

President Keith Vance called the meeting to order at 10:00 am with Board Members Robert Graves, Andy Bowman, Ashley Duggins, Gene Minton and Bill Mixon present. Also present were Executive Director Jay Campbell, Board Counsel Clint Pinyan, Associate Executive Director Ellen Vick, Director of Investigations Josh Kohler, Director of Inspections Krystal Stefanyk, Director of Finance and Human Resources Rhonda Jones, Accounting Manager JP Brown, IT Manager Antoine Pryor, Director of Operations Kristin Moore, and Director of Licensing Missy Betz. Present as visitors were: Tim Weber, NCAP/UNC; Penny Shelton, NCAP; Erica Harms, Publix; Billy Soffera, Harris Teeter; Zak Freese, Pharmarica, LTC; John Rocchio, CVS Health; Hussein Askar, Mutual Drug; Gray Stewart, Mutual Drug; Todd Jackson, ECU; Payton Kelly, Duke Regional; Diana Jassmann, Duke Regional; Todd Stewart, UNC/ESOP; Kristin Nelson, UNC ESOP/Realo; Arden Bui, UNC ESOP/Prevo; and Yocelyn Garnica Luis, Realo/Univ. of Colo.

#### Ethics Statement & Welcome

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

#### Consideration of Minutes of the October 2019 Board Meeting

The members received the October 15, 2019 meeting minutes prior to this meeting for review. It was moved by Mr. Minton, seconded by Mr. Graves, to approve the minutes as submitted. The motion passed with no dissenting votes.

#### Application for 5:1 Technician:Pharmacist Ratio, McNeill's LTC Pharmacy, John Watson, Pharmacist-Manager

The Board has instructed Board staff that a request for increase to a technician:pharmacist ratio of 3:1 or 4:1 may be allowed by staff without formal Board action so long as the pharmacy demonstrates that it employs sufficient certified technicians to meet the ratio. The Board has directed staff to refer any request for a 5:1 or higher ratio to the full Board for consideration.

McNeill's LTC Pharmacy, permit #07711, submitted an application to increase their technician:pharmacist ratio to 5:1. Pharmacist Manager John Watson, license #09766 appeared before the Board to explain the reasoning for their request.

After discussion, on a motion from Dr. Bowman, seconded by Mr. Mixon with no dissenting votes, the Board moved into closed session to review the matter.

Open session resumed on a motion from Mr. Mixon, seconded by Dr. Bowman with no dissenting votes.

On a motion from Mr. Mixon, seconded by Dr. Bowman with no dissenting votes, the Board approved McNeill's LTC Pharmacy application for an increase to a technician:pharmacist ratio to 5:1. The Board determined that, given the robust pharmacy staffing at the pharmacy, the increased technician ratio would not create a public safety issue.

Potential Amendments to Rules 21 NCAC 46.1207, .2102, .2104, and .2109

Executive Director Jay Campbell presented proposed rule changes to the rules regarding the election of the DME Subcommittee. The changes would move the committee from an elected committee to a Board appointed committee. Mr. Campbell stated that the cost and time incurred by the Board for the DME Election is not rewarded in a large candidate pool or voter turnout. The DME Subcommittee would be appointed each year during the May Board meeting along with other Board committees. The composition of the DME Subcommittee would be unchanged, as would the DME Subcommittee's substantive responsibilities. Mr. Campbell presented the proposed changes to the DME Subcommittee at their November 12, 2019 conference call, and the committee was in favor of the proposed amendments.

After discussion, on a motion from Mr. Minton, seconded by Dr. Bowman with no dissenting votes, the Board voted to publish for notice and comment amendments to rules 21 NCAC 46.1207, .2102, .2104, and .2109 to move the DME Subcommittee from an elected body to committee appointed by the Board.

Election Process for the Northeastern and Central District Member Position

The election for the Northeastern and Central District member position is now in process and will run through the 2020 renewal period, November 1, 2019 – March 1, 2020. To date, 806 votes have been cast. Board staff will send out email reminders about the election periodically during the renewal period.

The candidates for the elections are:

**CENTRAL DISTRICT**

Danielle Andreasen  
Marshal Carter  
Ashley Duggins  
Nicole Eastman  
Angela Smith  
Timothy Weber

**NORTHEASTERN DISTRICT**

Russell Boratko  
David Catalano  
Ned Clark  
Chad Cobus  
Tony Mitchum  
Wallace Nelson  
Cornelius Toliver  
Tara Torrence

The results of the election will be certified by the Board at either the March or April Board meeting. The results will then be submitted to the Governor's office for commission.

