

President Gene Minton called the meeting to order at 9:00 am with Board Members Gene Minton, L. Stan Haywood, Carol Yates Day, Robert A. Graves, and Andy Bowman present. Also present were Executive Director Jay Campbell, Board Counsel Clint Pinyan, Director of Investigations Josh Kohler, Associate Director of Investigations Krystal Brashears Stefanyk, Director of Operations Kristin Moore, and Director of Licensing Deborah Stump. Present as visitors were: Brent Slaughter, NC Mutual Drug; Tori Mayer, Publix; Joey McLaughlin, Realo Drug; Christine Davis, Cardinal Health; Penny Shelton, NCAP; Keith Vance, Board Member Elect; Kimberly Pullium, Wingate Univ.; Nicole Dunn, UNC/ESOP; Laura Sweet, Campbell Univ.; Jon Oriet, UNC/ESOP; Holly Bourgeois, UNC/ESOP; Isaac Yang, Campbell Univ.; Katherine Cook, Campbell Univ.; Kendall Raegan Howell, Realo Drugs; Yekaterina Mutilin, UNC/ESOP; Theresa Kline, UNC/ESOP; Felicia Brift, UNC/ESOP; Jenna Raynor, Campbell Univ.; Stephen Ryan, UNC/ESOP; Aparnu Krishnamurthy, UNC/ESOP; Kiah Hicks, UNC/ESOP, Eleni Kalivas, UNC/ESOP; and Jake Wilhelm, Campbell Univ.

Ethics Statement & Welcome

President Minton read the Ethics Statement regarding any conflicts of interest and/or appearance of conflicts of interest of any Board member. No conflicts were noted by Board members.

Minutes of the June 20, 2016 Board Meeting and June 27, 2016 Board Meeting Conference Call

The members received the June 20, 2016 meeting minutes and July 27, 2016 conference call meeting minutes prior to this meeting for review. It was moved by Dr. Bowman, seconded by Mr. Graves, to accept the minutes as submitted. The motion passed with no dissenting votes.

Recognition of Nellie Jones

Mr. Campbell announced the retirement of Board Receptionist Nellie Jones. Mrs. Jones has worked for the Board for five (5) years and will retire at the end of July. Mr. Campbell thanked her on behalf of the members and staff for her outstanding service to the Board.

Proposed Technical Corrections to 21 N.C.A.C 46.2401 and .2403

S734, which established a statewide standing order for naloxone products, also re-codified the entirety of the naloxone provisions in state law, moving them to a new section of the North Carolina General Statutes. Clint Pinyan, Board counsel, state that as a result, cross references contained in our rules 21 NCAC 46.2401 and 46.2403 need to be changed to reflect the re-codification. He presented a proposed rule change to .2401 and .2403 to address the needed changes. Because these changes are technical only, they would not need to go through the notice and comment rulemaking process.

After discussion, on a motion from Dr. Bowman, seconded by Mr. Mixon with no dissenting votes, the Board approved the technical changes to 21 NCAC 46.2401 and .2403 presented by Board counsel.

Welcome of Board Member – Keith Vance

Mr. Campbell welcomed Keith Vance who was elected to the Northern District board seat, and will take that position, when commissioned by the Governor, on May 1, 2017.

Implementation of Statewide Standing Order for Naloxone

The North Carolina Department of Health and Human Services (DHHS) has established a website, www.naloxonesaves.org, which provides, among other things, a copy of the naloxone standing order, educational materials, and a means for pharmacies to indicate their participation. Pharmacies are not strictly required to “register” to use the standing order, however, both DHHS and Board staff have been encouraging pharmacies to do so through the website.

Review of SEI Evaluations from the Ethics Commission

Board members are required to file Statements of Economic Interest (SEI) forms with the North Carolina Ethics Commission in April of each year. The commission reviews the SEI to determine whether there is a conflict of interest or a potential conflict of interest for public service as a regulatory Board member. All of the Board members received a letter stating there is a potential conflict of interest in serving as a Board member by practicing in the profession that they regulate, except for Board member Robert Graves, who serves as a public member appointed by the Governor. Board counsel discussed the members’ obligations to the proactively avoid conflicts of interest and reminded them that they should discuss any potential conflicts proactively with Board counsel or the Executive Director.

Certification of DME Sub-committee Election – Medical Oxygen Supplier Seat

The DME Sub-committee held an election for the Medical Oxygen Supplier Seat June 1, 2016 – June 30, 2015. The seat was previously held by Mr. Kenneth (David) Keesee who chose not to run for re-election. Mr. David Chandler ran unopposed. There were twenty-six (26) votes cast during the election and Mr. Chandler received all votes cast.

