

**WEST VIRGINIA
SECRETARY OF STATE
BETTY IRELAND
ADMINISTRATIVE LAW DIVISION**

Form #3

Do Not Mark In This Box

FILED IN THE OFFICE OF
THE SECRETARY OF STATE
THIS DATE 11-16-06 12:25 pm
ADMINISTRATIVE LAW DIVISION SL

**NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE
AND
FILING WITH THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE**

AGENCY: West Virginia Board of Medicine TITLE NUMBER: 11

CITE AUTHORITY: West Virginia Code §30-5-28

AMENDMENT TO AN EXISTING RULE: YES ☐ NO ☒

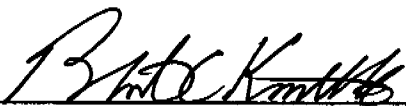
IF YES, SERIES NUMBER OF RULE BEING AMENDED: _____

TITLE OF RULE BEING AMENDED: _____

IF NO, SERIES NUMBER OF RULE BEING PROPOSED: 8

TITLE OF RULE BEING PROPOSED: Collaborative Pharmacy Practice

THE ABOVE PROPOSED LEGISLATIVE RULE HAVING GONE TO A PUBLIC HEARING OR A PUBLIC COMMENT PERIOD IS HEREBY APPROVED BY THE PROMULGATING AGENCY FOR FILING WITH THE SECRETARY OF STATE AND THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE FOR THEIR REVIEW.


Authorized Signature

APPENDIX B
FISCAL NOTE FOR PROPOSED RULES

Rule Title: Collaborative Pharmacy Practice

Type of Rule: ☒ Legislative ☐ Interpretive ☐ Procedural

Agency: West Virginia Board of Medicine

Address: 101 Dee Drive, Suite 103
Charleston, WV 25311

Phone Number: 304.558.2921 Email: bobknittle@wvdhhr.org

Fiscal Note Summary

Summarize in a clear and concise manner what impact this measure
will have on costs and revenues of state government.

The Board of Medicine exists from a special revenue account, therefore we do not use any general funds for our operations. The rule should very minimally increase revenues to the Board, offset by the increase in costs to the Board of reviewing and approving collaborative pharmacy practice protocols.

Fiscal Note Detail

Show over-all effect in Item 1 and 2 and, in Item 3, give an explanation of
Breakdown by fiscal year, including long-range effect.

FISCAL YEAR			
Effect of Proposal	Current Increase/Decrease (use "-")	Next Increase/Decrease (use "-")	Fiscal Year (Upon Full Implementation)
1. Estimated Total Cost	0.00		
Personal Services	0.00	1,033.00	3,100.00
Current Expenses	0.00	0.00	0.00
Repairs & Alterations	0.00		
Assets	0.00		
Other	0.00	417.00	1,250.00
2. Estimated Total Revenues	0.00	9,000.00	27,000.00

Rule Title: _____

Rule Title: Collaborative Pharmacy Practice

3. Explanation of above estimates (including long-range effect):

Please include any increase or decrease in fees in your estimated total revenues.

Additional fees charged will account for the increase in revenues. A \$50 fee will be charged by the Board of Pharmacy for each application for collaborative pharmacy practice made by a pharmacist and a \$100 fee will be charged by the Board of Medicine or the Board of Osteopathy for each protocol processed.

MEMORANDUM

Please identify any areas of vagueness, technical defects, reasons the proposed rule would not have a fiscal impact, and/or any special issues not captured elsewhere on this form.

The Pharmacy Board and Osteopathic Board will also experience increased revenues. Upon full implementation it is expected that the Pharmacy Board will have \$2,700 in additional revenues on a yearly basis and the Osteopathic Board will have \$3,000 in additional revenues on a yearly basis. All fees will help to offset related expenses for all three Boards as a result of implementing the rule.

Date: September 27, 2006

Signature of Agency Head or Authorized Representative

B. C. Knittel

BRIEF SUMMARY OF THE RULE AND CIRCUMSTANCES THAT REQUIRE THE RULE

A law enacted in 2005, Committee Substitute for H.B. 2371, required the Board of Pharmacy, the Board of Medicine and the Board of Osteopathy to jointly agree and propose rules for legislative approval on collaborative pharmacy practice. An advisory committee established by the legislation met during 2005 and completed its work in 2006 of assisting the Boards in developing and implementing the collaborative pharmacy practice act. Representatives of the Boards then met and agreed on the proposed rule.

The rule contains general rules for collaborative pharmacy practice authority and approval of collaborative pharmacy practice protocols. The rule contains provisions for a \$50 fee to be paid to the Board of Pharmacy for such work, and as well as a \$100 processing fee payable to the appropriate board: the Board of Medicine or the Board of Osteopathy. Ethics requirements and reporting and discipline requirements are included in the rule as is a provision for the joint selection of up to five (5) pilot project sites.

**TITLE 11
LEGISLATIVE RULE
WEST VIRGINIA BOARD OF MEDICINE

SERIES 8
COLLABORATIVE PHARMACY PRACTICE**

11-8-1. General.

- 1.1. Scope.--This rule is jointly agreed upon and proposed by the Boards of Pharmacy, Medicine, and Osteopathy for legislative approval pertaining to a pharmacist's scope of practice pursuant to collaborative pharmacy practice and collaborative pharmacy practice agreements, and the selection of up to five pilot project sites in the community based pharmacy setting for collaborative pharmacy practice.
- 1.2. Authority.--West Virginia Code §30-5-28.
- 1.3. Filing date.--
- 1.4. Effective date.--

11-8-2. Definitions.

- 2.1. For purposes of this rule, the following definitions apply:
 - a. "CLIA" means the Clinical Laboratory Improvement Amendments, a program operated through the Center for Medicare and Medicaid Services.
 - b. "Collaborative pharmacy practice" is that practice of pharmacy where one or more pharmacists have jointly agreed, on a voluntary basis, to work in conjunction with one or more physicians under written protocol where the pharmacists or pharmacists may perform certain patient care functions authorized by the physician or physicians under certain specified conditions and limitations.
 - c. "Collaborative pharmacy practice agreement" is a written and signed agreement between a pharmacist, a physician, and the individual patient or the patient's authorized representative who has granted his or her informed consent, that provides for collaborative pharmacy practice for the purpose of drug therapy management of a patient, which has been approved by the Board of Pharmacy, the Board of Medicine in the case of an allopathic physician or the West Virginia Board of Osteopathy in the case of an osteopathic physician.
 - d. "Collaborative pharmacy practice protocol" is the detailed written portion of the collaborative pharmacy practice agreement pursuant to which the authorized pharmacist will base drug therapy management decisions for patients.

- e. *"Community practice protocol"* means a written, executed agreement entered into voluntarily between an authorized pharmacist and a physician establishing drug therapy management for one or more of the pharmacist's and physician's patients residing in a community based pharmacy setting. A community practice protocol shall comply with the requirements of paragraph 4.3 of this rule.
- f. *"Community based pharmacy setting"* means a pharmacy within the state licensed by the West Virginia Board of Pharmacy, where prescription drugs are dispensed and pharmaceutical care is provided by a licensed pharmacist and located outside a hospital inpatient, acute care setting.
- g. *"Drug therapy management"* means the review of drug therapy regimens of patients by a pharmacist for the purpose of evaluating and rendering advice to a physician regarding adjustment of the regimen in accordance with the collaborative pharmacy practice agreement. Decisions involving drug therapy management shall be made in the best interest of the patient. Drug therapy management shall be limited to:
 - A. Implementing, modifying, and managing drug therapy according to the terms of the collaborative pharmacy practice agreement;
 - B. Collecting and reviewing patient histories;
 - C. Obtaining and checking vital signs, including pulse, temperature, blood pressure and respiration;
 - D. Ordering screening laboratory tests that are dose related and specific to the patient's medication or are protocol driven and are specifically set out in the collaborative pharmacy practice agreement between the pharmacist and physician.
- h. *"HIPAA"* means the Health Insurance Portability and Accountability Act of 1996.
- i. *"Hospital practice protocol"* means a written plan, policy, procedure, or agreement that authorizes drug therapy management between pharmacists and physicians developed and determined by the hospital's P and T committee (or similar committee) and approved by the three boards. Such a protocol may apply to all pharmacists and physicians at a hospital and only to those pharmacists and physicians who are specifically recognized as engaging in collaborative drug therapy management by the hospital. A hospital practice protocol shall comply with the requirements of paragraph 4.6 of this rule.
- j. *"OSHA"* means the Occupational Safety and Health Administration.
- k. *"Pharmacist's scope of practice pursuant to the collaborative pharmacy practice agreement"* means those duties and limitations of duties placed upon the pharmacist by the collaborating physician, as jointly approved by the Board of Pharmacy and the Board of Medicine or the Board of Osteopathy.
- l. *"P and T committee"* means the pharmacy and therapeutics committee or similar committee established within the hospital setting.

- m. "*Rural health care clinic*" means a non-profit, freestanding primary care clinic in a medically underserved or health professional shortage area.

11-8-3. General Rules for Collaborative Pharmacy Practice Authority.

- 3.1. No pharmacist or physician may engage in collaborative pharmacy practice except in accordance with the provisions of this rule.
- 3.2. Any physician seeking the assistance of a pharmacist for the purpose of collaborative pharmacy practice must hold an unrestricted, active license to practice as a physician in West Virginia and the authority granted by the physician must be within the scope of the physician's practice.
- 3.3. Any pharmacist seeking to assist the physician in collaborative pharmacy practice must:
 - a. Have an unrestricted and current license to practice as a pharmacist in West Virginia;
 - b. Have at least one million dollars of professional liability insurance coverage;
 - c. Meet one of the following qualifications, at a minimum:
 - A. Earned a Certification from the Board of Pharmaceutical Specialties, is a Certified Geriatric Practitioner, or has completed an American Society of Health System Pharmacists (ASHP) accredited residency program, which includes two years of experienced approved by the appropriate boards;
 - B. Successfully completed the course of study and holds an academic degree of Doctor of Pharmacy and has three years of clinical experience approved by the Board and has completed an Accreditation Council for Pharmacy Education (ACPE) approved certificate program in the area of practice covered by the collaborative pharmacy practice agreement; or
 - C. Successfully completed the course of study and holds the academic degree Bachelor of Science in Pharmacy and has five years clinical experience approved by the appropriate boards and has completed two ACPE approved certificate programs with at least one program in the area of practice covered by the collaborative pharmacy practice agreement.
- 3.4. Documentation of requirements for collaborative pharmacy practice shall be submitted to and approved as satisfactory by the appropriate licensing boards with jurisdiction over the physician and pharmacist wishing to engage in collaborative pharmacy practice prior to engaging in collaborative pharmacy practice.
- 3.5. The approval process to engage in collaborative practice shall be:
 - a. The pharmacist shall submit an application for collaborative pharmacy practice to the West Virginia Board of Pharmacy with the applicable fee of \$50. Upon approval of that application:
 - b. The pharmacist and physician shall submit the collaborative pharmacy practice protocol to the appropriate licensing board with jurisdiction over the subject physician. Upon approval of the protocol by the

appropriate board, the subject pharmacist and physician may enter into collaborative pharmacy practice agreements with patients for their drug therapy management pursuant to the authorized protocol. The hospital protocol shall be submitted by the P and T committee for approval by all three boards.

