Michael Naadi; Dr. June Overman; Dr. Bonnie Pope

#### 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.

#### Minutes of April 2009 Board Meeting

The members received the April 2009 meeting minutes prior to this meeting for review. It was moved by Mr. McLaughlin and seconded by Dr. Dennis to accept the Minutes as submitted. The motion passed with no dissenting votes.

#### Consideration of Reinstatement Application – RPh. Wayne Woodbury

RPh. Wayne Woodbury, license #16693, appeared before the Board in consideration of his reinstatement application. Executive Director Jay Campbell proceeded with the case and stated that Mr. Woodbury did not renew his pharmacist license for 2009. He submitted a reinstatement application in March 2009 that indicated a conviction for impaired driving in February 2008. Mr. Woodbury, duly sworn, testified that as part of his sentence he was treated for alcohol abuse for 30 days at the Wilmington Treatment Center in January 2009. Mr. Woodbury was advised at the treatment center of the NC Pharmacist Recovery Network (NCPRN) and signed a 5 year contract with them in March 2009. After presentation of evidence and testimony, Mr. Campbell stated that although Mr. Woodbury has taken the appropriate steps to reinstate his license, it has been a short period of time since starting his treatment and that NCPRN cannot advocate for him at this time. On a motion from Mr. Nelson, seconded by Mr. McLaughlin with no dissenting votes, the Board moved into closed session to deliberate the matter.

On a motion from Mr. McLaughlin, seconded by Dr. Chesson with no dissenting votes the Board moved into open session. Mr. Haywood stated that on a motion from Mr. Nelson, seconded by Dr. Chesson with a split decision, the Board would deny Mr. Woodbury request for reinstatement at this time but would reconsider the matter during a prehearing conference once NCPRN could advocate for him.

#### Consideration of Reciprocity Application – RPh. Mark Schulze

RPh. Mark Schulze appeared before the Board in consideration of his reciprocity application from Texas. Dr. Schulze had not actively practiced pharmacy in Texas for many years and requested a variance from Board policy concerning reciprocity applicants who have been out of practice for more than 5 years. Dr. Schulze, duly sworn, testified on his educational credentials and his pharmacy employment background. On a motion from Mr. McLaughlin, seconded by Dr. Dennis with no dissenting votes the Board moved into closed session to deliberate the matter. On a motion from Mr. McLaughlin, seconded by Dr. Dennis with no dissenting votes, the Board resumed open session. Mr. Haywood stated that on a motion from Mr. McLaughlin, seconded by Mr. Nelson with no dissenting votes, the Board would allow Dr. Schulze to reciprocate his license once he passes the MPJE and completes 500 internship hours. The Board waives the requirement to pass NAPLEX exam.

#### Consideration of Reciprocity Application – RPh. Chris Hudenko

RPh. Chris Hudenko appeared before the Board in consideration of his reciprocity application from Michigan. Executive Director Jay Campbell proceeded with the case and questioned Mr. Hudenko, duly sworn, on his lengthy disciplinary history with the Michigan Board of Pharmacy and substance abuse problems. Mr. Hudenko admitted that he was still under a probationary period with the Michigan Board and must submit drug screens to the Michigan Pharmacy Board's equivalent of the NC Pharmacy Recover Network. After presentation of evidence and testimony, Mr. Campbell stated that staff opposed the reciprocity application for Mr. Hudenko given his lengthy disciplinary history and that the Board should not consider another reciprocity application until his probationary period with the Michigan Board ends in 2011. On a motion from Mr. Nelson, seconded by Dr. Dennis with no dissenting votes, the Board moved into closed session to deliberate the matter.

On a motion from Dr. Chesson, seconded by Mr. McLaughlin with no dissenting votes, the Board resumed open session. Mr. Haywood stated that on a motion from Mr. Nelson, seconded by Dr. Chesson with no dissenting votes, the Board would deny Mr. Hudenko application for reciprocity and would not consider another application request until Mr. Hudenko's probationary period with the Michigan Board of Pharmacy has ended.

