

COMMONWEALTH OF MASSACHUSETTS
Board of Registration in Pharmacy

NOTICE OF THE REGULARLY SCHEDULED MEETING OF THE
BOARD OF REGISTRATION IN PHARMACY

October 15, 2021

Webex Information

The regular session is open to the public by video or phone.

For video access click on the following link:

<https://statema.webex.com/statema/onstage/g.php?MTID=e538fd6cfc5cf3d46b207f7c990b81281>

To access the meeting by phone:

Call in Number: 1-203-607-0564 or toll free 1-866-692-3580

Access Code: 2422 231 2474

Attendee: #

If you need reasonable accommodations in order to participate in the meeting, contact the DPH ADA Coordinator [Yulanda Kiner](#), Phone: 617-624-5848 in advance of the meeting. While the Board will do its best to accommodate you, certain accommodations may require distinctive requests or the hiring of outside contractors and may not be available if requested immediately before the meeting.

Agenda

Time	#	Item	Page	Contact
8:00	I	CALL TO ORDER		J. Lanza
	II	APPROVAL OF AGENDA		
8:05	III	APPROVAL OF BOARD MINUTES <ul style="list-style-type: none">Draft of October 1, 2021 Regular Session Minutes		
8:15	IV	FLEX <ul style="list-style-type: none">Pharmacy issues related to Covid-19 and the state of emergencyAdvisory Committee Recommendation Document		

8:20	V	APPLICATIONS <ul style="list-style-type: none"> • CHC Falmouth Pharmacy- New Community Pharmacy • Pine Hill Pharmacy – New Community Pharmacy 																										
8:45	VI	POLICIES <ul style="list-style-type: none"> • Policy 2020-02: Compounding Copies of Commercially Available Drugs 																										
9:00	VII	PTT LICENSE EXTENSION REQUEST <u>PTT04583 Draleaus, Katherine CVS</u> Issue Date: 03/29/2019 Expiration Date: 03/29/2020 40 hours <u>PTT04641 Bullock, Sarah Walgreens</u> Issue Date: 04/05/2019 Expiration Date: 04/05/2020 177 hours <u>PTT09402 Garden, Adam</u> Issue Date: 09/29/2020 Expiration Date: 09/29/2021 10 hours																										
9:15	VIII	FILE REVIEW <table border="1"> <tr> <td>1</td> <td>CAS-2021-0053</td> <td>PHA-2021-0636</td> <td>The Hilsinger Company Parent LLC, DBA Hilco Vision, WD517</td> </tr> <tr> <td>2</td> <td>CAS-2021-0637</td> <td>SA-INV-18198</td> <td>Whittier Health Pharmacy, DS89795</td> </tr> <tr> <td>3</td> <td>CAS-2021-0524</td> <td>SA-INV-18040</td> <td>Aaron P. Levesque, PH237612</td> </tr> <tr> <td>4</td> <td>CAS-2021-0492</td> <td>SA-INV-17989</td> <td>Chau Phan, PH25106</td> </tr> <tr> <td>5</td> <td>CAS-2021-0539</td> <td>PHA-2021-0039</td> <td>Walgreens #5755, DS1368</td> </tr> <tr> <td>6</td> <td>CAS-2021-0580</td> <td>PHA-2021-0042</td> <td>Walgreens #11998, DS89678</td> </tr> </table>	1	CAS-2021-0053	PHA-2021-0636	The Hilsinger Company Parent LLC, DBA Hilco Vision, WD517	2	CAS-2021-0637	SA-INV-18198	Whittier Health Pharmacy, DS89795	3	CAS-2021-0524	SA-INV-18040	Aaron P. Levesque, PH237612	4	CAS-2021-0492	SA-INV-17989	Chau Phan, PH25106	5	CAS-2021-0539	PHA-2021-0039	Walgreens #5755, DS1368	6	CAS-2021-0580	PHA-2021-0042	Walgreens #11998, DS89678		
1	CAS-2021-0053	PHA-2021-0636	The Hilsinger Company Parent LLC, DBA Hilco Vision, WD517																									
2	CAS-2021-0637	SA-INV-18198	Whittier Health Pharmacy, DS89795																									
3	CAS-2021-0524	SA-INV-18040	Aaron P. Levesque, PH237612																									
4	CAS-2021-0492	SA-INV-17989	Chau Phan, PH25106																									
5	CAS-2021-0539	PHA-2021-0039	Walgreens #5755, DS1368																									
6	CAS-2021-0580	PHA-2021-0042	Walgreens #11998, DS89678																									
10:00	IX	EXECUTIVE SESSION The Board will meet in Executive Session as authorized pursuant to M.G.L. c. 30A, § 21(a)(1) for the purpose of discussing the reputation, character, physical condition, or mental health, rather than professional competence, of an individual, or to discuss the discipline or dismissal of, or complaints or charges brought against, a public officer, employee, staff member or individual. Specifically, to evaluate the Good Moral Character as required for registration for a pending applicant.		CLOSED SESSION																								
10:30	X	M.G.L. c. 112, § 65C SESSION		CLOSED SESSION																								
11:00	XI	ADJOURNMENT																										

