



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
BUREAU OF CARE SERVICES

STEVE ARWOOD
DIRECTOR

**MICHIGAN BOARD OF PHARMACY
DISCIPLINARY SUBCOMMITTEE
JUNE 11, 2014 MEETING**

APPROVED MINUTES

In accordance with the Open Meetings Act, 1976, PA 267, as amended, the Michigan Board of Pharmacy met in regular session on June 11, 2014, in the Ottawa Building, 611 West Ottawa Street, Upper Level Conference Center (UL), Conference Room 3, Lansing, Michigan.

CALL TO ORDER

Devin Senneker, Public Member, Chairperson, called the meeting to order at 9:40 a.m.

Members Present: Devin Senneker, Public Member, Chairperson
Dale Carlson, Public Member
Suit Hing Moy-Sandusky, R.Ph.
Nichole Penny, R.Ph.
James Stevenson, PharmD

Members Absent: None

Staff Present: Amy Schneider, Secretary, Policy, Rules and Board Support Section
Norene Lind, Manager, Policy, Rules and Board Support Section
Karen Carpenter, Analyst, Policy, Rules and Board Support Section
Stephanie Rosenthal, Enforcement Analyst, Enforcement Division
Heidi Johnson, Assistant Attorney General
Nate Rivera, Pharmacy Technician, Health Investigation Division
Tim Smith, Investigations Division, Pharmacy Section
Tony Yang, Investigations Division

Others Present: Dhafer Almaklani, R.Ph.
Harvey Schmidt, R.Ph.
Patricia Smeelink, R.Ph.
Pamela Wyett, Public Member
Rose Baran, Ferris State University
Greg Baran, Baran Consulting
Jeff Kauffman, Walmart
Nicholas West, Ferris State University (FSU)

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Brenda Ruhlman, Meijer
Robert Ruhlman, FSU
Alex Girard, FSU
Marcia VanNess
Lauren Wolf, FSU
Natlia Jasiak, U of M
Ryan Dasgupta, U of M
Eric Roath, MPA
Alan Rogalski, WNJ

APPROVAL OF MINUTES

MOTION by Stevenson seconded by Moy-Sandusky, to approve the April 9, 2014 meeting minutes as presented.

MOTION PREVAILED

APPROVAL OF AGENDA

MOTION by Carlson, seconded by Moy-Sandusky, to approve the agenda as presented.

MOTION PREVAILED

REGULATORY CONSIDERATIONS

Dharminkumar H. Bidja, R.Ph – Consent Order and Stipulation

MOTION by Moy-Sandusky, seconded by Penny, to accept the Consent Order and Stipulation in the matter of Dharminkumar H. Bidja, R.Ph.

Discussion was held.

A roll call vote followed: Yeas: Carlson, Moy-Sandusky, Penny, Senneker
 Nay: Stevenson

MOTION PREVAILED

Ryan Lee Bush, R.Ph – Consent Order and Stipulation

MOTION by Moy-Sandusky, seconded by Stevenson, to accept the Consent Order and Stipulation in the matter of Ryan Lee Bush, R.Ph.

Discussion was held.

A roll call vote followed: Yeas: Carlson, Moy-Sandusky, Stevenson, Senneker
Recuse: Penny

MOTION PREVAILED

Susan Marie Fix, R.Ph – Consent Order and Stipulation

MOTION by Moy-Sandusky, seconded by Penny, to accept the Consent Order and Stipulation in the matter of Susan Marie Fix, R.Ph.

Discussion was held.

A roll call vote followed: Yeas: Carlson, Moy-Sandusky, Penny, Stevenson, Senneker

MOTION PREVAILED

Emily Kathleen Jacobs, R.Ph – Consent Order and Stipulation

MOTION by Carlson, seconded by Moy-Sandusky, to accept the Consent Order and Stipulation in the matter of Emily Kathleen Jacobs, R.Ph.

Discussion was held.

A roll call vote followed: Yeas: Carlson, Moy-Sandusky, Penny, Stevenson, Senneker

MOTION PREVAILED

Methapharm, Inc., – Consent Order and Stipulation

MOTION by Carlson, seconded by Moy-Sandusky, to accept the Consent Order and Stipulation in the matter of Methapharm, Inc.