#### Consideration of Reciprocity Application – RPh. Mark Shelton

RPh. Mark Shelton appeared before the Board in consideration of his reciprocity application from Pennsylvania. Dr. Shelton has not actively practiced pharmacy in Pennsylvania for more than 5 years and has requested a variance from Board policy concerning reciprocity applicants who have been out of practice for more than 5 years. Dr. Shelton spoke to the Board on his educational credentials and his background in clinical research. On a motion from Mr. Nelson, seconded by Dr. Dennis with no dissenting votes, the Board moved into closed session to

deliberate the matter. Open session resumed on a motion from Dr. Chesson, seconded by Mr. McLaughlin with no dissenting votes. Mr. Haywood stated that on a motion from Dr. Dennis, seconded by Mr. McLaughlin with no dissenting votes, the Board would allow Dr. Shelton to reciprocate his license once he passes the MPJE and completes 500 internship hours. The Board waives the requirement to pass the NAPLEX exam.

#### Consideration of reciprocity Application – RPh. Paul Dufresene

RPh. Paul Dufresene appeared before the Board in consideration of his reciprocity application from Massachusetts. Mr. Dufresne previously voluntarily surrendered his pharmacist license in Massachusetts for diversion of a non-controlled substance. Mr. Dufresne, duly sworn, testified that he also received two week active suspension from the Connecticut Board of Pharmacy pertaining to the same incident. Mr. Dufresne testified that he had been under the care of a psychologist for depression which caused headaches that lead to the diversion. Mr. Dufresene was evaluated by the Massachusetts Pharmacy Recovery Network and found not to have an addiction problem. Mr. Campbell stated that staff did not have an objection to Mr. Dufresne reciprocity application but requested the same conditions imposed by the Massachusetts Board reinstatement apply to the North Carolina license. On a motion from Mr. Nelson, seconded by Mr. McLaughlin with no dissenting votes, the Board moved into closed session to deliberate the matter.

The Board resumed open session on a motion from Mr. McLaughlin, seconded by Dr. Dennis with no dissenting votes. Mr. Haywood stated that on a motion from Dr. Chesson, seconded by Mr. Nelson with no dissenting votes, the Board moved to accept Mr. Dufresne reciprocity application with the same restrictions contained in his Massachusetts reinstatement order.

#### Open Mike Session

Fred Eckel, North Carolina Association of Pharmacist, presented to the Board results from the 2009 Leaders' Forum survey for their review at the Board retreat. Mr. Eckel also spoke to the Board about the possibility of adding traveler immunizations to the list of immunization that pharmacist could administer.

Mary Christine Parks, Interim Director NC Pharmacist Recovery Network (NCPRN), updated the Board on the NCPRN office move to Apex. Ms. Parks also stated that the NCPRN Executive Director position had been posted to employment websites.

The Board adjourned for lunch at 12:15 am and resumed open session at 1:30 pm.

#### Update on Board Elections

Executive Director Jay Campbell updated the Board on the May 2009 elections progress. Mr. Campbell stated that May 22, 2009, staff would tally the votes from the election.

#### Election of Board Officers and Budget Committee

On a motion from Dr. Dennis, seconded by Dr. Chesson with no dissenting votes, the Board elected Mr. Joey McLaughlin as President for the upcoming Board term. On a motion from Mr.

McLaughlin, seconded by Mr. Nelson with no dissenting votes, the Board elected Dr. Betty Dennis as Vice- President for the upcoming Board term. It was the consensus of the Board that Dr. Parker Chesson and Mr. Stan Haywood will remain as finance/budget committee members.

#### Proposal Concerning Technician Responsibilities – Beth Williams, WFUBMC

Beth Williams, along with Dr. Michael Naadi, Dr. Jane Overman, Dr. Bonnie Pope representing the Piedmont Triad Pharmacy Technician Coalition, spoke to the Board concerning a proposed rule change to allow for expanded technician roles. The Coalition suggested a tiered pharmacy technician structure which would include Entry-level, Certified and Advanced technicians based on the California Board of Pharmacy structure. It was the consensus of the Board to review the proposal at the August 2009 Board retreat.

