

## MINUTES

### OKLAHOMA STATE BOARD OF PHARMACY

4545 N Lincoln Boulevard, Suite 112  
Oklahoma City, OK 73105-3488

July 19, 2006

#### **Call to order:**

President Osborn called the July 19, 2006 meeting of the Oklahoma State Board of Pharmacy (OSBP) to order at 8:00 a.m.

#### **Those present were:**

Board Members: William Osborn, President  
Gordon Richards, Vice-President  
Jim Spoon, Member  
Dorothy Gourley, Member  
John Lassiter, Member  
Diana Hampton, Member

Board of Pharmacy: Bryan Potter, Executive Director  
Gary LaRue, Compliance Officer  
Cindy Hamilton, Compliance Officer  
Betty Beil, Compliance Officer  
Terry Bratt, Inspector

Guests: John Rodden, Wal-Mart  
Laura Petty, Walgreen's

#### **Approval of minutes and claims:**

Motion was made by John Lassiter and seconded by Gordon Richards to approve the June 14, 2006 minutes. Motion passed on roll call vote.

Motion was made by Gordon Richards and seconded by Jim Spoon to approve claims #1158-1192, #H19095-#H19099 and June payroll. Motion passed on roll call vote.

#### **Cancellation of Pharmacists, Pharmacies, Technicians, and Facilities:**

After a review of the cancellation lists of pharmacists, pharmacies, technicians and facilities, a motion was made by Jim Spoon and seconded by Gordon Richards to cancel the licenses of those that did not renew within the renewal time period. Motion passed on roll call vote.

#### **Duplicate certificate request approved:**

Motion was made by Dorothy Gourley and seconded by John Lassiter to approve the duplicate certificate request for Jamie Lea Schweikhart, D.Ph. #13130. Motion passed on roll call vote.

#### **Board holds a discussion on technology updates:**

The Board reviewed the possible "technology updates" for the Board. President Osborn had previously met with the Board staff and had discussed suggested needs. The Board reviewed the list of needs.

Office Manager, Mary Ann Terral indicated that we were going thru the bid process on new recording systems and also on computer upgrades. It was the consensus of the Board that the upgrades should be done.

#### **Board interviews Reciprocity, Score Transfer and NAPLEX applicants:**

The Board met with 6 Reciprocity, 2 Score Transfer and 6 NAPLEX candidates. All were accepted upon passing the Oklahoma Law.

**Reciprocities:**

Melanie Kay Lawson ..... IL  
Cuong Mahn Nguyen ..... TX  
Charles Steven Peltonen ..... MN  
Jeanne Ann Stasney ..... TX  
Farha Ahmad Yoursuf ..... TX  
Robert Victor Zolnierz ..... MA

**Score Transfers:**

Jessica Michelle Cottreau ..... WI  
Andrea Elizabeth Jadwin ..... MO

**NAPLEX:**

Erin C. Aycox  
Trinity K. Do  
Anna R. Edwards  
Lacey J. Henry  
Deena C. Jones  
Brandy K. Williams

**OSBP vs. Michael Howard Womack, D.Ph. #12564 – Case No. 589 – Request for probation to be lifted:**

The Board was called to order to hear the request of Michael Womack. Mr. Womack was requesting that the probation of his license be lifted. Compliance Officer, Cindy Hamilton presented a history of the case. Kim McCowan of OPHP testified that Mr. Womack had complied with his contract and providing he completed a transition program with a continued contract with OPHP, they would recommend that his probation be lifted.

Motion was made by Gordon Richards and seconded by John Lassiter to lift the probation providing that Mr. Womack completes the recommendations of the OPHP Transition Program. Motion passed on roll call vote.

**OSBP vs. George Hollander, D.Ph. #11391 – Case No. 758 – Request for Probation:**

President Osborn called the Board to order to hear the request of George Hollander. Mr. Hollander was present with Counsel John Coyle. Mr. Hollander was requesting probation of his license. Compliance Officer Cindy Hamilton presented a history of the case. Kim McCowan of OPHP testified that Mr. Hollander had been compliant with his contract. She also testified that he had had a medical problem of low creatin, which had caused testing problems.

Motion was made by Jim Spoon and seconded by Diana Hampton to place Mr. Hollander on probation providing that he does a pre-employment evaluation and continues his contract with OPHP. Motion passed on roll call vote.

**OSBP vs. Rita L. Jones, Technician #5115 – Case No. 791:**

The Board was called to order to hear the case of Rita Jones. Ms. Jones was not present but it was determined that she had been notified properly. Compliance Officer Betty Beil testified that Ms. Jones had tested positive for CDS at the pharmacy where she worked. Ms. Jones had admitted to taking drugs from the pharmacy.

Motion was made by Jim Spoon and seconded by Diana Hampton that based on the clear and convincing evidence presented Ms. Jones be found guilty on all counts. Motion passed on roll call vote.

Motion was made by Diana Hampton and seconded by Gordon Richards that the technician permit of Rita Jones be revoked. Motion passed on roll call vote.

