



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

MIKE ZIMMER
DIRECTOR

**MICHIGAN BOARD OF PHARMACY
DISCIPLINARY SUBCOMMITTEE
October 14, 2015 MEETING**

APPROVED MINUTES

In accordance with the Open Meetings Act, 1976 PA 267, as amended, the Michigan Board of Pharmacy met on October 14, 2015, at the Ottawa Building, Conference Room 3, 611 West Ottawa Street, Lansing, Michigan 48933.

CALL TO ORDER

Jonathan Pignataro, Chairperson, called the meeting to order at 10:04 AM.

ROLL CALL

Members Present: Jonathan Pignataro, Public Member, Chairperson
Nabil Fakih, R.Ph.
Patricia Keim, R.Ph.
James Stevenson, PharmD
Pamela Wyett, Public Member

Alternates Dhafer Almaklani, R.Ph.

Members Absent: Kathleen Burgess, Public Member, Alternate

Staff Present: Janielle Houston, Secretary, Boards and Committees Section
Forrest Pasanski, Manager, Regulatory Compliance
Kiran Parag, Analyst, Enforcement Division
Michele Wagner-Gutkowski, Assistant Attorney General

APPROVAL OF AGENDA

MOTION by Stevenson, seconded by Fakih, to amend the agenda and combine agenda items 5B and 5G.

MOTION PREVAILED

APPROVAL OF MINUTES

MOTION by Fakh, seconded by Stevenson, to approve the minutes from August 12, 2015 as presented.

MOTION PREVAILED

REGULATORY CONSIDERATIONS

Cynthia Sue Anderson – Consent Order and Stipulation

MOTION by Stevenson, seconded by Keim, to accept the Consent Order and Stipulation in the matter of Cynthia Sue Anderson.

Discussion was held.

A roll call vote was taken. Yea - Pignataro, Fakh, Keim, Stevenson, Wyatt
Nay - 0

MOTION PREVAILED

Atlas Pharmacy, Inc. – Consent Order and Stipulation

MOTION by Fakh, seconded by Wyatt, to accept the Consent Order and Stipulation in the matter of Atlas Pharmacy, Inc.

Discussion was held.

A roll call vote was taken. Yea - Pignataro, Fakh, Keim, Stevenson, Wyatt
Nay - 0

MOTION PREVAILED

Rene Eid, R.Ph. – Consent Order and Stipulation

MOTION by Fakh, seconded by Stevenson, to accept the Consent Order and Stipulation in the matter of Rene Eid, R.Ph.

Discussion was held.

A roll call vote was taken. Yea - Pignataro, Fakh, Keim, Stevenson, Wyatt
Nay - 0

MOTION PREVAILED

Kenneth L. Bortnem – Consent Order and Stipulation

MOTION by Stevenson, seconded by Fakh, to accept the Consent Order and Stipulation in the matter of Kenneth L. Bortnem.

Discussion was held.

A roll call vote was taken. Yea - Pignataro, Fakh, Keim, Stevenson, Wyatt
Nay - 0

MOTION PREVAILED

Stacy Marie Brownell, R.Ph. – Consent Order and Stipulation

MOTION by Wyatt, seconded by Fakh, to accept the Consent Order and Stipulation in the matter of Stacy Marie Brownell, R.Ph.

Discussion was held.

A roll call vote was taken. Yea - Pignataro, Fakh, Keim, Stevenson, Wyatt
Nay - 0

MOTION PREVAILED

CHD Pharmacy , a/k/a MAH Pharmacy, LLC – Consent Order and Stipulation

MOTION by Stevenson, seconded by Fakh, to accept the Consent Order and Stipulation in the matter of CHD Pharmacy a/k/a MAH Pharmacy, LLC.

Discussion was held.

A roll call vote was taken. Yea - Pignataro, Fakh, Keim, Stevenson, Wyatt
Nay - 0

MOTION PREVAILED

Julie K. Dixon, D.O. – Consent Order and Stipulation

MOTION by Fakh, seconded by Steveson, to accept the Consent Order and Stipulation in the matter of Julie K. Dixon, D.O.

Discussion was held.

A roll call vote was taken. Yea - Pignataro, Fakh, Keim, Stevenson, Wyatt
Nay - 0

MOTION PREVAILED

Family Fare Pharmacy #1994 – Consent Order and Stipulation

MOTION by Wyatt, seconded by Fakh, to accept the Consent Order and Stipulation in the matter of Family Fare Pharmacy #1994.

Discussion was held.

