

State of Iowa
Board of Pharmacy

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BOARD MEMBERS
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Villisca

JAMES MILLER, R. Ph.
Dubuque

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Ames

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Executive Director

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Urbandale

LADONNA GRATIAS
Clive

EDWARD J. McKENNA, R. Ph.
Storm Lake

TELECONFERENCE MINUTES
October 14, 2014

The special meeting of the Iowa Board of Pharmacy was held on Tuesday, October 14, 2014, at 9:30 a.m., via teleconference pursuant to the provisions of Iowa Code section 21.8. An in-person meeting was impractical due to the travel distances of members of the Board, the limited agenda, and the need for immediate action. Vice-Chair Miller called the meeting to order at 9:34 a.m.

MEMBERS PRESENT

James Miller, Vice-Chair
Susan M. Frey
LaDonna Gratias
Edward J. McKenna
Sharon K. Meyer
Judith M. Trumpy (joined at
9:38 a.m.)

MEMBERS ABSENT

Edward L. Maier, Chairperson

SPEAKERS

Shannon Woods, Hy-Vee

STAFF PRESENT

Lloyd Jessen, Executive Director
Meghan Gavin, Esq., Assistant Attorney
General
Laura Steffensmeier, Esq., Assistant Attorney
General
Therese Witkowski, Executive Officer
Debbie Jorgenson, Administrative Assistant
Becky Hall, Secretary
Andrew Funk, Compliance Officer
Curt Gerhold, Compliance Officer
Mark Mather, Compliance Officer
Sue Mears, Compliance Officer
Jennifer O'Toole, Compliance Officer
Jim Wolfe, Compliance Officer

I. Request.

- A. Request for Variance – 657 I.A.C. 8.35(7) Closing Pharmacy – Hy-Vee Drugstore, Cedar Rapids.

Hy-Vee withdrew the waiver request.

II. Closed Session.

Motion (Frey/McKenna) to go into closed session in accordance with Iowa Code Section 21.5(1)(a) to review records required by state or federal law to be kept confidential, such as medical, mental health, or substance abuse records relating to non-licensee disciplinary issues; and 21.5(1)(d) to discuss whether to initiate licensee disciplinary investigations or formal charges. Roll call vote. Yes: Frey, Gratiias, McKenna, Meyer, Miller, Trumpy; No: None; Abstain: None; Absent: Maier. Passed: 6-0-0-1.

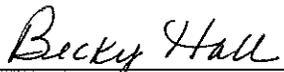
Motion (Frey/McKenna) to go into open session. Roll call vote. Yes: Frey, Gratiias, McKenna, Meyer, Miller, Trumpy; No: None; Abstain: None; Absent: Maier. Passed: 6-0-0-1.

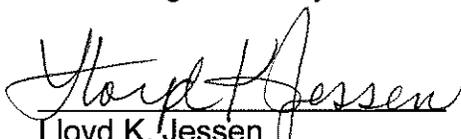
In open session, the following action was taken:

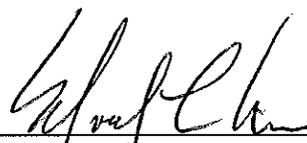
A. Joint Stipulation and Order.

Motion (McKenna/Gratiias) to approve Joint Stipulation and Order for Mary McMillan, Pharmacist License No. 19740 of Elgin. Roll call vote. Yes: Frey, Gratiias, McKenna, Meyer, Miller, Trumpy; No: None; Abstain: None; Absent: Maier. Passed: 6-0-0-1. A copy of the Joint Stipulation and Order is attached as Addendum A.

Meeting adjourned at 10:15 a.m. on October 14, 2014.


Becky Hall
Recording Secretary


Lloyd K. Jessen
Executive Director


Edward L. Maier
Board Chair

APPROVED THIS 19 DAY OF Nov., 2014.

ADDENDUM A

JOINT STIPULATION AND ORDER

MARY MCMILLAN
PHARMACIST LICENSE NO. 19740
ELGIN, IOWA

BEFORE THE IOWA BOARD OF PHARMACY

Re:)	CASE NO. 2014-57
Pharmacist License of)	
)	JOINT STIPULATION AND ORDER
MARY MCMILLAN)	
License No. 19740)	
Respondent.)	

COME NOW Mary McMillan ("Respondent") and the Iowa Board of Pharmacy ("Board") and enter into the following Stipulated Order:

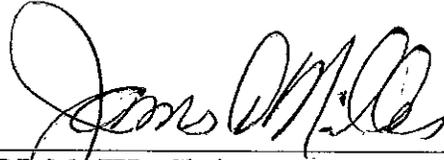
1. On August 28, 2014, the Board filed a Notice of Hearing and Statement of Charges against Respondent's license to practice pharmacy. A contested case hearing on the matter is set for November 18, 2014.
2. In order to allow Respondent sufficient time to respond to the charges against her license, and to meet the Board's interest in protecting the public, Respondent agrees not to engage in any aspect of the practice of pharmacy until the Board-issued charges against her are resolved.
3. This Stipulated Order, when fully executed, is a public record and is available for inspection and copying in accordance with the requirements of Iowa Code chapters 22 and 272C.
4. Should Respondent practice pharmacy in violation of this Stipulated Order, the Board may initiate action to revoke or suspend Respondent's license or to impose other licensee discipline as authorized by Iowa Code chapters 147, 155A, and 272C and 657 IAC 36.
5. Respondent is freely and voluntarily submitting this Stipulated Order for the Board's consideration.
6. This Stipulated Order is subject to approval by a majority of the full Board. If the Board fails to approve this Stipulated Order, it shall be of no force or effect to either the Board or Respondent.

This Stipulated Order is voluntarily submitted by Respondent to the Board for its consideration on the 30 day of September 2014.



 MARY MCMILLAN
 Respondent

This Stipulated Order is accepted by the Iowa Board of Pharmacy on the 14th day of October, 2014.



~~EDWARD MAIER~~, Chairperson
Iowa Board of Pharmacy

James Miller

cc: Laura Steffensmeier
Assistant Attorney General
Hoover Building, 2nd Floor
Des Moines, IA 50319
ATTORNEY FOR THE STATE

David Brown
Hansen, McClintock & Riley
Fifth Floor U.S. Bank Building
520 Walnut Street
Des Moines, IA 50309
ATTORNEY FOR RESPONDENT