



JENNIFER M. GRANHOLM
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF COMMUNITY HEALTH
LANSING

JANET OLSZEWSKI
DIRECTOR

MICHIGAN BOARD OF PHARMACY DISCIPLINARY SUBCOMMITTEE APRIL 9, 2008 MEETING

APPROVED MINUTES

In accordance with the Open Meetings Act, 1976, PA 267, as amended, the Michigan Board of Pharmacy Disciplinary Subcommittee met in regular session on April 9, 2008, at the Ottawa Building Conference Center, 611 West Ottawa, Conference Room 3 (Upper Level Parking), Lansing, Michigan.

CALL TO ORDER

Pamela Gnodtke, Public Member, Chairperson, called the meeting to order at 10:27 a.m.

Members Present: Pamela Gnodtke, Public Member, Chairperson
David Bach, R.Ph.
Gwenesia Collins, R.Ph.
Harvey Schmidt, R.Ph.

Staff Present: Karen Carpenter, Analyst, Enforcement Section
Amy Rosenberg, Assistant Attorney General
Brooke Parmalee, Secretary, Licensing Division
Natasha Oginsky, Intern, Bureau of Health Professions
Rae Ramsdell, Director, Licensing Division
(arrived at 10:47 a.m.)
Liz Arasim, Policy Analyst, Licensing Division
(arrived at 10:45 a.m.)

Others Present: Suhair Farida, R.Ph.
Laura Shaw, R.Ph.
Greg Baran, MPA
Karen Jonas, MPA

APPROVAL OF MINUTES

MOTION by Bach, seconded by Schmidt to approve the February 13, 2008 meeting minutes with the following corrections:

On page 2 in the second paragraph under Rubley, add **requiring compliance with the monitoring agreement** at the end of the paragraph.

On page 3 under Fakhoury, delete the sentence that begins "Further, the terms of the 3/07/07. . ." The conditions of the license should read as follows:

Petitioner shall be under direct Board-approved supervision for the period of 1,500 hours with the following terms of probation to run concurrent with the limitation:

- 1) **Employer shall submit quarterly reports;**
- 2) **Petitioner shall continue with the recommendations of the HPRP monitoring agreement; and**
- 3) **Petitioner shall comply with the February 7, 2007 Consent Order and Stipulation.**

Also change the sentence "If Petitioner complies with the above terms, his license will be restored to an unlimited status at the designated time" to read "If Petitioner complies with the above terms, his license will be **automatically reclassified at the end of the limitation period.**"

MOTION PREVAILED

APPROVAL OF AGENDA

MOTION by Schmidt, seconded by Collins to approve the agenda as presented.

MOTION PREVAILED

REGULATORY CONSIDERATIONS

A. Gerry Allyn Colby, R.Ph. – Order of Dismissal

MOTION by Bach, seconded by Schmidt to accept the Order of Dismissal and dismiss the complaint in the matter of Gerry Allyn Colby, R.Ph.

Discussion followed.

A roll call vote followed: Yeas – Bach, Collins, Schmidt, Gnodtke

MOTION PREVAILED

B. Peter Alexander Dumo, R.Ph. – Order of Dismissal

MOTION by Schmidt, seconded by Collins to accept the Order of Dismissal and dismiss the complaint in the matter of Peter Alexander Dumo, R.Ph.

Discussion followed.

A roll call vote followed: Yeas – Collins, Schmidt, Gnodtke
Abstain – Bach

MOTION PREVAILED

C. **Douglas W. Bouchey, R.Ph. – Consent Order and Stipulation**

MOTION by Bach, seconded by Collins to accept the Consent Order and Stipulation in the matter of Douglas W. Bouchey, R.Ph.

Discussion followed.

A roll call vote followed: Yeas – Bach, Collins, Schmidt, Gnodtke

MOTION PREVAILED

D. **Elizabeth A. Ostrander, R.Ph. – Consent Order and Stipulation**

MOTION by Schmidt, seconded by Collins to accept the Consent Order and Stipulation in the matter of Elizabeth A. Ostrander, R.Ph.

Discussion followed.

A roll call vote followed: Yeas – Bach, Collins, Schmidt, Gnodtke

MOTION PREVAILED

E. **Aniruddha Sudhakar Pathak, R.Ph. – Consent Order and Stipulation**

MOTION by Collins, seconded by Bach to accept the Consent Order and Stipulation in the matter of Aniruddha Sudhakar Pathak, R.Ph.

Discussion followed.

A roll call vote followed: Yeas – Bach, Collins, Schmidt, Gnodtke

MOTION PREVAILED

F. **Randall C. Witherspoon, R. Ph. – Consent Order and Stipulation**

MOTION by Bach, seconded by Schmidt to accept the Consent Order and Stipulation in the matter Randall C. Witherspoon, R.Ph.

Discussion followed.

A roll call vote followed: Yeas – Bach, Collins, Schmidt, Gnodtke

MOTION PREVAILED

G. Pamela Renee Giddens, R.Ph. – Consent Order and Stipulation

MOTION by Collins, seconded by Schmidt to accept the Consent Order and Stipulation in the matter of Pamela Renee Giddens, R.Ph.

Discussion followed.

A roll call vote followed: Yeas – Bach, Collins, Schmidt, Gnodtke

MOTION PREVAILED

H. Robert Gary Howe, R.Ph. – Consent Order and Stipulation

MOTION by Schmidt, seconded by Collins to accept the Consent Order and Stipulation in the matter of Robert Gary Howe, R.Ph.

Discussion followed.

A roll call vote followed: Yeas – Bach, Collins, Schmidt, Gnodtke

MOTION PREVAILED

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

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

Discussion followed.

A roll call vote followed: Yeas – Bach, Collins, Schmidt, Gnodtke

MOTION PREVAILED

J. SLBTJ, Inc. – Consent Order and Stipulation

MOTION by Collins, seconded by Bach to accept the Consent Order and Stipulation in the matter of SLBTJ, Inc.

Discussion followed.

A roll call vote followed: Yeas – Bach, Collins, Gnodtke
Nays – Schmidt

MOTION PREVAILED

K. Sushma S. Patel, R.Ph. – Consent Order and Stipulation

MOTION by Schmidt, seconded by Bach to accept the Consent Order and Stipulation in the matter of Sushma S. Patel, R.Ph.

Discussion followed.

A roll call vote followed: Yeas – Bach, Collins, Schmidt, Gnodtke

MOTION PREVAILED

PUBLIC COMMENT

Greg Baran stated that listening to the board discuss the fact that pharmacists are not counseling and the fact that there has been no action taken with regard to pharmacists failing to comply with the rules with regard to counseling is a serious problem. He hopes the board will do more about that in the future.

Jonas thinks that internet pharmacies are a problem and they need to be inspected and the board or the state needs to step forward and do something about them.

ANNOUNCEMENTS

The next regularly scheduled meeting will be held June 11, 2008, immediately following the full board meeting scheduled to begin at 9:00 a.m. at the Ottawa Building, 611 West Ottawa, Conference Room 3 (Upper Level Parking), Lansing, Michigan.

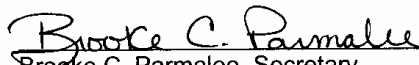
ADJOURNMENT

MOTION by Schmidt, seconded by Collins to adjourn at 11:13 a.m.

MOTION PREVAILED


Pamela Gnodtke, Public Member, Chairperson

6-11-2008
Date Minutes Approved


Brooke C. Parmalee, Secretary

4-9-2008
Date Minutes Prepared