11-8-4. Collaborative Pharmacy Practice Protocols.

- 4.1. Collaborative pharmacy practice protocols and any changes or modifications thereto shall be submitted to and approved as satisfactory by the appropriate licensing boards with jurisdiction over the subject physician and pharmacist prior to their engaging in collaborative pharmacy practice.
- 4.2. A pharmacist shall not practice outside the scope of the protocol approved as satisfactory by the appropriate licensing boards with jurisdiction over the subject physician and pharmacist.
- 4.3. Community practice protocol may authorize the following:
 - a. Prescription drug orders. The protocol may authorize modification of drug dosages based on symptoms or laboratory or physical findings defined in the protocol. The protocol shall include information specific to the dosage, frequency, duration, and route of administration of the drug authorized by the patient's physician. The protocol shall not authorize the pharmacist to change a controlled substance or to initiate a drug not included in the established protocol.
 - b. Laboratory tests. The protocol may authorize the pharmacist to obtain or to conduct specific laboratory tests as long as the tests relate directly to the drug therapy management. Only the laboratory tests specified in the agreement may be ordered by the pharmacist. Laboratories utilized by the pharmacist may be in a pharmacy or pharmacy center. All laboratory results obtained are to be sent to the physician within forty-eight hours, except that any severely abnormal or critical values shall be sent by the pharmacist to the physician immediately.
 - c. Physical findings. The protocol may authorize the pharmacist to check only these findings: vital signs, oximetry, or peak flows, that enable the pharmacist to assess and adjust the drug therapy, detect adverse drug reactions, or determine if the patient should be referred back to the patient's physician for follow-up. Pharmacists shall not conduct any physical examination of the patient other than taking vital signs.
 - d. Patient activities. The protocol may authorize the pharmacist to monitor specific patient activities.
 - e. Procedures for securing the patient's written consent. The patient's consent must be secured by the physician.
 - f. Circumstances that shall cause the authorized pharmacist to initiate communication with the physician including but not limited to the need for new prescription orders and reports of the patient's therapeutic response or adverse reaction. All evaluation notes shall be in the physician's patient's chart within one week of the evaluation and drug management change.

- g. A detailed statement identifying the specific drugs, laboratory tests, and physical findings upon which the authorized pharmacist shall base drug therapy management decisions. Adjustments to drug therapy management must be co-signed by the physician within one week. A pharmacist may not begin new medicines without direct consultation and with documentation by the physician nor may the medication be discontinued.
 - h. A provision for the collaborative drug therapy management protocol to be reviewed, updated, and re-executed or discontinued at least every two years.
 - i. A description of the method the pharmacist shall use to document the pharmacist's decisions or recommendations for the physician.
 - j. A description of the types of reports the authorized pharmacist is to provide to the physician and the schedule by which the pharmacist is to submit these reports. The schedule shall include a time frame within which a pharmacist shall report any adverse reaction to the physician.
 - k. A statement of the medication categories and the type of initiation and modification of drug therapy that the physician authorizes the pharmacist to perform. Flu shots and pneumonia injections may be given by the pharmacist to adults only provided that the pharmacist submits evidence of completed certification to give injections and in basic cardiac life support to the appropriate boards and is certified to give injections.
 - l. A description of the procedures or plan that the pharmacist shall follow if the pharmacist modifies a drug therapy.
 - m. Procedures for record keeping, record sharing, and long-term record storage.
 - n. Procedures to follow in emergency situations.
 - o. A statement that prohibits the authorized pharmacist from delegating drug therapy management to anyone other than another authorized pharmacist who has signed the applicable protocol.
 - p. A statement that prohibits a physician from delegating collaborative drug therapy management to any unlicensed or licensed person other than another physician or an authorized pharmacist.
 - q. A description of the mechanism for the pharmacist and the physician to communicate with each other and for documentation by the pharmacist of the implementation of collaborative drug therapy. The physician shall see the patient every three months and pharmacist visits may not be substituted for such physician visits.
- 4.4. A hospital's P and T committee shall determine the scope and extent of collaborative drug therapy management practices that may be conducted by the hospital's pharmacists and it then must be approved by the three boards.
- 4.5. Collaborative drug therapy management within a hospital setting is valid only when approved by the hospital's P and T committee and approved by the three boards.
- 4.6. The hospital practice protocol shall include:

- a. The names or groups of pharmacists and physicians who are authorized by the P and T committee to participate in collaborative drug therapy management, and approved by the three boards.
- b. A plan for development, training, administration, and quality assurance of the protocol.
- c. A detailed written protocol pursuant to which the hospital pharmacist shall base drug therapy management decisions for patients. The protocol shall authorize one or more of the following:
 - A. Medication orders and prescription drug orders. The protocol may authorize modification of drug dosages based on symptoms or laboratory findings defined in the protocol. The protocol shall include information specific to the dosage, frequency, duration, and route of administration of the drug authorized by the physician. The protocol shall not authorize the hospital pharmacist to change a controlled substance or to initiate a drug not included in the established protocol.
 - B. Laboratory tests. The protocol may authorize the hospital pharmacist to obtain or to conduct specific laboratory tests as long as the tests relate directly to the drug therapy management.
 - C. All orders are verbal orders from the physician and must be co-signed by the physician.
 - D. Physical findings. The protocol may authorize the hospital pharmacist to check certain findings, vital signs, oximetry, or peak flows, that enable the pharmacist to assess and adjust the drug therapy, detect adverse drug reactions, or determine if the patient should be referred back to the physician for follow-up.
 - E. The physician must request the assistance of the pharmacist in the hospital setting before the pharmacist may begin assistance with the patients' drug therapy management.
- d. Circumstances that shall cause the hospital pharmacist to initiate communication with the patient's physician including but not limited to the need for new medication orders and prescription drug orders and reports of a patient's therapeutic response or adverse reaction. All orders are verbal orders which must be co-signed by the physician.
- e. A statement of the medication categories and the type of initiation and modification of drug therapy that the P and T committee authorizes the hospital pharmacist to perform.
- f. A description of the procedures or plan that the hospital pharmacist shall follow if the hospital pharmacist modifies a drug therapy.
- g. A description of the mechanism for the hospital pharmacist and the patient's physician to communicate and for the hospital pharmacist to document implementation of the collaborative drug therapy. All orders are verbal orders which must be co-signed by the physician.

11-8-5. Termination of Protocols.

- 5.1. The protocol(s) may be terminated upon written notice by the subject patient, the pharmacist or the physician, which notice shall be provided to the appropriate boards with jurisdiction and to the other parties, (subject patient) all within fifteen days of termination.

11-8-6. Fee.

- 6.1. Each application for collaborative pharmacy practice is subject to a \$50 fee payable to the West Virginia Board of Pharmacy.
- 6.2. Each protocol is subject to a \$100 processing fee payable by the physician to the appropriate board. Requested modifications in between the two-year period of existence of each protocol are subject to the fee.

11-8-7. Ethics.

- 7.1. There shall be no advertising of any collaborative pharmacy practice by either the physician or the pharmacist.
- 7.2. No physician may be employed by any pharmacist or pharmacy for the purpose of collaborative pharmacy practice.
- 7.3. No pharmacist or pharmacy shall make any direct or indirect referral to any physician or medical clinic for the purpose of collaborative pharmacy practice.
- 7.4. Nothing in this rule shall be interpreted to permit a pharmacist to accept delegation of a physician's authority outside the limits included in the appropriate board's statute and rules.

11-8-8. Reporting and Discipline.

- 8.1. Either or all of the appropriate licensing boards shall have the right to cancel any collaborative pharmacy practice agreement if there is satisfactory evidence that either the physician or pharmacist signatories to the agreement are not acting in accordance with the agreement.
- 8.2. Each appropriate board with jurisdiction of either of the signatories to the agreement shall report to the other appropriate board any acts which it believes are in violation of any approved agreement.
- 8.3. Any physician or pharmacist signatory to a collaborative pharmacy agreement shall be subject to additional monitoring and education or to disciplinary proceedings by the appropriate boards if the subject physician or pharmacist violates the terms of the collaborative pharmacy practice agreement.

11-8-9. Pilot Project Sites.

- 9.1. Up to five pilot project sites in the community based pharmacy setting may be jointly selected by the Boards of Medicine, Pharmacy, and Osteopathy.
- 9.2. In jointly selecting the pilot project sites, the following criteria shall be met:
 - a. There must be a designated patient care area for private conversation;

- b. There must be the ability to perform appropriate laboratory testing and to take vital signs;
- c. There must be the capability of keeping comprehensive patient records in a HIPAA compliant manner;
- d. Equipment must be maintained in an OSHA compliant and CLIA waived manner with appropriate records kept; and
- e. A maximum of one not for profit rural health care clinic may be given preference.

9.3 Outcome Measurements

- a. A report of outcomes from the up to five pilot community pharmacy sites shall be submitted for review by the appropriate legislative committee by January 31, 2008, with copies to the three boards. The measurements may include clinical, humanistic, and economic outcomes indicators.

QUESTIONNAIRE

(Please include a copy of this form with each filing of your rule: Notice of Public Hearing or Comment Period; Proposed Rule, and if needed, Emergency and Modified Rule.)

DATE: November 16, 2006

TO: LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

FROM: (Agency Name, Address & Phone No.) West Virginia Board of Medicine
101 Dee Drive, Suite 103
Charleston, West Virginia 25311

LEGISLATIVE RULE TITLE: Collaborative Pharmacy Practice

1. Authorizing statute(s) citation West Virginia Code §30-5-28

2. a. Date filed in State Register with Notice of Hearing or Public Comment Period:
September 27, 2006

b. What other notice, including advertising, did you give of the ^{comment period} ~~hearing~~?
By letters, notified WV State Medical Assoc., WV Society of Osteopathic Medicine, WV Pharmacists Assoc., WV Physicians' Mutual Insurance Co., WV Board of Osteopathy, WV Board of Pharmacy, attached. Board Newsletter (page 6) to all licensed M.D.'s, attached.

c. Date of Public Hearing(s) *or* Public Comment Period ended:
November 3, 2006

d. Attach list of persons who appeared at hearing, comments received, amendments, reasons for amendments.

