

MINUTES

OKLAHOMA STATE BOARD OF PHARMACY

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

July 18, 2007

Call to order:

President Richards called the July 18, 2007 meeting of the Oklahoma State Board of Pharmacy (OSBP) to order at 8:00 a.m.

Those present were:

Board Members: Gordon Richards, President
Diana Hampton, Vice-President
Jim Spoon, Member
John Lassiter, Member
Bill Osborn, Member
Dorothy Gourley, 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
Amanda Freeman, Wal-Mart
Tami Durham, Wal-Mart
Megan Rushing, Target
Von Davis, Target
Terry Cothran, Prescription Solutions
Kim Spitz, OPHP
Lisa Mayer, Intern

President Richards administers Oath to Bill Osborn and Diana Hampton:

President Richards conducted the first order of business, which was the swearing in of Diana Hampton and Bill Osborn. Both were starting a new term as of July 1, 2007.

Approval of minutes and claims:

Motion was made by Jim Spoon and seconded by Bill Osborn to approve the June 6, 2007 Board meeting minutes as well as the June 19th & 20th minutes of the Strategic planning meeting. Motion passed on roll call vote.

Motion was made by Diana Hampton and seconded by Bill Osborn to approve claims #1555-#1603, #H55201-#H55205, June payroll and any accrued expenses of the Executive Director. Motion passed on roll call vote.

Cancellation of Pharmacies, Pharmacists, Technicians, and Facilities:

After a review of the July cancellations, a motion was made by Dorothy Gourley and seconded by John Lassiter to cancel the license 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 Diane Hampton and seconded by Jim Spoon to approve the duplicate certificate request for Sheri L. Stoner, D.Ph. #13470. Motion passed on roll call vote.

Review Action Items from Planning meeting:

Mr. Potter discussed the progress on the list of Action Items from the Planning Meeting. The process for speeding up the technician hearings has been completed and 5 of the 6 for this meeting had Agreed Orders. Other items have been started but not completed.

Board sets future Board meeting dates:

The Board set dates for meetings for the rest of the year. They are as follows; August 29, October 3rd and November 7th. There will not be meetings in September and December.

Board meets with Assistant Attorney General, Sherry Todd about the pending case of Gary Nichols vs. OSBP:

The Board went into Executive Session to discuss litigation with Assistant Attorney General, Sherry Todd and Assistant Attorney General Brinda White.

OSBP vs. Alexis Ward, Technician #9059 – Case No. 811:

President Richards called the Board to order to hear the case of Alexis Ward. Ms. Ward was present but chose to appear without Counsel. Assistant Attorney General, Brinda White, represented the Board. Ms. Ward had answered “No” on her application and it was later discovered that she had been arrested and plead guilty on a charge. She testified that she had received a deferred sentence and it was to be expunged from the record. She had been advised that she did not have to disclose this on future applications. The case had not been expunged at the time of the investigation and has since been expunged by the Court.

Motion was made by Jim Spoon and seconded by Diana Hampton to find the respondent guilty on all three counts. Motion passed on roll call vote.

Motion was made by Bill Osborn and seconded by Dorothy Gourley to fine Ms. Ward \$50.00 per count for a total of \$150.00. Motion passed on roll call vote.

OSBP vs. Rebecca Adams-Merritt, Technician #7429 – Case No. 822:

The Board was called to order to hear the case of Rebecca Adams-Merritt. Ms. Adams-Merritt had signed an Agreed Order admitting guilt. She agreed to revocation of her technician permit.

Motion was made by Diana Hampton and seconded by Dorothy Gourley to accept the Agreed Order. Motion passed on roll call vote.

OSBP vs. Martha Brown, Technician #267 – Case No. 819:

President Richards call the Board to order to hear the case of Martha Brown. After reviewing the complaint, Assistant Attorney General, Brinda White presented an Agreed Order to the Board, which would revoke Ms. Brown’s technician permit.

Motion was made by Bill Osborn and seconded by John Lassiter to accept the Agreed Order. Motion passed on roll call vote.

OSBP vs. Cathy Morlock, Technician #9908 – Case No. 823:

The Board was called to order to hear the case of Cathy Morlock. After reviewing the complaint, Assistant Attorney General, Brinda White presented an Agreed Order to the Board, which would revoke Ms. Morlock’s technician permit.

Motion was made by Bill Osborn and seconded by John Lassiter to accept the Agreed Order. Motion passed on roll call vote.

OSBP vs. Tonya Pogue, Technician #8957 – Case No. 824:

President Richards call the Board to order to hear the case of Tonya Pogue. After

reviewing the complaint, Assistant Attorney General, Brinda White presented an Agreed Order to the Board, which would revoke Ms. Pogue's technician permit.

Motion was made by Bill Osborn and seconded by Diane Hampton to accept the Agreed Order. Motion passed on roll call vote.

