

**VIRTUAL/TELECONFERENCE
PHARMACY EXAMINING BOARD
MEETING MINUTES
SEPTEMBER 24, 2020**

PRESENT: Tiffany O'Hagan (*excused at 5:00 p.m.*), Anthony Peterangelo (*excused at 3:42 p.m.*), Philip Trapskin, John Weitekamp, Cathy Winters, Michael Walsh

EXCUSED: Shana Weiss

STAFF: Christine Poleski, Executive Director; Jameson Whitney, Legal Counsel; Sharon Henes, Administrative Rules Coordinator; Kimberly Wood, Program Assistant Supervisor-Advanced; Megan Glaeser, Bureau Assistant; Daniel Betekhtin, Bureau Assistant; and other Department staff

CALL TO ORDER

Philip Trapskin, Chairperson, called the meeting to order at 11:07 a.m. A quorum was confirmed with six (6) members present.

ADOPTION OF AGENDA

MOTION: Michael Walsh moved, seconded by Cathy Winters, to adopt the Agenda as published. Motion carried unanimously.

APPROVAL OF MINUTES

MOTION: Cathy Winters moved, seconded by Michael Walsh, to adopt the Minutes of July 23, 2020 as published. Motion carried unanimously.

ADMINISTRATIVE MATTERS

Appointment of Liaisons and Alternates

LIAISON APPOINTMENTS	
Credentialing Liaison(s)	Anthony Peterangelo, Tiffany O'Hagan, John Weitekamp
Monitoring Liaison(s)	Cathy Winters <i>Alternate:</i> Philip Trapskin
Professional Assistance Procedure (PAP) Liaison(s)	Philip Trapskin <i>Alternate:</i> Anthony Peterangelo
Legislative Liaison(s)	Cathy Winters, Philip Trapskin, Tiffany O'Hagan, John Weitekamp
PHARM Rep to SCAODA	Anthony Peterangelo <i>Alternate:</i> John Weitekamp

SCREENING PANEL APPOINTMENTS	
January – December	John Weitekamp, Tiffany O'Hagan, Michael Walsh <i>Alternate: Cathy Winters</i>

ADMINISTRATIVE RULE MATTERS

MOTION: Michael Walsh moved, seconded by Tiffany O'Hagan, to request DSPS staff draft a Scope Statement for Phar 2, relating to endorsement licensure. Motion carried unanimously.

MOTION: John Weitekamp moved, seconded by Anthony Peterangelo, to authorize the Chairperson to approve the Scope Statement revising Phar 2, relating to endorsement licensure, for submission to the Department of Administration and Governor's Office and for publication. Additionally, the Board authorizes the Chairperson to approve the Scope Statement for implementation no less than 10 days after publication. If the Board is directed to hold a preliminary public hearing on the Scope Statement, the Chairperson is authorized to approve the required notice of hearing. Motion carried unanimously.

MOTION: Tiffany O'Hagan moved, seconded by Michael Walsh, to authorize the Chairperson to approve the Scope Statement revising Phar 15, relating to re-use of personal protective equipment, for submission to the Department of Administration and Governor's Office and for publication. Additionally, the Board authorizes the Chairperson to approve the Scope Statement for implementation no less than 10 days after publication. If the Board is directed to hold a preliminary public hearing on the Scope Statement, the Chairperson is authorized to approve the required notice of hearing. Motion carried unanimously.

PHARMACY PATIENT CONSULTATION SIGNS

MOTION: John Weitekamp moved, seconded by Michael Walsh, to designate Tiffany O'Hagan to work with Department Staff in drafting a pharmacy patient consultation sign and to bring any drafts back for review at the next meeting. Motion carried unanimously.

VARIANCES

LIAISON APPOINTMENTS	
Variance Liaison	Tiffany O'Hagan <i>Alternate: Cathy Winters</i>

MOTION: Tiffany O'Hagan moved, seconded by Anthony Peterangelo, to delegate to the Variance Liaison the board's authority to approve, rescind, and modify variances under §450.02(3m). Motion carried unanimously.

**SPEAKING ENGAGEMENTS, TRAVEL, OR PUBLIC
RELATION REQUESTS, AND REPORTS**

**Consider Attendance at the Virtual National Association of Boards of Pharmacy
(NABP)-American College of Clinical Pharmacy (ACCP) District IV Annual
Meeting on October 8, 2020**

MOTION: John Weitekamp moved, seconded by Michael Walsh, to designate Cathy Winters and Tiffany O'Hagan to attend the Virtual National Association of Boards of Pharmacy-American College of Clinical Pharmacy District IV Annual Meeting on October 8, 2020 and to authorize attendance. Motion carried unanimously.

