



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

MARLON I. BROWN, DPA
DIRECTOR

MICHIGAN BOARD OF PHARMACY DISCIPLINARY SUBCOMMITTEE

JUNE 12, 2024, MEETING

APPROVED MINUTES

In accordance with the Open Meetings Act, 1976 PA 267, as amended, the Michigan Board of Pharmacy Disciplinary Subcommittee met on June 12, 2024, at 611 West Ottawa Street, Upper-Level Conference Room 3, Lansing, Michigan 48933.

CALL TO ORDER

Kyle McCree, Public Member, acting Chairperson, called the meeting to order at 9:12 a.m.

ROLL CALL

Members Present: Kyle McCree, Public Member, Acting Chairperson
Keith Binion, M.Ed., Ph. T. (Arrived at 9:39 a.m.)
Scott Ciarkowski, PharmD, MBA, Alternate

Members Absent: Pierre Boutros, D.Ph.
Kelli Oldham, Public Member, Chairperson
Michael Sleiman, PharmD

Staff Present: Marshall Hooks, Senior Analyst, Compliance Section
LeAnn Payne, Board Support Technician,
Boards and Committees Section
Michele Wagner-Gutkowski, JD, Assistant Attorney General

APPROVAL OF AGENDA

MOTION by Binion, seconded by Ciarkowski, to approve the agenda, as presented.

A voice vote followed.

MOTION PREVAILED

APPROVAL OF MINUTES

MOTION by Binion, seconded by Ciarkowski, to approve the meeting minutes from April 23, 2024, as written.

A voice vote followed.

MOTION PREVAILED

REGULATORY CONSIDERATIONS

Proposal for Decision

Eleanore Kue, MD

MOTION by Ciarkowski, seconded by Binion, to discuss.

A voice vote followed.

MOTION PREVAILED

Discussion was held.

MOTION by Binion, seconded by Ciarkowski, to un-table the matter.

A voice vote followed.

MOTION PREVAILED

MOTION by Ciarkowski, seconded by Binion, to accept the Proposal for Decision and dismiss the Administrative Complaint with prejudice.

A roll call vote was taken: Yeas: Binion, McCree, Ciarkowski
Nays: None

MOTION PREVAILED

Consent Orders and Stipulations

Hany Aboelnaser, R. Ph

MOTION by Ciarkowski, seconded by Binion, to accept the Consent Order and Stipulation.

A roll call vote was taken: Yeas: Binion, McCree, Ciarkowski

Nays: None

MOTION PREVAILED

Boby Abraham, R. Ph.

Ciarkowski recused himself.

MOTION by Binion, seconded by Ciarkowski, to table the matter due to loss of quorum.

A voice vote followed.

MOTION PREVAILED

Kellie Kay Broome, R. Ph.

MOTION by Ciarkowski, seconded by Binion, to accept the Consent Order and Stipulation.

A roll call vote was taken: Yeas: Binion, McCree, Ciarkowski
 Nays: None

MOTION PREVAILED

Express Scripts

MOTION by Ciarkowski, seconded by Binion, to accept the Consent Order and Stipulation.

A roll call vote was taken: Yeas: Binion, McCree, Ciarkowski
 Nays: None

MOTION PREVAILED

Ali Mohamad Fakh, R. Ph.

MOTION by Ciarkowski, seconded by Binion, to accept the Consent Order and Stipulation.

A roll call vote was taken: Yeas: Binion, McCree, Ciarkowski
 Nays: None

MOTION PREVAILED

Adam Gardner, R. Ph.

MOTION by Ciarkowski, seconded by Binion, to discuss.

A voice vote followed.

MOTION PREVAILED

Discussion was held.

MOTION by Ciarkowski, seconded by Binion, to accept the Consent Order and Stipulation.

A roll call vote was taken: Yeas: Binion, McCree, Ciarkowski
 Nays: None

MOTION PREVAILED

Vishal Chunilal Leela, Ph. T.

MOTION by Ciarkowski, seconded by Binion, to accept the Consent Order and Stipulation.

A voice vote followed.

MOTION PREVAILED

Platinum Life Pharmacy, PLLC

MOTION by Ciarkowski, seconded by Binion, to accept the Consent Order and Stipulation.

A roll call vote was taken: Yeas: Binion, McCree, Ciarkowski
 Nays: None

MOTION PREVAILED

Richard T. Poort, R. Ph.

MOTION by Ciarkowski, seconded by Binion, to accept the Consent Order and Stipulation.

A roll call vote was taken: Yeas: Binion, McCree, Ciarkowski
 Nays: None

MOTION PREVAILED

Kayla Rae Sarles, R. Ph.

MOTION by Ciarkowski, seconded by Binion, to un-table the matter.

