

**VIRTUAL/TELECONFERENCE  
PHARMACY EXAMINING BOARD  
MEETING MINUTES  
MARCH 4, 2021**

**PRESENT:** Tiffany O'Hagan, Anthony Peterangelo, John Weitekamp, Cathy Winters, Michael Walsh, Shana Weiss (*arrived at 11:03 a.m.*)

**EXCUSED:** Philip Trapskin

**STAFF:** Christine Poleski, Executive Director; Jameson Whitney, Legal Counsel; Kassandra Walbrun, Administrative Rules Coordinator; Dale Kleven, Administrative Rules Coordinator; Kimberly Wood, Program Assistant Supervisor-Advanced; and other Department staff

**CALL TO ORDER**

John Weitekamp, Chairperson, called the meeting to order at 11:00 a.m. A quorum was confirmed with five (5) 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 OF JANUARY 28, 2021**

**MOTION:** Cathy Winters moved, seconded by Anthony Peterangelo, to approve the Minutes of January 28, 2021 as published. Motion carried unanimously.

*(Shana Weiss joined the meeting at 11:03 a.m.)*

**VARIANCES**

**Review, Discussion and Consideration of All Current Variances**

**MOTION:** Cathy Winters moved, seconded by Michael Walsh, to extend the existing variances regarding wholesale delivery to board-approved addresses and dispensing in locations that are not licensed pharmacies to 90 days from the current expiration date. The Board specifically finds that the requirements of s. 450.02(3m) have been met. Motion carried unanimously.

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

**MOTION:** Michael Walsh moved, seconded by Tiffany O'Hagan, to designate Cathy Winters as the Board's delegate, Tiffany O'Hagan as the Board's alternate delegate, and to authorize John Weitekamp, to attend the Virtual 117<sup>th</sup> NABP Annual Meeting on May 13-14, 2021 and to authorize expenses. Motion carried unanimously.

**Speaking Engagement Request: Pharmacy Society of Wisconsin (PSW) Virtual Event –  
Month of Advocacy-Pharmacy Examining Board Update – March 17, 2021**

**MOTION:** Cathy Winters moved, seconded by Tiffany O'Hagan, to designate Tiffany O'Hagan, Philip Trapskin, and John Weitekamp to speak on the Board's behalf at the Pharmacy Society of Wisconsin (PSW) Month of Advocacy event on March 17, 2021 regarding the Pharmacy Examining Board Update. Motion carried unanimously.

**CLOSED SESSION**

**MOTION:** Cathy Winters moved, seconded by Anthony Peterangelo, 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.). John Weitekamp, 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; Michael Walsh-yes; Shana Weiss-yes; John Weitekamp-yes; and Cathy Winters-yes. Motion carried unanimously.

The Board convened into Closed Session at 1:07 p.m.

**DELIBERATION ON DIVISION OF LEGAL SERVICES AND  
COMPLIANCE (DLSC) MATTERS**

**Case Closings**

**MOTION:** Cathy Winters moved, seconded by Anthony Peterangelo, to close the following DLSC Cases for the reasons outlined below:

- a. 19 PHM 020 – G.P.-Prosecutorial Discretion (P2), L.R.C.-No Violation
- b. 19 PHM 022 – O.O.M.-Insufficient Evidence
- c. 19 PHM 026 – W.-Prosecutorial Discretion (P2)
- d. 19 PHM 068 – H.P., P.K.-Insufficient Evidence
- e. 19 PHM 111 – J.M.P.-No Violation
- f. 19 PHM 130 – T.D., P.S.-Insufficient Evidence
- g. 19 PHM 154 – T.P.A.-Insufficient Evidence

- h. 19 PHM 171 – I.C.S.-No Violation
- i. 19 PHM 229 – R.P.-Prosecutorial Discretion (P5)
- j. 19 PHM 230 – R.M.P.-Prosecutorial Discretion (P5)
- k. 19 PHM 238 – S.I.-Prosecutorial Discretion (P2)
- l. 19 PHM 241 – Z.P.-Prosecutorial Discretion (P5)
- m. 19 PHM 251 – S.P.-Prosecutorial Discretion (P5)
- n. 19 PHM 252 – S.P.-Prosecutorial Discretion (P5)
- o. 19 PHM 256 – T.P.-Prosecutorial Discretion (P5)
- p. 19 PHM 260 – G.S.P.A.C.-Prosecutorial Discretion (P5)
- q. 20 PHM 011 – A.P.-Prosecutorial Discretion (P2)

Motion carried unanimously.

***19 PHM 253 – S.P.P.***

**MOTION:** Cathy Winters moved, seconded by Tiffany O’Hagan, not to close DLSC Case Number 19 PHM 253, against S.P.P., and to refer the matter back to DLSC. Motion carried unanimously.

**Proposed Stipulations, Final Decisions and Orders**

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

- a. 19 PHM 026 – Carl D. Below, R.Ph.
- b. 19 PHM 056 – Henry Ford Pharmacy Advantage
- c. 19 PHM 111 and 19 PHM 279 – Omnicare of Milwaukee
- d. 20 PHM 179 and 21 PHM 002 – Steven R. Brandenburg, R.Ph.

Motion carried unanimously.

**RECONVENE TO OPEN SESSION**

**MOTION:** Michael Walsh moved, seconded by Cathy Winters, to reconvene into Open Session. Motion carried unanimously.

The Board reconvened into Open Session at 2:36 p.m.

**VOTING ON ITEMS CONSIDERED OR DELIBERATED UPON IN CLOSED SESSION**

**MOTION:** Cathy Winters moved, seconded by Anthony Peterangelo, 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.)*

**ADJOURNMENT**

**MOTION:** Michael Walsh moved, seconded by Anthony Peterangelo, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 2:37 p.m.