Attached X No comments received

- e. Date you filed in State Register the agency approved proposed Legislative Rule following public hearing: (be exact)

November 16, 2006

- f. **Name, title, address and phone/fax/e-mail numbers** of agency person(s) to receive all *written correspondence* regarding this rule: (Please type)

- g. **IF DIFFERENT FROM ITEM 'f'**, please give **Name, title, address and phone number(s)** of agency person(s) who wrote and/or has responsibility for the contents of this rule: (Please type)

3. If the statute under which you promulgated the submitted rules requires certain findings and determinations to be made as a condition precedent to their promulgation:

- a. Give the date upon which you filed in the State Register a notice of the time and place of a hearing for the taking of evidence and a general description of the issues to be decided.

b. Date of hearing or comment period:

c. On what date did you file in the State Register the findings and determinations required together with the reasons therefor?

d. Attach findings and determinations and reasons:

Attached

ATTACHMENT

Notification of Comment Period

to

Interested Parties



Rev. Richard Bowyer
Fairmont

Michael L. Ferree, MD
Morgantown

Angelo N. Georges, MD
Wheeling

Ms. Doris M. Griffin
Martinsburg

M. Khalid Hasan, MD
Beckley

Ms. Beth Hays
Bluefield

State of West Virginia
West Virginia Board of Medicine
101 Dee Drive, Suite 103
Charleston, WV 25311
Telephone 304.558.2921
Fax 304.558.2084

September 28, 2006

J. David Lynch, Jr., MD
Morgantown

Vettivelu Maheswaran, MD
Charles Town

Bill May, DPM
Huntington

Leonard Simmons, DPM
Fairmont

Badshah J. Wazir, MD
South Charleston

Kenneth Dean Wright, PA-C
Huntington

Cheryl Shreiber, Executive Secretary
West Virginia Board of Osteopathy
334 Penco Road
Weirton, West Virginia 26062

Re: Proposed new Collaborative Pharmacy Practice Rule 11 CSR 8

Dear Ms. Shrieber:

For your information, enclosed please find the proposed rule which has been filed by the Board of Medicine on September 27, 2006, to begin the long process of approval by the Legislature. As you know, this rule is a collaborative effort between the Board of Medicine, the Board of Osteopathy, and the Board of Pharmacy, and has been agreed to by the three Boards. We have notified the State Medical Association, Society of Osteopathic Medicine and Pharmacists Association about the comment period, ending November 3, 2006.

Best wishes.

Sincerely,

Robert C. Knittle

/jsp

Enclosure

PRESIDENT
John A. Wade, Jr., MD
Point Pleasant

VICE PRESIDENT
Lee Elliott Smith, MD
Princeton

SECRETARY
Catherine Slemp, MD, MPH
Charleston

COUNSEL
Deborah Lewis Rodecker
Charleston

EXECUTIVE DIRECTOR
Robert C. Knittle
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South Charleston

Kenneth Dean Wright, PA-C
Huntington

September 28, 2006

David L. Rader, President
West Virginia Physicians' Mutual Insurance Company
500 Virginia Street, East, Suite 1200
Charleston, West Virginia 25301

Re: Collaborative Pharmacy Practice Rule 11 CSR 8

Dear Mr. Rader:

Knowing of your interest in the above noted rule, I am sending you a copy of the filing made by the Board on September 27, 2006, to begin the long Legislative approval process. Please note that there is a comment period ending November 3, 2006. We welcome comments from your organization.

Best wishes to you.

Sincerely,

A handwritten signature in black ink that reads "Robert C. Knittle".

Robert C. Knittle

/jsp

Enclosure

PRESIDENT
John A. Wade, Jr., MD
Point Pleasant

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COUNSEL
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Badshah J. Wazir, MD
South Charleston

Kenneth Dean Wright, PA-C
Huntington

September 28, 2006

William Douglass, Executive Director
West Virginia Board of Pharmacy
232 Capitol Street
Charleston, West Virginia 25301

Re: Proposed new Collaborative Pharmacy Practice Rule 11 CSR 8

Dear Mr. Douglass:

For your information, enclosed please find the proposed rule which has been filed by the Board of Medicine on September 27, 2006, to begin the long process of approval by the Legislature. As you know, this rule is a collaborative effort between the Board of Medicine, the Board of Osteopathy, and the Board of Pharmacy, and has been agreed to by the three Boards. We have notified the State Medical Association, Society of Osteopathic Medicine and Pharmacists Association about the comment period, ending November 3, 2006.

Best wishes.

Sincerely,

A handwritten signature in cursive script, reading "Robert C. Knittle".

Robert C. Knittle

/jsp

Enclosure

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State of West Virginia

West Virginia Board of Medicine

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South Charleston

Kenneth Dean Wright, PA-C
Huntington

September 28, 2006

Joseph Selby, M.D., President
West Virginia State Medical Association
301 South High Street
Morgantown, West Virginia 26501

Re: Proposed Collaborative Pharmacy Practice Rule 11 CSR 8

Dear Dr. Selby:

Enclosed please find a copy of the filing which the Board of Medicine voted to make in order to start the long process of approval by the Legislature. This new proposed rule has been developed in concert with the Board of Osteopathy and the Board of Pharmacy, as required by the provisions of House Bill 2371, enacted in 2005.

If you or your organization have any comments on this new proposed rule, they are welcomed. Please note that any comment in order to be considered should be filed on or before November 3, 2006.

Thank you for your interest.

Sincerely,

A handwritten signature in black ink, appearing to read "Robert C. Knittle".

Robert C. Knittle

/jsp

Enclosure

pc: Evan Jenkins, Executive Director, w/enclosure
West Virginia State Medical Association

RESIDENT
ohn A. Wade, Jr., MD
oint Pleasant

VICE PRESIDENT
Lee Elliott Smith, MD
Princeton

SECRETARY
Catherine Slemp, MD, MPH
Charleston

COUNSEL
Deborah Lewis Rodecker
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EXECUTIVE DIRECTOR
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South Charleston

Kenneth Dean Wright, PA-C
Huntington

September 28, 2006

Robert Stanley, D.O., President
West Virginia Society of Osteopathic Medicine
720 Professional Park, Suite B
Summersville, West Virginia 26551

Re: Proposed Collaborative Pharmacy Practice Rule 11 CSR 8

Dear Dr. Stanley:

Enclosed please find a copy of the filing which the Board of Medicine voted to make in order to start the long process of approval by the Legislature. This new proposed rule has been developed in concert with the Board of Osteopathy and the Board of Pharmacy, as required by the provisions of House Bill 2371, enacted in 2005.

If you or your organization have any comments on this new proposed rule, they are welcomed. Please note that any comments in order to be considered should be filed on or before November 3, 2006.

Thank you for your interest.

Sincerely,

Robert C. Knittle

/jsp

pc: Charlotte Pulliam, Executive Director, w/enclosure
West Virginia Society of Osteopathic Medicine

PRESIDENT
John A. Wade, Jr., MD
Point Pleasant

VICE PRESIDENT
Lee Elliott Smith, MD
Princeton

SECRETARY
Catherine Slem, MD, MPH
Charleston

COUNSEL
Deborah Lewis Rodecker
Charleston

EXECUTIVE DIRECTOR
Robert C. Knittle
Charleston



Rev. Richard Bowyer
Fairmont

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Morgantown

Angelo N. Georges, MD
Wheeling

Ms. Doris M. Griffin
Martinsburg

M. Khalid Hasan, MD
Beckley

Ms. Beth Hays
Bluefield

State of West Virginia
West Virginia Board of Medicine
101 Dee Drive, Suite 103
Charleston, WV 25311
Telephone 304.558.2921
Fax 304.558.2084

J. David Lynch, Jr., MD
Morgantown

Vettivelu Maheswaran, MD
Charles Town

Bill May, DPM
Huntington

Leonard Simmons, DPM
Fairmont

Badshah J. Wazir, MD
South Charleston

Kenneth Dean Wright, PA-C
Huntington

September 28, 2006

Dennis R. Lewis, RPH, President
West Virginia Pharmacists Association
PO Box 4304
Chapmanville, West Virginia 25508

Re: Proposed Collaborative Pharmacy Practice Rule 11 CSR 8

Dear Mr. Lewis:

Enclosed please find a copy of the filing which the Board of Medicine voted to make in order to start the long process of approval by the Legislature. This new proposed rule has been developed in concert with the Board of Osteopathy and the Board of Pharmacy, as required by the provisions of House Bill 2371, enacted in 2005.

If you or your organization have any comments on this new proposed rule, they are welcomed. Please note that any comment in order to be considered should be filed on or before November 3, 2006.

Thank you for your interest.

Sincerely,

Robert C. Knittle

/jsp

Enclosure

pc: Richard Stevens, Executive Director
West Virginia Pharmacists Association w/enclosure

PRESIDENT
John A. Wade, Jr., MD
Point Pleasant

VICE PRESIDENT
Lee Elliott Smith, MD
Princeton

SECRETARY
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Charleston

COUNSEL
Deborah Lewis Rodecker
Charleston

EXECUTIVE DIRECTOR
Robert C. Knittle
Charleston

West Virginia Board of Medicine Quarterly Newsletter



INSIDE THIS ISSUE

Thoughts From A Past Board Member	1
New Board Employee Physician Assistant Formulary Changes Board Staff	2
Election of Board Officers Board Members	3
Board Actions	4-5
Thoughts From A Past Board Member (continued) Collaborative Pharmacy Practice Proposed Rule	6
Change of Address Form	7
Change of Address Information Meeting Dates	8

THOUGHTS FROM A PAST BOARD MEMBER BY CARMEN R. REXRODE, M.D.

Early in March, 1996, I came out of church one Sunday morning and told my pastor I was off to my first meeting as a member of the Board of Medicine. He cocked his head to one side, looked at me for a few seconds, and said, "Sounds like a bad-guy job." Ten years later, I know where he was coming from but I think he was wrong.

To the people who complain about doctors, the Board appears to be a bad guy because they do not mete out harsh enough penalties. To the doctors about whom complaints are made, the Board seems to be a bad guy because the physicians just want to be left alone to practice medicine without anyone looking over their shoulders. To consumer advocates such as Sidney Wolfe of Public Citizen, the numbers say the Board is a bad guy for not disciplining a high enough percentage of licensed physicians—no matter how many of them happen to be practicing in the state at the time.

The mission of the Board of Medicine is made quite clear by the statute that authorizes it: The Board is to protect the people of West Virginia. The mission is not to protect our fellow physicians. Most of the time, the interests of the public and the interests of the physicians are the same—after all, doctors are the people on the front lines trying to promote health. It is those cases where the interests of the doctor and the health of the public seem to be in conflict that are the most difficult for the Board to decide.

The statute authorizing the Board also obligates it to investigate every complaint that is made. Many of those complaints have to do with the patient's or the family's perception of the behavior of the doctor. The doctor is seen to be rude, or uncaring, or in too big a hurry. Those cases are pretty straightforward. So too, unfortunately, are the ones in which the doctor shows a pattern of behavior that endangers the health of his or her patients. The ones in between are more difficult: those instances in which there was a bad outcome that may or may not have been preventable; those instances in which all parties have some right and some wrong on their sides; those instances in which the stories of the two sides differ to a degree that cannot be reconciled—so that the real truth is not to be known.