Discussion was held.

A roll call vote followed: Yeas: Carlson, Moy-Sandusky, Penny, Stevenson, Senneker

MOTION PREVAILED

Mei Kee M. Lam, R.Ph – Consent Order and Stipulation

MOTION by Carlson, seconded by Moy-Sandusky, to accept the Consent Order and Stipulation in the matter of Mei Kee M. Lam, R.Ph.

Discussion was held.

A roll call vote followed: Yeas: Carlson, Moy-Sandusky, Penny, Stevenson, Senneker

MOTION PREVAILED

John Andrew Prybylski, R.Ph – Consent Order and Stipulation

MOTION by Moy-Sandusky, seconded by Stevenson, to accept the Consent Order and Stipulation in the matter of John Andrew Prybylski, R.Ph.

Discussion was held.

A roll call vote followed: Yeas: Carlson, Moy-Sandusky, Penny, Stevenson, Senneker

MOTION PREVAILED

Mark William Rutkoski, R.Ph – Consent Order and Stipulation

MOTION by Carlson, seconded by Moy-Sandusky, to accept the Consent Order and Stipulation in the matter of Mark William Rutkoski, R.Ph.

Discussion was held.

A roll call vote followed: Yeas: Carlson, Moy-Sandusky, Penny, Stevenson, Senneker

MOTION PREVAILED

Robert Lee Taylor, R.Ph – Consent Order and Stipulation

MOTION by Moy-Sandusky, seconded by Carlson, to accept the Consent Order and Stipulation in the matter of Robert Lee Taylor, R.Ph.

Discussion was held.

A roll call vote followed: Yeas: Carlson, Moy-Sandusky, Penny, Stevenson, Senneker

MOTION PREVAILED

Kalpeshkumar Bachubhai Patel, R.Ph – Consent Order and Stipulation

MOTION by Carlson, seconded by Moy-Sandusky, to accept the Consent Order and Stipulation in the matter of Kalpeshkumar Bachubhai Patel, R.Ph.

Discussion was held.

A roll call vote followed: Yeas: Carlson, Moy-Sandusky, Penny, Stevenson, Senneker

MOTION PREVAILED

Healix Infusion Therapy – Consent Order and Stipulation

MOTION by Moy-Sandusky, seconded by Carlson, to accept the Consent Order and Stipulation in the matter of Healix Infusion Therapy.

Discussion was held

A roll call vote followed: Yeas: Carlson, Moy-Sandusky, Penny, Stevenson, Senneker

MOTION PREVAILED

Sahar Kassab-Sitto, R.Ph – Consent Order and Stipulation

MOTION by Moy-Sandusky, seconded by Carlson, to accept the Consent Order and Stipulation in the matter of Sahar Kassab-Sitto, R.Ph.

Discussion was held

A roll call vote followed: Yeas: Carlson, Moy-Sandusky, Penny, Stevenson, Senneker

MOTION PREVAILED

Syed Ashraf Ali Shah, R.Ph – Consent Order and Stipulation

MOTION by Moy-Sandusky, seconded by Stevenson, to reject the Consent Order and Stipulation and make a counter-offer as follows, in the matter of Syed Ashraf Ali Shah, R.Ph:

- (1) Respondent shall be placed on probation for a minimum of one (1) day, until Respondent completes five (5) hours of CE in "Patient Safety."
- (2) All other terms shall remain the same.

Discussion was held

A roll call vote followed: Yeas: Carlson, Moy-Sandusky, Penny, Stevenson, Senneker

MOTION PREVAILED

Aaron Matthias Wein, R.Ph – Consent Order and Stipulation

MOTION by Moy-Sandusky, seconded by Penny, to accept the Consent Order and Stipulation in the matter of Aaron Matthias Wein, R.Ph.

