



STATE OF MAINE
DEPARTMENT OF PROFESSIONAL & FINANCIAL REGULATION
OFFICE OF PROFESSIONAL AND OCCUPATIONAL REGULATION

MAINE BOARD OF PHARMACY

35 STATE HOUSE STATION

AUGUSTA, MAINE

04333-0035

Janet T. Mills
Governor



Joan F. Cohen
Acting Commissioner

Maine Board of Pharmacy

Minutes of June 5, 2025, 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 8:35 a.m.

MEMBERS PRESENT

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

MEMBERS ABSENT

Abdifatah Ahmed, PharmD, R.Ph., Independent Pharmacist

STAFF PRESENT

Reid Hayton-Hull, Assistant Attorney General, Board Counsel
Adam Wood, Regulatory Health Compliance Agent
Thomas Avery, Chief Field Investigator
Celia Robinson, Comprehensive Health Planner II
Meagan McLaughlin, Comprehensive Health Planner II
Dominic Cotone, Comprehensive Health Planner II
Clark Phinney, Comprehensive Health Planner II

BOARD MANAGER REPORT

Penny Vaillancourt introduced herself to Board members as Director of the Office of Professional and Occupational Regulation and spoke of upcoming tasks with regard to rulemaking and other Board business.

MINUTES REVIEW AND APPROVAL

May 1, 2025

Hamilton moved to accept the minutes of May 1, 2025, as written, seconded by Haar. Kane, Norberg and McCormack in favor; Ahmed absent.

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8579, or 207-624-8689

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COMPLAINT PRESENTATIONS AND BOARD ACTION

2024-PHA-19853

McCormack moved to schedule 2024-PHA-19853 for an adjudicatory hearing and to offer a Consent Agreement to include the following: 1) Admission to 14 violations of Board Rule, Chapter 13, subsection 5, failure to report schedule deviations 2) Censure; 3) \$3250.00, civil penalty; seconded by Haar. Kane and Norberg in favor; Hamilton recused; Ahmed absent.

2024-PHA-19954

McCormack moved to schedule 2024-PHA-19954 for an adjudicatory hearing with case 2021-PHA-17702, seconded by Haar. Kane and Norberg in favor; Complaint Officer Hamilton abstained; Ahmed absent.

2024-PHA-20033

Hamilton moved to dismiss 2024-PHA-20033 with no evidence of a violation of the Board's law and rule, seconded by McCormack. Haar, Kane and Norberg in favor; Ahmed absent.

2024-PHA-20069

Hamilton moved to dismiss 2024-PHA-20069 with no evidence of a violation of the Board's law and rule, seconded by Haar. Kane, McCormack and Norberg in favor; Ahmed absent.

2024-PHA-20358

McCormack moved to dismiss 2024-PHA-20358 without prejudice, seconded by Hamilton. Haar and Kane; Complaint Officer Norberg abstained. Ahmed absent.

2025-PHA-20519

Hamilton moved to dismiss 2024-PHA-20069 with no evidence of a violation of the Board's law and rule, seconded by Haar. Kane and McCormack in favor; Complaint Officer Norberg abstained; Ahmed absent.

2025-PHA-20624

Hamilton moved to dismiss 2024-PHA-20624 with no evidence of a violation of the Board's law and rule, seconded by Haar. Kane and McCormack in favor; Complaint Officer Norberg abstained; Ahmed absent.

2025-PHA-20692

Hamilton moved to issue an emergency suspension for case number 2025-PHA-20692 pursuant to 5 M.R.S. § 10004(3). The Licensee's ability to practice as a pharmacist will be suspended effective immediately upon issuance of the Order for a thirty (30) day period ending on July 5, 2025, at 11:59 p.m., pending further action at an adjudicatory hearing and a Notice of Hearing will be issued. Seconded by McCormack; Haar and Kane in favor; Complaint Officer Norberg abstained; Ahmed absent.

2023-PHA-19347

McCormack moved to table 2023-PHA-19347, seconded by Norberg. Haar and Kane in favor; Hamilton recused; Ahmed absent.

2024-PHA-20040



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McCormack moved to table 2024-PHA-20040, seconded by Norberg. Haar and Kane in favor; Hamilton recused; Ahmed absent.