A roll call vote was taken. Yea - Pignataro, Fakh, Keim, Stevenson, Wyatt
Nay - 0

MOTION PREVAILED

Regina B. Harrell, R.Ph. – Consent Order and Stipulation

MOTION by Fakh, seconded by Wyatt, to accept the Consent Order and Stipulation in the matter of Regina B. Harrell, R.Ph.

Discussion was held.

A roll call vote was taken. Yea - Pignataro, Fakh, Keim, Stevenson, Wyatt
Nay - 0

MOTION PREVAILED

Jennifer Marie Kayner, R.Ph. – Consent Order and Stipulation

MOTION by Stevenson, seconded by Fakh, to accept the Consent Order and Stipulation in the matter of Jennifer Marie Kayner, R.Ph.

Discussion was held.

A roll call vote was taken. Yea - Pignataro, Fakh, Keim, Stevenson, Wyatt
Nay - 0

MOTION PREVAILED

Eric Jason Kosnic, D.D.S. – Consent Order and Stipulation

MOTION by Wyatt, seconded by Fakh, to accept the Consent Order and Stipulation in the matter of Eric Jason Kosnic, D.D.S.

Discussion was held.

A roll call vote was taken. Yea - Pignataro, Fakh, Keim, Stevenson, Wyatt
Nay - 0

MOTION PREVAILED

Christopher Witting, R.Ph. – Consent Order and Stipulation

MOTION by Wyatt, seconded by Fakh, to accept the Consent Order and Stipulation in the matter of Christopher Witting, R.Ph.

Discussion was held.

A roll call vote was taken. Yea - Pignataro, Fakh, Stevenson, Wyatt
Nay - 0
Recused – Keim

MOTION PREVAILED

Leatha Jean Wood, D.D.S. – Consent Order and Stipulation

MOTION by Stevenson, seconded by Wyett, to accept the Consent Order and Stipulation in the matter of Leatha Jean Wood, D.D.S.

Discussion was held.

A roll call vote was taken. Yea - Pignataro, Fakih, Keim, Stevenson, Wyett
Nay - 0

MOTION PREVAILED

Huron Medical Center – Consent Order and Stipulation

MOTION by Fakih, seconded by Stevenson, to accept the Consent Order and Stipulation in the matter of Huron Medical Center.

Discussion was held.

A roll call vote was taken. Yea - Pignataro, Fakih, Keim, Stevenson, Wyett
Nay - 0

MOTION PREVAILED

Serve You Custom Prescription – Consent Order and Stipulation

MOTION by Wyett, seconded by Stevenson, to accept the Consent Order and Stipulation in the matter of Serve You Custom Prescription.

Discussion was held.

A roll call vote was taken. Yea - Pignataro, Fakih, Keim, Stevenson, Wyett
Nay - 0

MOTION PREVAILED

Mark A. Fitzgerald, R.Ph. – Consent Order and Stipulation

MOTION by Fakh, seconded by Wyatt, to accept the Consent Order and Stipulation in the matter of Mark A. Fitzgerald, R.Ph.

Discussion was held.

A roll call vote was taken Yea - Pignataro, Fakh, Keim, Stevenson, Wyatt
Nay - 0

MOTION PREVAILED

Walgreens Mail Service, Inc. – Consent Order and Stipulation

MOTION by Wyatt, seconded by Fakh, to accept the Consent Order and Stipulation in the matter of Walgreens Mail Service, Inc.

Discussion was held.

A roll call vote was taken. Yea - Pignataro, Fakh, Stevenson, Wyatt
Nay - 0
Recused - Keim

MOTION PREVAILED

Walgreens Mail Service, Inc. – Consent Order and Stipulation

MOTION by Fakh, seconded by Stevenson, to accept the Consent Order and Stipulation in the matter of Walgreens Mail Service, Inc.

Discussion was held.

A roll call vote was taken. Yea - Pignataro, Fakh, Stevenson, Wyatt
Nay - 0
Recused – Keim

MOTION PREVAILED

David Peter Jankowski, D.O. – Consent Order and Stipulation

MOTION by Fakihi, seconded by Keim, to accept the Consent Order and Stipulation in the matter of David Peter Jankowski, D.O.

Discussion was held.

A roll call vote was taken. Yea - Pignataro, Fakihi, Keim, Stevenson, Wyett
Nay - 0

MOTION PREVAILED

Armand C. Le Comte, R.Ph. – Consent Order and Stipulation

MOTION by Wyett, seconded by Fakihi, to accept the Consent Order and Stipulation in the matter of Armand C. Le Comte, R.Ph.