**COMMONWEALTH OF MASSACHUSETTS
BOARD OF REGISTRATION IN PHARMACY**

MINUTES OF THE GENERAL SESSION

Via Remote WebEx Meeting

October 15, 2021

Board Members Present

Julie Lanza, CPhT, President
Sebastian Hamilton, Pharm D, MBA, RPh President-Elect
Carly Jean-Francois, RN, NP Secretary
Andrew Stein, PharmD
Timothy Fensky, RPh
Susan Cornacchio, JD, RN
Caryn Belisle, RPh, MBA
John Rocchio, PharmD
Jennifer Chin, RPh
Dr. Richard Lopez, MD
Dawn Perry, JD
Katie Thornell, RPh, MBA

Board Members Not Present

Board Staff Present

David Sencabaugh, RPh, Executive Director
Heather Engman, JD, Board Counsel
William Frisch, RPh Director of Pharmacy Compliance
Michelle Chan, Quality Assurance Pharmacist
Richard Harris, Program Analyst
Joanna Chow, Office Support Specialist
Joanne Trifone, RPh, Director of Investigation
Christina Mogni, RPh, Investigator
Gregory Melton, PharmD, JD, Investigator
Julienne Tran, PharmD, Investigator

TOPIC I. Attendance by roll call:

CALL TO ORDER 8:00 AM

A quorum of the Board was present, established by roll call. President Julie Lanza chaired the meeting and she explained that the Board of Pharmacy was recording the meeting.

Roll call attendance: J. Lanza, yes; S. Hamilton, yes; C. Belisle, yes; A. Stein; J. Rocchio, yes;
J. Chin, yes; S. Cornacchio, yes; R. Lopez, yes; T. Fensky, yes; D. Perry, yes. K. Thornell, yes.
C. Jean-Francois joins meeting at 8:02 AM

Topic II.

Approval of Agenda

TIME 8:01 AM

Agenda 10/15/21

DISCUSSION:

Defer: none

ACTION:

Motion by K. Thornell, seconded by C. Belisle and voted unanimously by those present to approve the agenda with no noted change by roll call vote.

Topic III

Approval of Board Minutes

TIME: 8:02 AM

Minutes

1. Draft 10/1/21

Change: Policy section; change not to noted.

Action:

Motion by S. Hamilton seconded C. Belisle and voted unanimously to approve the regular session minutes of 10/1/21 with noted change by roll call vote. C. Jean-Francois abstain.

TOPIC IV

Flex

1. **Pharmacy Issues related to Covid-19 and state of emergency.**

Time: 8:03 AM

Presented by: D. SENCABAUGH

Discussion: The Moderna Covid-19 booster shot is now FDA approved for certain groups. As of right now, the booster shot cannot be administered because there are still some hurdles but is expected to be available soon.

So noted.

2. **Advisory Committee Recommendation Document**

Time: 8:04 AM

Presented by: W. FRISCH

Discussion: A meeting of the Advisory Committee to the Board of Pharmacy has been scheduled for Thursday, November 4th at 9:00AM.

