



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

ORLENE HAWKS
DIRECTOR

**MICHIGAN BOARD OF PHARMACY
DISCIPLINARY SUBCOMMITTEE
AUGUST 12, 2020 MEETING**

APPROVED MINUTES

In accordance with the Open Meetings Act, 1976 PA 267, as amended, the Michigan Board of Pharmacy Disciplinary Subcommittee met on August 12, 2020. The meeting was held via Zoom, pursuant to Executive Order 2020-154.

CALL TO ORDER

David Hills, Chairperson, called the meeting to order at 9:02 a.m.

ROLL CALL

Members Present: David Hills, Public Member, Chairperson
Cynthia Boston, BHS, R.Ph.T.
Kathleen Burgess, Public Member
Kathleen Pawlicki, MS, FASHP (left 11:02 a.m.)
Grace Sesi, PharmD

Members Absent: None

Staff Present: Andria Ditschman, Senior Policy Analyst, Boards and Committees Section
Kiran Parag, Senior Analyst, Compliance Section
Michele Wagner-Gutkowski, Assistant Attorney General
Stephanie Wysack, Board Support, Boards and Committees Section

APPROVAL OF AGENDA

MOTION by Pawlicki, seconded by Sesi, to approve the amended agenda as presented.

A roll call vote was taken: Yeas: Boston, Burgess, Pawlicki, Sesi, Hills
Nays: None

MOTION PREVAILED

APPROVAL OF MINUTES

MOTION by Pawlicki, seconded by Burgess, to approve the meeting minutes from June 10, 2020, as written.

A roll call vote was taken: Yeas: Boston, Burgess, Pawlicki, Sesi, Hills
 Nays: None

MOTION PREVAILED

Disciplinary Subcommittee Master Resolution Discussion

MOTION by Sesi, seconded by Burgess, to discuss.

A roll call vote was taken: Yeas: Boston, Burgess, Pawlicki, Sesi, Hills
 Nays: None

MOTION PREVAILED

Discussion was held.

MOTION by Pawlicki, seconded by Boston, to maintain the Pharmacist Pre-Approved Continuing Education Sanctions fine at \$500.00 and \$50.00 for each continuing education hour, to maintain the Pharmacy Technician Pre-Approved Continuing Education Sanctions fine at \$125.00, reduce the per hour fee to \$15.00, maintain the Pharmacist Pre-Approved Human Trafficking Training Sanctions fine at \$500.00, and modify the Pharmacy Technician Pre-Approved Human Trafficking Training Sanctions fine to \$125.00.

A roll call vote was taken: Yeas: Boston, Burgess, Pawlicki, Hills
 Nays: Sesi

MOTION PREVAILED

REGULATORY CONSIDERATIONS

Consent Orders and Stipulations

Linda Frank Askar, R.Ph.

MOTION by Burgess, seconded by Pawlicki, to accept the Consent Order and Stipulation.

A roll call vote was taken: Yeas: Boston, Burgess, Pawlicki, Sesi, Hills
 Nays: None

MOTION PREVAILED

Quality MedRX, Inc.

MOTION by Pawlicki, seconded by Sesi, to accept the Consent Order and Stipulation.

A roll call vote was taken: Yeas: Boston, Burgess, Pawlicki, Sesi, Hills
 Nays: None

MOTION PREVAILED

Robert Joseph Ruhlman, R.Ph.

MOTION by Burgess, seconded by Pawlicki, to accept the Consent Order and Stipulation.

A roll call vote was taken: Yeas: Boston, Burgess, Pawlicki, Sesi, Hills
 Nays: None

MOTION PREVAILED

Lince Alex Thomas

MOTION by Pawlicki, seconded by Sesi, to accept the Consent Order and Stipulation.

A roll call vote was taken: Yeas: Boston, Burgess, Pawlicki, Sesi, Hills
 Nays: None

MOTION PREVAILED

Administrative Complaints

Christopher William Peckham, Ph.T.