#### 2020 Renewal Season Update

Director of Licensing Missy Betz updated the members on the process for 2020 renewals of licensees, permits, and registrants.

#### Board Meeting and Prehearing Conference Schedule June 2020 – May 2021

Board staff presented a proposed schedule for Board meetings and prehearing conferences from June 2020 – May 2021.

After discussion, on a motion from Dr. Vance, seconded by Dr. Bowman with no dissenting votes, the Board approved the schedule as presented.

#### Board Investment Policy Update as Recommended by the Budget and Finance Committee

The Board's Budget and Finance Committee (Vance, Bowman, and Graves) met on October 15, 2019 to review the Board's investment policy.

The members reviewed the existing policy, reviewed investment policies from the Medical, Nursing, and Physical Therapy Boards, as well as the Real Estate Commission.

Mr. Campbell stated that the committee recommends re-adoption of the existing policy with one change that the Budget and Finance Committee be required to meet annually to review the policy rather than biannually.

After discussion, on a motion from Mr. Mixon, seconded by Mr. Roberts with no dissenting votes, the Board approved the Finance Committee's adoption of the existing policy with the change of the Finance Committee meeting annually.

#### 2020 NABP Interactive Member Forum – Selection of Board Member Representative

The NABP Interactive Member Forum to collaborate with their colleagues on best practices and advances in regulating for the protection of public health will be held January 28-29, 2020 at the NABP Headquarters in Mount Prospect, IL. NABP requested each Board select a member to attend the forum.

After discussion, it was the consensus of the Board that Dr. Ashley Duggins attend the forum as the Board representative.

#### Financials

JP Brown, Accounting Manager, presented the October 2019 financial report to the Board.

Investigative Statistics

Krystal Stefanyk, Director of Inspections, presented the November 2019 investigative report.

Reports to the Board

No spoke during the Reports to the Board agenda item.

Consent Agenda

On a motion from Mr. Minton, seconded by Dr. Bowman, with Dr. Duggins recusing herself from the matter as the presiding officer of the prehearing conference, the Board approve the consent agenda as presented. The motion passed with no dissenting votes.

The following items were approved.

**Prehearing Conference****Consent Orders**

RPh. Nesheka Nowell Jessup, license #18699, was subject of a prehearing conference held 11/18/2019, heard by Dr. Duggins, regarding request for reinstatement of license; Recommendation: Grant reinstatement with license under indefinite suspension/ active 6-month suspension deemed served since not practice since May 2018. The license will be under conditions including comply with PHP contract, hours restriction by PHP; not serve as pharmacist manager for one year from order; then may petition Board to lift the restriction with support of PHP. Accepted by Dr. Jessup 11/18/2019.

RPh. Kimberly Denning Chatellier, license #15860, was subject of a prehearing conference held 11/18/2019, heard by Dr. Duggins, regarding request for reinstatement after voluntarily surrendering 4/2019; Recommendation: Grant request for reinstatement with license under indefinite suspension with active 6-month suspension deemed served since not practice since April 4, 2019. The license will be under conditions including not serving as pharmacist manager for one year; then may petition the Board to lift suspension. Accepted by Chatellier 11/18/2019.

Jennifer Lynn Graf-Perkins was subject of a prehearing conference held 11/18/2019, heard by Dr. Duggins, regarding request to continue with registration process as dispensing nurse practitioner after disclosing on her application a previous substance abuse disorder; Recommendation: Approve proceeding with application with conditions: Accepted by Graf-Perkins 11/18/2019.

RPh. Matthew Thomas Star, license #22905, was subject of a prehearing conference held on 11/18/2019, heard by Dr. Duggins, regarding request to lift restriction on serving as pharmacist manager from 6/19/2018 consent order reinstating license. Recommendation: Approved request.

A copy of the consent orders can be found elsewhere in the minutes and are incorporated by reference herein.