Discussion was held

A roll call vote followed: Yeas: Carlson, Moy-Sandusky, Penny, Stevenson, Senneker

MOTION PREVAILED

Ali Mohamad Nasser, R.Ph – Consent Order and Stipulation

MOTION by Carlson, seconded by Moy-Sandusky, to untable the Consent Order and Stipulation in the matter of Ali Mohamad Nasser, R.Ph.

MOTION by Carlson, seconded by Moy-Sandusky, to accept the Consent Order and Stipulation in the matter of Ali Mohamad Nasser, R.Ph.

Discussion was held

A roll call vote followed: Yeas: Carlson, Moy-Sandusky, Penny
Nays: Stevenson, Senneker

MOTION PREVAILED

Thomas N. Verhage, R.Ph – Consent Order and Stipulation

MOTION by Moy-Sandusky, seconded by Penny, to accept the Consent Order and Stipulation in the matter of Thomas N. Verhage, R.Ph.

A roll call vote followed: Yeas: Carlson, Moy-Sandusky, Penny, Stevenson, Senneker

MOTION PREVAILED

Abdalla A. Faraj, R.Ph – Order of Dismissal

MOTION by Moy-Sandusky, seconded by Stevenson, to accept the Order of Dismissal in the matter of Abdalla A. Faraj, R.Ph.

Discussion was held.

A roll call vote followed: Yeas: Carlson, Moy-Sandusky, Penny, Stevenson, Senneker

MOTION PREVAILED

Raeyfah Issa Baiz, R.Ph – Order of Dismissal

MOTION by Moy-Sandusky, seconded by Carlson, to accept the Order of Dismissal in the matter of Raeyfah Issa Baiz, R.Ph.

Discussion was held.

A roll call vote followed: Yeas: Carlson, Moy-Sandusky, Penny, Stevenson, Senneker

MOTION PREVAILED

Jinesh Patel, R.Ph – Proposal for Decision

MOTION by Moy-Sandusky, seconded by Carlson, to accept the Proposal for Decision in the matter of Jinesh Patel, R.Ph.

Discussion was held.

A roll call vote followed: Yeas: Carlson, Moy-Sandusky, Penny, Stevenson, Senneker

MOTION PREVAILED

MOTION by Carlson, seconded by Moy-Sandusky, to limit the Respondent's license with the following terms and conditions, in the matter of Jinesh Patel, R.Ph.

(1) Respondent shall be limited for a period of (5) years from ownership or financial interest in a pharmacy.

Respondent shall be placed on probation for two (2) years, during which time he shall submit quarterly employer reports.

Respondent is also assessed a fine in the amount of \$5,000.00.

Discussion was held.

A roll call vote followed: Yeas: Carlson, Moy-Sandusky, Penny, Stevenson, Senneker

MOTION PREVAILED

Mahesh Kantilal Patel, R.Ph – Proposal for Decision

MOTION by Moy-Sandusky, seconded by Stevenson, to accept the Proposal for Decision in the matter of Mahesh Kantilal Patel, R.Ph.

Discussion was held.

A roll call vote followed: Yeas: Carlson, Moy-Sandusky, Penny, Stevenson, Senneker

MOTION PREVAILED

MOTION by Carlson, seconded by Moy-Sandusky, to limit the Respondent's license with the following terms and conditions, in the matter of Mahesh Kantilal Patel, R.Ph.

- (1) Respondent shall be limited for a period of (5) years from ownership or financial interest in a pharmacy.

Respondent shall be placed on probation for two (2) years, during which time he shall submit quarterly employer reports.

Respondent is also assessed a fine in the amount of \$5,000.00.

Discussion was held.

A roll call vote followed: Yeas: Carlson, Moy-Sandusky, Penny, Stevenson, Senneker

MOTION PREVAILED

Sujal Girish Patel, R.Ph – Proposal for Decision

MOTION by Moy-Sandusky, seconded by Carlson, to accept the Proposal for Decision in the matter of Sujal Girish Patel, R.Ph.

Discussion was held.

A roll call vote followed: Yeas: Carlson, Moy-Sandusky, Penny, Stevenson, Senneker

MOTION PREVAILED

MOTION by Carlson, seconded by Moy-Sandusky, to limit the Respondent's license with the following terms and conditions, in the matter of Sujal Girish Patel, R.Ph.