Discussion was held.

A roll call vote was taken. Yea - Pignataro, Fakihi, Keim, Stevenson, Wyett
Nay - 0

MOTION PREVAILED

Prescription Dispensing Laboratories, Inc. – Consent Order and Stipulation

MOTION by Stevenson, seconded by Wyett, to accept the Consent Order and Stipulation in the matter of Prescription Dispensing Laboratories, Inc.

Discussion was held.

A roll call vote was taken. Yea - Pignataro, Fakihi, Keim, Stevenson, Wyett
Nay - 0

MOTION PREVAILED

Beacon Hill Medical Pharmacy, (n/k/a Creams N Caps) – Consent Order and Stipulation

MOTION by Wyett, seconded by Stevenson, to accept the Consent Order and Stipulation in the matter of Beacon Hill Medical Pharmacy, (n/k/a Creams N Caps).

Discussion was held.

A roll call vote was taken. Yea - Pignataro, Fakih, Stevenson, Wyett
Nay - 0
Recused – Keim

MOTION PREVAILED

Beacon Pointe Pharmacy & Surgical, Inc. – Consent Order and Stipulation

MOTION by Fakhri, seconded by Wyett, to accept the Consent Order and Stipulation in the matter of Beacon Pointe Pharmacy & Surgical, Inc.

Discussion was held.

A roll call vote was taken. Yea - Pignataro, Fakih, Stevenson, Wyett
Nay - 0
Recused – Keim

MOTION PREVAILED

Hasna Bashir Iwas, R.Ph. – Consent Order and Stipulation

MOTION by Stevenson, seconded by Wyett, to accept the Consent Order and Stipulation in the matter of Hasna Bashir Iwas, R.Ph.

Discussion was held.

A roll call vote was taken.

Yea -	Pignataro, Fakih, Steveson, Wyett
Nay -	0
Recused -	Keim

MOTION PREVAILED

Peoples Pharmacy Corp – Consent Order and Stipulation

MOTION by Wyatt, seconded by Fakih, to accept the Consent Order and Stipulation in the matter of Peoples Pharmacy Corp.

Discussion was held.

A roll call vote was taken.

Yea - Pignataro, Fakih, Stevenson, Wyett

Nay - 0

Recused – Keim

MOTION PREVAILED

Andrew David Roubos, O.D. – Consent Order and Stipulation

MOTION by Wyett, seconded by Fakihi, to accept the Consent Order and Stipulation in the matter of Andrew David Roubos, O.D.

Discussion was held.

A roll call vote was taken.

Yea - Fakh, Stevenson, Wyett

Nay - 0

Recused – Pignataro, Keim

MOTION PREVAILED

Munzer Samad, M.D. – Consent Order and Stipulation

MOTION by Stevenson, seconded by Wyett, to accept the Consent Order and Stipulation in the matter of Munzer Samad, M.D.

Discussion was held.

A roll call vote was taken.

Yea - Pignataro, Fakhri, Stevenson, Wyett

Nay - 0

Recused – Keim

MOTION PREVAILED

James P. Wiaduck, M.D. – Consent Order and Stipulation

MOTION by Stevenson, seconded by Fakihi, to accept the Consent Order and Stipulation in the matter of James P. Wiaduck, M.D.

Discussion was held.

A roll call vote was taken.

Yea -	Pignataro, Fakhri, Stevenson, Wyett
Nay -	0
Recused -	Flem

MOTION PREVAILED

Henry C. Wormser, R.Ph. – Consent Order and Stipulation

MOTION by Almaklani, seconded by Fakhri to reject the Consent Order and Stipulation with a counter-offer. Respondent shall be placed on probation for one (1) day, not to exceed six (6) months. During the probationary period, Respondent shall complete 10 (ten) hours of CE in dispensing errors. In addition, Respondent fined \$250.00, to be paid within 60 days, in the matter of Henry C. Wormser, R.Ph.

Discussion was held.

A roll call vote was taken.

Yea -	Pignataro, Fakih, Almaklani
Nay -	0
Recused –	Keim, Stevenson, Wyett

MOTION PREVAILED

Charles M. Canvasser, R.Ph. – Consent Order and Stipulation

MOTION by Stevenson, seconded by Fakihi, to accept the Consent Order and Stipulation in the matter of Charles M. Canvasser, R.Ph.

Discussion was held.

A roll call vote was taken.

