

STATE OF MAINE
DEPARTMENT OF PROFESSIONAL
AND FINANCIAL REGULATION
OFFICE OF PROFESSIONAL AND OCCUPATIONAL REGULATION
35 STATE HOUSE STATION
AUGUSTA, MAINE
04333-0035

Janet T. Mills
Governor

Anne L. Head, Esq.
Commissioner

Geraldine L. Betts
Administrator

Maine Board of Pharmacy
Minutes of January 5, 2023, Board Meeting

Virtual Meeting Public Notification and Hearing/Viewing Instructions Provided at the Opening of the Meeting by Board President Edward Kane.

CALL TO ORDER

President Kane called the meeting to order at 8:30 a.m.

MEMBERS PRESENT

Edward Kane, Esq., Public Member, Board President
Bradley Hamilton, R.Ph., Chain Pharmacist, Complaint Officer
Cassandra White, PharmD, R.Ph., Pharmacist
Eric Norberg, R.Ph., Pharmacist, Vice President
Nicholas Haar, PharmD, R.Ph., Hospital Pharmacist
Timothy McCormack, Esq., Public Member
Abdifatah Ahmed, PharmD, R.Ph., Independent Pharmacist

STAFF PRESENT

Geraldine L. Betts, Administrator
Thomas Avery, Chief Field Investigator
Adam Wood, Regulatory Health Compliance Agent
Jennifer Willis, Assistant Attorney General, Board Counsel
Jessica Gowell, Comprehensive Health Planner II
Dominic Cotone, Comprehensive Health Planner I

MINUTES REVIEW AND APPROVAL

December 1, 2022

White moved to accept the minutes of December 1, 2022, as amended, seconded by Norberg. Unanimously voted.

COMPLAINT PRESENTATION(S) AND BOARD ACTION

2021-PHA-17702

White moved to schedule 2021-PHA-17702 for an adjudicatory hearing and to offer a Consent Agreement in include the following: 1) Admission to violation of 10 M.R.S. § 8003(5-A)(A)(5) for violating a Board Rule Chapter 30 § 16 and 32 M.R.S. §13742-A(C); 2) Warning; 3) \$1,500.00 Fine; 4) Additional conditions of existing probation period until December 5, 2029,

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OFFICE LOCATION: GARDINER ANNEX
76 NORTHERN AVENUE, GARDINER, MAINE

conditions of probation include a) The licensee may not serve as a pharmacist in charge at more than one location beginning ninety (90) days from the final signature on the consent agreement; b) Completion of ten (10) hours of board-approved continuing education and at the licensee's sole expense on proper controls and policies on the handling of controlled substances and prescription drugs, and the legal duties and responsibilities of a pharmacist to maintain the pharmacy fill area to be completed within ninety (90) days, the licensee is to submit the proposed continuing education courses to the Board's Complaint Officer for prior approval; following completion, the licensee shall submit proof of completion immediately upon completion of the courses. The continuing education credits may not be used to fulfill the continuing education required for relicensure; 3) Within ninety (90) days of completion of the 10 hours of continuing education imposed, the Licensee shall also submit to the Board for review the policies and procedures for operation of the retail pharmacy located in Eastport, with any updates he has made as a result of his coursework, seconded by McCormack. Kane, White, Norberg, Haar, McCormack and Ahmed in favor, Complaint Officer Hamilton abstained.

2021-PHA-17876

Norberg moved to dismiss 2022-PHA-18621 with no evidence of a violation of the Board's Laws and Rules, seconded by White. Kane, White, Norberg, Haar, McCormack and Ahmed in favor, Complaint Officer Hamilton abstained.

2021-PHA-18483

White moved to dismiss 2022-PHA-18483 with no evidence of a violation of the Board's Laws and Rules, seconded by McCormack. Kane, White, Norberg, Haar, McCormack and Ahmed in favor, Complaint Officer Hamilton abstained.

APPLICATION, REVIEW AND BOARD ACTION

Kathleen Hill, PT60017549 (Initial)

Haar moved to accept staff's recommendation and preliminarily deny licensure to Kathleen Hill without the offer of a consent agreement pursuant to 32 M.R.S. § 13742-A(1)(A), seconded by Hamilton. Unanimously voted.

Mary Kenney, PT60017724 (Initial)

Hamilton moved to accept staff's recommendation and grant licensure to Mary Kenney, PT60017724, seconded by Norberg. Unanimously voted.

Cassandra Pace, PT60017622 (Initial)

Harr moved to accept staff's recommendation and grant licensure to Cassandra Pace, PT60017622, seconded by Norberg. Unanimously voted.

ELECTION OF OFFICERS FOR 2023

Kane moved to table action, seconded by Haar. Unanimously voted.

BOARD ACTION ON WAIVER REQUEST

Hamilton recused, audio and video was turned off

Hannaford Supermarket & Pharmacy, Sara Couture CPC50001451 & CPC50001709

McCormack moved to grant the waiver for a period of two (2) years pursuant to Board Rules Chapter 13 Section 3(3) and (4), seconded by Norberg. Kane, White, Norberg, Haar, McCormack and Ahmed in favor, Hamilton recused.

PUBLIC OPPORTUNITY TO COMMENT

No comments.

ADJOURN

There being no further business Hamilton moved to adjourn at 10:53 a.m., seconded by Ahmed. Unanimously voted.

Prepared By: Jessica Gowell, Comprehensive Health Planner II
Board approved: February 2, 2023