2024-PHA-20039

McCormack moved to table 2024-PHA-20039, seconded by Norberg. Haar and Kane in favor; Hamilton recused; Ahmed absent.

2024-PHA-20038

McCormack moved to table 2024-PHA-20038, seconded by Norberg. Haar and Kane in favor; Hamilton recused; Ahmed absent.

2024-PHA-20037

McCormack moved to table 2024-PHA-20037, seconded by Norberg. Haar and Kane in favor; Hamilton recused; Ahmed absent.

2024-PHA-20036

McCormack moved to table 2024-PHA-20036, seconded by Norberg. Haar and Kane in favor; Hamilton recused; Ahmed absent.

2024-PHA-20035

McCormack moved to table 2024-PHA-20035, seconded by Norberg. Haar and Kane in favor; Hamilton recused; Ahmed absent.

2025-PHA-20716

Hamilton moved to dismiss 2024-PHA-20033 with no evidence of a violation of the Board's law and rule, seconded by McCormack. Haar and Kane in favor; Complaint Officer Norberg abstained; Ahmed absent.

2025-PHA-20717

McCormack moved to schedule 2025-PHA-20717 for an adjudicatory hearing and to offer a Consent Agreement to include the following: 1) Admission to violation of Board Rule, Chapter 13, subsection 5, failure to report schedule deviation 2) Warning; 3) \$250.00, civil penalty; seconded by Haar. Hamilton and Kane in favor; Complaint Officer Norberg abstained; Ahmed absent.

2025-PHA-20718

McCormack moved to dismiss 2025-PHA-20718 with no evidence of a violation of the Board's law and rule, seconded by Hamilton. Haar and Kane in favor; Complaint Officer Norberg abstained; Ahmed absent.

2023-PHA-19550

Haar moved to dismiss 2023-PHA-19550 with no evidence of a violation of the Board's law and rule, seconded by Norberg. Kane and McCormack in favor; Complaint Officer Hamilton abstained; Ahmed absent.

2024-PHA-19852

McCormack moved to dismiss 2024-PHA-19852 with no evidence of a violation of the Board's law and rule, seconded by Norberg. Haar and Kane in favor; Hamilton recused; Ahmed absent.

2024-PHA-19867



Norberg moved to dismiss 2024-PHA-19867 with a Letter of Guidance to be drafted by the Assistant Attorney General and to remain on file for a period of ten (10) years seconded by McCormack. Haar and Kane in favor; Hamilton recused; Ahmed absent.

2024-PHA-19974

McCormack moved to dismiss 2024-PHA-19974 without prejudice, seconded by Haar. Kane and Norberg in favor; Complaint Officer Hamilton abstained. Ahmed absent.

2024-PHA-20063

McCormack moved to dismiss 2024-PHA-20063 with a Letter of Guidance to be drafted by the Assistant Attorney General and to remain on file for a period of ten (10) years seconded by Haar. Kane and Norberg in favor; Hamilton recused; Ahmed absent.

2024-PHA-20271

Norberg moved to dismiss 2024-PHA-20271 with a Letter of Guidance to be drafted by the Assistant Attorney General and to remain on file for a period of ten (10) years seconded by McCormack. Haar and Kane in favor; Hamilton recused; Ahmed absent.

2024-PHA-20270

McCormack moved to dismiss 2024-PHA-20270 with a Letter of Guidance to be drafted by the Assistant Attorney General and to remain on file for a period of ten (10) years seconded by Norberg. Haar and Kane in favor; Hamilton recused; Ahmed absent.

2024-PHA-20353

McCormack moved to dismiss 2024-PHA-19852 with no evidence of a violation of the Board's law and rule, seconded by Norberg. Haar and Kane in favor; Hamilton recused; Ahmed absent.

2024-PHA-20454

McCormack moved to schedule 2024-PHA-20454 for an adjudicatory hearing and to offer a Consent Agreement to include the following: 1) Admission to violation of Board Rule, Chapter 13, subsection 5, failure to report schedule deviation 2) Warning; 3) \$250.00, civil penalty; seconded by Norberg. Haar and Kane in favor; Hamilton recused; Ahmed absent.