The Advisory Committee's input is requested regarding the media-fill testing process in sterile compounding pharmacies. The goal is to develop a best practices recommendation document for licensees.

C. BELISLE volunteered to present the topic at the Advisory Committee; T. FENSKY volunteered to be an alternate.

Action: Motion by A. STEIN, seconded by S. HAMILTON, and voted unanimously by those present, to approve sending this recommendation document to the Advisory Committee and to have C. BELISLE represent the Board.

TOPIC V

Applications

1. CHC Falmouth Pharmacy

New Community Pharmacy

TIME: 8:08AM

REPRESENTED BY: Karen K Beauchaine, MOR; Karen Gardner, CEO; John Correira, Director

RECUSAL: None

DISCUSSION: Cape Cod Health Center is a federally qualified community health center with five locations; this is the third location with a pharmacy. There is a need for a community pharmacy that will service the over 65 population as well as a local housing authority. The building is in a medical office complex. The Pharmacy is not in a licensed clinic space; they do not need approval from HCQ. Simple non-sterile compounding will be done. Security system and cameras will be installed.

The contingency plan for the weekend includes utilizing the pharmacy inside the main health center in Mashpee. They can reverse the claim and refill at the main location. The pharmacies will communicate with each other when those situations occur.

Karen Beauchaine has been a manager before and has completed the inspection checklist. She has the support from Director and managers from the other pharmacies.

ACTION: Motioned by T. FENSKY, seconded by J. CHIN, voted unanimously by those present to approve the application pending a successful inspection.

2. Pine Hill Pharmacy**New Community Pharmacy****TIME: 8:19AM**

REPRESENTED BY: Katherine Bradley Day, MOR; Hengameh Ansari, Owner; Ali Ardakani, Owner

RECUSAL: None

DISCUSSION: Pine Hill Pharmacy is in a building with other businesses. The space use to be a pharmacy. OTC products will be available. Their focus will be on compliance packaging and immunizations. Staff includes two Pharmacists and three to four Pharmacy Technicians. A part time pharmacist will also be hired for coverage.

The contingency plan when the pharmacy is closed includes email and voicemail monitoring.

Delivery service will be available locally. MOR Bradley has worked in a pharmacy that offered delivery services and processes are in place for safety and compliance. T. FENSKY advised MOR Bradley to review 247 CMR 9, the new proposed regulation regarding compliance packaging.

All Pharmacists and Pharmacy Technicians are trained in compounding and immunization. They also all have access to PMP.

ACTION: Motioned by S. HAMILTON, seconded by T. FENSKY, voted unanimously by those present to approve the application pending a successful inspection.

TOPIC VI**Policies****1. Policy 2020-02 Compounding Copies of Commercially Available Drugs Time: 8:31 AM**

Presented by: M. CHAN

Discussion: A minor edit was made to clarify that the unique medical need in order to compound a copy of a commercially available drug is something that must be determined by the prescriber.

The pharmacy cannot compound something that is essentially a copy of a commercially available drug in a form that they feel may be better absorbed or superior in some way, and then market this compound to the prescriber as such.

Action: Motion by T. FENSKY, seconded by C. BELISLE, and voted unanimously by those present, to approve the policy changes.

TOPIC VII**PTT License Extension Request****1. PTT04583****Draleaus, Katherine****TIME: 8:41am**

Represented by: Pro Se

Recusal: Cornacchio, Rocchio, Anina

Discussion: Board heard K. DRALEAUS' matter out of sequence from the approved agenda. DRALEAUS indicated that she did not complete the requisite hours to apply for licensure as a pharmacy technician prior to the expiration of her PTT license. DRALEAUS explained that she worked at a chain pharmacy, and she was in the process of training as a PTT when COVID-19 emerged. She described that the COVID-19 emergency severely restricted her opportunity to train in the pharmacy. Thus, DRALEAUS' PTT license expired prior to attainment of the requisite hours for licensure as a pharmacy technician. DRALEAUS indicated that she was recently offered the opportunity to move to a new store within the same chain so she may resume training in the pharmacy pending a valid PTT license.