(continued on page 6)

BOARD HIRES NEW PROSECUTING ATTORNEY

John K. McHugh was recently hired as the Board's new prosecuting attorney. Mr. McHugh was previously a member of the Charleston law firm of Allen Guthrie McHugh & Thomas, PLLC, where the concentration of his practice was in litigation. Mr. McHugh has many years of experience as an attorney in both State and Federal Courts, and previously appeared on behalf of physicians before the Board. In addition to his experience as an attorney, Mr. McHugh also has almost 20 years of military service as an officer and helicopter pilot in the Army and West Virginia Army National Guard. He currently serves as training officer for a Brigade and holds the rank of Lieutenant Colonel. We are delighted to welcome John to the Board of Medicine staff.

PHYSICIAN ASSISTANT FORMULARY CHANGES

In May, 2005, Abbott Laboratories announced that Cylert (pemoline) will no longer be available and in October, 2005, manufacturers of generic pemoline agreed to stop sales and marketing of this product. Subsequently, Cylert (pemoline) has been removed from the Physician Assistant Formulary and should be marked out on existing printed prescription forms and not reprinted on future forms.

Strattera (atomoxetine HCl) has been added to the Physician Assistant Formulary under Section B: Miscellaneous Category. If you have been approved for prescriptive privileges and have a need to prescribe Strattera in your practice setting and would like for it to be added to your list of approved medications, you should do the following: send a letter to the West Virginia Board of Medicine requesting approval for Strattera (atomoxetine HCl) to be added, and have the letter signed and dated by both you and your supervising physician(s). The Board will notify you when it is approved for you to prescribe.

As the Board is responsible for approving a formulary classifying pharmacological categories and individual drugs which may be prescribed by an approved Physician Assistant (excluding those prohibited by law), if there are additional medications you have a need to prescribe in your practice setting that you would like the Board to add to the formulary, you may forward the name of that medication to the Board to the attention of the Physician Assistant Committee for its consideration.

Staff of the West Virginia Board of Medicine 304.558.2921

Ext #		
227	Robert C. Knittle, M.S.	Executive Director
214	Deborah Lewis Rodecker, J.D.	Counsel
215	John K. McHugh, J.D.	Prosecutor
212	M. Ellen Briggs	Administrative Assistant to the Executive Director
222	Leslie A. Higginbotham	Paralegal/Investigator
210	Charlotte A. Jewell	Physician Assistant Coordinator
216	Michael R. Lilly	Information Systems Coordinator
221	Crystal Lowe	Licensure Analyst
211	Janie Pote	Administrative Assistant to Legal Department
224	Pennie Price	Receptionist/Certification and Verification Coordinator
220	Deb Scott	Fiscal Officer
213	Sheree Smith	Complaints Coordinator

ELECTION OF BOARD OFFICERS

John A. Wade, Jr., M.D., appointed to the West Virginia Board of Medicine in 2001, currently presides as President of the Board of Medicine. Over the years, Dr. Wade has been and continues to be very active throughout West Virginia, holding numerous positions at the Pleasant Valley Hospital in Point Pleasant, as well as Jackson General Hospital in Ripley. He also serves as a member of the West Virginia Advisory Board for the medical malpractice insurer, Woodbrook Casualty, and is a member of the West Virginia State Medical Association.

Dr. Wade is a member of the American Medical Association, a member of the American Board of Otolaryngology, and is a Fellow of the American Academy of Otolaryngology Allergy. For the past eleven years, he has been an Oral Examiner for the American Academy of Otolaryngology Allergy Fellowship.

Dr. Wade obtained his medical degree at West Virginia University. He completed two years of residency in General Surgery at the Charleston Area Medical Center followed by a three year Residency in Otolaryngology, Head and Neck Surgery in Morgantown at West Virginia University where he is currently an Associate Clinical Professor.

Dr. Wade lives and maintains a successful practice in the Point Pleasant area where he lives with his wife Sarah, who is the Treasurer for the West Virginia State Medical Association Alliance. His daughter Emily is a Doctor of Pharmacy, and his son Alex is a Doctor of Medicine.

Lee Elliott Smith, M.D., was first appointed to the West Virginia Board of Medicine in 1995 and currently serves as the Board's Vice-President and Chair of the Licensure Committee. He is the author of numerous articles and has lectured throughout the United States, Canada, Norway, and Italy.

In 2005-06, Dr. Smith held the Chair of the Federation of State Medical Boards and is currently the immediate past-Chair. He is only the 3rd physician from West Virginia to Chair the Federation since its inception in 1912. He remains active at the national level as a member of the Federation's four-person Post-Licensure Assessment System Governing Committee and as the Federation Representative to the American Board of Medical Specialties (ABMS).

Licensed to practice medicine in West Virginia, Virginia, and California, Dr. Smith is a Fellow of the American College of Surgeons and several otolaryngology academies, and is Board Certified by the American Board of Otolaryngology and the American Board of Facial and Reconstructive Surgery.

Dr. Smith received his medical degree from Boston University and completed his residency in Otolaryngology-Head and Neck Surgery, as well as a Fellowship in Facial Plastic and Reconstructive Surgery at the Stanford University Medical Center.

Previously a Clinical Assistant Professor, Department of Otolaryngology-Head and Neck Surgery, at the West Virginia University School of Medicine in Morgantown, Dr. Smith currently lives in the Bluefield area and continues a successful practice in Princeton.

West Virginia Board of Medicine Board Members

John A. Wade, Jr., M.D., President
Point Pleasant

Lee Elliott Smith, M.D., Vice President
Princeton

Catherine Slemp, M.D., M.P.H., Secretary
Charleston

Rev. Richard Bowyer
Fairmont

Michael L. Ferrebee, M.D.
Morgantown

Angelo N. Georges, M.D.
Wheeling

Ms. Doris M. Griffin
Martinsburg

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Beckley

Ms. Beth Hays
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Charles Town

Bill May, D.P.M.
Huntington

Leonard Simmons, D.P.M.
Fairmont

Badshah J. Wazir, M.D.
South Charleston

Kenneth Dean Wright, P.A.-C.
Huntington



BOARD ACTIONS

July 2006 — September 2006



CHANDRASEKHAR, SUBRAMANIAM, M.D. – New Martinsville, WV (07/18/2006) WV License No. 20461

Board Conclusion: The inability to practice medicine and surgery with reasonable skill and safety due to . . . abuse of alcohol.

Board Action: By AMENDED CONSENT ORDER entered July 18, 2006, Dr. Chandrasekhar's CONSENT ORDER entered December 1, 2005, was amended to include the following: Dr. Chandrasekhar's practice of medicine and surgery shall be limited to fifty (50) hours each week, which fifty (50) hours includes "on call" time; and Dr. Chandrasekhar shall appear before the regularly scheduled Licensure Committee meeting in January, 2007.

CLAY, DENISE ELAINE, M.D. – Pembroke Pines, FL (09/22/2006) WV License No. 13976

Board Conclusion: Relating to having a license acted against in another state and failing to practice medicine at an acceptable level.

Board Action: PUBLICLY REPRIMANDED for her inadequate care and treatment of a patient resulting in having her license acted against in another state. In addition to the fifty (50) hours of continuing medical education (CME) required for license renewal in West Virginia, Dr. Clay shall complete five (5) hours of CME in risk management on or before February 15, 2007, which completion of five (5) hours of CME shall be documented to the Board as completed by the Florida Board of Medicine promptly following her completion of the same.

CUPIT, DENNIS MARSHALL, M.D. – Hurricane, WV (07/14/2006) WV License No. 17903

Board Conclusion: Relating to unprofessional, unethical, and dishonorable conduct of a character likely to harm the public.

Board Action: License SUSPENDED until such time as the Board is satisfied that Dr. Cupit is competent to resume the practice of medicine in the State of West Virginia. Dr. Cupit shall pay the costs and expenses of the hearing within thirty (30) days after receipt of an invoice from the Board for the same. If, after five (5) years from the start of license suspension, the Board is not satisfied that Dr. Cupit is competent to resume the practice of medicine in the State of West Virginia and his license remains suspended, Dr. Cupit's medical license shall automatically stand revoked, effective July 20, 2011.

FERRERO, DAVID, D.P.M. – Fairmont, WV (08/07/2006) WV License No. 00248

Board Conclusion: Making a false statement in connection with a licensure application.

Board Action: License SUSPENDED and STAYED, pending Dr. Ferrero's compliance with all terms and conditions of the Consent Order; PUBLICLY REPRIMANDED for his false statement to the Board with respect to his end-of-life care, including pain management, coursework; and FINED \$200.

GRUSPE, ARNOLD FELIPE, M.D. – Weston, WV (08/07/2006) WV License No. 09670

Board Conclusion: Relating to failure to practice medicine at an acceptable level of care, skill, and safety.

Board Action: While Dr. Gruspe has voluntarily ceased performing major surgery as of July 1, 2006, including any surgery requiring general anesthesia, effective August 1, 2006, Dr. Gruspe agrees not to perform major surgery, including any surgery requiring general anesthesia, without further consent of the Board. Within six (6) months of the effective date of the Consent Order, Dr. Gruspe shall successfully complete twenty (20) hours of continuing medical education in post-operation management and electrolyte imbalance.

HUTSON, RONALD G., P.A.-C. – Falling Waters, WV (07/26/2006) WV License No. 00282

Board Conclusion: Misrepresentation or concealment of any material fact in obtaining any certificate or license or a reinstatement of any certificate or license.

Board Action: Granted License No. 00282, effective July 31, 2006, and PUBLICLY REPRIMANDED for providing false answers on his licensure application to the Board.

KNOX, ROBERT ALAN, D.P.M. – Princeton, WV (07/11/2006) WV License No. 00231

Board Conclusion: Relating to being found guilty by a court of competent jurisdiction of any felony involving prescribing, selling, administering, dispensing, mixing or otherwise preparing any prescription drug, including any controlled substance under state or federal law, for other than generally accepted therapeutic purposes.

Board Action: License REVOKED effective July 20, 2006.

BOARD ACTIONS

July 2006 — September 2006

LITTLE, PAUL MICHAEL, JR., M.D. – Northfork, WV (08/07/2006)

WV License No. 18440

Board Conclusion: Relating to the inability to practice medicine and surgery with reasonable skill and safety due to the past abuse of drugs.

Board Action: By AMENDED CONSENT ORDER entered August 7, 2006, Dr. Little's CONSENT ORDER entered August 9, 2004, was amended to reduce the regular meetings with his supervising physician to at least every two (2) weeks.

MERIWETHER, WILHELM D., M.D. – Potomac, MD (09/11/2006)

WV License No. 16460

Board Conclusion: Relating to making a false statement in connection with a licensure application.

Board Action: License **SUSPENDED** and **STAYED**, pending Dr. Meriwether's compliance with all terms and conditions of the Consent Order; **PUBLICLY REPRIMANDED** for his false statement to the Board with respect to his continuing medical education; and **FINED** \$3,600.

PHARES, ROBERT W., M.D. – Hedgesville, WV (07/10/2006)

WV License No. 21259

Board Conclusion: Relating to making a false statement in connection with a licensure application.

Board Action: License **SUSPENDED** and **STAYED**, pending Dr. Phares' compliance with all terms and conditions of the Consent Order; **PUBLICLY REPRIMANDED** for his false statement to the Board with respect to his continuing medical education; and **FINED** \$200.