**OSBP vs. Charles Jason Waugh, D.Ph. #13230 – Case No. 795:**

The Board was called to order to hear the case of Charles Jason Waugh. Mr. Waugh was present with Counsel Bill LaSorsa. Assistant Attorney General Brinda White prosecuted for the Board. Those testifying for the Board were: Compliance Officer Betty Beil, Coy Jenkins, USA Loss Prevention, and OPHP representative Kim McCowan. President Osborn declared a recess for the Board to have lunch and reconvene at 2:00 p.m.

The Board was called to order to continue the case of Jason Waugh. Counsel Bill LaSorsa called the respondent to testify. Upon completion of his testimony, the Board asked him questions as did Brinda White, Assistant Attorney General. At that time, Counsel LaSorsa said that he had no other witnesses. After closing statements by Brinda White and Bill LaSorsa, the Board went into Executive Session for deliberation.

Upon returning from Executive Session, President Osborn called the Board to order to continue the hearing. A motion was made by Diana Hampton and seconded by Gordon Richards that based on the clear and convincing evidence submitted and the testimony that was presented Mr. Waugh be found guilty on all counts. Motion passed on roll call vote.

Motion was made by Dorothy Gourley and seconded by John Lassiter that having found Mr. Waugh guilty on all counts, his license be suspended for a period of 10 years until July 19, 2016. He is to enter into a contract with OPHP for this period of 10 years. Providing he has entered into a contract with OPHP and has complied fully with the contract for 18 months, Mr. Waugh may request to appear

before the Board to request that his license be placed on probation. Motion passed on roll call vote.

**Don Carruth to appear before the Board for reinstatement of D.Ph. license:**

President Osborn called the Board to order to hear the reinstatement request of Don Carruth. Mr. Carruth stated that he had not practiced pharmacy in 12 years but he had completed his C.E. requirements. After a brief discussion, a motion was made by John Lassiter and seconded by Jim Spoon that Mr. Carruth's D.Ph. license be reinstated. Before Mr. Carruth can work by himself he will be required to work with another pharmacist for 750 hours. Motion passed on roll call vote.

**OSBP vs. Tiffany L. Taylor, Technician #7221 – Case No. 794:**

President Osborn called the Board to order to hear the case of Tiffany L. Taylor. Ms. Taylor was not present but it was determined that she had been properly notified. Brinda White, Assistant Attorney General, prosecuted for the Board. Compliance Officer Cindy Hamilton testified for the Board and presented evidence that Ms. Taylor had been convicted of stealing CDS from the pharmacy where she worked.

Motion was made by Diana Hampton and seconded by Gordon Richards that based on the clear and convincing evidence presented Ms. Taylor be found guilty on all counts. Motion passed on roll call vote.

Motion was made by Gordon Richards and seconded by John Lassiter that the technician permit of Tiffany Taylor be revoked. Motion passed on roll call vote.

**Board discusses proposed changes in license applications:**

Assistant Attorney General, Brinda White, presented the Board with some new changes in the application forms. The Board made some suggestions and approved the forms with some minor changes.

**Board gives special recognition to Cindy Hamilton and Brinda White:**

Board member John Lassiter was recognized by President Osborn to make a Commendation. Representing the Board members, Mr. Lassiter directed Bryan Potter to place a Letter of Commendation in the personnel file of Compliance Officer Cindy Hamilton for her outstanding work on Case No. 774, OSBP vs. Gary Nichols.

The Board also directed Mr. Potter to send a letter of Commendation for Brinda White for her outstanding work on Case No. 774, OSBP vs. Gary Nichols to Attorney General Drew Edmondson. All Board members applauded the work of these two individuals.

**Board discusses the salary of the Executive Director and Staff:**

The Board went into Executive Session to discuss salaries. Upon returning from Executive Session, President Osborn called the Board to order. A motion was made by John Lassiter and seconded by Jim Spoon that the Executive Director's salary beginning July 1, 2006 be \$104,500. Motion passed on roll call vote.

It was explained that the salary was determined after reviewing the regional average salaries as listed in the 2005 NCPA Pfizer Digest. They also suggested a 10% raise for the Pharmacist Compliance Officers.

**Resolution adopted by the Board:**

The following resolution was adopted by the Board.

WHEREAS THE MEMBERS OF THE OKLAHOMA BOARD OF PHARMACY ARE SADDENED BY THE DEATH OF THE FORMER BOARD MEMBER, HARRY SCOUFOS:

WHEREAS HARRY SCOUFOS MADE SIGNIFICANT CONTRIBUTIONS TO THE BOARD, THE STATE OF OKLAHOMA AND THE PROFESSION OF PHARMACY;

NOW THEREFORE BE IT RESOLVED, THAT THE BOARD FORMALLY ACKNOWLEDGE THE LEADERSHIP AND CONTRIBUTIONS MADE BY HARRY SCOUFOS.

BE IT FURTHER RESOLVED, THAT THE BOARD EXTENDS THEIR SINCERE SYMPATHIES TO THE FAMILY,

ADOPTED AND RECORDED THIS DAY, WEDNESDAY JULY 19, 2006.

**Re-organization of the Board:**

President Osborn called the Board to order to reorganize the officers of the Board. Motion was made by John Lassiter and seconded by Jim Spoon to elect Gordon Richards as President and Dr. Diana Hampton as Vice-President of the Board. Motion passed on roll call vote.

President Richards first act was to adjourn the meeting.

**President Richards adjourned the meeting at 5:00 p.m.**