### **Reciprocity Candidates**

Name	License Type	License #	Application Type	Application Complete
Alex Paul Pavlovic	Pharmacist	29269	Reciprocity	10/31/2019
An Nguyen	Pharmacist	29268	Reciprocity	10/31/2019
Anurag Singhal	Pharmacist	29265	Reciprocity	10/31/2019
Carlee Jessie Montgomery	Pharmacist	29276	Reciprocity	11/7/2019
Donald Patrick Clark	Pharmacist	29249	Reciprocity	10/24/2019
Elaine Tracie Tam	Pharmacist	29256	Reciprocity	10/24/2019
Elizabeth Moss Wilson	Pharmacist	29272	Reciprocity	10/31/2019
Eric Lawrence Bierle	Pharmacist	29274	Reciprocity	11/7/2019
Ifiok MacJohn Akpaffiong	Pharmacist	29273	Reciprocity	11/7/2019
Jason Blaser	Pharmacist	29270	Reciprocity	10/31/2019
Jennifer De Hombre	Pharmacist	29250	Reciprocity	10/24/2019
Jerry Wayland Martin	Pharmacist	29253	Reciprocity	10/24/2019
Katie Lynn Hoffman	Pharmacist	29284	Reciprocity	11/14/2019
Leah Marlene Thompson	Pharmacist	29257	Reciprocity	10/24/2019
Lisa Marie Graves	Pharmacist	29243	Reciprocity	10/17/2019
Maegan Gardner	Pharmacist	29275	Reciprocity	11/7/2019
Matthew Joel Wilson	Pharmacist	29287	Reciprocity	11/14/2019
Nicholas Tanner White	Pharmacist	29244	Reciprocity	10/17/2019
Nikita Ankit Shah	Pharmacist	29271	Reciprocity	10/31/2019
Odetta Kulenica	Pharmacist	29285	Reciprocity	11/14/2019
Ronald John Cehelsky	Pharmacist	29283	Reciprocity	11/14/2019
Ryan Nikolaus Merchant	Pharmacist	29254	Reciprocity	10/24/2019
Sara Kathlene Dempsey	Pharmacist	29251	Reciprocity	10/24/2019
Shirley Louise Paddock	Pharmacist	29286	Reciprocity	11/14/2019
Theresa Lam Nguyen	Pharmacist	29255	Reciprocity	10/24/2019
Tyler Scott Gnesda	Pharmacist	29252	Reciprocity	10/24/2019
Vivian Nkechi Uche	Pharmacist	29258	Reciprocity	10/24/2019
Total	27			

### **CPP Candidates**

- Glenn Hough Herrington, PharmD, CPP Approval #700218, Issued 11/06/2019
- Tiffany Jean Sherod-Harris, PharmD, CPP Approval #700219, Issued 11/08/2019
- Nathan Kiernan Kennedy, PharmD, CPP Approval #700220, Issued 11/06/2019
- Dawn Eberwein Pettus, PharmD, CPP Approval #700221, Issued 11/08/2019
- Mallory Lou Moore, PharmD, CPP Approval #700222, Issued 11/08/2019
- Alyssa Paige Stewart, PharmD, CPP Approval #700223, Issued 11/16/2019
- Wade Thomas Tugman, PharmD, CPP Approval #700224, Issued 11/16/2019
- Sarah Beth Green, PharmD, CPP Approval #700225, Issued 11/16/2019
- Audreanna Marie Sahmanovic, PharmD, Approval #700226, Issued 11/16/2019

### **Increase in Pharmacists to Technician Ratio**

- Drugs America #04945, William Brandon Bolton PM, Approved for 3:1 Ratio
- UNC Shared Service Center Pharmacy – Dept of UNC Hospital #12890, Kriss Janis Petrovskis PM, Approved for 3:1 Ratio
- Walgreens #13543, Grant G. Lim PM, Approved for 3:1 Ratio
- McNeill's LTC #07711, John William Watson PM, Approved for 5:1 Ratio

### **Closed Session**

The Board moved into closed session to discuss possible summary suspensions and litigation matter.

When open session resumed, Dr. Vance stated that technician registration for Stephanie Aruna Williams, registration #55353, was summarily suspended.

Dr. Vance also stated that Board Counsel gave updates on the status of the cases regarding MedFit Rx Cary and Technician Zachary Thomas.

On a motion from Dr. Duggins, seconded by Mr. Graves with no dissenting votes, the Board adjourned the meeting at 11:07am.

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Dr. Keith Vance, President

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Dr. Ashley Duggins, Vice-President

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Gene Minton

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William A. Mixon

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Robert Graves

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Dr. Andy Bowman