PRASAD, SUNIL NARSING, M.D. – Williamsville, NY (08/09/2006)

WV License No. 20558

Board Conclusion: Relating to unprofessional conduct and having a license acted against in another jurisdiction.

Board Action: **PUBLICLY REPRIMANDED** for altering a medical record, thereby engaging in unprofessional conduct, resulting in his being disciplined in the State of Massachusetts.

SHAPIRO, RAYMOND MARC, M.D. – Gaithersburg, MD (09/18/2006)

WV License No. 18045

Board Conclusion: Practicing medicine beyond the scope of an addictions psychiatrist, to the extent that his evaluations of certain persons involved in family court matters extended his practice into the realm of forensic psychiatry, a field for which he has demonstrated a need for further training and education.

Board Action: Ordered to gain further training in Forensic Psychiatry; agrees that he will not accept a referral from the family court system of this or any other state, but to the extent that he is requested to perform forensic evaluations in any other legal context, he agrees that the next twelve forensic evaluations prepared by him following entry of the Consent Order are to be supervised by a Board-approved forensic psychiatrist; shall engage in continuing peer supervision regarding the phenomenon of counter-transference; for the next two years following entry of the Order, Dr. Shapiro agrees to take prescribed medication of a treating physician with the name and indication of the medication disclosed voluntarily in writing to the Board on an annual basis.

SPORCK, FREDERICK THOMAS, M.D. – Charleston, WV (08/09/2006)

WV License No. 09647

Board Conclusion: Relating to failure to practice acceptably.

Board Action: **PUBLICLY REPRIMANDED** for prescribing Amoxicillin to a patient for whom he had identified a penicillin allergy.

STACEY, MICHAEL JOHN, M.D. – Martinsburg, WV (07/03/2006)

WV License No. 17678

Board Conclusion: Relating to making a false statement in connection with a licensure application.

Board Action: License **SUSPENDED** and **STAYED**, pending Dr. Stacey's compliance with all terms and conditions of the Consent Order; **PUBLICLY REPRIMANDED** for his false statement to the Board with respect to his continuing medical education; and **FINED** \$200.

VELTMAN, JOHN COLLETT, M.D. – Martinsburg, WV (08/18/06)

WV License No. 18089

Board Conclusion: Relating to making a false statement in connection with a licensure application.

Board Action: License **SUSPENDED** and **STAYED**, pending Dr. Veltman's compliance with all terms and conditions of the Consent Order; **PUBLICLY REPRIMANDED** for his false statement to the Board with respect to his continuing medical education; and **FINED** \$200.

THOUGHTS FROM A PAST BOARD MEMBER

BY CARMEN R. REXRODE, M.D.

(continued from page 1)

Cases involving a physician's addiction to alcohol, drugs, or pornography present special difficulties. In these situations, the Board has to balance the health of the public and the health of the physician. The physician may feel ready to resume practice but the Board can see how fragile the recovery is. Many physicians are surprised to find that their Board is knowledgeable about recovery and can be a dogged advocate on their behalf as they get back on their feet. Pornography and sex addiction present more complex difficulties, because by definition someone is exploited by this behavior, and the Board has to go to special lengths to be sure it is not the patient.

In two terms on the Board of Medicine, I learned a lot. I learned about addiction and recovery issues. I learned about many specialty areas of medical practice because I had to have the background knowledge to decide a case. Most of all, I saw a lot of hard work go on in the Board's efforts to protect the people of West Virginia. Board members do a lot of homework for each meeting. At the meetings, a lot of discussion takes place about each case. Disagreements are handled respectfully. No decision is made without an effort to thoroughly understand the issues involved. I was privileged to get to know physicians, physician assistants, podiatrists, and lay people from around the State who were willing to put their time and energy into public service, knowing the importance of the health of the people of West Virginia. And I was privileged to work with the staff at the Board office. Former Executive Director Ron Walton had a knack for putting together a staff able to work together and focus on the overall mission. That is continuing under new Executive Director Bob Knittle.

Term limits for Board members are a good thing: after almost 10 years I was beginning to feel some burnout. But if the opportunity were to arise, I would serve on the Board again, because I believe that—while the Board will never please everyone—it is doing its best to make sure West Virginians get the best possible health care.

BOARD FILES COLLABORATIVE PHARMACY PRACTICE PROPOSED RULE

In 2005, the Legislature enacted a collaborative pharmacy practice law, which required the Boards of Medicine, Osteopathy, and Pharmacy to jointly promulgate a rule further implementing collaborative pharmacy practice. The rule was filed on September 27, 2006, with the Secretary of State to begin the process of approval by the Legislature. The proposed rule is available on the Board's website at www.wvdhhr.org/wvbom or from the Secretary of State or from the Boards of Medicine, Osteopathy, or Pharmacy, and any written comments are requested by November 3, 2006, to be made to the West Virginia Board of Medicine.

The rule contains general rules for collaborative pharmacy practice authority and approval of collaborative pharmacy practice protocols. The rule contains provisions for a \$50 fee to be paid to the Board of Pharmacy for such authority, as well as a \$100 processing fee payable to the appropriate board: the Board of Medicine or the Board of Osteopathy. Ethics requirements and reporting and discipline requirements are included in the rule as is a provision for the joint selection of up to five (5) pilot project sites.

NAME: _____ LICENSE#: _____
(Last) (First) (Middle) (Suffix)

If not currently practicing, check here ☐

HOME ADDRESS:

☐ Check here if same as preferred mailing address

_____ Address 1 _____

_____ Address 2 _____

_____ City, State, Zip, County _____

_____ Phone _____
_____ Email _____

Enter average weekly on call hours for **ALL** locations:

Address 1

Address 2

City, State, Zip, County

Phone Fax

Email

List **AVERAGE HOURS** worked per week (not on call) at this location:

Direct Patient Care: _____
Administration: _____
Formal Teaching: _____
Research: _____
Other Medical/Podiatric Activities: _____

List **AVERAGE HOURS** worked per week (not on call) at this location:

Direct Patient Care: _____
Administration: _____
Formal Teaching: _____
Research: _____
Other Medical/Podiatric Activities: _____

List **AVERAGE HOURS** worked per week (not on call) at this location:

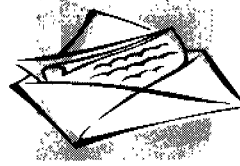
Direct Patient Care: _____
Administration: _____
Formal Teaching: _____
Research: _____
Other Medical/Podiatric Activities: _____

Enter your self-designated primary and secondary SPECIALTY here: (M.D.'s and D.P.M.'s ONLY)
 Primary Specialty: _____ Secondary Specialty: _____

LICENSEE'S ORIGINAL SIGNATURE: _____ **DATE:** _____

RETURN FORM TO: West Virginia Board of Medicine, 101 Dee Drive, Suite 103, Charleston, WV 25311

CHANGE OF ADDRESS INFORMATION



NOTE: There is an updated Change of Address Form located on Page 7 of this Newsletter. You may also visit the Board's website at www.wvdhhr.org/wvbom for a Change of Address Form. By law, a licensee of the Board of Medicine must keep this office apprised of any and all address changes. The preferred mailing address of a licensee is the licensee's address of record, which is public information, with the exception of the telephone number and e-mail address.

WEST VIRGINIA BOARD OF MEDICINE 2006 MEETINGS

November 13

ALL BOARD MEETINGS BEGIN AT 9:00 A.M.

WV Board of Medicine



101 Dee Drive, Suite 103
Charleston, WV 25311

Phone: 304.558.2921
Fax: 304.558.2084

www.wvdhhr.org/wvbom
Watch for updates and changes.

West Virginia Department of Health and Human Resources

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Comments Received
from
Interested Parties

Mr. Robert Knittle
Executive Director
West Virginia Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

In regards to: Legislative Rule 11CSR8

Dear Mr. Knittle,

My name is Kim Nguyen and I am a first year pharmacy student at the University of Charleston School of Pharmacy. I support Collaborative Practice because.....

I would like to take this opportunity to comment on legislative rule 11CSR8. After reading the statute and the related rule, I would like to suggest that the term "Community Based Pharmacy Practice" is not defined in rule. I would like to request the term "Community Based Pharmacy Practice" be defined as follows:

"Community Based Pharmacy Practice" means a location outside a hospital inpatient, acute care setting. A Community Based Pharmacy Practice must be a pharmacy in good standing with the West Virginia Board of Pharmacy.

It is my feeling this definition of Community Based Pharmacy Practice is more accurate and should be substituted for the definition of "Community Setting" in rule. I feel the definition of Community Setting as listed in the rule is contradictory to what is written in statute HB2371.

Thank you for the opportunity to comment on this rule. I hope you will carefully consider my suggestions and make this suggested change to the rule as presented.

Sincerely,



Mr. Robert Knittle
Executive Director
West Virginia Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

In regards to: Legislative Rule 11CSR8

Dear Mr. Knittle,

My name is Julie Testman and I am an assistant professor with the University of Charleston School of Pharmacy, as well as an ambulatory care clinical specialist. In brief, I support Collaborative Practice because I strongly believe in promoting the most optimal care available to improve patient outcomes, reduce overall healthcare costs, and improve patient quality of life. Results from the clinical literature repeatedly demonstrate the benefits of clinical pharmacy services within the realm of collaborative practice agreements. Additionally, I fear failure to enact the Collaborative Practice Act in West Virginia will have negative effects on the profession of pharmacy in this state. It is increasingly more difficult to retain new graduates in rural areas, particularly when neighboring states allow pharmacists to practice to the full extent of their education and clinical training.

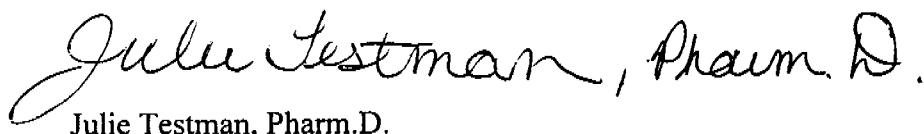
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Thank you for the opportunity to comment on this rule. I hope you will carefully consider my suggestions and make this suggested change to the rule as presented.

Sincerely,

A handwritten signature in cursive script that reads "Julie Testman, Pharm.D.".

Julie Testman, Pharm.D.

(2)

Dr. Robert Knittle, Executive Director,
Board of Medicine

Senator Joe Minard, Co-Chair,
Legislative Rule Making Review Committee

Delegate Virginia Mahan, Co-Chair,
Legislative Rule Making Review Committee

We are writing in regard to Proposed Collaborative Pharmacy
Practice Rule 11CSR8.

The bill fails to define a "community based pharmacy setting" in a
way we feel is adequate.

Please substitute the definition to read:

"A community based pharmacy setting means a pharmacy or
apothecary licensed by the West Virginia Board of Pharmacy
located outside a hospital inpatient acute care setting where
prescription drugs are dispensed and pharmaceutical care is
provided by a licensed pharmacist."

We feel that this definition is more reflective of community
pharmacy as well as a more practical definition to make the bill a
workable rule.

Thank you for your time in time in reviewing our request.

