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COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF STATE  
BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS

**F I N A L M I N U T E S**

MEETING OF:

**STATE BOARD OF PHARMACY**

TIME: 10:30 A.M.

Held at

**PENNSYLVANIA DEPARTMENT OF STATE**

2601 North Third Street

One Penn Center, Board Room C

Harrisburg, Pennsylvania 17110

as well as

**VIA MICROSOFT TEAMS**

September 27, 2022



1 ALSO PRESENT: (Continued)  
2  
3 Catherine Lutz, Bureau of Enforcement and  
4 Investigation  
5 Kim Mehta  
6 Eugenia Michetti  
7 Christopher Miller  
8 Pat Lavella  
9 Jim Reed  
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2 State Board of Pharmacy

3 September 27, 2022

4 \*\*\*

5 [Pursuant to Section 708(a)(5) of the Sunshine Act,  
6 at 9:30 a.m., the Board entered into Executive  
7 session with Ariel E. O'Malley, Esquire, Board  
8 Counsel, for the purpose of conducting quasi-judicial  
9 deliberations and to receive the advice of Board  
10 Counsel. Vice Chairperson Christine Roussel  
11 temporarily exited the meeting at 10:30 a.m. The  
12 Board returned to open session at 10:30 a.m.]

13 \*\*\*

14 The regularly scheduled meeting of the State Board of  
15 Pharmacy was held on Tuesday, September 27, 2022.  
16 Janet Getzey Hart, R.Ph., Chairperson, called the  
17 meeting to order at 10:30 a.m.

18 \*\*\*

19 Pledge of Allegiance

20 [The Pledge of Allegiance was recited.]

21 \*\*\*

22 [Ariel E. O'Malley, Esquire, Board Counsel, reminded  
23 everyone that the meeting was being recorded, and  
24 those who continued to participate were giving their  
25 consent to be recorded.]

1 \*\*\*

2 Introduction of the Board Members/Audience

3 [Janet Getzey Hart, R.Ph., Chairperson, requested an  
4 introduction of Board members, Board staff and the  
5 audience.]

6 \*\*\*

7 Evacuation Announcement

8 [Melanie Zimmerman, R.Ph., Board Administrator,  
9 reviewed the emergency evacuation procedures for One  
10 Penn Center.]

11 \*\*\*

12 Approval of Agenda

13 CHAIRPERSON HART:

14 The first part of business will be  
15 approval of the agenda.

16 MS. TALBOTT:

17 I make a motion that we approve the  
18 agenda as proposed.

19 MR. GREENE:

20 Second.

21 CHAIRPERSON HART:

22 Any discussion? Call for vote.

23  
24 Greene, aye; Hart, aye; Claggett, aye;  
25 Talbott, aye; Slagle, aye.

1 [The motion carried unanimously.]

2 \*\*\*

3 Approval of Minutes

4 CHAIRPERSON HART:

5 Next would be approval of the minutes.

6 MS. TALBOTT:

7 I make a motion that we approve the  
8 minutes from August 30, 2022.

9 MR. GREENE:

10 Second.

11 CHAIRPERSON HART:

12 Any discussion? Call for a vote.

13

14 Greene, aye; Hart, aye; Claggett, aye;  
15 Talbott, aye; Slagle, aye.

16 [The motion carried unanimously.]

17 \*\*\*

18 Report of Board Prosecution

19 [Alice Glasser, Esquire, Board Prosecutor, presented  
20 the Consent Agreement for Case No. 21-54-013383.]

21 \*\*\*

22 [Glenn P. Masser, Esquire, Board Prosecutor,  
23 presented the Consent Agreement for Case No. 21-54-  
24 013899.]

25 \*\*\*

1 Report of Board Counsel

2 [Ariel E. O'Malley, Esquire, Board Counsel, noted  
3 items 4, 5, and 6 were discussed during Executive  
4 Session.

5 Ms. O'Malley provided Recusal Guidelines for the  
6 Board's review. She also informed everyone that  
7 there would be a Regulatory Work Session following  
8 the regular Board meeting.]

9 \*\*\*

10 Report of Acting Commissioner

11 [Arion R. Claggett, Acting Commissioner, Bureau of  
12 Professional and Occupational Affairs, reported  
13 issues with the Pennsylvania Licensing System (PALS)  
14 over the last couple of weeks. He noted the system  
15 has been impacting folks who are in renewal and  
16 announced an extension of the Board of Pharmacy's  
17 renewal period until October 31, 2022. He also  
18 reported that about 25 percent of renewals are  
19 outstanding at this time.

20 Acting Commissioner Claggett noted PALS affected  
21 all aspects of licensure and that continuing  
22 education could be counted only for one renewal  
23 period and could not be used for a second renewal  
24 period.