A voice vote followed.

MOTION PREVAILED

MOTION by Ciarkowski, seconded by Binion, to accept the Consent Order and Stipulation.

A roll call vote was taken: Yeas: Binion, McCree, Ciarkowski
 Nays: None

MOTION PREVAILED

St. Clair Shore Pharmacy MI LLC

MOTION by Ciarkowski, seconded by Binion, to accept the Consent Order and Stipulation.

A roll call vote was taken: Yeas: Binion, McCree, Ciarkowski
 Nays: None

MOTION PREVAILED

Ypsilanti Family Pharmacy, Inc.

MOTION by Ciarkowski, seconded by Binion, to accept the Consent Order and Stipulation.

A roll call vote was taken: Yeas: Binion, McCree, Ciarkowski
 Nays: None

MOTION PREVAILED

MOTION by Ciarkowski, seconded by Binion, to vacate the previous motion.

A voice vote followed.

MOTION PREVAILED

MOTION by Binion, seconded by Ciarkowski, to table the matter.

A voice vote followed.

MOTION PREVAILED

Cassandra Ann Welsh, R. Ph.

MOTION by Ciarkowski, seconded by Binion, to accept the Consent Order and Stipulation.

A roll call vote was taken: Yeas: Binion, McCree, Ciarkowski
 Nays: None

MOTION PREVAILED

Vera Herrera Zaldivar, R. Ph.

MOTION by Ciarkowski, seconded by Binion, to accept the Consent Order and Stipulation.

A roll call vote was taken: Yeas: Binion, McCree, Ciarkowski
 Nays: None

MOTION PREVAILED

Guardian Drugs, LLC

Ciarkowski recused himself.

MOTION by Binion, seconded by Ciarkowski, to table the matter due to loss in quorum.

A voice vote followed.

MOTION PREVAILED

Recommendation for Dismissal

CVS Pharmacy #8399

MOTION by Ciarkowski, seconded by Binion, to accept the Recommendation for Dismissal.

A roll call vote was taken: Yeas: Binion, McCree, Ciarkowski
 Nays: None

MOTION PREVAILED

Vishal A. Nayak, R. Ph.

Ciarkowski recused himself.

MOTION by Binion, seconded by Ciarkowski, to table the matter due to loss in quorum.

A voice vote followed.

MOTION PREVAILED

North Saginaw MI Pharmacy, LLC

Ciarkowski recused himself.

MOTION by Binion, seconded by Ciarkowski, to table the matter due to loss in quorum.

A voice vote followed.

MOTION PREVAILED

Lahari Patel, R. Ph.

MOTION by Ciarkowski, seconded by Binion, to accept the Recommendation for Dismissal.

A roll call vote was taken: Yeas: Binion, McCree, Ciarkowski
 Nays: None

MOTION PREVAILED

Administrative Complaints

Lori Ann Fortuna, Ph. T.

MOTION by Ciarkowski, seconded by Binion, to discuss the matter.

A voice vote followed.

MOTION PREVAILED

Discussion was held.

MOTION by Binion, seconded by Ciarkowski, to suspend Respondent's license for a minimum of thirty days, until Respondent contacts HPRP and undergoes an evaluation, and is deemed safe to practice. If license is reinstated within six months, Respondent will be placed on probation for six months with compliance with HPRP, if applicable, and the Michigan Public Health Code. If Respondent's license is not reinstated, reinstatement is not automatic, and Respondent must petition the board for reinstatement. Respondent is fined \$500.00, to be paid prior to automatic reinstatement or petitioning for reinstatement.

A roll call vote was taken: Yeas: Binion, McCree, Ciarkowski
 Nays: None

MOTION PREVAILED

Jessica Dawn Moore, Ph. T.

MOTION by Ciarkowski, seconded by Binion, to discuss.

A voice vote followed.

MOTION PREVAILED

Discussion was held.

MOTION by Ciarkowski, seconded by Binion, to reprimand Respondent's license and comply with the previous order.

A roll call vote was taken: Yeas: Binion, McCree, Ciarkowski
 Nays: None

MOTION PREVAILED

PUBLIC COMMENT

None

ANNOUNCEMENTS

The next regularly scheduled meeting will be held August 14, 2024, at 9:00 a.m. at 611 West Ottawa Street, Upper-Level Conference Center Room 3, Lansing, Michigan 48933.

ADJOURNMENT

MOTION by Ciarkowski, seconded by Binion, to adjourn the meeting at 9:58 a.m.

A voice vote followed.

MOTION PREVAILED

Minutes approved by the Board on August 14, 2024.

Prepared by:
LeAnn Payne, Board Support Technician
Bureau of Professional Licensing

June 13, 2024