OSBP vs. Joyce Proctor, Technician #9897 – Case No. 816:

The Board was called to order to hear the case of Joyce Proctor. After reviewing the complaint, Assistant Attorney General, Brinda White presented an Agreed Order to the Board, which would revoke Ms. Proctor's technician permit.

Motion was made by Diana Hampton and seconded by Jim Spoon to accept the Agreed Order. Motion passed on roll call vote.

Board interviews Reciprocity and Score Transfer applicants:

The Board met with 7 Reciprocity and 1 Score Transfer candidate. All were accepted upon passing the Oklahoma Law.

Reciprocity:

Andrew Richard Appleby NE
Lisa Marie Barcomb MI
Patricia Harris Cotner..... AL
Christopher Scott Crumpler..... TX
Kerry Lynn Hendren AR
Susan Carol Woodard..... TN
Myia Xiong AZ*

Score Transfer:

Dana L. DeBuhr IA

*Myia Xiong will be accepted upon passing the Oklahoma Jurisprudence Exam

Nashja Curet appears before the Board for approval of Graduate Intern license:

Nashja Curet appeared before the Board to request approval of a Graduate Intern license. Ms. Curet is an inactive pharmacist from Puerto Rico wanting to reciprocate to Oklahoma.

After a short interview with Ms. Curet, a motion was made by Bill Osborn and seconded by Diana Hampton to issue Ms. Curet a Graduate Intern license. Because Ms. Curet had been out of pharmacy practice for a period of time, she would be required to attain a minimum of 500 hours of internship before completing her reciprocity process. Motion passed on roll call vote.

Stephen Nicholas appears before the Board to request a Preceptor license:

Steven Nicholas was present to request a Preceptor license. A motion was made by Bill Osborn and seconded by Diana Hampton to approve him to become a Preceptor. Motion passed on roll call vote.

Miscellaneous Discussion Item:

Mr. Potter presented a request of a pharmacist wanting to re-instate a license that had been suspended for 10 years. The Board indicated that an evaluation should be made and that OPHP would need to make recommendations based on the evaluation. This evaluation should be made prior to this individual being placed on the agenda.

Board recessed for lunch

OSBP vs. Gary W. Short, D.Ph. #7836 – Case No. 806:

President Richards called the Board to order to hear the case of Gary Short. A request for a continuance of this case was made to come in at the August meeting.

Motion was made by John Lassiter and seconded by Jim Spoon to continue the case until the August meeting. Motion passed on roll call vote.

OSBP vs. Michael Womack, D.Ph. #12564 – Case No. 820:

The Board was called to order to hear the case of Michael Womack. After a review of the Complaint, Assistant Attorney General, Brinda White presented the Board with an Agreed Order. Mr. Womack would agree to revocation of his license and would pay a \$5000.00 fine.

Motion was made by Bill Osborn and seconded by Diana Hampton to accept the Agreed Order. Motion passed on roll call vote.

Terry Farnsworth of Swisslog Healthcare Solutions appears before the Board:

Terry Farnsworth of Swisslog Healthcare Solutions was introduced to the Board and then he presented a slide presentation regarding "PillPick System". The system is to be used in large hospitals.(200 beds or larger) It is an automated system that repacks drugs into unit dose packaging and is loaded to a robotic system that fills orders for different patients and floor carts. Everything is bar coded.

The Board approved the system to be used in Oklahoma institutions providing there is a system of pre and post checks by a pharmacist of the products packaged.

OSBP vs. Michael Ballard, D.Ph. #12939 – Case No. 821:

President Richards called the Board to order to hear the case of Michael Ballard. Mr. Ballard was present with his sister who accompanied him. Mr. Ballard chose to appear without Counsel. Assistant Attorney General, Brinda White presented the Complaint to the Board for review. Mr. Ballard had appeared in June and was asked to seek an evaluation from the OU Medical Center. OPHP representative, Kim McKown testified as to the results of the evaluation. It was suggested that Mr. Ballard enter into a contract with OPHP and to enter treatment in Palmetto. It was also suggested that he not practice for a period of one year. OPHP was working with Mr. Ballard to seek financial help for this treatment.

Motion was made by Bill Osborn and seconded by Diana Hampton that Mr. Ballard enter into a contract with OPHP and that his license be suspended for 1 year. Motion passed on roll call vote.

Re-organization of the Board:

President Richards called the Board to order to re-organize the Board officers. Motion was made by Bill Osborn and seconded by John Lassiter to elect Diana Hampton, M.D. as President and Dorothy Gourley, D.Ph. as Vice-President for the coming year. Motion passed on roll call vote.

President Hampton congratulated Gordon Richards for a job well done as President the past year.

President Hampton adjourned the meeting at 3:30 p.m.