

The Guam Board of Examiners for Pharmacy

Regular Virtual Board Meeting

Thursday, February 16, 2023 at 7:30 AM.

Join Zoom Meeting: <https://us06web.zoom.us/j/82017035438?pwd=a2xxcldONUV1MTRKeERRR3dINVdFdz09>

Meeting ID: 820 1703 5438 Passcode: 133144

MINUTES

Item	Discussion	Responsible Party	Reporting Timeframe	Status
I.	<p>Call to Order</p> <p>A. Roll Call: Chaired by J. Caruso <i>Present at HPLO Conference Room:</i> <input checked="" type="checkbox"/> Jerry Caruso, Chairperson <input checked="" type="checkbox"/> Melissa Gabriel, Vice-Chairperson <input checked="" type="checkbox"/> Jed Sana, Secretary <i>Virtual:</i> <input checked="" type="checkbox"/> Art Mariano, Member (NOTE: Disconnected at approximately 0825)</p> <p>Other Attendees: <i>Present at HPLO Office:</i> Baltazar Hattori III-HPLO Sharon Manibusan-HPLO <i>Virtual:</i> Zennia Pecina-HPLO Administrator Dayriel-Nobility Distributors Eddy Reyes, FLAME TREE Freedom Center Inc.</p>	GBEP	0800	Order
	<p>B. Confirmation of Public Notice: Pacific Daily News: 2/9/2023 & 2/14/2023</p>			Confirmed
II.	<p>Approval of Agenda</p> <p><i>Motion to approve: J. Sana; 2nd: A. Mariano</i></p>	GBEP	0802	Unanimously Approved
III	<p>Approval of Minutes</p> <p>Minutes of January 16, 2023. <i>Motion to approve: J. Sana; 2nd: A. Mariano</i></p>	GBEP	0804	Unanimously Approved
IV	<p>HPLO Administrator's Report</p> <p>Z. Pecina:</p> <ul style="list-style-type: none"> • Noted that all GBEP members confirmed they have attended the Ethics in Government Training. • Encouraged the GBEP to complete its review of the Rules and Regulations and the fee schedule. • Reported there is still one vacancy on the GBEP, and she is currently awaiting a response from the Governor's office on a recent nomination to the Board. 	HPLO	0805	Review and finalize Rules & Regulations
V	<p>Complaint(s)</p> <p>A. GBEP-CO-16-01 – On-going.</p>	GBEP	0807	Tabled. On-going
VI	<p>Old Business</p> <p>A. PHARMACIES/FACILITIES/WHOLESALERS:</p> <p>1. Nobility Distributors, LLC. Pending inspection. B. Hattori reported and the Board reviewed the information submitted by Nobility Distributors: Policies and Procedures, a copy of the G4S security contract, and photographs of the facility. The Chair stated that C. Solis and he signed the review of application in April 2022; however, since C. Solis has since resigned from the GBEP, her signature would not be considered at this time. Dayriel-Nobility stated that facility has been renovated and fortified, to include razor wires,</p>	GBEP	0807	Unanimously Approved pending results of final inspection

