

**AGENDA  
DEPARTMENT OF HEALTH  
BOARD OF PHARMACY  
FULL BOARD MEETING**

**October 12-13, 2010**

**Residence Inn  
600 W. Gaines St.  
Tallahassee, FL 32304-4308  
(850) 529-9080**

**Continuing Education credits may be awarded to licensees who attend the Board meeting when the Board discusses disciplinary matters. Pursuant to Rule 64B16-26.103(1)(d), you must attend the entire day to receive credits. Meetings usually end at 4:00 p.m.**

**Continuing education credit will not be granted to licensees required to appear before the Board. Individuals wishing to obtain continuing education credits must sign in prior to the beginning of the meeting. You will receive a certificate at the end of the meeting.**

**PLEASE TURN OFF ALL CELL PHONES, PAGERS, AND BEEPERS DURING THE MEETING.  
THANK YOU.**

Board Members:

Michele Weizer, PharmD, Chair, Boca Raton,  
Fritz Hayes, BPharm, Vice-Chair, Miami  
Albert Garcia, BPharm, MHL, Miami  
Cynthia Griffin, PharmD, Jacksonville  
Amy Jones, JD, Consumer Member, Tallahassee  
Steve Melvin, PharmD, Panama City  
Lorena Risch, Consumer Member, Bradenton  
Ron Salem, PharmD, Jacksonville  
Robert Wilson, BPharm, Pensacola

Board Staff:

Rebecca Poston, BPharm, Executive Director  
Dinah Skrnich, Program Operations Administrator  
Erica Milam, Administrative Assistant II

Board Counsel:

Allison Dudley, Assistant Attorney General

Department of Health Staff:

Billie Jo Owens, Assistant General Counsel

**TUESDAY, OCTOBER 12, 2010**

**10:00 a.m. Call to Order by Michele Weizer, PharmD, Chair**

**TAB 1 PETITION FOR DECLARATORY STATEMENT / VARIANCE OR WAIVER -  
Allison Dudley, Assistant Attorney General**

1. Jeffrey N. Gibbs, Esq. Petition for Declaratory Statement on behalf of a Special Non-Resident Pharmacy
2. Gary Asbell, Esq., Petition to Intervene in Re: Petition for Declaratory Statement by an Unidentified Nonresident Pharmacy
3. Edwin Bayo, Esq., Petition to Intervene in Re: Petition for Declaratory Statement by an Unidentified Nonresident Pharmacy
4. Kirk Peterson, RPh, EVP of Business Development, Wellfount Corporation
5. Alan S. Oberlender, Department of Pharmaceutical Outcomes and Policy, University of Florida College of Pharmacy
6. Walgreen Company

**TAB 2**

**PRESENTATIONS**

1. Jeff Beasley, Inspector, Florida Department of Law Enforcement
2. Timothy Nicholas, Drug Delivery System District Manager, Hospira Worldwide, Inc.
3. Lola Pouncey, MQA Online Services

**TAB 3**

**REPORTS**

**A. Chair's Report - Michele Weizer, PharmD**

1. Board Chairs' and Vice Chairs' Annual Long Range Planning Meeting
2. Impaired Practitioners Program Planning Meeting
3. Media Inquires

**B. Rule Discussion and Review - Steve Melvin, PharmD**

1. 64B16-27.831 Standards of Practice for the Dispensing of Controlled Substances for Treatment of Pain
  - Rule 64B16-27.831, F.A.C.
  - Correspondence from Michael Jackson, BPharm, Executive Vice President and CEO, Florida Pharmacy Association
2. 64B16-26.103 Continuing Education Credits; Renewal
  - Rule 64B16-26.103, F.A.C.
  - Correspondence from Mike McQuone, RPh, MS, CPh, Executive Vice President and Chief Executive Director FSHP
3. 64B16-28.1081 Regulation of Daily Operating Hours
  - Rule 64B16-1081, F.A.C.
  - Correspondence from Gary Koesten, MS, CPh, Director of Pharmacy Services, 1-800-PetMeds
  - Pharmacy Daily Operating Hours Report
4. 64B16-28.303 Destruction of Controlled Substances All Permittees (excluding Nursing Homes)
  - Rule 64B16-28.303, F.A.C.
  - Correspondence from Douglas Nee, PharmD, MS, Clinical Specialist, Consultant, Hospice and Palliative Care
5. Correspondence from Dr. Deborah D. Viglione, MD
6. Form DH-MQA 1239 Application for Registered Pharmacy Technician Training Programs
7. Correspondence from Bill Stivers, Compliance Investigator, H.D. Smith regarding CSII Rx Stamp & Pharmacy Insp. Report