On a motion from Mr. Mixon, seconded by Mrs. Day with no dissenting votes, the Board approved the election results for the DME Sub-Committee Medical Oxygen Supplier as presented.

Legislative Update

Mr. Campbell updated the Board on several legislative issues.

FDA Issues Draft Guidance for Pharmacies and Outsourcing Facilities Concerning “Compounded Drug Products that are Essentially Copies of a Commercially Available Drug Product”

The DQSA prohibits a pharmacy, except in limited circumstances such as a drug shortage, from compounding a drug product that is “essentially a copy of a commercially available drug product.” On July 7, 2016, FDA issued two draft guidance documents on what constitutes “essentially a copy of a commercially available drug product.” Mr. Campbell presented the documents to the Board members for their review and comments. The Board instructed Mr. Campbell to post the draft documents to the Board’s website.

Investigations/Inspections Reports

Joshua Kohler, Director of Investigations and Inspection, presented the July 2016 investigative report.

Financial Report

General Report

Gail Brantley, Financial and Administrative Services Director, presented the June 2016 financial report to the Board.

Review and acceptance of Bernard Robinson bid to conduct financial audits for FY 2016, 2017, and 2018

Board staff requested bids from five (5) CPA firms to conduct the annual financial audit for fiscal year 2016, 2017, and 2018. Only the Bernard Robinson & Company, the Board’s current audit firm, responded. After discussion, on a motion from Mr. Mixon, seconded by Dr. Bowman with no dissenting votes, the Board approved Bernard Robinson & Company to conduct the Board’s financial audit for fiscal year 2016, 2017, and 2018.

Proposed Rescheduling of the July 2017 Meeting from July 18 to July 11

Mr. Campbell requested that the July 2017 Board meeting be moved up one week to July 11, 2016. After discussion, it was the consensus of the Board to move the meeting to July 11, 2016.

Review of Planning for Board Member Retreat

The Board will hold the retreat September 8th – 9th, 2016 at the Holiday Inn Resort in Wrightsville Beach, NC.

Update on Review by Office of the State Auditor

Mr. Campbell stated that the State Auditor’s office is still in the process of conducting their audit follow up of the Board operations. Staff is providing information and documentation as needed.

Reports to the Board

No one spoke during the Reports to the Board agenda item.

The Board adjourned for a break at 10:15am and resumed open session at 10:25am.

Consent Agenda

It was moved by Mr. Graves, seconded by Mr. Mixon with no dissenting votes to approve the consent agenda. The motion carried with no dissenting votes. The following items were approved.

Prehearing Conference**Consent Order**

Prehearing conference held July 18, 2016 regarding consent order between the parties presented to Mr. Mixon regarding Coats Pharmacy, permit #09283, shipping products into Arizona without a permit using MatchRx.com. Recommendation: Consent Order of Reprimand- Accepted by permit June 24, 2016

CPP Candidates

- Michael Juan Chargualaf, PharmD #24996, UNC Hematology Clinic, 101 Manning Drive, Chapel Hill
- Lisa Fletcher, PharmD #20254, Infectious Diseases, 101 Manning Drive, Chapel NC
- Prashanth S. Iyer, PharmD #25150, UNC Heart and Vascular Clinic, Chapel Hill NC
- Wesley D. Kufel, PharmD #25935, Infectious Diseases, 101 Manning Drive, Chapel Hill
- Stacey Ann Karl, PharmD #24079, Adult Primary Care, 201 E Wendover Ave, Greensboro
- Alexis Kjellsen, PharmD #25076, Hematology-Oncology, 170 Manning Drive, Chapel Hill
- Jordan Miller, PharmD #25932, Academic Medical Center-Ambulatory Clinic, 101 Manning Drive, Chapel Hill NC
- Erika Katrina Nicolsen, PharmD #24187, Advanced Heart Failure, 1200 N Elm Street, Greensboro
- Ritesh Patel, PharmD #18408, Internal Medicine, 1 Medical Drive Benson NC
- Sonalie Patel, PharmD #25171, UNC Heart and Vascular, 300 Meadowmont Village Circle, Chapel Hill
- William Kent Tapscott #08286, South Court Medical Care (Family Practice), 217 East Elm Street, Graham
- Morgan Trepte, PharmD #24655, Hematology/Oncology, 101 Manning Drive, Chapel Hill
Claire Reuter, PharmD #26011, Abdominal Transplant, 4025 Burnett Womack Bldg CB 7211, Chapel Hill

- Emily Wong, PharmD #19738, Pulmonary Diseases, UNC Pulmonary Specialty Clinic, 300 Meadowmont Village Circle, Chapel Hill