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	<p>remote-monitoring cameras; and doors locks are digital controlled with limited access. He clarified that the primary customers would be hospitals and clinics to prescribe prescription medications and non-controlled substances only. At the moment, Nobility is not considering filling prescriptions for controlled substance, nor does it plan to operate as a retail outlet. The Chair requested that the GBEP be notified prior to handling any controlled substances. The Chair stated that an inspection of the facility will aim to schedule an inspection during the week of 20 February 2023.</p> <p><i>Motion to approve pending successful inspection results: J. Sana; 2nd: M. Gabriel. NOTE: A. Mariano disconnected.</i></p>			
	<p><i>NOTE: At approximately 0825, A. Mariano disconnected from the meeting from this point forward; however, quorum was maintained.</i></p>			
	<p>2. South Walton Pharmacy, LLC dba Santa Rosa Pharmacy B. Hattori-HPLO reported that the PIC recently passed the MPJE and was issued a Guam License. <i>Motion to approve: M. Gabriel; 2nd: J. Sana.</i></p>			Unanimously Approved
	<p>3. Real Value Products Corporation dba Hospital Pharmaceutical Consulting.</p>			Pending Local Agen & Inspectio
	<p>B. PHARMACIST BY ENDORSEMENT:</p>			
	<p>1. Mark K. Taylor. B. Hattori-HPLO reported that the applicant has yet to pass the MPJE. The Chair reported that applicant disclosed some past concerns with the AL Board of Pharmacy; however, a consent order was filed and his case has been adjudicated and settled to the satisfaction of the AL Board. All other information is on file. <i>Motion to conditionally approve pending passing of MPJE: J. Sana; 2nd M. Gabriel.</i></p>	GBEP	0830	Unanimously Conditionally Approved
	<p>2. Mianmian Sun <i>Motion to approve: M. Gabriel; 2nd: J. Sana.</i></p>			Unanimously Approved
VII	<p>New Business</p> <p>A. PHARMACISTS BY ENDORSEMENT:</p> <p>1. Alice Jiang Pending passing of MPJE. <i>Motion to conditionally approve pending passing of MPJE: J. Sana; 2nd: M. Gabriel</i></p> <p>2. Raju A. Bashar. Pending passing of MPJE. <i>Motion to conditionally approve pending passing of MPJE: J. Sana; 2nd: M. Gabriel</i></p> <p>3. Daniel J. Malzone. Pending passing of MPJE. <i>Motion to conditionally approve pending passing of MPJE: J. Sana; 2nd: M. Gabriel</i></p> <p>B. PHARMACY TECHNICIANS:</p> <p>1. Nacia P.G. Duenas <i>Motion to approve: M. Gabriel; 2nd: J Sana</i></p>	GBEP	0836	Unanimously Conditionally Approved Unanimously Conditionally Approved Unanimously Conditionally Approved Unanimously Approved

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	<p>2. Dhanielyn Princess F. Culala. Meets qualifications pending signature by GBEP Board Member, A. Mariano (NOTE: M. Gabriel unable to sign-off due to conflict of interest) <i>Motion to conditionally approve pending 3rd signature by GBEP member: J. Sana; 2nd: M. Gabriel.</i></p>			Unanimously Conditionally Approved	
	<p>3. Cecil F. Bongato <i>Motion to approve: M. Gabriel; 2nd: J. Sana</i></p>			Unanimously Approved	
	<p>C. RENEWALS 2022:</p> <p>1. American Pharma Corp. (NR-PHW025). NOTE: Non-resident pharmacy renewal. The Chair requested HPLO to inquire if the applicant has conducted any business with Government of Guam entities after the expiration of its license September 2022 (NOTE: B. Hattori-HPLO stated the GBEP gave an extension until October 2022). If so, then disciplinary actions will need to be taken into consideration.</p>			Tabled. HPLO to Obtain Information from Applicant	
	<p>D. UPDATES TO APPLICATIONS M. Gabriel stated that there will be a working session on the application revisions on February 26, 2023.</p>	GBEP	0855	In Progress Conduct Working Session	
	<p>E. IMMUNIZATION BILLS & RULES J. Sana stated a 3rd Draft is in work. The GBEP confirmed it intent to process the bills and proposed rules and regulations simultaneously for eventual ratification.</p>				
	<p>F. BOARD INSPECTION FORMS M. Gabriel summarized suggested changes to include providing a Notice of Inspection and Consent for GBEP Board Members and Inspectors to inspect. The board will discuss further during the work session on February 26, 2023, and consider a request for review by Asst AG Weinberg. In addition, B. Hattori-HPLO will prepare individual badges to Board members and inspectors to inspect.</p>				
	<p>G. PROPOSED UPDATE TO LAWS M. Gabriel addressed the pharmacist to technician ratio and the requirements to notify the GBEP. The GBEP agreed to review the requirements during the work session on February 26, 2023.</p>				
VIII	Announcements	NEXT MEETING. The next Guam Board of Examiners for Pharmacy Regular Session Meeting is scheduled for March 16, 2023 at 7:30 a.m.	GBEP	0912	Set Meeting Date
IX	Adjournment	<i>Motion to Adjourn: J. Sana</i>	GBEP	0913	Adjourned

Minutes Drafted by: FLAME TREE Freedom Center, Inc.

Date Submitted: 2.17.2023

Submitted by the GBEP Secretary:

John Sana

Date: 3/7/2023

Approved by the GBEP with or without changes:

Thomas Haruro

Date: 3/23/2023

Certified by or Attested by the Chairperson:

Thomas Haruro

Date: 3/23/2023