ACTION: A motion was made by C. Belisle to extend the expiration date of Draleaus' PTT license for one year; Seconded by C. Jean-Francois, then Board Members present voted unanimously by rollcall to approve motion.

2. PTT04641

Bullock, Sarah

TIME: 8:34am

Represented by: Pro Se

Recusal: T. Fensky

Discussion: Board heard S. BULLOCK's matter out of sequence from the approved agenda. BULLOCK indicated that her PTT license expired in 2020 and she did not complete the requisite hours to apply for licensure as a pharmacy technician prior to the expiration of her PTT license. BULLOCK explained that she worked at a chain pharmacy, and she was in the process of training as a PTT when COVID-19 emerged. She described that the COVID-19 emergency severely restricted her opportunity to train in the pharmacy. Thus, BULLOCK's PTT license expired prior to attainment of the requisite hours for licensure as a pharmacy technician. BULLOCK indicated that she was recently offered the opportunity to resume training in the pharmacy pending a valid PTT license. C. BELISLE inquired whether PTT were authorized to administer COVID-19 testing and COVID-19 vaccinations? Board Staff responded that PTTs were not authorized to administer COVID-19 testing and COVID-19 vaccinations.

ACTION: A motion was made by J. Chin to extend the expiration date of Bullock's PTT license for one year; Seconded by S. Hamilton, then Board Members present voted unanimously by rollcall to approve motion.

3. PTT09402

Garden, Adam

TIME: 8:45am

Represented by: Pro Se

Recusal: Cornacchio, Rocchio, Anina

Discussion: A. GARDEN indicated that he did not complete the requisite hours to apply for licensure as a pharmacy technician prior to the expiration of her PTT license. GARDEN explained that he worked in the front store at a chain pharmacy. He started to train in the pharmacy prior to the emergence of COVID-19 then the pandemic severely restricted his opportunity to train in the pharmacy. Thus, GARDEN's PTT license expired prior to attainment of the requisite hours for licensure as a pharmacy technician. GARDEN indicated that he was recently offered the opportunity to restart his PTT training pending a valid PTT license. J. LANZA inquired whether GARDEN the PTT training would be in addition to his schedule as a fulltime employee and fulltime student? GARDEN indicated that he would work three days in the front store and two days as a PTT in the pharmacy.

ACTION: A motion was made by C. Belisle to extend the expiration date of Garden's PTT license for one year; Seconded by K. Thornell, then Board Members present voted unanimously by rollcall to approve motion.

TOPIC VIII

File Review

Case #1 /CAS-2021-0636

PHA-2021-0053 The Hilsinger Company Parent, LLC, DBA Hilco Vision, WD517 Time: 08:50 AM

RECUSAL: NONE

DISCUSSION: C. MOGNI presented and summarized the investigative report that pertained to these matters.

- An Order of the MOBOP dated 06/09/21 was received indicating Hilco Vision was disciplined with a two-year probation for shipping over 10,000 prescription medications into MO without an active license from 9/9/2019 when a transfer in ownership occurred through 1/17/2021 The disciplinary action was not report to the MA BORP by Hilco Vision.
- Manager Costa responded that although the process of preparing and submitting necessary filings was initiated, Hilco Vision was unable to submit the application within the desired timeframe due to the complexities of preparing all the paperwork, the demands of effectuating the transaction, the need to gather various signatures and information, and the disruption created by the pandemic. Additionally, the application had to be revised due to changes in key personnel responsible for managing the state licenses and permits.
- A review of all state licenses identified periods that Hilco Vision did not have active licenses in DE, FL, KS, MS, and RI. As of 9/22/21, licensure was expired in CA and NM. In the 9/17/2021 response, all information was confirmed. A 3LP is currently shipping into CA but this was not stated as the process for DE, FL, NM, RI during periods of expired licensure. KS and MS BOPs authorized shipping while licensure was pending.
- In the initial response, Manager Costa stated significant resources were invested to ensure current licenses with a process for timely notifying BOPs. Each month all licenses expiring in 90-120 days are reviewed. All necessary documentation for licensure is to be collected 60-90 days prior to the expiration date and all renewal applications will be filed 30 days prior to the expiration date. A full

review was conducted of the licensing and permitting compliance process including an assessment of specific individuals responsible for these matters. In the additional response, Manager Costa stated the internal license tracking processes were modified and mandatory weekly meetings to include members of LicenseLogix, regulatory personnel, and the management team were implemented.