**C. Executive Director's Report - Rebecca Poston, BPharm**

1. Activities
  - a. Attended MPJE Item Writing
  - b. Attended FDLE Rule Workshop
  - c. Met with Secretary Liem and State Surgeon General
  - d. Methamphetamine Precursor Electronic Monitoring System Workshop

2. Technician Registration Statistics
3. June PRN Monthly Report
4. July PRN Monthly Report
5. Delegation of Authority
6. Medication Adherence Programs
7. August 2011 Full Board Meetings Dates
8. State Fire Marshall Inquiry
9. PDMP Update
10. SB 2272
11. Legislative Initiative

**D. Attorney General's Report – Allison Dudley, Assistant Attorney General**

1. Rules Report
2. Chapter 28 Re-write
3. Petition for Rulemaking, Edwin Bayo, Esq. on behalf of Omnicare

**E. Prosecuting Attorney Report – Billie Jo Owens**

1. Prosecution Report

**F. Statewide Inspection Program Manager Report**

**G. Tripartite Committee Report – Fritz Hayes, BPharm**

1. Correspondence from Michael Jackson, Executive Vice President and CEO, Florida Pharmacy Association
2. Correspondence from Laura C. Macione, RPh, PS 46480
3. Correspondence from Jasper Watkins III, NP 194
4. Correspondence from Geoffrey Becker, NP 206
5. Correspondence from Anne Marie Siewko, NP 301
6. Correspondence from University of New Mexico College of Pharmacy
7. Correspondence from The Nigerian Pharmacists Association

**H. Administrative Report – Amy Jones, JD**

1. Cash Balance Report
2. Expenditures by Function
3. Total Expenditures by Board
4. Allocations to Boards by Source Organization and Category

**TAB 4**

**BUSINESS – Michele Weizer, PharmD**

**A. Ratification of Issued Licenses/Certificates & Staffing Ratios**

1. Pharmacist (Licensure) (Client 2201) – 685
2. Pharmacist (Exam Eligibility) (Client 2201) – 156
3. Pharmacist Interns (Client 2202) – 115
4. Registered Pharmacy Technicians (Client 2208) – 1352
5. Consultant Pharmacist (Client 2203) – 25
6. Nuclear Pharmacist (Client 2204) – 1
7. Pharmacies/Facilities (Client 2205) – 131
8. Registered Pharmacy Technician Ratios (2:1 or 3:1)- 112
9. Pharmacy Technician Training Program (Client 2209) - 5
10. CE Providers – 5
11. CE Courses - 24
12. CE Individual Requests – 2
13. Certified Pharmacist Immunizers - 1558

- B. Review and Approval of Minutes**
  - 1. August 10-11, 2010 Full Board Meeting
- C. Correspondence – Rebecca Poston, BPharm**
  - 1. Laura Tipton, RPh, MBA, MS, Pharmacy Manager, University of Florida
- D. Ratification of Licenses with Null and Void Status**
  - 1. LECOM School of Pharmacy PharmD program students
  - 2. Nova Southeastern University PharmD program students
  - 3. Louis G. Martinkovic, PU 3847

**WEDNESDAY, OCTOBER 13, 2010**

**8:00 a.m. Call To Order by Michele Weizer, PharmD, Chair**

**TAB 5 DISCIPLINARY CASES – Billie Jo Owens and Michele Weizer, PharmD**

**A. SETTLEMENT AGREEMENT – NON APPEARANCE CASES**

**B. SETTLEMENT AGREEMENT– APPEARANCE REQUIRED CASES**

- A-1 JAMES LANIER, RPH, Mexico Beach, FL, PS 07949  
Case No. 2009-01781 - PC: Melvin/Risch
- A-2 ERIN BLOOD, RPH, Lake Worth, PS 36198  
Case No. 2009-22920 - PC: Melvin/Wilson
- A-3 MUNAWAR A. CHAUDHRY, RPH, Miramar, FL, PS 26156  
Case No. 2009-22140 - PC: Garcia/Griffin
- A-4 CYRIL NZERUE, RPH, Miami, FL, PS 26304  
Case No. 2009-02392 - PC: Garcia/Griffin
- A-5 NGOC-BICH THI PHAM-DOAN, RPH, Jacksonville, FL, PS 41016  
Case No. 2008-27050 - PC: Salem/Jones
- A-6 CHAMP N. BARBER, RPH, Seabring, FL, PU 5786  
Case No. 2009-01839 – PC: Garcia/Griffin

**C. DETERMINATION OF WAIVER**

- DOW-1 PACER MEDICAL SUPPLIES CORP., Hialeah, FL, PH 23037  
Case No. 2009-07867 - PC: Hayes/Weizer
- DOW-2 GOODYEAR MEDICAL SUPPLY CORP., Hialeah, FL, PH 23101  
Case No. 2009-10019 - PC: Hayes/Weizer
- DOW-3 ABRANT CARE PHARMACY, INC., Miami, FL, PH 23507  
Case No. 2009-05297 - PC: Griffin/Risch