- (1) Respondent shall be limited for a period of (5) years from ownership or financial interest in a pharmacy.

Respondent shall be placed on probation for two (2) years, during which time he shall submit quarterly employer reports.

Respondent is also assessed a fine in the amount of \$5,000.00.

Discussion was held.

A roll call vote followed: Yeas: Carlson, Moy-Sandusky, Penny, Stevenson, Senneker

MOTION PREVAILED

Harvinder Singh Sran, R.Ph – Proposal for Decision

MOTION by Moy-Sandusky, seconded by Carlson, to accept the Proposal for Decision in the matter of Harvinder Singh Sran, R.Ph.

Discussion was held.

A roll call vote followed: Yeas: Carlson, Moy-Sandusky, Penny, Stevenson, Senneker

MOTION PREVAILED

MOTION by Moy-Sandusky, seconded by Carlson, to suspend the Respondent's license for six (6) months and one (1) day in the matter of Harvinder Singh Sran, R.Ph.

Additionally, Respondent shall pay a fine in the amount of \$50,000, payable prior to application for reinstatement.

Discussion was held.

A roll call vote followed: Yeas: Carlson, Moy-Sandusky, Penny, Stevenson, Senneker

MOTION PREVAILED

Care Plus CVS/Pharmacy #2831 – Administrative Complaint

MOTION by Carlson, seconded by Moy-Sandusky, to impose a \$1,000.00 fine in the matter of Care Plus CVS/Pharmacy #2381.

Discussion was held.

A roll call vote followed: Yeas: Carlson, Penny, Stevenson, Senneker
Nay: Moy-Sandusky

MOTION PREVAILED

Alice Hinnawi, R.Ph – Administrative Complaint

MOTION by Moy-Sandusky, seconded by Carlson, to suspend the Respondent's license for six (6) months and one (1) day in the matter of Alice Hinnawi, R.Ph.

Additionally, Respondent must pay a \$5,000 fine, payable prior to application for reinstatement.

Discussion was held.

A roll call vote followed: Yeas: Carlson, Penny, Moy-Sandusky, Stevenson, Senneker

MOTION PREVAILED

Mitesh Kumar Jashvantlal Patel, R.Ph – Administrative Complaint

MOTION by Stevenson, seconded by Penny, to dissolve the Order of Summary Suspension and revoke the Respondent's license in the matter of Mitesh Kumar Jashvantlal Patel, R.Ph.

Discussion was held.

A roll call vote followed: Yeas: Carlson, Penny, Moy-Sandusky, Stevenson, Senneker

MOTION PREVAILED

James D. Orr, R.Ph – Administrative Complaint

MOTION by Moy-Sandusky, seconded by Penny, to dissolve the Order of Summary Suspension and revoke the Respondent's license, in the matter of James D. Orr, R.Ph.

Discussion was held.

A roll call vote followed: Yeas: Carlson, Penny, Moy-Sandusky, Stevenson, Senneker

MOTION PREVAILED

Prime Therapeutics, LLC – Administrative Complaint

MOTION by Carlson, seconded by Moy-Sandusky, to impose a \$1,000.00 fine in the matter of Prime Therapeutics, LLC.

Discussion was held.

A roll call vote followed: Yeas: Carlson, Penny, Moy-Sandusky, Stevenson, Senneker

MOTION PREVAILED

PUBLIC COMMENT

None

ANNOUNCEMENTS

The next regularly scheduled meeting will be held August 13, 2014, immediately following the full board meeting scheduled to begin at 9:00 a.m. in the Ottawa Building, 611 West Ottawa Street, Upper Level Conference Center (UL), Conference Room 3, Lansing, Michigan.

ADJOURNMENT

MOTION by Stevenson, seconded by Moy-Sandusky, to adjourn the meeting at 11:35 a.m.

MOTION PREVAILED for


Devin Senneker, Chairperson

9.8.14
Date Minutes Approved


Amy Schneider, Board Secretary

6.11.14
Date Minutes Prepared