



RICK SNYDER  
GOVERNOR

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

MIKE ZIMMER  
ACTING DIRECTOR

**MICHIGAN BOARD OF PHARMACY  
DISCIPLINARY SUBCOMMITTEE  
DECEMBER 10, 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 December 10, 2014, in the Ottawa Building, 611 West Ottawa Street, Upper Level Conference Center (UL), Conference Room 3, Lansing, Michigan.

**CALL TO ORDER**

Kathleen Burgess, Acting Chairperson, called the meeting to order at 9:50 a.m.

**Members Present:** Kathleen Burgess, Public Member  
Suit Hing Moy-Sandusky, R.Ph.  
Nichole Penny, R.Ph.  
Patricia Smeelink, R.Ph (Alternate)

**Members Absent:** Pamela Wyett, Public Member, Chairperson  
James Stevenson, PharmD

**Staff Present:** Amy Schneider, Secretary, Policy, Rules and Board Support Section  
Joe Campbell, Enforcement Director  
Virginia Abdo, Compliance Manager  
Kiran Parag, Analyst, Enforcement Division  
Bruce Johnson, Assistant Attorney General  
Ray Garza, Director, Investigations Division

**Others Present:** Dhafer Almaklani, R.Ph.  
Rose Baran, Ferris State University  
John Vandervoort, Meijer  
Wm Maguire, Ommiel  
Jeff Kauffaman, Walmart  
Jim Szyskowski, Kroger  
Ahmed Zaher, CVS  
Jeff Fitzgerald

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Rony Foumia, Consultant  
Amanda Lick, MPA  
Ashley Builta, MPA  
Abigail Larsen, MPA  
Chris Norollo, MPA  
Farah Mian

## **APPROVAL OF MINUTES**

*MOTION* by Penny, seconded by Moy-Sandusky, to approve the October 8, 2014 meeting minutes as presented.

*MOTION PREVAILED*

## **APPROVAL OF AGENDA**

*MOTION* by Moy-Sandusky, seconded by Penny, to approve the agenda with the following changes: Regulatory Consideration Item I. Gary E. Stein, R.Ph – Consent Order and Stipulation, be removed from the agenda, and Item D. Index Meds Pharmacy – Consent Order and Stipulation moved under Item A. Khajendranath Atluri, R.Ph – Consent Order and Stipulation.

*MOTION PREVAILED*

## **REGULATORY CONSIDERATIONS**

### **Khajendranath Atluri, R.Ph – Consent Order and Stipulation**

*MOTION* by Moy-Sandusky, seconded by Smeelink, to accept the Consent Order and Stipulation in the matter of Khajendranath Atluri, R.Ph.

Discussion was held.

A roll call vote followed: Nay: Moy-Sandusky, Penny, Smeelink, Burgess

*MOTION FAILED*

*MOTION* by Moy-Sandusky, seconded by Smeelink, to reject the Consent Order and Stipulation and offer a counter-offer to suspend Respondent's license for one (1) year, in the matter of Khajendranath Atluri, R.Ph.

Additionally, Respondent shall pay a fine in the amount of \$25,000.00, payable prior to application for reinstatement.

Discussion was held.

A roll call vote followed: Yeas: Moy-Sandusky, Penny, Smeelink, Burgess

*MOTION PREVAILED*

**Index Meds Pharmacy – Consent Order and Stipulation**

*MOTION* by Moy-Sandusky, seconded by Smeelink, to accept the Consent Order and Stipulation in the matter of Index Meds Pharmacy.

Discussion was held.

A roll call vote followed: Yeas: Moy-Sandusky, Penny, Smeelink, Burgess

*MOTION PREVAILED*

**Chroniscript A Walgreens Pharmacy – Consent Order and Stipulation**

Members Moy-Sandusky, Penny, Smeelink recused themselves, therefore Consent Order and Stipulation tabled due to lack of quorum in the matter of Chroniscript A Walgreens Pharmacy.

**Dort Longway Pharmacy – Consent Order and Stipulation**

*MOTION* by Moy-Sandusky, seconded by Penny, to accept the Consent Order and Stipulation in the matter of Dort Longway Pharmacy.

Discussion was held.

A roll call vote followed: Yeas: Moy-Sandusky, Penny, Smeelink, Burgess

*MOTION PREVAILED*

**Neena Kumari Gupta, R.Ph – Consent Order and Stipulation**

*MOTION* by Penny, seconded by Moy-Sandusky, to accept the Consent Order and Stipulation in the matter of Neena Kumari Gupta, R.Ph.

Discussion was held.

A roll call vote followed: Yeas: Moy-Sandusky, Penny, Smeelink, Burgess

*MOTION PREVAILED*

**Naresh Kumar Jain, R.Ph – Consent Order and Stipulation**

*MOTION* by Penny, seconded by Moy-Sandusky, to accept the Consent Order and Stipulation in the matter of Naresh Kumar Jain, R.Ph.

Discussion was held.

