



**California State Board of Pharmacy**  
2720 Gateway Oaks Drive, Suite 100  
Sacramento, CA 95833  
Phone: (916) 518-3100 Fax: (916) 574-8618  
www.pharmacy.ca.gov

Business, Consumer Services and Housing Agency  
Department of Consumer Affairs  
Gavin Newsom, Governor



**California State Board of Pharmacy**  
**Department of Consumer Affairs**  
**Public Board Meeting Minutes**  
**DRAFT**

**Date:** June 18, 2020

**Location:** Teleconference Public Board Meeting  
Note: Pursuant to the provisions of Governor Gavin Newsom's Executive Order N-25-20, dated March 17, 2020, neither a public location nor teleconference locations are provided.

**Board Members Present:**

Gregory Lippe, Public Member, President  
Debbie Veale, Licensee Member, Vice President  
Maria Serpa, Licensee Member, Treasurer  
Ryan Brooks, Public Member  
Lavanza Butler, Licensee Member  
Seung Oh, Licensee Member  
Jignesh Patel, Licensee Member  
Ricardo Sanchez, Public Member  
Albert Wong, Licensee Member

**Staff Present:** Anne Sodergren, Executive Officer  
Norine Marks, DCA Staff Counsel  
MaryJo Tobola, Senior Enforcement Manager  
Debbie Damoth, Administration Manager

**I. Call to Order, Establishment of Quorum, and General Announcements**

President Lippe called the meeting to order at 9:10 am. President Lippe advised all individuals observing or participating in the meeting that the meeting was being conducted consistent with the provisions of Governor Gavin Newsom's Executive Order N-29-20. Mr. Lippe advised participants watching the webcast that such individuals only be able to observe the meeting. He noted anyone interested in

participating in the meeting must join the WebEx meeting with instructions posted on the Board's website.

Department of Consumer Affairs' staff provided general instruction for the WebEx Board meeting for members of the public participating in the meeting including the process to provide public comments throughout the meeting.

President Lippe advised those participating in the teleconference that the Board would convene in closed session after deliberating on all the open session items, except adjournment.

Roll call was taken. Board Members present: Debbie Veale, Ryan Brooks, Maria Serpa, Albert Wong, Jig Patel, Ricardo Sanchez, Lavanza Butler, Seung Oh and Greg Lippe. A quorum was established.

## **II. Public Comment on Items Not on the Agenda/Agenda Items for Future Meetings**

Saikrishna Upadhyayula, PharmD, RPh, JD, requested the Board provide a policy statement or other ruling regarding the provisions of California Penal Code Section 11160 and its applicability to community pharmacists. As part of the comment, members were asked to clarify that community pharmacists are not mandatory reporters for intimate partner violence in the community setting.

Robert Stein, KGI School of Pharmacy, requested a future agenda item to discuss the issue of pharmacists performing CLIA waived COVID-19 antigen testing. Mr. Stein indicated the current situation is murky in terms of whether a pharmacist can perform such a test as they have CLIA waived equipment and reagents. As part of the comment, members were advised that CDPH has determined that COVID-19 testing shall be performed only in an appropriately licensed lab under direction of a lab director.

**Motion:** To direct these two items to committees as determined appropriate by the president and vice president.

**M/S:** Serpa/Veale

Members of the public were provided with an opportunity to provide comments.

Robert Stein pointed out the urgency of the issue of COVID-19 and expressed concern of the issue going through committees before being heard by the Board.

Danny Martinez, CPhA, stated support for the issues being brought to the committee. Mr. Martinez added CPhA has been working on the issue and offered to be a resource to the Board.

Saikrishna Upadhyayula thanked the Board for placing the item on the agenda.

President Lippe addressed Mr. Stein's concern noting that the issue would only go through one committee. Members expressed concern that the items would have to go through the committee before being heard by the Board. Executive Officer Sodergren informed the members and public that both Licensing and Legislation and Regulation Committee meetings were scheduled for July 8-9, 2020, and a Board Meeting scheduled for July 29-30, 2020.

Support: 9      Oppose: 0      Abstain: 0      Not Present: 1

Board Member	Vote
Brooks	Support
Butler	Support
Kim	Not Present
Lippe	Support
Oh	Support
Patel	Support
Sanchez	Support
Serpa	Support
Veale	Support
Wong	Support

**III. Approval of the May 7, 2020, Board Meeting Minutes**

**Motion:** Approve the May 7, 2020, Board meeting minutes.

**M/S:** Brooks/Sanchez

Members of the public were provided with an opportunity to provide comments; however, no comments were provided.

Support: 9      Oppose: 0      Abstain: 0      Not Present: 1

Board Member	Vote
Brooks	Support
Butler	Support
Kim	Not Present
Lippe	Support
Oh	Support
Patel	Support
Sanchez	Support
Serpa	Support
Veale	Support

Board Member	Vote
Wong	Support

**IV. Petitions for Reinstatement of Licensure, Early Termination, or Other Modifications of Penalty**

The Board took a break from 10:53 am and returned from break at 11:21 am. Roll call was taken after the break. Board Members present: Debbie Veale, Ryan Brooks, Maria Serpa, Jig Patel, Albert Wong, Ricardo Sanchez, Lavanza Butler, Seung Oh, and Greg Lippe.

Administrative Law Judge John DeCure presided over the following petitions for reduction of penalties.

- a. Arutyun H. Ter Matevosyan, TCH 27516
- b. Jemal Zenuni, RPH 57261
- c. Albert Daher, RPH 39189

The Board took a break for lunch from 12:45 pm and returned from break at 1:30 pm. Roll call was taken after the break. Board Members present: Debbie Veale, Maria Serpa, Albert Wong, Jig Patel, Ricardo Sanchez, Lavanza Butler, Seung Oh, Ryan Brooks, and Greg Lippe.

**V. Closed Session Matters**

The Board recessed into closed session at approximately 2:31 pm.

**VI. Reconvene Open Session**

The Board adjourned after closed session at approximately 4:45 pm.