

**BOARD OF REGISTRATION IN PHARMACY
BOARD MEETING MINUTES
TUESDAY SEPTEMBER 04, 2007
239 CAUSEWAY STREET
SECOND FLOOR, ROOM 206
BOSTON, MA 02114**

Present: James DeVita, R.Ph., Karen Ryle, R.Ph., M.S., George Cayer, R.Ph., Sophia Pasedis, R.Ph., Pharm.D., William Gouveia, R.Ph., M.S., Marilyn Barron, MSW, Public Member, Steven Budish, Public Member Joel Berman, R.Ph., Kathy Fabiszewski, Ph.D., R.N., Michael Tocco, R.Ph., M.Ed.

Absent: Donald Accetta, M.D.

Staff: James D. Coffey, R.Ph., Director, Susan Manning, Counsel, Carolyn Reid, Admin. Asst., James Emery, Inv., Samuel Penta, R.Ph., Superv.

1. 8:30 a.m. – Pres. DeVita called meeting to order.

Introduction of Massachusetts College of Pharmacy and Allied Health Sciences (MCPHS) Student Nadeen Ibrahim, Pharm.D. Candidate (2008)

2. 8:35 a.m. - Review of Board Minutes
Motion/Pasedis to approve the June 5, 2007 draft minutes as amended (attendance). Second/Gouveia. All in favor.

3. 8:40 a.m. - Pharmacy/Pharmacy Department Applications

Nuclear Pharmacist

Rachel A. Ziegler, R.Ph. (MA Pharmacist Lic. No. 26473)

Kerry M. Iannielli, RPh (MA Pharmacist Lic No. 26980)

Patrick W. Gallagher, RPh (MA Pharmacist Lic No. 26221)

Relocation – Pharmacy/Pharmacy Department

CVS Pharmacy, 484 Station Avenue, South Yarmouth, MA TO 453 Station Avenue, South Yarmouth, MA

CVS Pharmacy #4471, 121 Spring Street, Springfield, MA TO 600 State Street, Springfield, MA

CVS Pharmacy #49, 340 Washington Street, Boston, MA TO 333 Washington Street, Boston, MA

CVS Pharmacy #861, 715 Crescent Street, Brockton, MA TO 355 Centre Street, Brockton, MA

(DeVita recused from above matters)

Change of Manager

Big Y Pharmacy #14, East Longmeadow (Pharmacy Reg. No. 3075)

Brooks Pharmacy #695 (DBA Rite Aid #10177) Bridgewater (Reg. No. 2373)

Brooks Pharmacy #5125 (DBA Rite Aid #10080) Leominster (Reg. No. 3463)
Brooks Pharmacy #235 (DBA Rite Aid #10143, Norwell (Reg. No. 2421)

CVS Pharmacy #859, Agawam (Pharmacy Reg. No. 1343)
CVS Pharmacy #240, Cambridge (Pharmacy Reg. No. 5551)
CVS Pharmacy #746, Randolph (Pharmacy Reg. No. 2818)
CVS Pharmacy #2282, Dorchester (Pharmacy Reg. No. 2936)
CVS Pharmacy #1230, Belchertown (Pharmacy Reg. No. 2023)
CVS Pharmacy #1006, Brockton (Pharmacy Reg. No. 2715)
CVS Pharmacy #1882, Fitchburg (Pharmacy Reg. No. 3047)
CVS Pharmacy #634, Kingston (Pharmacy Reg. No. 2725)
CVS Pharmacy #6505, Newton (Pharmacy Reg. No. 3522)
(DeVita recused from above matters)

Familymeds Specialty Pharmacy Services #314 Framingham (Reg. 3476)
Kmart Pharmacy #7155, Fairhaven (Pharmacy Reg. No. 2233)
North Shore Pharmacy Services, Wakefield (Pharmacy Reg. No. 3458)
Osco Pharmacy #7413, Weymouth (Pharmacy Reg. No. 3354)
Price Chopper Pharmacy #194, Worcester (Pharmacy Reg. No. 3324)
Resident Care Pharmacy, Methuen (Pharmacy Reg. No. 3264)
Target Pharmacy #T1441, Somerville (Pharmacy Reg. No. 3185)
Walgreens Pharmacy #9614, Haverhill (Pharmacy Reg. No. 3489)
Walgreens Pharmacy #03020, Attleboro (Pharmacy Reg. No. 2492)
Walgreens Pharmacy #02781, Norton (Pharmacy Reg. No. 3468)
Walgreens Pharmacy #9152, Worcester (Pharmacy Reg. No. 3515)
Walgreens Pharmacy #2710, Westfield (Pharmacy Reg. No. 2126)
Wal-Mart 10-2902, Framingham (Pharmacy Reg. No. 3181)
Wal-Mart 10-3561, East Falmouth (Pharmacy Reg. No. 3197)
Wal-Mart 10-5278, Chicopee (Pharmacy Reg. No. 3351)