ACTION: Motion by T. FENSKY, seconded by S. HAMILTON, and voted unanimously by those present, to refer the matter (PHA-2021-0053), to the office of the prosecution for the issuance of an order to show cause and to authorize resolution of the matter by a consent agreement for PROBATION for a period of 2 years, with special terms to include quarterly report compliance with all regulatory requirements and report when current pending licensures are approved.

Case #2/CAS-2021-0637

SA-INV-18198

Whittier Health Pharmacy, DS89795

Time: 09:10 AM

RECUSAL: NONE

DISCUSSION: C. MOGNI presented and summarized the investigative report that pertained to these matters.

- Allegation by WSHC that the Pharmacy failed to provide continuity of care for WSHC patients. WSHC decided to terminate its contract with the Pharmacy to provide 340B medications to its patients and open its own clinic pharmacy. WSHC claimed the Pharmacy refused to transfer the 340B inventory and all PHI on 07/01/2021.
- MOR Okoye claimed she received inaccurate and conflicting information regarding the transfer of inventory to the WSHC pharmacy. When she had the medications delivered to Mr. Lee's office on 07/01/2021, he refused to accept them. On 07/02/2021, WSHC took possession of the 340B inventory.
- The Attorney contended that the WSHC pharmacy was not prepared to fill prescriptions for its patients on 07/01/2021 by not having medications in stock. The Pharmacy was ready, willing and able to meet the patients' needs including performing prescription transfers to another pharmacy, but the WSHC pharmacy was not set up to receive electronic transfers which caused the resultant disruption in care. Copies of electronic transfer logs for prescriptions transferred out of the Pharmacy showed they regularly performed transfers with the first electronic transfer to WSHC pharmacy occurring on 07/13/2021.
- MOR Okoye stated all PHI was destroyed or transferred on 07/08/2021 indicating her reluctance to comply was based on the requirement as a pharmacy provider to comply with all state and federal laws and regulations concerning the retention of prescription records.

ACTION: Motion by S. HAMILTON, seconded by T. FENSKY, and voted unanimously by those present, to CLOSE the matter (SA-INV-18198), Insufficient Evidence.

Case #3/CAS-2021-0524

SA-INV-18040

Aaron P. Levesque, PH237612

Time: 09:13 AM

RECUSAL: NONE

DISCUSSION: G. MELTON presented and summarized the investigative report that pertained to these matters.

- BOP was notified through NABP's clearinghouse that Pharmacist Levesque entered into a settlement agreement for a \$250.00 fine and a letter of caution with CT COP during June 2019 after he failed to properly supervise a technician who, in turn, transferred an undesired refill of a prescription.
- Pharmacist Levesque explained that the pharmacy technician fielded a refill request over the phone from the patient's mother for the patient's OCP. The pharmacy was out of stock at the time, so the technician transferred the prescription to another pharmacy in the same chain. However, technicians in CT were not authorized to transfer prescriptions at that time. Pharmacist Levesque argued that the prescription was not transferred but refilled by another pharmacy in the same chain which shared the same central database for prescriptions. He indicated that this was common practice in CT.
- In addition, the patient's mother requested a refill of the wrong prescription because it was the only OCP in the patient's profile. The patient actually was attempting to fill a new prescription for a different OCP which was not called in by her prescriber until 6 days after the refill. The patient ended up ingesting the refilled OCP instead of the new OCP and suffered unnamed side effects. She then reported the matter to CT COP. Pharmacist Levesque argued that the patient was not sent a new prescription for OCP until 6 days after her refill. He indicated that he was not informed of the change in OCP nor received a discontinue order from the patient, patient's mother, or the prescriber until after the refill.
- Furthermore, Pharmacist Levesque asserted that he only signed the agreement to settle the matter because he would not be admitting liability or violating any rules or regulations. He was told that his license would remain in good standing and the investigation would end.
- PH Levesque Paid \$250.00 fine and completed three hours of continuing education in patient safety in 2019 after receiving notification of investigation from the CT COP as part of self-directed remediation.