Sincerely,

Stacey Hedrick

Fruth Pharmacy Staff

Fruth # 24

Dr. Robert Knittle, Executive Director,
Board of Medicine

Senator Joe Minard, Co-Chair,
Legislative Rule Making Review Committee

Delegate Virginia Mahan, Co-Chair,
Legislative Rule Making Review Committee

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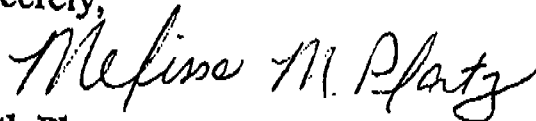
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Thank you for your time in time in reviewing our request.

Sincerely,



Fruth Pharmacy Staff

Fruth #

24

TRANSACTION REPORT

NOV-02-2006 THU 11:45 AM

FOR: WV BOARD OF MEDICINE 1 304 558 2084

RECEIVE

DATE	START	SENDER	PAGES	TIME	NOTE	M#
NOV-02	11:44 AM	304 204 0064	2	27"	OK	

2

Dr. Robert Knittle, Executive Director,
Board of Medicine

Senator Joe Minard, Co-Chair,
Legislative Rule Making Review Committee

Delegate Virginia Mahan, Co-Chair,
Legislative Rule Making Review Committee

We are writing in regard to Proposed Collaborative Pharmacy
Practice Rule 11CSR8.

The bill fails to define a "community based pharmacy setting" in a
way we feel is adequate.

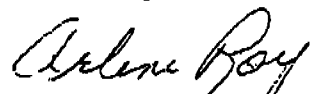
Please substitute the definition to read:

"A community based pharmacy setting means a pharmacy or
apothecary licensed by the West Virginia Board of Pharmacy
located outside a hospital inpatient acute care setting where
prescription drugs are dispensed and pharmaceutical care is
provided by a licensed pharmacist."

We feel that this definition is more reflective of community
pharmacy as well as a more practical definition to make the bill a
workable rule.

Thank you for your time in reviewing our request.

Sincerely,



Fruth Pharmacy Staff
Fruth # 11

TRANSACTION REPORT

NOV-02-2006 THU 04:07 PM

FOR: WV BOARD OF MEDICINE 1 304 558 2084

RECEIVE

DATE	START	SENDER	PAGES	TIME	NOTE	M#
NOV-02	04:06 PM	304 429 3164	1	19"	OK	

Dr. Robert Knittle, Executive Director,
Board of Medicine

Senator Joe Minard, Co-Chair,
Legislative Rule Making Review Committee

Delegate Virginia Mahan, Co-Chair,
Legislative Rule Making Review Committee

We are writing in regard to Proposed Collaborative Pharmacy
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provided by a licensed pharmacist."

We feel that this definition is more reflective of community
pharmacy as well as a more practical definition to make the bill a
workable rule.

Thank you for your time in reviewing our request.

Sincerely,

Joshua Lee, CPhT

Fruth Pharmacy Staff

Fruth # 11

Dr. Robert Knittle, Executive Director,
Board of Medicine

Senator Joe Minard, Co-Chair,
Legislative Rule Making Review Committee

Delegate Virginia Mahan, Co-Chair,
Legislative Rule Making Review Committee

We are writing in regard to Proposed Collaborative Pharmacy
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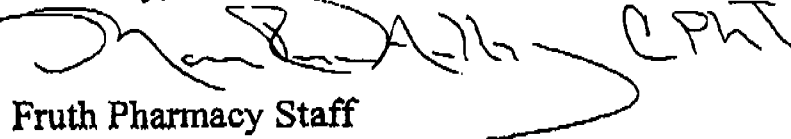
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"A community based pharmacy setting means a pharmacy or
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located outside a hospital inpatient acute care setting where
prescription drugs are dispensed and pharmaceutical care is
provided by a licensed pharmacist."

We feel that this definition is more reflective of community
pharmacy as well as a more practical definition to make the bill a
workable rule.

Thank you for your time in reviewing our request.

Sincerely,

A handwritten signature in black ink, appearing to read "CPHT" or similar, with a large, sweeping flourish underneath.

Fruth Pharmacy Staff
Fruth # 11

Dr. Robert Knittle, Executive Director,
Board of Medicine

Senator Joe Minard, Co-Chair,
Legislative Rule Making Review Committee

Delegate Virginia Mahan, Co-Chair,
Legislative Rule Making Review Committee

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pharmacy as well as a more practical definition to make the bill a
workable rule.

Thank you for your time in time in reviewing our request.

Sincerely,

Charles Kluesner, RPh

Fruth Pharmacy Staff
Fruth # 11

TRANSACTION REPORT

NOV-02-2006 THU 03:49 PM

FOR: WV BOARD OF MEDICINE 1 304 558 2084

RECEIVE

DATE	START	SENDER	PAGES	TIME	NOTE	M#
NOV-02	03:49 PM	304 429 3164	3	35"	OK	



(11)

Judy's Health Education Services

24 N. Main Street

Petersburg, WV 26847

Phone: (304) 257-1044 Ext. 145

Fax: (304) 257-1921

To: WV Board of Pharmacy**Fax: (304) 558-2084****Phone: (304) 558-2921**Number of Pages (including cover sheet): 12☒ **Urgent** ☐ **For Review** ☐ **Please Comment** ☐ **Please Reply****Comments:**Ref: Proposed Collaborative Pharmacy Practice Rule 11CSR8

The documents accompanying this telecopy transmission contain information from Judy's Health Education Services office which is CONFIDENTIAL and/or LEGALLY PRIVILEGED. The information is intended only for the use of the individual or entity notified that any disclosure, copying, distribution, or the taking of any action in reliance on the contents of this telecopied information is strictly prohibited and that the documents should be returned to our organization immediately so that we can arrange for the return of the original documents to us at no cost to you.

11/02/2006 08:56 FAX 3017244050

001/001

October 30, 2006

Robert Knittle
Executive Director
WV Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311
Phone: (304) 558-2921
Fax: (304) 558-2084

Ref: Proposed Collaborative Pharmacy Practice Rule 11CSR8

Dear Mr. Knittle,

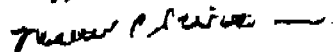
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"Community based pharmacy setting" is further defined as "a pharmacy or apothecary licensed by the West Virginia Board of Pharmacy located outside a hospital inpatient acute care setting where prescription drugs are dispensed and pharmaceutical care is provided by a licensed pharmacist".

I am requesting your consideration of this substitution. As currently defined, you would be eliminating a valuable resource in our community.

Sincerely,



October 30, 2006

Robert Knittle
Executive Director
WV Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311
Phone: (304) 558-2921
Fax: (304) 558-2084

Ref: Proposed Collaborative Pharmacy Practice Rule 11CSR8

Dear Mr. Knittle,

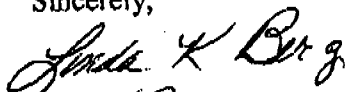
I am writing in regard to "Proposed Collaborative Pharmacy Practice Rule 11CSR8". My patients are referred to an education clinic in Grant County which is located separate, but within a local independent pharmacy. This clinic has been practicing in this environment for greater than 2 years providing pharmaceutical care to a tri-county area.

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I am requesting your consideration of this substitution. As currently defined, you would be eliminating a valuable resource in our community.

Sincerely,


CFNP

October 30, 2006

Robert Knittle
Executive Director
WV Board of Medicine
101 Dcc Drive Suite 103
Charleston, WV 25311
Phone: (304) 558-2921
Fax: (304) 558-2084

Ref: Proposed Collaborative Pharmacy Practice Rule 11CSR8

Dear Mr. Knittle,

I am writing in regard to "Proposed Collaborative Pharmacy Practice Rule 11CSR8". My patients are referred to an education clinic in Grant County which is located separate, but within a local independent pharmacy. This clinic has been practicing in this environment for greater than 2 years providing pharmaceutical care to a tri-county area.

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I am requesting your consideration of this substitution. As currently defined, you would be eliminating a valuable resource in our community.

Sincerely,

Donna Fisher NP

11/02/2006 16:56 3046937616

MT TOP MED CENTER

PAGE 02

FROM : JUDY'S HEALTH EDUCATION SRV

FAX NO. : 3042571921

Nov. 01 2006 12:01PM P3

October 30, 2006

Robert Knittle
Executive Director
WV Board of Medicine
101 Dce Drive Suite 103
Charleston, WV 25311
Phone: (304) 558-2921
Fax: (304) 558-2084

Ref: Proposed Collaborative Pharmacy Practice Rule 11CSR8

Dear Mr. Knittle,

I am writing in regard to "Proposed Collaborative Pharmacy Practice Rule 11CSR8". My patients are referred to an education clinic in Grant County which is located separate, but within a local independent pharmacy. This clinic has been practicing in this environment for greater than 2 years providing pharmaceutical care to a tri-county area.

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I am requesting your consideration of this substitution. As currently defined, you would be eliminating a valuable resource in our community.

Sincerely, *Kunkel*
AB Kunkel MD
WV 19761

FROM : JUDY'S HEALTH EDUCATION SRV

FAX NO. : 3042571921

Nov. 02 2006 10:36PM P6

FROM : PMG

FAX NO. : 3042574511

Nov. 02 2006 11:37AM P1

FROM : JUDY'S HEALTH EDUCATION SRV

FAX NO. : 3042571921

Nov. 01 2006 01:13PM P3

October 30, 2006

Robert Knittle
Executive Director
WV Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311
Phone: (304) 558-2921
Fax: (304) 558-2084

Ref: Proposed Collaborative Pharmacy Practice Rule 11CSR8

Dear Mr. Knittle,

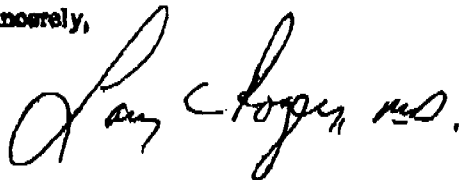
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I am requesting your consideration of this substitution. As currently defined, you would be eliminating a valuable resource in our community.

Sincerely,



October 30, 2006

Robert Knittle
Executive Director
WV Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311
Phone: (304) 558-2921
Fax: (304) 558-2084

Ref: Proposed Collaborative Pharmacy Practice Rule 11CSR8

Dear Mr. Knittle,

I am writing in regard to "Proposed Collaborative Pharmacy Practice Rule 11CSR8". My patients are referred to an education clinic in Grant County which is located separate, but within a local independent pharmacy. This clinic has been practicing in this environment for greater than 2 years providing pharmaceutical care to a tri-county area.

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I am requesting your consideration of this substitution. As currently defined, you would be eliminating a valuable resource in our community.