New Pharmacy/Pharmacy Department

Target Pharmacy #T-2292 - 2421 Cranberry Highway Wareham, MA 02571
Target Pharmacy #T-2287 - 67 Pleasant Street, Methuen, MA 01844
Target Pharmacy #T-2325 - 35 Computer Drive, Haverhill, MA 01832
Big Y Pharmacy #7 - 136 North King St., Route 5, Northampton, MA 01060
CVS/pharmacy #8437- 188 Linden Street, Wellesley, MA 02482
(DeVita recused)
Stop & Shop Pharmacy #448 - 25 Walkers Brook Drive, Reading, MA 01867
(Berman recused)

Closing

CVS Pharmacy #00391, 241 Needham St. Newton, MA; transfer of business records and inventory to CVS Pharmacy #6505, 978 Boylston St., Newton, MA (Pharmacy Reg. No. 3522)
(DeVita recused)

Transfer of Ownership

Ruggles Square Pharmacy DBA Deruko Pharmacy 1123 Tremont Street, Boston, MA TO Whittier Health Pharmacy, Inc. 1123 Tremont Street, Boston, MA. Motion/Gouveia to approve the application subject to compliant inspection and receipt of financial disclosure statement. Second/Budish. All in favor.

Renovation / Expansion

CVS/pharmacy, 637 Lowell Street, Peabody (Reg. No. 21288)
CVS/pharmacy, 467 Centre Street, Jamaica Plain (Reg. No. 2711)
(DeVita recused)

Sullivan's Pharmacy, 1 Corinth Street, Roslindale (Pharmacy Reg. No. 1243). Motion/Cayer to survey consultation area to assess confidentiality Compliance. Second/Pasedis. Unanimous in favor.

Motion/Pasedis to approve above-referenced applications, subject to compliant inspections and other noted conditions. Second/Gouveia. All in favor, with recusal of Berman and DeVita as noted.

4. 8:50 a.m. - Dir. James D. (JD) Coffey – **Updates**

NABP District 1 Meeting October 25-27, 2007 Hilton Hotel and Conference Center, Burlington, Vermont

Upcoming Board Meetings:
September 18, 2007
October 09, 2007: MCPHS
October 23, 2007

Draft Board Meeting Calendar 2008

Continuing Education Programs

September 27, 2007: W. MA Pharmacy Assoc. (Springfield) – Coffey
October 04, 2007: MCPHS Town Hall Forum (Boston) – Board
October 18, 2007: PharmEd (Westfield) – Coffey and McKenna
November 01, 2007: MCPHS (Wakefield) – Coffey

NABP Cautiously Estimates November NAPLEX and Georgia MPJE Reinstatement

NABP announced to its member boards of pharmacy on Thursday, August 30, 2007 that the NAPLEX and Georgia MPJE will be reactivated as soon as possible when NABP is confident that both examinations are able to validly assess the entry-level competence of pharmacists to safely practice pharmacy. NABP cautiously estimates that the examinations will be

reinstated by early November 2007, following review and approval by NABP. Upon reactivation, the NAPLEX and Georgia MPJE programs will provide valid, psychometrically sound assessments of candidate competence and will embody the highest standards of testing that characterize and define NABP and its programs.

E-Licensure: My License Office (MLO) to include M-Check
User acceptance testing and training: Sept. – Oct. 2007

Limited Service Clinics - proposed amendments to 105 CMR 140.000.
Public Hearings scheduled for September 05 (Boston) and September 18, 2007 (Worcester)

5. 9:00 a.m. - Report of Office of Investigations

a) File Review - Samuel J. Penta, Supervisor/Investigator
James C. Emery, Investigator

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| 1 | PH-07-092 | Refer to Legal |
| 2 | PH-07-060 | Investigative Conference |
| 3 | PH-07-059 | Investigative Conference |
| 4 | PH-08-006 | Investigative Conference |
| 5 | PH-07-119 | Informal Conference |
| 6 | PH-08-009 | Voluntary Surrender |
| 7 | DS-08-005 | Reprimand |
| 8 | PH-08-003 | Reprimand |
| 9 | DS-08-002 | Dismissed |
| 10 | DS-08-008 | Advisory Letter |
| 11 | PH-08-002 | Refer to Legal |
| 12 | PH-07-111 | Refer to Legal |

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| 13 | PH-07-110 | Refer to Legal |
| 14 | PH-07-129 | Refer to Legal |
| 15 | PH-07-128 | Refer to Legal |