A roll call vote followed: Yeas: Moy-Sandusky, Penny, Smeelink, Burgess

*MOTION PREVAILED*

**Daniel P. Keller, R.Ph – Consent Order and Stipulation**

*MOTION* by Penny, seconded by Moy-Sandusky, to accept the Consent Order and Stipulation in the matter of Daniel P. Keller, R.Ph.

Discussion was held.

A roll call vote followed: Yeas: Moy-Sandusky, Penny, Smeelink, Burgess

*MOTION PREVAILED*

**Essa Mashni, R.Ph – Consent Order and Stipulation**

*MOTION* by Moy-Sandusky, seconded by Burgess, to reject the Consent Order and Stipulation and offer a counter-offer to suspend Respondent's license for six (6) months and one (1) day, in the matter of Essa Mashni, R.Ph.

Additionally, Respondent shall pay a fine in the amount of \$15,000.00, payable prior to application for reinstatement.

Discussion was held.

A roll call vote followed: Yeas: Moy-Sandusky, Penny, Smeelink, Burgess

*MOTION PREVAILED*

**Teleflex Medical Incorporated, 130219 – Consent Order and Stipulation**

*MOTION* by Moy-Sandusky, seconded by Penny, to accept the Consent Order and Stipulation in the matter of Teleflex Medical Incorporated, 130219.

Discussion was held.

A roll call vote followed: Yeas: Moy-Sandusky, Penny, Smeelink, Burgess

*MOTION PREVAILED*

**X-Gen Pharmaceuticals, Inc. – Consent Order and Stipulation**

*MOTION* by Moy-Sandusky, seconded by Penny, to accept the Consent Order and Stipulation in the matter of X-Gen Pharmaceuticals, Inc.

Discussion was held.

A roll call vote followed: Yeas: Moy-Sandusky, Penny, Smeelink, Burgess

*MOTION PREVAILED*

**Knight Drugs – Grand Blanc, Inc. – Consent Order and Stipulation**

*MOTION* by Moy-Sandusky, seconded by Penny, to accept the Consent Order and Stipulation in the matter of Knight Drugs – Grand Blanc, Inc.

Discussion was held.

A roll call vote followed: Nay: Moy-Sandusky, Penny, Burgess  
Recuse: Smeelink

*MOTION FAILED*

*MOTION* by Penny, seconded by Moy-Sandusky, to reject the Consent Order and Stipulation and offer a counter-offer to suspend Respondent's license for six (6) months and one (1) day, in the matter of Knight Drugs – Grand Blanc, Inc.

Additionally, Respondent shall pay a fine in the amount of \$75,000.00, payable prior to application for reinstatement.

Discussion was held.

A roll call vote followed: Nay: Moy-Sandusky, Penny, Burgess  
Recuse: Smeelink

*MOTION PREVAILED*

**US Compounding, Inc. – Consent Order and Stipulation**

*MOTION* by Moy-Sandusky, seconded by Penny, to accept the Consent Order and Stipulation in the matter of US Compounding, Inc.

Discussion was held.

A roll call vote followed:   Nay: Moy-Sandusky, Penny, Burgess  
                                      Recuse: Smeelink

*MOTION PREVAILED*

**Goddard Discount Pharmacy – Request for Dismissal**

*MOTION* by Moy-Sandusky, seconded by Penny, to accept the Request for Dismissal, in the matter of Goddard Discount Pharmacy

Discussion was held.

A roll call vote followed:   Nay: Moy-Sandusky, Penny, Burgess  
                                      Recuse: Smeelink

*MOTION PREVAILED*

**US Specialty Care – Proposal for Decision**

*MOTION* by Moy-Sandusky, seconded by Penny, to accept the Proposal for Decision, in the matter of US Specialty Care.

Discussion was held.

A roll call vote followed:   Yeas: Moy-Sandusky, Penny, Smeelink, Burgess

*MOTION PREVAILED*

*MOTION* by Moy-Sandusky, seconded by Penny, assess a fine in the amount of \$500.00, payable within ninety (90) days, in the matter of US Specialty Care.

Discussion was held.

A roll call vote followed:   Yeas: Moy-Sandusky, Penny, Burgess  
                                      Nay: Smeelink

*MOTION PREVAILED*

***PUBLIC COMMENT***

None

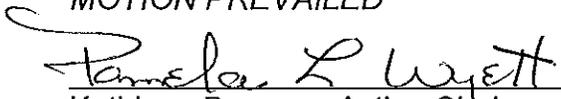
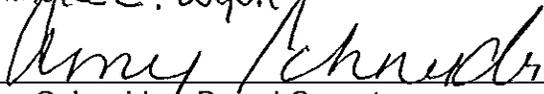
## **ANNOUNCEMENTS**

The next regularly scheduled meeting will be held February 11, 2015, 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 Moy-Sandusky, seconded by Penny, to adjourn the meeting at 11:00 a.m.

*MOTION PREVAILED*

  
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~~Kathleen Burgess, Acting Chairperson~~  
Pamela L. Wyett  
  
\_\_\_\_\_  
Amy Schneider, Board Secretary

2/11/15  
Date Minutes Approved

12.10.14  
Date Minutes Prepared