CLOSED SESSION

MOTION: Cathy Winters moved, seconded by Michael Walsh, to convene to Closed Session to deliberate on cases following hearing (s. 19.85(1)(a), Stats.); to consider licensure or certification of individuals (s. 19.85(1)(b), Stats.); to consider closing disciplinary investigations with administrative warnings (ss. 19.85(1)(b), and 440.205, Stats.); to consider individual histories or disciplinary data (s. 19.85(1)(f), Stats.); and to confer with legal counsel (s. 19.85(1)(g), Stats.). Philip Trapskin, Chairperson, read the language of the motion. The vote of each member was ascertained by voice vote. Roll Call Vote: Tiffany O'Hagan-yes, Anthony Peterangelo-yes; Philip Trapskin-yes; Michael Walsh-yes; John Weitekamp-yes; and Cathy Winters-yes. Motion carried unanimously.

The Board convened into Closed Session at 3:42 p.m.

(Anthony Peterangelo was excused at 3:52 p.m.)

**DELIBERATION ON DIVISION OF LEGAL SERVICES AND
COMPLIANCE MATTERS**

Administrative Warnings

MOTION: Cathy Winters moved, seconded by Michael Walsh, to issue an Administrative Warning in the matter of the following cases.

1. 18 PHM 167 – S.J.G.
2. 18 PHM 167 – S.W.K.
3. 19 PHM 074 – C.L.T.

Motion carried unanimously.

Case Closings

MOTION: Cathy Winters moved, seconded by John Weitekamp, to close the following DLSC Cases for the reasons outlined below:

1. 18 PHM 059 – W. & A.N. – Insufficient Evidence
2. 18 PHM 167 – W. – No Violation

Motion carried.

(Tiffany O'Hagan recused herself and disconnected for deliberation and voting in the matters concerning W. & A.N., DLSC Case Number 18 PHM 059, and W., DLSC Case Number 18 PHM 167.)

MOTION: Cathy Winters moved, seconded by Michael Walsh, to close the following DLSC Cases for the reasons outlined below:

1. 18 PHM 195 – C. – No Violation
2. 19 PHM 016 – A.A.T. – Prosecutorial Discretion (P5)
3. 19 PHM 030 – P.N.S.P. – No Violation
4. 19 PHM 074 – C. & R.F.L. – No Violation
5. 19 PHM 139 – C. – No Violation
6. 19 PHM 291 – C. – No Violation
7. 20 PHM 012 – H.P. – Prosecutorial Discretion (P2)
8. 20 PHM 013 – L.C.P. – Prosecutorial Discretion (P2)
9. 20 PHM 015 – P.I. – Prosecutorial Discretion (P2)
10. 20 PHM 016 – R.A.P. – Prosecutorial Discretion (P2)
11. 20 PHM 058 – O.C.P. – No Violation
12. 20 PHM 063 – S.Y.R., B.H.P.L., & B.P.P. – No Violation
13. 20 PHM 083 – A.H.G. – No Violation

Motion carried unanimously.

Stipulations, Final Decisions and Orders

MOTION: Cathy Winters moved, seconded by Michael Walsh, to adopt the Findings of Fact, Conclusions of Law, and Orders in the matter of the following cases.

1. 18 PHM 192 – Ryan J. Nelson, R.Ph.
2. 18 PHM 195 – Paul D. Ford, R.Ph.
3. 19 PHM 035 – Kevin O'Brien, R.Ph.
4. 19 PHM 139 – Chelsea L. Wilson, R.Ph.
5. 19 PHM 139 – Stacey L. McDonald, R.Ph.
6. 19 PHM 161, 19 PHM 273, & 19 PHM 276 – Huevepharma, Inc.

Motion carried unanimously.

20 PHM 115 – Kelly Fausek, R.Ph.

MOTION: Cathy Winters moved, seconded by Michael Walsh, to reject the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against Kelly Fausek, R.Ph., DLSC Case Number 20 PHM 115 and refer to DLSC for further action. Motion carried unanimously.

Monitoring Matters

**Kathryn Lindemann, R.Ph.
Requesting Review of Draft of Order Reinstating Stay of Suspension and Imposing
Limitations**

MOTION: Cathy Winters moved, seconded by Michael Walsh, to approve the draft Order reinstating a stay of suspension in the matter concerning Kathryn Lindemann, R.Ph., and imposing limitations as drafted. Motion carried unanimously.

RECONVENE TO OPEN SESSION

MOTION: Cathy Winters moved, seconded by John Weitekamp, to reconvene into Open Session. Motion carried unanimously.

The Board reconvened into Open Session at 4:59 p.m.

(Tiffany O'Hagan was excused at 5:00 p.m.)

VOTING ON ITEMS CONSIDERED OR DELIBERATED UPON IN CLOSED SESSION

MOTION: Cathy Winters moved, seconded by Michael Walsh, to affirm all motions made and votes taken in Closed Session. Motion carried unanimously.

(Be advised that any recusals or abstentions reflected in the Closed Session motions stand for the purposes of the affirmation vote.)

MOTION: Cathy Winters moved, seconded by Michael Walsh, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 5:02 p.m.