- DOW-4      MANLAR, INC., Tampa, Fl., PH 22963  
Case No. 2008-24125 - PC: Hayes/Weizer
- DOW-5      JEFFREY CRISAFULLI, RPH, Crestview, Fl., PS 29853  
Case No. 2007-38877 - PC: Lalani/Merrell
- DOW-6      EL PALENQUE FARMACIA CORP., Hialeah, Fl., PH 22687  
Case No. 2009-18890 - PC: Garcia/Griffin
- DOW-7      LEITO AND ASSOCIATES, LLC, Miami, Fl., PH 23743  
Case No. 2009-21390 - PC: Salem/Jones
- DOW-8      WEST HIALEAH PHARMACY, INC., Hialeah, Fl., PH 23302  
Case No. 2009-10368 - PC: Griffin/Garcia
- DOW-9      I & J MEDICAL SERVICES, INC., Hialeah, Fl., PH 23530  
Case No. 2009-23092 - PC: Jones/Salem

**D. VOLUNTARY RELINQUISHMENTS**

- VR-1      BJB PHARMACY DISCOUNT, INC., Hialeah, Fl., PH 21410  
Case No. 2009-19714 - PC: Salem/Hayes

**E. BOARD ACTION BY HEARING NOT INVOLVING DISPUTED ISSUES OF MATERIAL FACT**

- I-1      BRIAN BLAINE, RPH, Naples, Fl., PS 29070  
Case No. 2009-16359 - PC: Griffin/Risch
- I-2      TRAM DINH, RPH, Orlando, Fl., PS 42824  
Case No. 2010-08882 - PC: Melvin/Risch
- I-3      MICHAEL STODDARD, RPH, Highlands Ranch, CO., PS 19944  
Case No. 2009-9411 – PC: Hayes/Garcia

**F. PROFESSIONALS RESOURCE NETWORK CASES**

**PRN - INFORMALS**

- PRN - I – 1      WILLIAM WOOD, RPH, Pensacola, Fl., PS 31383  
Case No. 2006-28354 - PC: Parrado/Goersch
- PRN - I – 2      WILLIAM WOOD, RPH, Westville, Fl., PS 31383  
Case No. 2008-10160 - PC: Garcia/Lalani
- PRN - I – 3      MARGUERITE PATTERSON REGHANTI, RPH, Louisburg, NC, PS 16947  
Case No. 2009-09577 - PC: Melvin/Risch

**TAB 6      APPLICATIONS REQUIRING BOARD REVIEW– Cynthia Griffin, PharmD**

**A. Exam Candidates**

1.      Marcos Mendez, File No. 39165
2.      Jerome Leo Tanski, File No. 38407

3. Asa Gene Pickens, File No. 24592

**B. Endorsement Candidates**

1. Eric Michael Cudzil, File No. 38439
2. Deborah Greiner, File No. 39146
3. Michael Lee Stephens, File No. 38390
4. Andrew Olem, File No. 39307
5. Malda Solari, File No. 38846

**C. Intern Candidates**

1. Daniel Makuza, File No. 14686

**D. Registered Pharmacy Technician Candidates**

**E. Pharmacy Permit Candidates**

1. Health Plus Pharmacy, File No. 17689
2. Dollar Pharmacy, File No. 17691

**F. Non-Resident Pharmacy Registration Candidates**

1. Excelle Rx, Inc., File No. 17516

**TAB 7**

**LICENSURE ISSUES – Allison Dudley, Attorney**

**A. Ratification of Practice Plans Approved by Board Chair**

**B. Ratification of PRN Contracts Approved by Board Chair Petition for**

**C. Termination of Probation**

1. Nefertiti Sameera Abdullah, PS 40407
2. Stephen M. Otis, PS 24102

**D. Petition for Reinstatement**

1. Jacqueline Tracy, PS 34090

**E. Request for Upgraded Registered Pharmacy Technician Registration**

1. Rosemarie Johns, RPT 21106
2. Tanesha Hyatt-Quallo, RPT 30755
3. Lana Jane McInnis, RPT 32504
4. Yaneyci Jimenez, RPT 31822

**F. Hearing Not Involving Disputed Issues of Material Fact**

1. George Drogaris

**G. Hearing Involving Disputed Issues of Material Fact**

1. Millers of Wycoff

**H. Petition for Reconsideration**

1. Aaron S. Hitt, RPh, PS 33105

Time will be allowed at the conclusion of the meeting for public comments. Please limit your comments to 3 minutes.

Adjourn