

**BOARD OF REGISTRATION IN PHARMACY  
MEETING MINUTES  
September 14, 2010  
NORTHEASTERN UNIVERSITY  
BOUVE COLLEGE OF HEALTH SCIENCES SCHOOL  
OF PHARMACY  
Boston, Massachusetts 02115**

**Board Members Present** Joanne Trifone, R.Ph.; Stanley Walczyk, R.Ph.; James T. DeVita, R.Ph.; Michael Tocco, R.Ph., M.Ed.; Kathy Fabiszewski, Ph.D., N.F.

**Board Members Absent** George Cayer, R.Ph.; Sophia Pasedis, R.Ph., Pharm.D.; Donald Accetta, M.D., M.P.H.; Steven Budish; Karen Ryle, R.Ph., M.S.

**Staff Present** James D. Coffey, R.Ph.; Director; Margaret Cittadino, M.Ed., Associate Director; Susan Manning, Board Counsel; Leo McKenna, R.Ph., Pharm.D., Quality Assurance (QA) Coordinator; Samuel J. Penta, R.Ph., Supervising Investigator; Cheryl Lathum R.Ph., Pharm.D., Investigator; James Emery, Pharmacy Technician, Investigator; William E. Frisch, Jr., R.Ph., Investigator; Intern Danielle Massee, Massachusetts College of Pharmacy; Intern Kimberly Tum, Northeastern University

1. 9:00 a.m. CALL TO ORDER  
President Joanne M. Trifone, R.Ph.
2. 9:01 a.m. WELCOME, INTRODUCTIONS AND RECOGNITION  
Board of Registration in Pharmacy & Northeastern University, School of Pharmacy  
  
John R. Reynolds, Pharm.D., Dean, School of Pharmacy, Todd Brown, MHP, Clinical Instructor and Vice Chair, Department of Pharmacy Practice; Anita Young, M.Ed. R.Ph., Director of Continuing Professional Education
3. 9:15 a.m. LICENSING; Pharmacy/Wholesale Distributor Applications  
Assoc. Dir. Margaret Cittadino

Change of Manager

Costco Pharmacy 333, 2 Mystic View Road, Everett (DS3211)  
CVS 159, 516-522 Main Street, Melrose (DS16605)  
CVS 290, 300 Mishawam Road, Woburn (DS21531)  
CVS 2172, 100 Worcester Street, Grafton (DS2817)  
CVS 131, 210 Boston Road, North Billerica (DS3049)  
CVS 736, 199 Great Road, Bedford (DS1039)  
CVS 5874, 631 Washington Street, Boston (DS3293)  
CVS 604, 199 Sudbury Street, Concord (DS23775)  
K-Mart Pharmacy 3638, 10 Main Street, Tewksbury (DS2168)  
RiteAid 10180, 131-133 Main Street, Middleboro (DS3126)  
RiteAid 10070, 700 Main Street, Great Barrington (DS2394)  
RiteAid 10184, 4 Washington Street, Canton (DS3091)  
RiteAid 10191, 711 Main Street, Dennisport (DS2972)

Wal-Mart Pharmacy 10-2158, 200 Otis Street, Northborough (DS2742)

	PHA-2010-0097 Lucinda A. Pereira PT10896	Motion Trifone/Walczyk to dismiss with advisory letter; two continuing CEs on preventing medication errors <b>Recused/Tocco</b> <b>Approved</b>
2	PHA-2010-0030 Rite Aid 10120 DS3249  PHA-2010-0093 Soterios Hantzis PH18567  PHA-2010-0114 Meredith Pagan PT10167	Motion DeVita/Trifone to dismiss - no violation. <b>Recused/Tocco</b> <b>Approved</b>  Motion DeVita/Trifone to dismiss with advisory letter; two CEs on preventing medication errors <b>Recused/Tocco</b> <b>Approved</b>  Motion DeVita/Walczyk to dismiss with advisory letter; two CEs on preventing medication errors <b>Recused/Tocco</b> <b>Approved</b>
3	PHA-2010-0134 Hector Sanchez PT9386	Motion Walczyk/Tocco to summarily suspend if voluntary surrender not received <b>Approved</b>
4	PHA-2010-0151 Deborah Forand-Tolson PH21697	Motion DeVita/Trifone to refer for evaluation with clinical practice restriction until Board review of evaluation <b>Approved</b>
5	SA-INV-177 PHA-2010-0059 Rite-Aid 10085 DS3180  PHA-2010-0128 Lindsey Marie Myers PT20733	Motion DeVita/Trifone to schedule investigative conference with manager of record and other involved staff <b>Approved</b>
6	PHA-2010-0064 Rite Aid 10158 DS2376	Motion Walczyk/DeVita to dismiss - insufficient evidence <b>Recused/Tocco</b> <b>Approved</b>
7	PHA-2010-0063 Rite-Aid 10214 DS2447	Motion Walczyk/Trifone to dismiss with advisory letter; two CEs in the ECHO system. <b>Approved</b>

6. 10:30 a.m. LEGAL/REPORT OF OFFICE OF GENERAL COUNSEL  
Pending Legal Matters - Susan Manning, Board Counsel

- Update: Prescription Monitoring Program (PMP) 247 CMR 5.04 Reporting Requirements to the Prescription Monitoring Program revisions.  
Board filed revisions to PMP regulations 247 CMR 5.04 on September 3, 2010 (emergency promulgation), effective that date. Board will schedule public

hearing on the revised regulations on 9:30 a.m. at the November 16, 2010 or meeting.