Sincerely,



Wardensville Medical Service
Wardensville WV 26051
Joseph Yentek DPC

NOV-01-2006 01:03PM FROM-

T-874 P.001

F-426

M : JUDY'S HEALTH EDUCATION SRV

FAX NO. : 3042571921

Nov. 01 2006 11:37PM P3

October 30, 2006

Robert Kaitila
Executive Director
WV Board of Medicine
101 Doe Drive Suite 103
Charleston, WV 25311
Phone: (304) 354-2921
Fax: (304) 354-2064

Re: Proposed Collaborative Pharmacy Practice Rule 11CSR26

Dear Mr. Kaitila,

I am writing in regard to "Proposed Collaborative Pharmacy Practice Rule 11CSR26". My patients are referred to an independent clinic in Grant County which is located separately, but within a local independent pharmacy. This clinic has been practicing in this environment for greater than 2 years providing pharmaceutical care to a tri-county area.

I am requesting that the current definition of "community setting" be replaced with "community based pharmacy setting".

"Community based pharmacy setting" is further defined as "a pharmacy or apothecary licensed by the West Virginia Board of Pharmacy located outside a hospital inpatient acute care setting where prescription drugs are dispensed and pharmaceutical care is provided by a licensed pharmacist".

I am requesting your consideration of this modification. As currently defined, you would be eliminating a valuable resource to our community.

Sincerely,



Nov 01 2006 3:45

HP LASERJET FAX

p. 1

FROM : JUDY'S HEALTH EDUCATION SRV

FAX NO. : 3042571921

Nov. 01 2006 11:00AM P3

October 30, 2006

Robert Knittle
Executive Director
WV Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311
Phone: (304) 558-2921
Fax: (304) 558-2084

Ref: Proposed Collaborative Pharmacy Practice Rule 11CSR8

Dear Mr. Knittle,

I am writing in regard to "Proposed Collaborative Pharmacy Practice Rule 11CSR8". My patients are referred to an education clinic in Grant County which is located separate, but within a local independent pharmacy. This clinic has been practicing in this environment for greater than 2 years providing pharmaceutical care to a tri-county area.

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I am requesting your consideration of this substitution. As currently defined, you would be eliminating a valuable resource in our community.

Sincerely,



11/01/2006 17:24 3042571469
FROM: JUDY'S HEALTH EDUCATION SRVLESLIE = THOMPSON
FAX NO. : 3042571921

PAGE 02

Nov. 01 2006 12:05PM P3

October 30, 2006

Robert Knittle
Executive Director
WV Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311
Phone: (304) 558-2921
Fax: (304) 558-2084

Ref: Proposed Collaborative Pharmacy Practice Rule 11CSR8

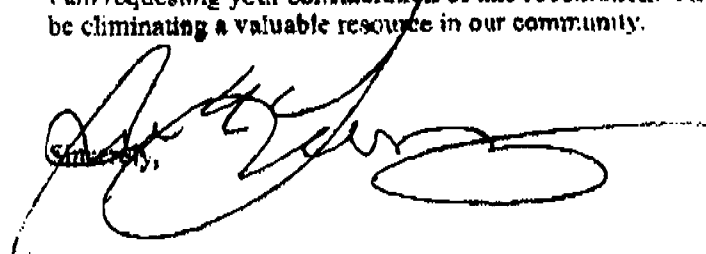
Dear Mr. Knittle,

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I am requesting your consideration of this substitution. As currently defined, you would be eliminating a valuable resource in our community.


Sincerely,

11/01/2006 17:24 3042571469

LESLIE = THOMPSON

PAGE 01

October 30, 2006

Robert Knittle
Executive Director
WV Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311
Phone: (304) 558-2921
Fax: (304) 558-2084

Ref: Proposed Collaborative Pharmacy Practice Rule 11CSR8

Dear Mr. Knittle,

I am writing in regard to "Proposed Collaborative Pharmacy Practice Rule 11CSR8". My patients are referred to an education clinic in Grant County which is located separate, but within a local independent pharmacy. This clinic has been practicing in this environment for greater than 2 years providing pharmaceutical care to a tri-county area.

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I am requesting your consideration of this substitution. As currently defined, you would be eliminating a valuable resource in our community.

Sincerely,



NOV-01-2006 04:47PM

FROM: GRANT MEMORIAL PEDIATRICS

+12042571268

T-222 P.001/001 F-218

FAX NO. : 3042571921

Nov. 01 2006 12:04PM F3

October 30, 2006

Robert Knittle
Executive Director
WV Board of Medicine
101 Doe Drive Suite 103
Charleston, WV 25311
Phone: (304) 558-2921
Fax: (304) 558-2084

Re: Proposed Collaborative Pharmacy Practice Rule 11CSR8

Dear Mr. Knittle,

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I am requesting your consideration of this substitution. As currently defined, you would be eliminating a valuable resource in our community.

Sincerely,

 JOHN W. LEE

TRANSACTION REPORT

NOV-02-2006 THU 09:51 PM

FOR: WV BOARD OF MEDICINE 1 304 558 2084

RECEIVE

DATE	START	SENDER	PAGES	TIME	NOTE	M#
NOV-02	09:48 PM	3042571921	12	3' 01"	OK	

HIGHLAND MEDICAL ASSOCIATES
Dr. Thomas Valley
Linda K. Berg, CFNP
1 Hospital Drive, Petersburg, WV 26847
(304) 257-2556

November 3, 2006

Robert Knittle
Executive Director
WV Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311
Phone: (304) 558-2921
Fax: (304) 558-2084

Re: Proposed Collaborative Pharmacy Practice Rule 11CSR8

Dear Mr. Knittle,

I am writing in regard to "Proposed Collaborative Pharmacy Practice Rule 11CSR8". My patients are referred to an education clinic in Grant County which is located separate, but within a local independent pharmacy. This clinic has been practicing in this environment for greater than 2 years providing pharmaceutical care to a tri-county area.

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I am requesting your consideration of this substitution. As currently defined, you would be eliminating a valuable resource in our community.

Sincerely,



Thomas C. Valley, MD

TRANSACTION REPORT

NOV-03-2006 FRI 09:23 AM

FOR: WV BOARD OF MEDICINE 1 304 558 2084

RECEIVE

DATE	START	SENDER	PAGES	TIME	NOTE	M#
NOV-03	09:23 AM	G3	1	20"	OK	

Keith Foster, R.Ph.



Patty Johnston, R.Ph.

& Wellness Center

2810 Robert C. Byrd Drive
Beckley, WV 25801
(304) 252-5305
FAX (304) 253-4281

October 30, 2006

Mr. Robert Knittle
Executive Director
WV Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

Dear Mr. Knittle:

I am writing you today in reference to Proposed Collaborative Pharmacy Practice Rule 11CSR8. I am troubled with the definition you have used to define a "community setting" in relation to a collaborative practice setting. In all planning with the state legislature a "community setting" referred to a retail pharmacy where people purchased prescriptions with no physician was on site.

I respectfully request that you alter the definition of a "community based pharmacy setting" as follows:

"A community based pharmacy setting means a pharmacy or apothecary licensed by the West Virginia Board of Pharmacy located outside a hospital inpatient acute care setting where prescription drugs are dispensed and pharmaceutical care is provided by a licensed pharmacist."

Please implement this definition, which is consistent with the legislative intent and with the acknowledged definition of community based pharmacy setting.

Sincerely


Debra Vaught, R.Ph

Cc: Richard Stevens , Executive Director, West Virginia Pharmacists Assoc
Senator Joe Minard, Co-Chair Legislative Rules Review Committee
Delegate Virginia Mahan, Co-Chair Legislative Rules Review Committee

Keith Foster, R.Ph.



Patty Johnston, R.Ph.

& Wellness Center

2810 Robert C. Byrd Drive
Beckley, WV 25801
(304) 252-5305
FAX (304) 253-4281

October 30, 2006

Mr. Robert Knittle
Executive Director
WV Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

Dear Mr. Knittle:

I am writing you today in reference to Proposed Collaborative Pharmacy Practice Rule 11CSR8. As President of the WV Pharmacy Association, I am concerned with the definition you have used to define a "community setting" in relation to a collaborative practice setting. In all discussions with the state legislature a "community setting" referred to a retail pharmacy where people purchased prescriptions and no physician was on the premises.

I respectfully request that you revise the definition of a "community based pharmacy setting" as follows:

"A community based pharmacy setting means a pharmacy or apothecary licensed by the West Virginia Board of Pharmacy located outside a hospital inpatient acute care setting where prescription drugs are dispensed and pharmaceutical care is provided by a licensed pharmacist."

Please adopt this definition, which is consistent with the legislative intent and with the accepted definition of community based pharmacy setting.

Sincerely

A handwritten signature in black ink, appearing to read "Keith A. Foster".

Keith A Foster RPh
President West Virginia Pharmacy Association

Cc: Richard Stevens , Executive Director, West Virginia Pharmacists Assoc
Senator Joe Minard, Co-Chair Legislative Rules Review Committee
Delegate Virginia Mahan, Co-Chair Legislative Rules Review Committee



Colony Drug & Wellness Center
2810 Robert C. Byrd Drive
Beckley, WV 25801

Phone: (304) 929-3943
Fax: (304) 253-4281

www.colonydrug.com

October 30, 2006

Mr. Robert Knittle
Executive Director
WV Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

Dear Mr. Knittle:

I am writing in reference to Proposed Collaborative Pharmacy Practice Rule IICSR8. I, like my colleagues, am troubled with the definition used to define a "community setting" in relation to a collaborative practice setting. In all planning with the state legislature a "community setting" referred to a retail pharmacy where people purchased prescriptions with no physician was on site.

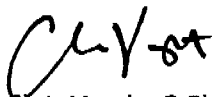
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This definition is consistent with the legislative intent and with the acknowledged definition of community based pharmacy setting.

Your cooperation is appreciated.

Sincerely,



Chris Vaught, R.Ph

cc: Richard Stevens , Executive Director, West Virginia Pharmacists Assoc
Senator Joe Minard, Co-Chair Legislative Rules Review Committee
Delegate Virginia Mahan, Co-Chair Legislative Rules Review Committee

COLONY

CONSULTING SERVICES



Judy's Health Education Services

24 N. Main Street

Petersburg, WV 26847

Phone: (304) 257-1044 Ext. 145

Fax: (304) 257-1921

To: WV Board of Pharmacy

Fax: (304) 558-2084

Phone: (304) 558-2921

Number of Pages (including cover sheet): 1

☒ Urgent ☐ For Review ☐ Please Comment ☐ Please Reply

Comments:

Ref: Proposed Collaborative Pharmacy Practice Rule 11CSR8

The documents accompanying this telecopy transmission contain information from Judy's Health Education Services office which is CONFIDENTIAL and/or LEGALLY PRIVILEGED. The information is intended only for the use of the individual or entity notified that any disclosure, copying, distribution, or the taking of any action in reliance on the contents of this telecopied information is strictly prohibited and that the documents should be returned to our organization immediately so that we can arrange for the return of the original documents to us at no cost to you.

SENT BY: WINCH NEUROLOGICAL CONSULTANTS I; 540 722 0207;

NOV-3-06 7:12AM;

PAGE 1/1

October 30, 2006

Robert Knittle
Executive Director
WV Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311
Phone: (304) 558-2921
Fax: (304) 558-2084

Ref: Proposed Collaborative Pharmacy Practice Rule 11CSR8

Dear Mr. Knittle,

I am writing in regard to "Proposed Collaborative Pharmacy Practice Rule 11CSR8". My patients are referred to an education clinic in Grant County which is located separate, but within a local independent pharmacy. This clinic has been practicing in this environment for greater than 2 years providing pharmaceutical care to a tri-county area.