Yea - Pignataro, Fakhri, Stevenson
Nay - 0
Recused – Keim, Wyatt

MOTION PREVAILED

Westland Maple Drugs – Consent Order and Stipulation

MOTION by Stevenson, seconded by Fakh, to accept the Consent Order and Stipulation in the matter of Westland Maple Drugs.

Discussion was held.

A roll call vote was taken. Yea - Pignataro, Fakh, Stevenson
Nay - 0
Recused – Keim, Wyatt

MOTION PREVAILED

Advanced Homecare Pharmacy – Consent Order and Stipulation

MOTION by Wyatt, seconded by Stevenson, to accept the Consent Order and Stipulation in the matter of Advanced Homecare Pharmacy.

Discussion was held.

A roll call vote was taken. Yea - Pignataro, Fakh, Stevenson, Wyatt
Nay - 0
Recused – Keim

MOTION PREVAILED

Healthy Drugs, LLC – Consent Order and Stipulation

MOTION by Stevenson, seconded by Wyatt, to accept the Consent Order and Stipulation in the matter of Healthy Drugs, LLC.

Discussion was held.

A roll call vote was taken. Yea – Pignataro, Fakh, Stevenson, Wyatt
Nay - 0
Recused – Keim

MOTION PREVAILED

Catherine Ann Johannes, R.Ph. – Request for Dismissal

MOTION by Stevenson, seconded by Wyett, to accept the Request for Dismissal in the matter of Catherine Ann Johannes, R.Ph.

Discussion was held.

A roll call vote was taken. Yea - Pignataro, Fakh, Keim, Stevenson, Wyett
Nay - 0

MOTION PREVAILED

Jyothsna Yalavarthi, M.D. – Request for Dismissal

MOTION by Stevenson, seconded by Fakh, to accept the Request for Dismissal in the matter of Jyothsna Yalavarthi, M.D.

Discussion was held.

A roll call vote was taken. Yea - Pignataro, Fakh, Keim, Stevenson, Wyett
Nay - 0

MOTION PREVAILED

Angela Nnennaya Yusuf, R.Ph. – Request for Dismissal

MOTION by Stevenson, seconded by Fakh, to accept the Request for Dismissal in the matter of Angela Nnennaya Yusuf, R.Ph.

Discussion was held.

A roll call vote was taken. Yea - Pignataro, Fakh, Keim, Stevenson, Wyett
Nay - 0

MOTION PREVAILED

Laura Lile, R.Ph., M.D. – Request for Dismissal

MOTION by Stevenson, seconded by Fakh, to accept the Request for Dismissal in the matter of Laura Lile, R.Ph., M.D.

Discussion was held.

A roll call vote was taken. Yea - Pignataro, Fakh, Keim, Stevenson, Wyatt
Nay - 0

MOTION PREVAILED

Rite Aid Discount Pharmacy #4515 – Request for Dismissal

MOTION by Stevenson, seconded by Wyatt, to accept the Request for Dismissal in the matter of Rite Aid Discount Pharmacy #4515

Discussion was held.

A roll call vote was taken. Yea - Pignataro, Fakh, Keim, Stevenson, Wyatt
Nay - 0

MOTION PREVAILED

Rite Aid Discount Pharmacy #4696 – Request for Dismissal

MOTION by Stevenson, seconded by Wyatt, to accept the Request for Dismissal in the matter of Rite Aid Discount Pharmacy #4696

Discussion was held.

A roll call vote was taken. Yea - Pignataro, Fakh, Keim, Stevenson, Wyatt
Nay - 0

MOTION PREVAILED

Rite Aid Discount Pharmacy #4528 – Request for Dismissal

MOTION by Stevenson, seconded by Wyett, to accept the Request for Dismissal in the matter of Rite Aid Discount Pharmacy #4528

Discussion was held.

A roll call vote was taken. Yea - Pignataro, Fakih, Keim, Stevenson, Wyett
Nay - 0

MOTION PREVAILED

Rite Aid Discount Pharmacy #4441 – Request for Dismissal

MOTION by Stevenson, seconded by Wyett, to accept the Request for Dismissal in the matter of Rite Aid Discount Pharmacy #4441

Discussion was held.

A roll call vote was taken. Yea - Pignataro, Fakih, Keim, Stevenson, Wyett
Nay - 0

MOTION PREVAILED

Rite Aid #7912 – Request for Dismissal

MOTION by Stevenson, seconded by Wyett, to accept the Request for Dismissal in the matter of Rite Aid #7912.

Discussion was held.

