

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 May 4, 2023, 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 8:30 a.m.

**MEMBERS PRESENT**

Edward Kane, Esq., Public Member, Board President  
Eric Norberg, R.Ph., Pharmacist, Vice President  
Nicholas Haar, PharmD, R.Ph., Hospital Pharmacist  
Timothy McCormack, Esq., Public Member  
Cassandra White, PharmD, R.Ph., Pharmacist

**MEMBERS ABSENT**

Abdifatah Ahmed, PharmD, R.Ph., Independent Pharmacist  
Bradley Hamilton, R.Ph., Chain Pharmacist, Complaint Officer

**STAFF PRESENT**

Geraldine L. Betts, Administrator  
Thomas Avery, Chief Field Investigator  
Adam Wood, Regulatory Health Compliance Agent  
Jennifer Willis, Assistant Attorney General, Board Counsel  
Jessica Gowell, Comprehensive Health Planner II  
Dominic Cotone, Comprehensive Health Planner I  
Meagan McLaughlin, Comprehensive Health Planner I

**MINUTES REVIEW AND APPROVAL**

*April 6, 2023*

Norberg moved to accept the minutes of April 6, 2023, as presented, seconded by Haar. Kane, Norberg, Haar and McCormack in favor. White abstained.

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

*2021-PHA-17176*

Haar moved to issue an Administrative Dismissal without Prejudice and flag the license in the

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

event the individual reapplies for licensure in the future, seconded by McCormack. Unanimously voted.

*2021-PHA-17285*

McCormack moved to issue an Administrative Dismissal without Prejudice and flag the license in the event the individual reapplies for licensure in the future, seconded by Norberg. Unanimously voted.

*2021-PHA-17884*

McCormack moved to issue an Administrative Dismissal without Prejudice and flag the license in the event the individual reapplies for licensure in the future, seconded by White. Unanimously voted.

*2022-PHA-18154*

McCormack moved to issue an Administrative Dismissal without Prejudice and flag the license in the event the individual reapplies for licensure in the future. Motion withdrawn.

McCormack moved to table and keep the complaint open, requested staff to continue to try and contact the licensee, seconded by White. Unanimously voted.

*2022-PHA-18277*

White moved to issue an Administrative Dismissal without Prejudice and flag the license in the event the individual reapplies for licensure in the future, seconded by McCormack. Unanimously voted.

*2022-PHA-18296*

McCormack moved to schedule 2022-PHA-18296 for an adjudicatory hearing and to offer a Consent Agreement in include the following: 1) Admission to violation of Board Rule Chapter 13, Section 2(1), 2) Warning and 3) \$2,000.00 fine, seconded by Haar. Unanimously voted.

*2022-PHA-18312*

White moved to dismiss 2022-PHA-18312 with no evidence of a violation of the Board's Laws and Rules, seconded by Norberg. Unanimously voted.

*2022-PHA-18675*

McCormack moved to reoffer the same Consent Agreement with an admission to Board Rule Chapter 8, § 6, a warning and a fine of \$250.00, seconded by Harr. Kane, Norberg, Haar and McCormack in favor. White opposed.

*2022-PHA-18693*

White moved to dismiss 2022-PHA-18693 with no evidence of a violation of the Board's Laws and Rules, seconded by Haar. Unanimously voted.

*2022-PHA-18779*

McCormack moved to schedule 2022-PHA-18779 for an adjudicatory hearing and to offer a Consent Agreement in include the following: 1) Admission to violation of 32 M.R.S. § 13742-

A(1)(C), 2) Warning, 3) \$500.00 fine and 4) Completion of three (3) hours of continuing education on avoiding prescription errors and misfills. The continuing education credits may not be used to fulfill the continuing education required for relicensure, seconded by White. Unanimously voted.

*2023-PHA-18847*

This complaint will be presented to the Board at a future meeting.

*2023-PHA-18904*

White moved to schedule 2023-PHA-18904 for an adjudicatory hearing and to offer a Consent Agreement in include the following: 1) Admission to violation of 32 M.R.S. § 13742-A(1)(C), 2) Warning, 3) \$500.00 fine and 4) Completion of three (3) hours of continuing education on avoiding prescription errors and misfills. The continuing education credits may not be used to fulfill the continuing education required for relicensure, seconded by Norberg. Unanimously voted.

*2023-PHA-19065*

Haar moved to schedule 2023-PHA-19065 for an adjudicatory hearing and to offer a Consent Agreement in include the following: 1) Admission to violation of 32 M.R.S. § 13742-A(1)(A) and (1)(C) and Board Rules Chapter 30 Section 17, 2) Reprimand and 3) License Revocation, seconded by Norberg. Unanimously voted.

*2023-PHA-19131*

Assistant Attorney General, Jennifer Willis provided the Board with an update regarding 2023-PHA-19131, the case will be presented to the Board at a future meeting.

**ELECTION OF OFFICERS FOR 2023**

White moved to table, seconded by Haar. Unanimously voted.

**BOARD MEMBER REMOTE PARTICPATION POLICY – DRAFT**

Norberg moved to adopt the policy as written, seconded by McCormack. Unanimously voted.

An opportunity for the public to comment regarding the policy was provided and no comments were received.

**MAINE PROFESSIONALS HEALTH PROGRAM (UPDATE)**

McCormack moved to table until the next board meeting, seconded by Norberg. Unanimously voted.

**PUBLIC OPPORTUNITY TO COMMENT**

No comments.

**ADJOURN**

There being no further business McCormack moved to adjourn at 10:40 a.m., seconded by Norberg. Unanimously voted.

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*Prepared By: Jessica Gowell, Comprehensive Health Planner II*  
*Board approved: June 1, 2023*