- Update: **Margolis Pharmacy**, 447 Broadway, Chelsea (Permit No. 2974; Current Status: Summary Suspension of Pharmacy registration effective 6/14/2010) - Complaint Docket No. PHA20100010. *Voluntary Surrender Agreement* of pharmacy registration executed by owner Steven Shraiar, R.Ph.

10:35 a.m. **Motion Walczyk/DeVita** to enter Closed Session (GL c. 112, s. 65C; GL c. 30A, s. 11A) for Review and Discussion of Complaints and Other Matters

**Approved**

11:15 a.m. **Motion Walczyk/Tocco** to return to Open Session.

**Approved**

Matter of **Eric A. Gottung** (PT12476) - Docket No. PHA-2010-0132.  
After discussion of report presented by Investigator Cheryl Latham,

**Motion DeVita/Walczyk** to issue *Temporary Order of Summary Suspension* of Eric Gottung pharmacy technician registration, effective immediately.

**Recused/Trifone** (exited meeting room)

**Approved**

In the matter of several pending complaints related to pharmacist continuing education violations.

**Motion DeVita/Walczyk** to apply the standard grid disposition to all pending continuing education violation complaints.

**Approved**

7. 11:20 a.m. **DISCUSSION/PRESENTATION - Collaborative Drug Therapy Management (CDTM) Model Agreement**

Ex. Dir. Coffey and QA Coordinator Leo McKenna reviewed model agreement for pharmacists and physicians to consider for use in establishing relationships and protocols to engage in CDTM in retail pharmacy practice settings.

8. 11:30 a.m. **NEW COMMUNITY PHARMACY APPLICATION/Appearance**

**MEDI-SON SOLUTIONS, LLC**

Proposed: 898 Washington Street, Suite B, Norwood, MA 02062.

Present: Proposed Manager Son Dinh, Pharm.D., R.Ph. (PH26530)

New pharmacy applicant proposes to dispense Schedules II-VI controlled substances.

**Motion DeVita/Tocco** to approve application pending compliant inspection.

**Recused/ Trifone** (exited meeting room)

**Approved**

9. 11:50 p.m. NEW COMMUNITY PHARMACY APPLICATION/Appeal

**CHELSEA PHARM, INC. DBA MARGOLIS PHARMACY**

Proposed: 447 Broadway, Chelsea, MA 02150

Present: Proposed Manager of Record and Owner Oleg Urim, R.Ph. (PH23827); Paul M. Garbarini, R.Ph., Esq.

New pharmacy applicant proposes to dispense Schedules II-VI controlled substances.

**Motion** Trifone/DeVita to approve application pending compliant inspection.

**Approved**

10. FLEX DISCUSSION

**OLD BUSINESS**

- a) Matters of Rite Aid #10095, Worcester (License No. 1993)/Complaint Docket No. PHA2009-0045 & Rite Aid #10086, Millbury (License No. 2408) / Complaint Docket No. PHA2009-0011/Complaint Docket No. PHA2009-0042

Continuation of discussion (10/20/09 Investigative Conference) and response provided regarding Board request for additional information regarding policy and procedure for processing prescriptions placed ON HOLD.

**Motion** Trifone/DeVita to dismiss all related complaints (PHA2009-0011, 0042, 0043, 0044, and 0045) with advisory letters.

**Approved**

- b) **2010-02: Joint Guidelines for the Use of Automated Pharmacy Systems for the Storage and Dispensing of Schedule VI Controlled Substance Prescriptions in Pharmacies:** Inquiry on behalf of health care facility clients regarding alternate location of automated system.

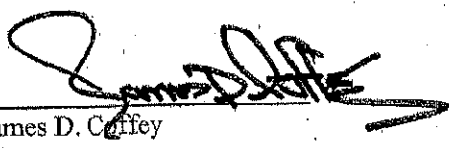
Board will advise inquirer to provide specifics as to where the facilities seek to locate the automated system and detail security in place regarding the proposed location.

11. 12:05 p.m. **Motion** DeVita/Tocco to adjourn meeting. **Approved**

**MEETING ADJOURNED**

**LUNCH AND RECOGNITION FOR WILLIAM A. GOUVEIA, MS, R.Ph.**

Respectfully submitted by:

  
James D. Coffey  
Director

Board approved: March 8, 2011

BOARD OF REGISTRATION IN PHARMACY  
CLOSED SESSION MINUTES  
September 14, 2010  
NORTHEASTERN UNIVERSITY  
BOUVE COLLEGE OF HEALTH SCIENCES SCHOOL OF  
PHARMACY

Closed Session – M.G.L. c. 112, s. 65C (Pending Complaints)  
M.G.L. c. 30A, s. 11A (Adjudicatory)

10:35 a.m. **Motion** Walczyk/DeVita to enter Closed Session ( GL c. 112, s. 65C; GL c. 30A, s. 11A)  
for Review and Discussion of Complaints and Other Matters  
**Approved**

**Recused**/Trifone (exited meeting room)

Matter of [REDACTED]  
Investigator Cheryl Latham presented investigative report regarding pharmacy technician  
licensee [REDACTED]. Board reviewed evidence raising concern as to current competency to  
perform technician functions. summary suspension determined to be appropriate pending  
review of medical and psychological evaluation.

11:15 a.m. **Motion** Walczyk/Tocco to return to Open Session.  
**Approved**