CPP APPLICATION PENDING RECIPROCITY

- Lauren Devine, PharmD, UNC Heart and Vascular Center, 300 Meadowmont Village Circle , Chapel Hill

Reciprocity Candidates

Candidates License by Reciprocity 6/22/2016 – 7/19/2016					
FNAME	MNAME	LNAME	SUFFIX	RCPSTATE	DTREGIST
Erin	Rae	Resetar		PA	6/22/2016
Adrienne	Michelle	Horn		FL	6/22/2016
Stephanie	Zamora	Zizelman		ID	6/22/2016
Patrick	Brice	Finnegan		OH	6/22/2016
Bethany	Joy	Crouse		PA	6/22/2016
Michael	Scott	Davis		SC	6/22/2016
Charleen	Marie	Gnisci		GA	6/22/2016
Saswat	Kumar	Kabisatpathy		SC	6/22/2016
Jigar	G.	Shah		NJ	6/22/2016
Christy	Denise	Wood		TN	6/22/2016
Shahene	Luke	Badie		AZ	6/22/2016
Amanda	Jean	Szczepanik		MA	6/29/2016
Jacqueline	Elizabeth	McGregor		FL	6/29/2016
Cody	Ashby	Carson		FL	6/29/2016
Marissa	Rochelle	Rogoff		IN	6/29/2016
Kimberly	Evelyn	Stripp		PA	6/29/2016
Kaitlyn	Kristel	DeHoff		MI	6/29/2016
Sanjusha	Elsy	Mathew		TX	6/29/2016
Ryan	Alan	Bausch		FL	7/6/2016
Rachel	Leigh	Henderson		TN	7/6/2016
Christina	Dawn	Elliott		FL	7/6/2016
Joyce	Kyungmee	Ji		MA	7/6/2016
Bradley	John	Yelvington		SC	7/6/2016
Jeffrey	Robert	Kaufhold		PA	7/13/2016
Holly		Burke		MS	7/13/2016
Allene	Stallings	Cook		SC	7/13/2016
Nishitaben		Patel		CA	7/13/2016

Candidates License by Reciprocity 6/22/2016 – 7/19/2016					
FNAME	MNAME	LNAME	SUFFIX	RCPSTATE	DTREGIST
Lauren	Brooke	Chambers		VA	7/13/2016
Jessica	Rose	Wallace		GA	7/13/2016
Julie	Ann	Weiner		FL	7/13/2016
Mark	Loren	Vance		OH	7/13/2016
Ananda		Ramaiah		FL	7/13/2016
Cecilia	Lynn	Baker		MD	7/13/2016
Timmi	Elizabeth	Rathappillil		PA	7/13/2016
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Increase in Pharmacists to Technician Ratio

1. Barbee Pharmacy & Gifts #04406, George Sprite Barbee III/Pharmacist Manager, Raeford NC
2. Carolina Family Health Centers Inc. #08330, Malisha Bisette/Pharmacist Manager, Wilson NC
3. Edgeway Pharmacy #12051, Jennifer Ethridge/Pharmacist Manager, Gastonia NC
4. ExpressCare Pharmacy #10027, John Dombach/Pharmacist Manager, Washington NC
5. Ingles Pharmacy #12640, Leanne Downing/Pharmacist Manager, Candler NC
6. Long View Drug Co # 10603, Justin Austin/Pharmacist Manager, Hickory NC
7. Mission My Care Plus Pharmacy #11270, Jonathan Snipes/Pharmacist Manager, Candler NC
8. Premier Pharmacy Inc. #11027, Jason Lisk/Pharmacist Manager, Newland NC
9. Walgreens #12315, Bobby Carroll/Pharmacist Manager, Goldsboro NC
10. Walgreens #12450, Christine Ebert/Pharmacist Manager, Kernersville NC
11. Walgreens #12431, MaryBrooks Parrow/Pharmacist Manager, Wilmington NC
12. Walkertown Family Pharmacy #09217, Jimmy Dale Keith Jr/Pharmacist Manager, Walkertown NC
13. Walmart Pharmacy #07960, Roland Ntankeu/Pharmacist Manager, Fayetteville NC
14. Walmart #11862, Judith Paliotti/Pharmacist Manager, Hampstead NC
15. Walmart #07980, Max Dearing/Pharmacist Manager, Knightdale NC
16. Walmart #10540, Savannah Harris/Pharmacist Manager, Raeford NC

A copy of the consent order can be found elsewhere in the Minutes and is incorporated by reference herein.

The Board adjourned the meeting at 10:30pm.

Gene Minton, President

L. Stan Haywood, Vice-President

Dr. Andrew Bowman

William A. Mixon

Carol Yates Day

Robert A. Graves