A roll call vote was taken. Yea - Pignataro, Fakih, Keim, Stevenson, Wyett
Nay - 0

MOTION PREVAILED

Rite Aid Discount Pharmacy #4315 – Request for Dismissal

MOTION by Stevenson, seconded by Wyett, to accept the Request for Dismissal in the matter of Rite Aid Discount Pharmacy #4315

Discussion was held.

A roll call vote was taken. Yea - Pignataro, Fakih, Keim, Stevenson, Wyett
Nay - 0

MOTION PREVAILED

Rite Aid #7761 – Request for Dismissal

MOTION by Stevenson, seconded by Wyett, to accept the Request for Dismissal in the matter of Rite Aid #7761.

Discussion was held.

A roll call vote was taken. Yea - Pignataro, Fakih, Keim, Stevenson, Wyett
Nay - 0

MOTION PREVAILED

Calvin Helmich, R.Ph. – Request for Reconsideration

MOTION by Stevenson, seconded by Wyett, to grant the Request for Reconsideration. The Final Order dated July 24, 2015 is vacated and the matter remanded back to the Department to resume the administrative process.

Discussion was held.

A roll call vote was taken. Yea - Pignataro, Fakih, Keim, Stevenson, Wyett
Nay - 0

MOTION PREVAILED

Henry Schein Animal Health – Administrative Complaint

MOTION by Wyett, seconded by Stevenson, to fine Respondent \$500.00, to be paid within ninety (90) days.

Discussion was held.

A roll call vote was taken. Yea - Pignataro, Fakih, Keim, Stevenson, Wyett
Nay - 0

MOTION PREVAILED

Anh T. Nguyen, R.Ph. – Administrative Complaint

MOTION by Wyett, seconded by Stevenson, to suspend Respondent's license for seven (7) days. Upon reinstatement Respondent shall be placed on probation for a minimum of one (1) day, not to exceed six (6) months. During the probation period, the Respondent shall complete the Institute for Safe Medication Practices (ISMP) self-assessment and board-approved CE in dispensing errors. In addition, Respondent is fined \$1,000.00, to be paid prior to filing an application for reinstatement.

Discussion was held.

A roll call vote was taken. Yea - Pignataro, Fakih, Keim, Stevenson, Wyett
Nay - 0

MOTION PREVAILED

Dineshkumar Babulal Patel, R.Ph. – Administrative Complaint

MOTION by Wyett, seconded by Stevenson, to dissolve the Order of Summary Suspension dated July 6, 2015, and to revoke Respondent's license. In addition, Respondent is fined \$250,000.00, to be paid prior to filing an application for reinstatement.

Discussion was held.

A roll call vote was taken. Yea - Pignataro, Fakih, Keim, Stevenson, Wyett
Nay - 0

MOTION PREVAILED

Lauren B. Strzelecki, R.Ph. – Administrative Complaint

MOTION by Wyett, seconded by Fakh, to dissolve the Order of Summary Suspension dated June 8, 2015 and suspend Respondent's license for two (2) years. Prior to filing an application for reinstatement, the Respondent must provide evidence of compliance with all of the terms and conditions of Respondent's criminal sentence imposed by the 44th Judicial Circuit Court in case number 15-022651-FH. In addition, Respondent is fined \$1,000.00, to be paid prior to filing an application for reinstatement.

Discussion was held.

A roll call vote was taken.

Yea - Pignataro, Fakh, Keim, Stevenson, Wyett
Nay - 0

MOTION PREVAILED

Hiren Dasharathbhai Patel, R.Ph. – Administrative Complaint

MOTION by Stevenson, seconded by Wyett, to dissolve the Order of Summary Suspension dated July 29, 2015 and revoke Respondent's license. In addition, the Respondent is fined \$250,000.00, to be paid prior to filing an application for reinstatement.

Discussion was held.

A roll call vote was taken.

Yea - Pignataro, Fakh, Keim, Stevenson, Wyett
Nay - 0

MOTION PREVAILED

OLD BUSINESS

None

NEW BUSINESS

None

PUBLIC COMMENT

None

ANNOUNCEMENTS

The next regularly scheduled meeting will be held December 9, 2015, at 9:00 a.m. at the Ottawa Building, 611 West Ottawa Street, Upper Level Conference Center, Conference Room 3, Lansing, Michigan.

ADJOURNMENT

MOTION by Fakih, seconded by Wyett to adjourn the meeting.

MOTION PREVAILED

Pignataro adjourned the meeting at 11:44 a.m.



Jonathan Pignataro, Chairperson

Janielle Houston, Board Secretary

12-9-15

Date Minutes Approved

Date Minutes Prepared: 10-21-15