ACTION: Motion by J. CHIN, seconded by C. JEAN-FRANCOIS, and voted unanimously by those present, to CLOSE the matter (SA-INV-18040), No Discipline Warranted, Remediation Complete.

Case #4/CAS-2021-0492

SA-INV-17989

Chau Phan, PH25106

Time: 09:17 AM

RECUSAL: NONE

DISCUSSION: G. MELTON presented and summarized the investigative report that pertained to these matters.

- BOP confirmed a report from NABP's clearinghouse that Pharmacist Phan entered into a settlement agreement effective 2019 for discipline against his Texas pharmacist license with Texas BOP after he dispensed 6 prescriptions with 21 refills for prescription drugs for a patient during 2016 pursuant to prescriptions that were purportedly authorized by a Texas physician but were not, in fact, authorized by the physician.
- Accordingly, Pharmacist Phan agreed to 1 year of probation, a \$15K fine, and 6 hours of CE in addition to annual requirements in Texas. Pharmacist Phan complied with the terms of the agreement and his license was returned to active status with no restrictions.
- Pharmacist Phan explained that an insurance carrier alleged that he submitted claims for drugs that were neither prescribed nor dispensed. TX BOP opened an investigation in conjunction with CIGNA.

He was also indicted on charges of insurance fraud, but the charges were dismissed in 2018 after he paid restitution to the carrier. Pharmacist Phan then agreed to settle the TX BOP matter after the criminal charges against him were dismissed. He stressed that the criminal charges were dismissed, and TX BOP made no findings of fault or guilt in the settlement agreement.

- Pharmacist Phan respectfully requested that BORP close the case as he completed remediation as part of the settlement agreement (1 year probation, \$15K, additional CE, restitution paid) and he had no further discipline in the 5 years since the incident occurred. Alternatively, Pharmacist Phan requested that BORP close the matter with a stayed probation or a retroactive probation. Pharmacist Phan also indicated that he was willing to answer further questions or provide additional information to aid this investigation.

ACTION: Motion by S. HAMILTON, seconded by K. THORNELL, and voted unanimously by those present, to elevate the matter (SA-INV-17989), to a complaint, and then refer the complaint to the Office of Prosecution for the issuance of an order to show cause and to authorize resolution of the matter by a consent agreement for REPRIMAND.

Case #5/CAS-2021-0539

PHA-2021-0039

Walgreens #5755, DS1368

Time: 09:20 AM

RECUSAL: NONE

DISCUSSION: G. MELTON presented and summarized the investigative report that pertained to these matters.

- On May 14, 2021, WAG 5755 reported a suspected employee pilferage of 60 methylphenidate 5mg tablets. WAG 5755 indicated that the loss was discovered on April 28, 2021 after a patient's mother attempted to pick up a prescription for methylphenidate and the prescription was missing from the waiting bin.
- WAG 5755 acknowledged that an internal investigation uncovered no substantive evidence of employee pilferage or other reason for the loss. Thus, the reason for the loss was, in fact, unknown. In addition, WAG 5755 failed to report the initial discovery of the loss within 7 days and failed to submit supplemental information for a loss or theft required by BORP policy. WAG 5755 explained that the internal investigation was delayed because staff failed to report the loss to MOR Davies in a timely manner.
- CA: Segregation of CII prescriptions from CIII-CVI waiting bins, RPh only placement of CII prescriptions in waiting bins, technicians required to initial prescriptions filed in the waiting bins, staff required to verify the patient address & DOB for every prescription transaction, and remedial training on requirements of processing prescriptions in the "out" window. In addition, staff pharmacists were reminded in a strenuous manner of their obligations to report loss or theft of controlled substances in accordance with BORP and WAG 5755's internal standard operating procedure.

ACTION: Motion by S. HAMILTON, seconded by T. FENSKY, and voted unanimously by those present, to refer the matter (PHA-2021-0039), to the Office of Prosecution for the issuance of an order to show cause and to authorize resolution of the matter by a consent agreement for REPRIMAND.