#### April 2009 Financials

Gail Brantley, Financial and Administrative Service Director, presented the April 30, 2009 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

Tech. Elaine Stephens – registration #19011, was subject of a prehearing conference held May 11, 2009, heard by Dr. Parker Chesson, concerning reinstatement of her technician registration. Ms. Stephens diverted 10 Valtrex tablets and one package of Zithromax in May 2006. Ms. Stephens' registration was summarily suspended November 20, 2007. Recommendation: **Registration actively suspended for one year, such suspension having been satisfied by summarily suspension.**

#### Reciprocity Candidates

##### **Candidates Licensed by Reciprocity 4/18/09 – 4/19/09**

<b>FNAME</b>	<b>MNAME</b>	<b>LNAME</b>	<b>SUFFIX</b>	<b>RCPSTATE</b>	<b>DTREGIST</b>
Guy	Lewis	Sides		IN	5/18/2009
Gail	Ann	Capone		MA	5/18/2009
George	Foster	Baker	Jr.	NE	5/18/2009
Lisa	Amparo	Caudell		IN	5/18/2009
Daniel	Edward	Barbeau		RI	5/19/2009
Julia	Anne	Black		TN	5/19/2009
Florencio		Calderon		FL	5/19/2009
Terry	Lee	Clark		SC	5/19/2009
Katherine	Rose	Destro		PA	5/19/2009

<b>Candidates Licensed by Reciprocity 4/18/09 – 4/19/09</b>					
<b>FNAME</b>	<b>MNAME</b>	<b>LNAME</b>	<b>SUFFIX</b>	<b>RCPSTATE</b>	<b>DTREGIST</b>
D`Shana		Dorsey		CT	5/19/2009
Roy	Alan	Duvall		VA	5/19/2009
Mohamed	A	Fadl		MD	5/19/2009
Cynthia	Ann	Fetzner		PA	5/19/2009
Lucy	Wright	Futch	III	VA	5/19/2009
Sarah	Holt	Garrett		VA	5/19/2009
Justin	Lee	Geurink		WI	5/19/2009
Vera	Houston	Glover		DC	5/19/2009
Hyacinth	Grace	Grant		FL	5/19/2009
Katherine	Jean	Heath		IA	5/19/2009
Shaun	Cameron	Knox		WA	5/19/2009
Scott	David	Koon		AZ	5/19/2009
Edwina	Marlene	Lanham		AZ	5/19/2009
Elaine	Bertha	Long		PA	5/19/2009
Victoria	Elizabeth	Maskinas		PA	5/19/2009
Joseph	Edward	Mertz		CT	5/19/2009
Richard	Earl	Middleton		OH	5/19/2009
Charles	Arnaud	Minlend		FL	5/19/2009
Kristen	Clarie	Packard		AR	5/19/2009
Tarra	Jane	Palyok		VA	5/19/2009
Monisha	K	Patel		NY	5/19/2009
Emilie	Helen	Raddin		VA	5/19/2009
Matthew	David	Roesch		VA	5/19/2009
Mehrzad		Shariff		OH	5/19/2009
Devon	Elizabeth	Sites		WI	5/19/2009
Dwayne	Lee	Thornton		FL	5/19/2009
Martha	Elizabeth	Toussaint		SC	5/19/2009
Kelechukwu	Innocent	Uche		MA	5/19/2009
Cynthia	Louise	Victoria		NY	5/19/2009
Anthony	Mauna	Woanya		MD	5/19/2009

#### **Increase Technician Ratio**

1. Target Pharmacy # 09350 Kernersville, NC Arpit Pankaj Bhatt RPh App. 4/20/2009
2. CVS # 07797 Charlotte, NC Khaled Al-Hamzawi RPh App. 4/20/2009
3. CVS # 06606 Durham, NC Kathryn Richards RPh App. 4/20/2009

4. Target Pharmacy # 07005 Garner, NC Sharon Lynn Penny RPh App. 4/20/2009
5. CVS # 10165 Calabash, NC Brian Prewitt RPh App. 4/20/2009
6. Prevo Drugs # 02816 Asheboro, NC David W Carter RPh App. 4/29/2009
7. CVS # 06780 Snead's Ferry, NC Thomas John Schroder Sr. RPh App. 4/29/2009
8. Walgreens # 07440 Concord, NC Heidi Tartal RPh App. 4/29/2009
9. CVS # 06686 Jacksonville, NC Jill Glod RPh App.4/29/2009

On a motion from Dr. Chesson, seconded by Mr. McLaughlin with no dissenting votes, the Board moved into closed session to discuss a disciplinary matter. On motion from Mr. McLaughlin, seconded by Dr. Dennis with no dissenting votes, the Board resumed open session.

There being no further business, the meeting adjourned at 2:47 p.m.

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L. Stan Haywood, President

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R. Joseph McLaughlin, Jr., Vice President

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Wallace E. Nelson

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J. Parker Chesson, Jr.

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Betty H. Dennis

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Rebecca W. Chater