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| 16 | PH-08-007 | Dismissed |
| 17 | PH-07-109 | Refer to Prosecutions |
| 18 | DS-08-007 | Dismissed |
| 19 | DS-07-101 | Dismissed |
| 20 | DS-07-102 | Dismissed |
| 21 | DS-08-013 | Dismissed |
| 22 | DS-08-016 | Dismissed |
| 23 | DS-08-006 | Dismissed |
| 24 | DS-08-003 | Dismissed |
| 25 | DS-08-003 | Dismissed |
| 26 | PH-08-008 | Advisory Letter |
| 27 | PH-08-011 | Advisory Letter |
| 28 | PH-08-001 | Probation |
| 29 | PH-07-112 | Refer to Legal |

6. 11:00 a.m. – Report of Office of General Counsel
a) Board Counsel - Susan Manning
i) Pending legal matters

ii) Pharmacist emeritus license (tabled)

7. 11:30 a.m. - New Pharmacy Application

Pepperell Pharmacy Inc., DBA Pepperell Family Pharmacy -
proposed to be located at 74 Main Street, Pepperell, MA 01463.

Present: Tracie Ezzio, R.Ph., Manager of Record

CEs: 2005 (short 3 live CE credits) to remediate with 9 live CE by
12/31/2007

2006 (60 CE credits completed)

2007: Advised to complete requisite CE requirements (15 CE's)

Motion/Tocco to approve the application subject to compliant inspection.

Second/Ryle. In favor: DeVita, Ryle, Pasedis, Gouveia, Barron, Budish,
Fabiszewski, Tocco. Opposed: Berman. Abstain: Cayer. Motion carried.

8. 12:00 p.m - Flex Discussion

New Business:

- a) Discussion regarding modified new business review process to include recommended solutions: Board staff shall provide recommendations to Board consistent with past precedent.
- b) DHPL Board Member Policy Re Travel Reimbursement
- c) Letter from Northeastern University School of Pharmacy re: appointment of John "Jack" R. Reynolds as Dean of the School of Pharmacy – DeVita advised Board staff to forward congratulations to Dean Reynolds.
- d) Michelle Williams, R.Ph. (License No. 18096/Exp.12/31/1994): Request for extension of reinstatement conditions. Motion/Pasedis to approve extension thru March 31, 2008. Second/Cayer. All in favor.
- e) Pharmacist Score Transfer applicant Jaclyn Kathleen Sprock. Motion/Pasedis to approve application. Second/Cayer. All in favor.
- f) Pharmacist Reciprocal Licensure applicant Daniele Jeanne Borrow. Motion/Ryle to approve application. Second/Gouveia. All in favor.
- g) In the matter of Charles E. Sliwoski Jr., R.Ph. (No. 18064) – Complaint Docket No. PH-00-028 : Request for termination of probation. Motion/Cayer to terminate probation. Second/Budish. All in favor.
- h) In the matter of Deborah S. Forand-Tolson, R.Ph. (No. 21697) - Complaint Docket No. PH-01-058 - Request for termination of probation. Motion/Pasedis to terminate probation. Second/Berman. All in favor.
- i) In the matter of Debra Ann Stewart, R.Ph. (No. 18070) - Complaint Docket No. PH-06-093 - Request for termination of suspension/ conversion to probationary status. Motion/Pasedis to terminate suspension and place on probation. Second/Cayer.
In Favor: DeVita, Cayer, Pasedis, Gouveia, Barron, Budish, Berman, Fabiszewski, Tocco. Abstain: Ryle
- i) In the matter of Pharmacist Reciprocal Licensure applicant

Michael T. Powers. Motion/Cayer to approve application.
Second/Budish. All in favor.

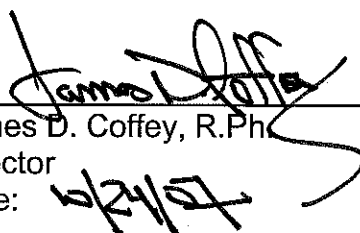
- j) In the matter of Pharmacist Reciprocal Licensure applicant
Evan R. Horton. Motion/Cayer to approve application. Second/Gouveia.
All in favor.
- l) In the matter of Pharmacist Score Transfer Licensure applicant Brian E.
Reishus. Motion/Gouveia to approve application. Second/Cayer.
All in favor.

9. 12:30 p.m. - Lunch

10. 1:30 p.m. - Old Business for Discussion:
In the matter of Pharmacy Technician Registration applicant Irina
Vlasova (applicant was present).
Motion/Ryle to deny application. Second/Gouveia. All in favor.

11. 2:30 p.m. - Motion/Ryle to adjourn meeting. Second/Pasedis. All in
favor.

Respectfully submitted by:



James D. Coffey, R.Ph.
Director
Date: 10/24/07

Reviewed by counsel: October 16, 2007
Draft approved: October 16, 2007
Board approved: October 23, 2007