2024-PHA-20455

Norberg moved to dismiss 2024-PHA-20455 with a Letter of Guidance to be drafted by the Assistant Attorney General and to remain on file for a period of ten (10) years seconded by Haar. Kane and McCormack in favor; Hamilton recused; Ahmed absent.

2024-PHA-20453

McCormack moved to dismiss 2024-PHA-20453 with a Letter of Guidance to be drafted by the Assistant Attorney General and to remain on file for a period of ten (10) years seconded by Norberg. Haar and Kane in favor; Hamilton recused; Ahmed absent.

2024-PHA-20448

McCormack moved to dismiss 2024-PHA-20448 with no evidence of a violation of the Board's law and rule, seconded by Haar. Kane and Norberg in favor; Hamilton recused; Ahmed absent.



2024-PHA-20449

McCormack moved to dismiss 2024-PHA-19974 without prejudice, seconded by Haar. Kane and Norberg in favor; Hamilton recused; Ahmed absent.

WAIVER REQUEST

Pen Bay Hospital (HOS20)

Waiver request of Board Rule Chapter 20 subchapter 2 –Automated Pharmacy Systems (Institutional Pharmacies).

Norberg moved to table Pen Bay Hospital Waiver Request of Board Rule Chapter 20, Subchapter 2 for further follow-up, seconded by McCormack. Hamilton and Kane in favor; Haar recused; Ahmed absent.

Bucksport Regional Health Center (PH50001753)

Waiver request of Board rule Chapter 13, subchapter 2-1 – 40 hours a week rule3.

McCormack moved to deny the request for waiver of Board rule Chapter 13, subchapter 2-1, seconded by Hamilton. Haar, Kane and Norberg in favor; Ahmed absent.

Jigneshkumar Bhagat

Waiver Request of Board Rule Chapter 4, subsection 6 – “FPGEC” certificate requirement

McCormack moved to deny the request for waiver of Board rule Chapter 4, subsection 6, seconded by Hamilton. Haar, Kane and Norberg in favor; Ahmed absent.

ADVISORY RULING

Epicur Pharma

MFO exemption fee for Veterinary Use only Opioids

McCormack moved to deny request for MFO exemption fee for veterinary use only opioids made by Epicur Pharma, seconded by Hamilton. Haar, Kane and Norberg in favor; Ahmed absent.

BOARD OBLIGATIONS FOR PERMANENT PHARMACY CLOSURES

Board Rule Chapter 13, subchapter 9

The board discussed board rule Chapter 13, subsection 9 and decided to address this in rulemaking.

121st 2025 NABP ANNUAL MEETING UPDATE

Presenters – Bradley Hamilton and Eric Norberg

Board members Hamilton and Norberg gave an overview of their attendance of the 121st 2025 NABP Annual Meeting and discussion. The Board congratulated Bradley Hamilton as newly elected President of NABP.

APPLICATION REVIEW AND BOARD ACTION

Reia, LLC (Initial)

McCormack moved to preliminarily deny licensure to Reia, seconded by Haar. Hamilton, Kane and Norberg in favor; Ahmed absent.

Almac Clinical Services (Initial)

McCormack moved to table discussion of Almac Clinical Services application and request board staff gather more information, seconded by Haar. Hamilton, Kane and Norberg in favor; Ahmed absent.



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Pharmaceutical Trade Services Inc. (Initial)

McCormack moved to table discussion of Pharmaceutical Trade Services Inc. application and request board staff gather more information, seconded by Hamilton. Haar, Kane and Norberg in favor; Ahmed absent.

PUBLIC OPPORTUNITY TO COMMENT

A representative from Epicur stated other licensed entities in Maine are not paying the fee that they were requesting exemption from. President Kane stated the board was not able to discuss matters that were presented that day.

A representative from Walgreens asked about Central Fill rules and timeline. President Kane said it would be discussed in rulemaking and on a later agenda.

A representative from Reia, LLC representative reported that New York denied license and it went through Congress. President Kane stated the board was not able to discuss matters presented that day and directed them to get legal counsel to represent them to the New York board of pharmacy.

ADJOURN

There being no further business to discuss, McCormack moved to adjourn the meeting at 12:22pm, seconded by Hamilton. Haar, Kane, and Norberg in favor; Ahmed absent.

Prepared By: Celia Robinson, Comprehensive Health Planner II

Board approved: July 3, 2025