Case #6/CAS-2021-0580

PHA-2021-0042

Walgreens #11998, DS1368

Time: 09:23 AM

RECUSAL: NONE

DISCUSSION: J. TRAN presented and summarized the investigative report that pertained to these matters.

- During a retail inspection (ISP-16162) conducted on 06/10/2021, it was discovered that Pharmacy Technician Trainee (PTT) Catherine Cottrill and PTT Kishan Patel had been working without a license.
- MOR Smaili reported that PTT Cottrill had commenced employment was March 29, 2021 through June 9, 2021 and had worked 316.51 hours in total. The MOR also reported that PTT Patel commenced employment March 22, 2021 through June 9, 2021 and had worked 402.61 hours in total.
- He noted that due to the shortage of staff in the pharmacy due to the pandemic, he rushed to train the individuals so that they could help cover for the certified pharmacy technicians that were COVID-19 immunizers. The MOR also stated that due to the COVID-19 pandemic, he was under the impression that there was still a delay in attaining and renewing licenses. As a result, he waited before mailing out the pharmacy technician training applications.
- MOR Smaili noted that all new hires will be provided with a Pharmacy Technician Trainee Application, be responsible to fill out and submit the application, and receive a license. The MOR will ensure that the job responsibilities of a PTT prior to acquiring a license does not go beyond ringing up customers.

ACTION: Motion by S. HAMILTON, seconded by K. THORNELL, and voted unanimously by those present, to refer the matter (PHA-2021-0042), to the Office of Prosecution for the issuance of an order to show cause and to authorize resolution of the matter by a consent agreement for REPRIMAND.

Topic IX: **Executive Session Call to Order:** **Time: 9:26 AM**
By: J. Lanza

Action: A motion was made by to S. HAMILTON enter Executive Session; Seconded by C. Belisle and Board Members present voted unanimously by roll call to approve motion. Roll call attendance: J. Lanza, yes; S. Hamilton, yes; C. Belisle, yes; A. Stein; J. Rocchio, yes; J. Chin, yes; S. Cornacchio, yes; R. Lopez, yes; T. Fensky, yes; D. Perry, yes. K. Thornell, yes; C. Jean-Francois, yes.

J. Rocchio leaves meeting 10:00 AM
S. Cornacchio leaves meeting 10:00 AM

Topic X: **65C Sessions MGL c. 112 section 65C** **Time: 10:02 AM**

DISCUSSION: None

ACTION: President J. Lanza request a motion to enter 65C.

At 10:02 AM K. Thornell, seconded by D. Perry and voted unanimously by all those present to enter 65C by roll call vote.

ACTION: Motion by D. Perry seconded by S. Hamilton and voted unanimously by those present, to adjourn from General Session by roll call vote.

EXHIBITS USED DURING THE OPEN SESSION OF THE MEETING

1. Draft Agenda of the 10/15/21 General Session
2. Draft Minutes of the 10/1/21 Meeting
3. Application: CHC Falmouth Pharmacy – New Community Pharmacy
4. Application: Pine Hill Pharmacy -New Community Pharmacy
5. PTT License Extension: PTT04583 Draleaus, Katherine
6. PTT License Extension: PTT04641 Bullock, Sarah
7. PTT License Extension: PTT09402 Garden, Adam
8. Policy 2020-02: Compounding Copies of Commercially Available Drugs
9. Policy 2020-04 Continuing Education CE Requirements
10. FILE REVIEW
11. CAS-2021-0053 PHA-2021-0636 The Hilsinger Company Parent LLC, DBA Hilco Vision, WD517
12. CAS-2021-0637 SA-INV-18198 Whittier Health Pharmacy, DS89795
13. CAS-2021-0524 SA-INV-18040 Aaron P. Levesque, PH237612
14. CAS-2021-0492 SA-INV-17989 Chau Phan, PH25106
15. CAS-2021-0539 PHA-2021-0039 Walgreens #5755, DS1368
16. CAS-2021-0580 PHA-2021-0042 Walgreens #11998, DS89678

Respectfully Submitted,
Carly Jean-Francois, NP, Secretary