

**NEW JERSEY STATE BOARD OF PHARMACY  
MINUTES OF THE OPEN SESSION FOR  
JULY 25, 2007**

**I. CALL TO ORDER**

The Open Meeting of the New Jersey Board of Pharmacy was called to order by Board President Edward G. McGinley, R.Ph. in the Somerset Room, 6th Floor, at 124 Halsey Street, Newark NJ on July 25, 2007 at 9:07 a.m.

**II. SUNSHINE LAW ANNOUNCEMENT**

Mr. Edward G. McGinley, President read a statement to the effect that newspapers and appropriate elected officials had been notified of the meeting according to the requirements of the Open Meetings Act N.J.S.A Chapter 231, PL 1975,/C. 10:4-8.

**III. ROLL CALL**

Edward G. McGinley, R.Ph.	President
Thomas Bender, R.Ph.	Vice-President
Jennifer DeVenio	Government Member
Margherita Lafragola, R.Ph. (arrived at 9:10 am)	
Axel Miranda (arrived 9:21 a.m.)	Public Member
Richard Palombo, R.Ph.	
Elvy T. Paiva, R.Ph.	
Marc Sturgill, R.Ph.	

**OTHERS IN ATTENDANCE**

Joanne Boyer - Executive Director  
Marianne Greenwald - Deputy Attorney General  
Timothy Carter - Clerk

**EXCUSED**

Pam Allen, R.Ph.  
Peter Halecky, R.Ph.

**IV. UPDATE BY EXECUTIVE DIRECTOR**

N/A

**V. CONTINUING EDUCATION REPORT**

N/A

**VI. OLD BUSINESS**

**1) Michael J. Massaro, R.Ph., Director of Pharmacy, Underwood Memorial Hospital, Woodbury, NJ – Regarding request for a waiver of the pharmacist check of those medications dispensed from the McKesson robot**

This item was last before the Board on 5/23/07. A copy of the minutes is attached.

The Board determined to approve the request for a waiver by Underwood Memorial Hospital, Woodbury, NJ to allow a random 5% check of medications dispensed by the Mckesson robot.

The motion was made by Thomas Bender, seconded by Jennifer DeVenio. **The motion passed unanimously.**

## **VII. NEW BUSINESS**

**1) Anthony Smaniotto, R.Ph., Manager of Operations, NeighborCare – Seeking Board opinion on may a pharmacist in a institutional pharmacy leave a pharmacy technician in the room when there is no pharmacist present**

The Chair directed that current regulations specifically address meal breaks for pharmacists pursuant to N.J.A.C. 13:39-6.4 which pertain to both retail and institutional settings. Any of the other examples cited in his letter of inquiry are not permitted.

**2) Review of Disciplinary Guidelines for failure to complete the required continuing education credits for the May 1, 2005 thru April 30, 2007 biennial renewal period**

The motion was made by Elvy T. Paiva to adjourn Open Session at 10:49 a.m. and move into Executive Session for review and reconsideration of the continuing education audit disciplinary guidelines.

The motion was seconded by Jennifer DeVenio. **The motion passed unanimously.**

## **VIII. MITIGATION/HEARING REQUESTS**

**1) Richard J. Cracker, RPIC, NeighborCare Vineland Veterans Pharmacy, Vineland, NJ.**

The Board determined to mitigate the \$50 fine imposed pursuant to N.J.A.C. 13:39-4.3.

The motion was made by Jennifer DeVenio, seconded by Elvy Paiva. **The motion passed unanimously.**

**2) Michelle A. Lasure, RPIC, NeighborCare Trenton Psych. Updating Pharmacy, West Trenton, NJ.**

The Board determined to mitigate the \$50 fine pursuant to N.J.A.C. 13: 39-4.3.

The motion was made by Jennifer DeVenio, seconded by Marc Sturgill. **The motion passed unanimously.**

## **IX. COMMITTEE REPORTS**

N/A

## **X. APPROVAL OF MINUTES**

**1) June 27, 2007**

The motion to approve the minutes of June 27, 2007 as amended was made by Elvy T. Paiva, seconded by Jennifer DeVenio. The motion passed unanimously.

**2) July 11, 2007**

The motion to accept the minutes of July 11, 2007 as amended was made by Marc Sturgill, seconded by Margherita Lafragola. The motion passed unanimously.

## **XI. ADJOURNMENT**

The motion was made to adjourn the Open Session of the Board of Pharmacy of July 25, 2007 at 10:53 a.m. and to move into Executive Session for the review of 7 complaints, 6 Old Business Items, Secretary's Report and Recommendation on retail and Institutional Permits, Secretary's Report and Recommendation on Inspection Reports, approval of Minutes and to conduct 2 Investigative Inquiries . The motion was made by Marc Sturgill, seconded by Margherita Lafragola. The motion passed unanimously.

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