

(FINAL/APPROVED)

VIRGINIA BOARD OF PHARMACY  
MINUTES OF TELEPHONE CONFERENCE CALL

Wednesday, January 12, 2022

Department of Health Professions  
Perimeter Center  
9960 Mayland Drive, Suite 300  
Henrico, Virginia 23233-1463

Orders/Consent Orders referred to in these minutes are available upon request

TIME & PURPOSE: Pursuant to § 54.1-2400(13) of the Code of Virginia, a telephone conference call of the Virginia Board of Pharmacy ("TCC") was held on January 12, 2022, at 9:03 AM., to consider a summary restriction of CVS/Pharmacy #7558.

PRESIDING: Cheryl Nelson, Chair

MEMBERS PRESENT: Cheri Garvin  
James Jenkins  
William Lee  
Kristopher Ratliff  
Dale St. Clair  
Patricia Richards-Spruill  
Jim Jenkins  
Glenn Bolyard

STAFF PRESENT: Caroline Juran, Executive Director  
Ellen Shinaberry, Deputy Executive Director  
David Robinson, DHP Adjudication Specialist  
James Rutkowski, Senior Assistant Attorney General  
Sean J. Murphy, Assistant Attorney General  
Mykl D. Egan, Discipline Case Manager

POLL OF MEMBERS: The Board members were polled as to whether they could have attended a regular meeting at the office in a timely manner for the purpose of hearing evidence in a possible summary restriction case. The Board members stated that they would not have been able to attend.

QUORUM: With nine (9) members participating a quorum was established.

CVS/PHARMACY #7558  
PERMIT: 0201-002605

Sean J. Murphy, Assistant Attorney General, presented a summary of the evidence in this case. Mr. Murphy was assisted by David Robinson, Adjudication

Specialist.

CLOSED MEETING:

Upon a motion by Dr. St.Clair, and duly seconded by Mrs. Patricia Richards-Spruill, the Board voted 9-0, to convene a closed meeting pursuant to § 2.2-3711(A)(27) of the Code of Virginia ("Code"), for the purpose of deliberation to reach a decision regarding the matter of CVS/Pharmacy #7558. Additionally, he moved that Caroline Juran, Ellen Shinaberry, Mykl Egan, and Jim Rutkowski attend the closed meeting.

RECONVENE:

Having certified that the matters discussed in the preceding closed meeting met the requirements of § 2.2-3712 of the Code, the Board re-convened an open meeting and announced the decision (Motion by St.Clair/Second by Ms. Garvin)

DECISION:

Upon a motion by Dr. Ratliff and duly seconded by Mr. Jenkins, the Board unanimously voted (9-0) that with the evidence presented, the virtual prescription verification process at CVS/Pharmacy #7558 poses a substantial danger to the public; and therefore, the Board summarily restricted the pharmacy permit of CVS/Pharmacy #7558.

ADJOURN:

With all business concluded, the meeting adjourned at 10:02 AM.



Cheryl Nelson, Chair



Ellen B. Shinaberry, PharmD  
Deputy Executive Director

3-15-22

Date