



California State Board of Pharmacy
400 R Street, Suite 4070, Sacramento, CA 95814
Phone (916) 445-5014
Fax (916) 327-6308

STATE AND CONSUMER SERVICES AGENCY
DEPARTMENT OF CONSUMER AFFAIRS
GRAY DAVIS, GOVERNOR

**DEPARTMENT OF CONSUMER AFFAIRS
BOARD OF PHARMACY
SOUTHERN COMPLIANCE COMMITTEE MEETING
MINUTES**

DATE: March 21, 2002
TIME: 10:00 a.m. – 2:00 p.m.
LOCATION: Fairs and Expositions
Memorial Gardens
88 Fair Drive
Costa Mesa, CA 92626

**BOARD MEMBER
PRESENT:** Stanley Goldenberg, Chairperson
John Jones, Board Member
John Tilley, Board Member

**STAFF
PRESENT:** Robert Ratcliff, Supervising Inspector
Judith K. Nurse, Supervising Inspector
Sarah Lopez, Pharmacy Inspector
Janice Dang, Pharmacy Inspector
Robert Kazebee, Pharmacy Inspector
Linda Kapovich, Enforcement Analyst

**ALSO
PRESENT:** Ida Hyacinth Skyers-Gordon-White, RPH, PIC
Charles J. Banks, RPH, Owner
Alice Yang Forest, RPH, PIC
Robert C. Cantoria, President
Mary J. Holtgrave, RPH, PIC
Cordell Davidson Cross, RPH
Kaye Marie Gornall, RPH, PIC
Michael Joseph Bruccoleri, RPH, PIC
Diana Osborne Gilster, RPH
Ellie James, Division Pharmacy Manager

CALL TO ORDER

Chairperson Stanley Goldenberg called the meeting of the Southern Compliance Committee to order at 10:00 a.m.

A. APPEARANCES REQUIRED

1. Leland Wakamatsu CI 2001 21979
RPH 28076, PIC

St. Mary's Regional Medical Center Pharmacy
Apple Valley, CA
HSP 18737

This appearance was postponed prior to this meeting of the Southern Compliance Committee, and will be rescheduled at a future meeting.

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2. Ida Hyacinth Skyers-Gordon-White CI 2000 21276
RPH 44140, PIC

Charles J. Banks
RPH 21933, Owner

Intra Drugs
Compton, CA
PHY 15308

Ida Hyacinth Skyers-Gordon-White, Charles J. Banks, and Intra Drugs, were requested to appear at the Southern Compliance meeting as the result of an investigation that revealed that the board inspector observed Ida Hyacinth Skyers-Gordon-White fail to provide patient consultation as required by law.

On August 1, 2001, a violation notice was issued to Ida Hyacinth Skyers-Gordon-White, and Intra Drugs, for violation of:

- California Code of Regulation section 1707.2 – Duty to consult.

The participants and the committee discussed the circumstances surrounding the violations and what corrective actions have been taken.

M/S/C: Tilley/Goldenberg

The committee accepted the appearance of Ida Hyacinth Skyers-Gordon-White, Charles J. Banks, and Intra Drugs; (a) the matter will be made a part of the record of Ida Hyacinth Skyers-Gordon-White, RPH 44140; (b) the matter will be made a part of the record of Intra Drugs, PHY 15308. No further action will be taken at this time.

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3. Van-Tung Vu CI 2000 21479
RPH 43622, PIC, Owner

Mission Pharmacy
Long Beach, CA
PHY 38002

This appearance was postponed prior to this meeting of the Southern Compliance Committee, and will be rescheduled at a future meeting.

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4. Alice Yang Forest CI 2001 21670
RPH 50114, PIC

Karen K. Hashimoto
RPH 45542, former PIC

NKS Pharmacy
Chino, CA
PHY 41739

Karen K. Hashimoto failed to appear for this meeting of the Southern Compliance Committee.

The committee stopped the proceedings and informed those present that this matter will be rescheduled for a time when all parties involved could be present.

5. Mary J. Holtgrave
RPH 28774, PIC

CI 2000 21154

Cordell Davidson Cross
RPH 30804

P.J.'s Prescription Shoppe
San Diego, CA
PHY 44961

Mary J. Holtgrave stated that Ronald Landells filled the original prescription.

The committee stopped the proceedings and informed those present that this matter will be rescheduled for a time when all parties involved could be present.