25 Ms. Talbott requested an update regarding





1 \*\*\*

2 Report of Board Members - No Report

3 \*\*\*

4 Discussion Items

5 [Terry M. Talbott, R.Ph., addressed the National  
6 Association of Boards of Pharmacy (NABP) Well-Being  
7 Index. She informed Board members that the NABP Task  
8 Force on Workplace Safety and Well-Being asked the  
9 American Pharmacists Association (APhA) to make the  
10 well-being index more understandable regarding  
11 whether a higher number is bad and a lower number  
12 good. She noted the lower number is good and the  
13 higher number is bad and that Pennsylvania dropped a  
14 couple of points in September. She noted APhA is  
15 going to figure out how that survey is used and it is  
16 very subjective because it is people who actively  
17 look to enter a response/participate.

18 Chairperson Hart noted the NABP/AACP Districts 1  
19 & 2 Meeting is going to be held in Newport, Rhode  
20 Island next Wednesday. She mentioned that she would  
21 be attending as the District 2 representative, along  
22 with Dr. Roussel and Ms. Talbott, and would provide a  
23 report at an upcoming meeting.]

24 \*\*\*

25 MOTIONS

1 CHAIRPERSON HART:

2                   The Board met in Executive session to  
3                   discuss and review consent orders and  
4                   other legal documents.

5                   Are there any motions regarding  
6                   these discussions?

7 MR. GREENE:

8                   At agenda item 2, I make a motion that we  
9                   approve the Consent Agreement at Case No.  
10                  21-54-013383.

11 MS. TALBOTT:

12                  Second.

13 CHAIRPERSON HART:

14                  Any discussion? Call for a vote.

15

16                  Greene, aye; Hart, aye; Claggett, aye;  
17                  Talbott, aye; Slagle, aye.

18 [The motion carried unanimously. The Respondent's  
19 name is WeCare Pharmacy.]

20

\*\*\*

21 MR. GREENE:

22                  At agenda item 3, I make a motion that we  
23                  approve the Consent Agreement at Case No.  
24                  21-54-013899.

25 MS. TALBOTT:

1                   Second.

2 CHAIRPERSON HART:

3                   Any discussion? Call for a vote.

4

5                   Greene, aye; Hart, aye; Claggett, aye;

6                   Talbott, aye; Slagle, aye.

7 [The motion carried unanimously. The Respondent's  
8 name is HDM Pharmacy, LLC.]

9

\*\*\*

10 MR. GREENE:

11                   At agenda item 4, in the matter of BPOA  
12                   v. Lena T. Congtang, Case No. 21-54-  
13                   016807, I make a motion that we direct  
14                   Board Counsel to draft an Adjudication  
15                   and Order consistent with discussions in  
16                   Executive session.

17 MR. SLAGLE:

18                   Second.

19 CHAIRPERSON HART:

20                   Any discussion? Call for a vote.

21

22                   Greene, aye; Hart, aye; Claggett, aye;

23                   Talbott, recuse; Slagle, aye.

24 [The motion carried. Terry Talbott recused herself  
25 from deliberations and voting on the motion.]

1 \*\*\*

2 Correspondence

3 [Janet Getzey Hart, R.Ph., Chairperson, noted  
4 correspondence regarding the United States  
5 Pharmacopeia (USP) General Chapter <825> for the  
6 Board's review.]

7 \*\*\*

8 Adjournment

9 MS. TALBOTT:

10 I make a motion that we adjourn the  
11 meeting and go into regulatory session.

12 MR. GREENE:

13 Second.

14 CHAIRPERSON HART:

15 Meeting adjourned.

16 \*\*\*

17 [There being no further business, the State Board of  
18 Pharmacy Meeting adjourned at 10:48 a.m. Vice  
19 Chairperson Roussel returned to the meeting at this  
20 time.]

21 \*\*\*

22 [A State Board of Pharmacy Regulatory Work Session  
23 was held immediately following the regular Board  
24 meeting.]

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CERTIFICATE

I hereby certify that the foregoing summary minutes of the State Board of Pharmacy meeting, was reduced to writing by me or under my supervision, and that the minutes accurately summarize the substance of the State Board of Pharmacy meeting.



Derek Richmond,  
Minute Clerk  
Sargent's Court Reporting  
Service, Inc.

STATE BOARD OF PHARMACY  
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TIME	AGENDA
9:30	Executive Session
10:30	Return to Open Session
10:30	Official Call to Order
10:30	Pledge of Allegiance
10:31	Introduction of Board Members/Board Staff/Audience
10:33	Approval of Agenda
10:34	Approval of Minutes
10:35	Report of Board Prosecution
10:38	Report of Board Counsel
10:39	Report of Acting Commissioner
10:41	Report of Board Administrator
10:42	Discussion Item
10:45	Motions
10:47	Correspondence
10:48	Adjournment