MOTION by Pawlicki, seconded by Burgess, to place the Respondent's license on probation for a minimum of one day not to exceed one year. During the probationary period, Respondent shall submit proof of completing training in identifying victims of human trafficking. Respondent is fined \$125.00 to be paid within 180 days. Failure to comply with the terms of the Order shall result in license suspension.

A roll call vote was taken: Yeas: Boston, Burgess, Pawlicki, Sesi, Hills
 Nays: None

MOTION PREVAILED

Daniel David Ross, Ph.T.

MOTION by Burgess, seconded by Pawlicki, to place the Respondent's license on probation for a minimum of one day not to exceed one year. During the probationary period, Respondent shall submit proof of completing training in identifying victims of human trafficking. Respondent is fined \$125 to be paid within 180 days. Failure to comply with the terms of the Order shall result in license suspension.

A roll call vote was taken: Yeas: Boston, Burgess, Pawlicki, Sesi, Hills
 Nays: None

MOTION PREVAILED

MOTION by Pawlicki, seconded by Burgess, at 9:57 a.m. to reconvene the Disciplinary Subcommittee meeting after the conclusion of the full board meeting.

A roll call vote was taken: Yeas: Boston, Burgess, Pawlicki, Sesi, Hills
 Nays: None

MOTION PREVAILED

MOTION by Boston, seconded by Burgess, to reconvene the meeting at 11:56 a.m.

A roll call vote was taken: Yeas: Boston, Burgess, Sesi, Hills
 Nays: None

MOTION PREVAILED

MOTION by Burgess, seconded by Boston to discuss the Disciplinary Subcommittee Master Resolution decision from the previous motion.

A roll call vote was taken: Yeas: Boston, Burgess, Hills
 Nays: None
 Abstain: Sesi

MOTION PREVAILED

Discussion was held.

MOTION by Burgess, seconded by Boston, to maintain the decision from the previous motion.

A roll call vote was taken: Yeas: Boston, Burgess, Sesi, Hills
 Nays: None

MOTION PREVAILED

Proposals for Decision

Zongli Chang, MD

MOTION by Burgess, seconded by Boston, to discuss.

A roll call vote was taken: Yeas: Boston, Burgess, Sesi, Hills
 Nays: None

MOTION PREVAILED

Discussion was held.

MOTION by Burgess, seconded by Sesi, to accept the Proposal for Decision.

A roll call vote was taken: Yeas: Boston, Burgess, Sesi, Hills
 Nays: None

MOTION PREVAILED

MOTION by Buress, seconded by Boston, to revoke the Respondent's license for five years. Respondent is fined \$10,000.00 to be paid prior to filing an application for reinstatement.

A roll call vote was taken: Yeas: Boston, Burgess, Sesi, Hills
 Nays: None

MOTION PREVAILED

Samuel Heath Laugal, R.Ph.

MOTION by Burgess, seconded by Boston, to discuss.

A roll call vote was taken: Yeas: Boston, Burgess, Sesi, Hills
 Nays: None

MOTION PREVAILED

Discussion was held.

MOTION by Burgess, seconded by Sesi, to accept the Proposal for Decision and Administrative Complaint dated October 16, 2018 dismissed.

A roll call vote was taken: Yeas: Boston, Burgess, Sesi, Hills
 Nays: None

MOTION PREVAILED

PUBLIC COMMENT

Rony Foumia attempted to ask questions regarding the compliance conference process. Wagner-Gutkowski stated that the procedure is outlined in the Public Health Code and that the Disciplinary Subcommittee had no authority over that. He was advised to direct his comments to the Department.

ANNOUNCEMENTS

The next regularly scheduled meeting will be held October 14, 2020, at 9:00 a.m. at 611 West Ottawa Street, Upper Level Conference Center Room 3, Lansing, Michigan 48933.

ADJOURNMENT

MOTION by Sesi, seconded by Boston, to adjourn the meeting at 12:34 a.m.

A roll call vote was taken: Yeas: Boston, Burgess, Sesi, Hills
 Nays: None

MOTION PREVAILED

Minutes approved by the Board on: November 4, 2020.

Prepared by:
Stephanie Wysack, Board Support
Bureau of Professional Licensing

August 13, 2020