6. Kaye Marie Gornall
TPH 30710, PIC

CI 2000 20410

Burton Stephen Sacks
RPH 25779, President

Rancho Park Pharmacy
Los Angeles, CA
PHY 21927

Kaye Marie Gornall, Burton Stephen Sacks, and Rancho Park Pharmacy, were requested to appear at the Southern Compliance meeting as the result of an investigation that revealed that Kaye Marie Gornall dispensed Zestril meant for one patient to another patient that should have received Amoxicillin. In addition the pharmacy's patient consultation policy and procedure omitted the "upon request of the patient" and the clerk's training resulted in the patient not receiving patient consultation even after she requested it.

On February 26, 2002, letters of violation were issued to Kaye Marie Gornall and Rancho Park Pharmacy,

- Business and Professions Code section 4301 (c) – Unprofessional conduct.
- Business and Professions Code section 4113 (b) – The pharmacist-in-charge shall be responsible for a pharmacy's compliance with all state and federal laws and regulations pertaining to the practice of pharmacy.

- California Code of Regulation section 1709.1 – Designation of pharmacist-in-charge.
- California Code of Regulation section 1764 – Unauthorized disclosure of a prescription.
- California Code of Regulation section 1707.2 – Duty to consult.

Burton Sacks could not be present for this meeting of the Southern Committee meeting, and appointed Kaye Marie Gornall to represent Rancho Park Pharmacy.

The participants and the committee discussed the circumstances surrounding the violations and what corrective actions have been taken.

M/S/C: Tilley/Jones

The committee accepted the appearance of Kaye Marie Gornall, and Rancho Park Pharmacy; (a) the matter will be made a part of the record of Kaye Marie Gornall, RPH 30710; (b) the matter will be made a part of the record of Rancho Park Pharmacy, PHY 21927. No further action will be taken at this time.

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| 7. | Elvirita Pascua Reyes
RPH 28956, PIC | CI 2000 21356 |
| | Sidney F. Williams
RPH 23615 | |
| | Sav-On Drugs #9577
Huntington Beach, CA
PHY 36323 | |

This appearance was postponed prior to this meeting of the Southern Compliance Committee, and will be rescheduled at a future meeting.

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| 8. | Michael Joseph Bruccoleri
RPH 29557, PIC | CI 2000 21266 |
| | Diana Osborne Gilster
RPH 37426 | |

Sav-On Drugs #9543
Lomita, CA
PHY 44858

Ellie James, Division Pharmacy Manager

Michael Joseph Bruccoleri, Diana Osborne Gilster, and Sav-On Drugs #9543, were requested to appear at the Southern Compliance meeting as the result of an investigation that revealed that Diana Osborne Gilster dispensed Zyrtec on a prescription calling for Zyrtec, and failed to provide patient consultation as required by law.

On March 4, 2002, letters of violation were issued to Diana Osborne Gilster, and Sav-On Drugs #9543, for violation of:

- Business and Professions Code section 4301 (o) – Unprofessional conduct.
- Business and Professions Code section 4077 (a) – Dispensing dangerous drugs in incorrectly labeled container.
- California Code of Regulation section 1716 – Variation from prescription.
- California Code of Regulation section 1707.2 (b)(1)(a) – Duty to consult.

The participants and the committee discussed the circumstances surrounding the violations and what corrective actions have been taken.

M/S/C: Jones/Goldenberg

The committee accepted the appearance of Michael Joseph Bruccoleri, Diana Osborne Gilster, and Sav-On Drugs #9543; (a) the matter will be made a part of the record of Diana Osborne Gilster, RPH 37426; (b) the matter will be made a part of the record of Sav-On Drugs #9543, PHY 44858; (c) Sav-On Drugs to submit in writing within 30 days, a report to verify that the pharmacy scanners have been checked to assure accuracy. Also the report should cover what went wrong with the system and any corrective measures that have been taken. No further action will be taken at this time.

9. William J. Blair
RPH 24486, PIC

CI 1999 17920

Ronald M. McGuff
President

McGuff Compounding
Pharmacy Services, Inc.
Santa Ana, CA
PHY 43950

This appearance was postponed prior to this meeting of the Southern Compliance Committee, and will be rescheduled at a future meeting.

There being no further discussion Chairperson Stanley Goldenberg adjourned the meeting at 2:00 p.m.