

STATE OF MAINE  
DEPARTMENT OF PROFESSIONAL  
AND FINANCIAL REGULATION  
OFFICE OF PROFESSIONAL AND OCCUPATIONAL REGULATION  
35 STATE HOUSE STATION  
AUGUSTA, MAINE  
04333-0035

Janet T. Mills  
Governor

Anne L. Head, Esq.  
Commissioner

Geraldine L. Betts  
Administrator

Maine Board of Pharmacy  
Minutes of October 3, 2024, 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 8:37 a.m.

**MEMBERS PRESENT**

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

**MEMBERS ABSENT**

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

**STAFF PRESENT**

Geraldine L. Betts, Administrator  
Thomas Avery, Chief Field Investigator  
Jennifer Willis, Assistant Attorney General, Board Counsel  
Meagan McLaughlin, Comprehensive Health Planner II  
Clark Phinney, Comprehensive Health Planner II  
Dominic Cotone, Comprehensive Health Planner I

**MINUTES REVIEW AND APPROVAL**

Hamilton moved to accept the minutes of September 5, 2024, with correction, seconded by McCormack. Haar, Kane, Norberg and White in favor, Ahmed absent.

Hamilton moved to accept the minutes of September 16, 2024, with correction, seconded by White. Haar, Kane and McCormack in favor, Norberg abstained and Ahmed absent.

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OFFICE LOCATION: GARDINER ANNEX  
76 NORTHERN AVENUE, GARDINER, MAINE

## **APPLICATION, REVIEW AND BOARD ACTION**

### *Ann Marie Loudermilk (Initial)*

McCormack moved to preliminarily deny licensure to Ann Marie Loudermilk, PT60000998, for the following 1) Admission to violation of 10 M.R.S. § 8003(5-A)(A)(9); and 10 M.R.S. § 8003(5-A)(A)(1), seconded by Hamilton. Haar, Kane, Norberg and White in favor, Ahmed absent.

### *Sean D. Stevener (Renewal)*

White moved to approve and issue license to Sean D. Stevener, IP12515 with a Letter of Guidance. Letter of Guidance to include a reminder that all licensees must comply with 10 M.R.S. § 8003-G reporting requirements and to be kept on file a period of ten (10) years, seconded by Norberg. Hamilton, Kane, McCormack and White in favor, Ahmed absent.

### *Kerry L. Genthner (Initial)*

White moved to preliminarily deny licensure to Kerry L. Genthner PT60018841, for the following: 1) Admission to violation of 32 M.R.S. § 13742-A(1)(A), the misuse of alcohol, drugs or other substances, seconded by Hamilton. Haar, Kane, McCormack and Norberg in favor, Ahmed absent.

## **LICENSEE SURRENDER REQUEST**

### *Pilnova Pharma, Inc.*

McCormack moved to accept the surrender request of Pilnova Pharma, Inc, MF30002198, pursuant to 5 M.R.S. Section 8003(5-A)(E), seconded by Hamilton. Haar, Kane, Norberg and White in favor, Ahmed absent.

## **COMPLAINT PRESENTATION(S) AND BOARD ACTION**

### *2023-PHA-18830*

White moved to dismiss 2023-PHA-18830 with no evidence of a violation of the Board's Laws and Rules, seconded by Norberg. Haar, Kane and McCormack in favor. Complaint Officer Hamilton recused; Ahmed absent.

### *2024-PHA-19730*

McCormack moved to schedule 2024-PHA-19730 for an adjudicatory hearing and to offer a Consent Agreement to include the following: 1) Admission to violation of 32 M.R.S. § 13742-A(1)(A); 2) License Revocation, seconded by Norberg. Kane and White in favor. Haar and Complaint Officer Hamilton recused, Ahmed absent.

### *2024-PHA-19908*

White moved to dismiss 2024-PHA-19908 with no evidence of a violation of the Board's Laws and Rules, seconded by Norberg. Haar, Kane and McCormack in favor. Complaint Officer Hamilton recused; Ahmed absent.

### *2022-PHA-18750*

McCormack moved to dismiss 2022-PHA-18750 with a Letter of Guidance and accept license surrender. Letter of Guidance to remain on file for a period of ten (10) years, seconded by White. Haar, Kane and Norberg in favor, Complaint Officer Hamilton recused, Ahmed absent.

*2024-PHA-20102*

Norberg moved to schedule 2024-PHA-20102 for an adjudicatory hearing and to offer a Consent Agreement to include the following: 1) Admission to violation of 32 M.R.S. § 13742-A(1)(C); Board Rule Chapter 30, Section 1(15); 2) Warning; 3) Three (3) hours continuing education on the topic of preventing misfills, seconded by McCormack. Haar, Kane and White in favor, Complaint Officer Hamilton abstained, Ahmed absent.

*2024-PHA-20087*

McCormack moved to table case 2024-PHA-20087 for further investigation, seconded by Norberg. Haar, Kane and White in favor, Complaint Officer Hamilton abstained, Ahmed absent.

*2024-PHA-19746*

Norberg moved to dismiss 2024-PHA-20087 with no evidence of a violation of the Board's Laws and Rules, seconded by McCormack. Haar, Kane and White in favor, Complaint Officer Hamilton abstained, Ahmed absent.

*2024-PHA-19757*

White moved to dismiss 2023-PHA-19757 with no evidence of a violation of the Board's Laws and Rules, seconded by Norberg. Haar, Kane and McCormack in favor, Complaint Officer Hamilton abstained, Ahmed absent.

*2023-PHA-19688*

McCormack moved to dismiss 2024-PHA-19688 with no evidence of a violation of the Board's Laws and Rules, seconded by White. Haar, Kane and Norberg in favor, Complaint Officer Hamilton abstained, Ahmed absent.

*2024 PHA 19745*

McCormack moved to dismiss 2024-PHA-19745 with no evidence of a violation of the Board's Laws and Rules, seconded by Norberg. Haar, Kane and White in favor, Complaint Officer Hamilton abstained, Ahmed absent.

*2024-PHA-20074*

McCormack moved to schedule 2024-PHA-20074 for an adjudicatory hearing and offer a Consent Agreement to include the following: 1) Admission to violation of 10 M.R.S. § 8003(5-A)(A)(5); 2) Reprimand, seconded by Norberg. Kane and White in favor, Haar against. Complaint Officer Hamilton abstained, Ahmed absent.

**RULEMAKING – REVIEW AND ACCEPT THE BASIS STATEMENT AND RESPONSE TO COMMENTS AND VOTE TO ADOPT RULES**

Chapter 7: Licensure and Employment of Pharmacy Technicians (Amend)

Chapter 41: Sale of Nonprescription Drugs Through Vending Machine Outlets (Amend)

Chapter 43: Prescribing, Dispensing and Administering HIV Prevention Drugs (New)

Chapter 44: Pharmacist Authorization to Make Certain Contraception Accessible (New)

White moved to table rulemaking review to upcoming October 21, 2024, board meeting, seconded by Hamilton. Haar, Kane, McCormack and Norberg in favor, Ahmed absent.

**PUBLIC OPPORTUNITY TO COMMENT**

Nichole Cover, Walgreen Eastern Co. Ms. Cover addressed the Board and urged them to address her previous central fill request through their rulemaking process.

**ADJOURN**

There being no further business to discuss, Hamilton moved to adjourn the meeting, seconded by White. Haar, Kane and McCormack and Norberg in favor, Ahmed absent.

Meeting adjourned at 11:43 a.m.

*Prepared By: Meagan McLaughlin, Comprehensive Health Planner II  
Board approved: November 7, 2024*