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I am requesting your consideration of this substitution. As currently defined, you would be eliminating a valuable resource in our community.

Sincerely,



Patricia M. Gannon MD, PhD

Nov. 01 2006 11:05AM P3

FAX NO. : 3042571921

FROM : JUDY'S HEALTH EDUCATION SRV

RECEIVED: 11/1/06 10:02AM; -WINCH NEUROLOGICAL CONSULTANTS I; 540 722 0207; PAGE 1

TRANSACTION REPORT

NOV-03-2006 FRI 10:21 AM

FOR: WV BOARD OF MEDICINE 1 304 558 2084

RECEIVE

DATE	START	SENDER	PAGES	TIME	NOTE	M#
NOV-03	10:21 AM	3042571921	2	46"	OK	

Mr. Robert Knittle
Executive Director
West Virginia Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

In regards to: Legislative Rule 11CSR8

Dear Mr. Knittle,

My name is Amy Bryan, and I am a first year pharmacy student at the University of Charleston School of Pharmacy. I support Collaborative Practice because of its importance to our patients- those in West Virginia who are in need of the services that both pharmacists and physicians provide to them. As a future pharmacist, my goal is to help my patients make the best use of their medications, and I am strongly feel that this can best be accomplished by working in conjunction with their physicians. In this way, the patient has a 'team' of health care professionals that are working together in the patient's best interest. As pharmacists, we can act as an extender of physician services and, with both groups working together, can achieve optimal health goals for our patients.

I would like to take this opportunity to comment on legislative rule 11CSR8. After reading the statute and the related rule, I would like to suggest that the term "Community Based Pharmacy Practice" is not defined in rule. I would like to request the term "Community Based Pharmacy Practice" be defined as follows:

"Community Based Pharmacy Practice" means a location outside a hospital inpatient, acute care setting. A Community Based Pharmacy Practice must be a pharmacy in good standing with the West Virginia Board of Pharmacy.

It is my feeling this definition of Community Based Pharmacy Practice is more accurate and should be substituted for the definition of "Community Setting" in rule. I feel the definition of Community Setting as listed in the rule is contradictory to what is written in statute HB2371.

Thank you for the opportunity to comment on this rule. I hope you will carefully consider my suggestions and make this suggested change to the rule as presented.

Sincerely,



Amy Bryan

Robert Knittle
Executive Director,
WV Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311.

10/30/06

Dear Dr. Robert Knittle,

As a 24 year community based practicing pharmacist I respectfully request that you substitute the following definition in place of the definition of "community setting" in the Proposed Collaborative Pharmacy Practice Rule 11CSR8.

"A community based pharmacy setting means a pharmacy or apothecary licensed by the West Virginia Board of Pharmacy located outside a hospital inpatient acute care setting where prescription drugs are dispensed and pharmaceutical care is provided by a licensed pharmacist."

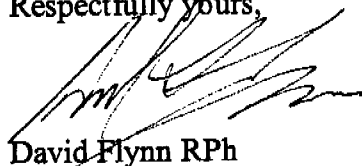
This change would allow a "community based pharmacy setting" which is referred to in House Bill 2371, to permit a pharmacist who practices in a retail community pharmacy to enter into a collaborative agreement with a local physician.

Collaborative practice agreements between physicians and pharmacists are recognized to be of benefit to patients in nearly all states.

Please consider including community pharmacies in the definition of a community setting.

Thank you for your consideration.

Respectfully yours,



David Flynn RPh
PO Box 777
Dellslow, WV 26531
Telephone (304) 290-3888

cc

Senator Joe Minard, Co-Chair, Legislative Rule Making Review Committee, WV Senate, Room 204W, Capitol Building, Charleston, WV 25305, and
Delegate Virginia Mahan, Co-Chair, Legislative Rule Making Review Committee, WV House of Delegates, Room 215E, Capitol Building, Charleston, WV 25305.

October 30, 2006

Robert Knittle
Executive Director
WV Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311
Phone: (304) 558-2921
Fax: (304) 558-2084

Ref: Proposed Collaborative Pharmacy Practice Rule 11CSR8

Dear Mr. Knittle,

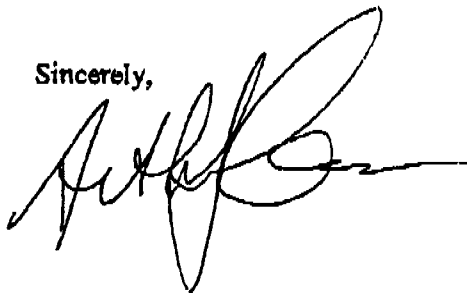
I am writing in regard to "Proposed Collaborative Pharmacy Practice Rule 11CSR8". My patients are referred to an education clinic in Grant County which is located separate, but within a local independent pharmacy. This clinic has been practicing in this environment for greater than 2 years providing pharmaceutical care to a tri-county area.

I am requesting that the current definition of "community setting" be replaced with "community based pharmacy setting".

"Community based pharmacy setting" is further defined as "a pharmacy or apothecary licensed by the West Virginia Board of Pharmacy located outside a hospital inpatient acute care setting where prescription drugs are dispensed and pharmaceutical care is provided by a licensed pharmacist".

I am requesting your consideration of this substitution. As currently defined, you would be eliminating a valuable resource in our community.

Sincerely,

 MS, PA-C

TRANSACTION REPORT

NOV-06-2006 MON 02:16 PM

FOR: WV BOARD OF MEDICINE 1 304 558 2084

RECEIVE

DATE	START	SENDER	PAGES	TIME	NOTE	M#
NOV-06	02:16 PM	G3	1	19"	OK	

Mr. Robert Knittle
Executive Director
West Virginia Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

In regards to: Legislative Rule 11CSR8

Dear Mr. Stephens,

My name is Ethan Klein and I am a first year pharmacy student at the University of Charleston School of Pharmacy. I support Collaborative Practice because it is a vital piece of healthcare that is missing from the state of West Virginia. Collaborative Practice would help improve the effectiveness of the healthcare delivered by pharmacists. Additionally, significant funds could be allocated to other state programs with the amount of money saved from moving into a collaborative practice agreement.

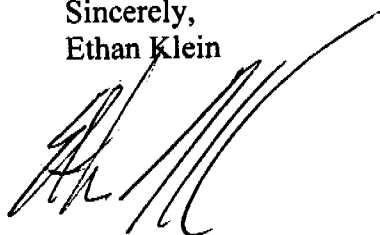
I would like to take this opportunity to comment on legislative rule 11CSR8. After reading the statute and the related rule, I would like to suggest that the term "Community Based Pharmacy Practice" is not defined in rule. I would like to request the term "Community Based Pharmacy Practice" to be defined as follows:

"Community Based Pharmacy Practice" means a location outside a hospital inpatient, acute care setting. A Community Based Pharmacy Practice must be a pharmacy in good standing with the West Virginia Board of Pharmacy.

It is my feeling this definition of Community Based Pharmacy Practice is more accurate and should be substituted for the definition of "Community Setting" in rule. I feel the definition of Community Setting as listed in the rule is contradictory to what is written in statute HB2371.

Thank you for the opportunity to comment on this rule. I hope you will carefully consider my suggestions and make this suggested change to the rule as presented.

Sincerely,
Ethan Klein

A handwritten signature in black ink, appearing to be 'Ethan Klein', with a long, sweeping horizontal stroke extending to the right.

Mr. Robert Knittle
Executive Director
West Virginia Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

In regards to: Legislative Rule 11CSR8

Dear Mr. Knittle,

My name is Megan Mooney and I am a first year pharmacy student at the University of Charleston School of Pharmacy. I support Collaborative Practice because it is the future healthcare. By allowing Collaborative Practice to take place within the community pharmacy practice of West Virginia, it would guide the profession in becoming more patient centered.

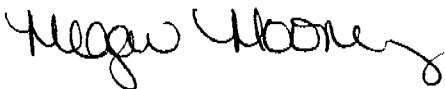
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"Community Based Pharmacy Practice" means a location outside a hospital inpatient, acute care setting. A Community Based Pharmacy Practice must be a pharmacy in good standing with the West Virginia Board of Pharmacy.

It is my feeling this definition of Community Based Pharmacy Practice is more accurate and should be substituted for the definition of "Community Setting" in rule. I feel the definition of Community Setting as listed in the rule is contradictory to what is written in statute HB2371.

Thank you for the opportunity to comment on this rule. I hope you will carefully consider my suggestions and make this suggested change to the rule as presented.

Sincerely,

A handwritten signature in black ink that reads "Megan Mooney". The signature is written in a cursive, flowing style.

Megan Mooney

Mr. Robert Knittle
Executive Director
West Virginia Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

In regards to: Legislative Rule 11CSR8

Dear Mr. Knittle,

My name is Jennifer Wang and I am a first year pharmacy student at the University of Charleston School of Pharmacy. I support Collaborative Practice because I feel that pharmacy field has been expanding in their field of responsibilities toward clinical skills and this is the best way to afford patients optimal outcomes in their healthcare needs.

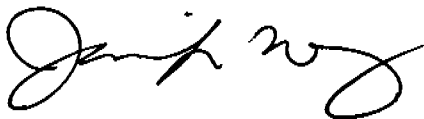
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It is my feeling this definition of Community Based Pharmacy Practice is more accurate and should be substituted for the definition of "Community Setting" in rule. I feel the definition of Community Setting as listed in the rule is contradictory to what is written in statute HB2371.

Thank you for the opportunity to comment on this rule. I hope you will carefully consider my suggestions and make this suggested change to the rule as presented.

Sincerely,

A handwritten signature in black ink, appearing to read "Jennifer Wang", written in a cursive style.

Jennifer J. Wang

Mr. Robert Knittle
Executive Director
West Virginia Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

In regards to: Legislative Rule 11CSR8

Dear Mr. Knittle,

My name is Robert Earl Davis II and I am a first year pharmacy student at the University Of Charleston School Of Pharmacy. I support Collaborative Practice because as a future pharmacist I want to be part of team that includes the patient, nurses, and physicians. As a part of this team all of these healthcare professionals will be able to treat their patients more efficiently.

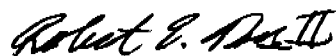
I would like to take this opportunity to comment on legislative rule 11CSR8. After reading the statute and the related rule, I would like to suggest that the term "Community Based Pharmacy Practice" is not defined in rule. I would like to request the term "Community Based Pharmacy Practice" be defined as follows:
Community Based Pharmacy Practice includes settings that are outside hospital, inpatient, and acute care. The definition needs to be inclusive of a retail sector, and any other sectors that are not mentioned in the original definition.

"Community Based Pharmacy Practice" means a location outside a hospital inpatient, acute care setting. A Community Based Pharmacy Practice must be a pharmacy in good standing with the West Virginia Board of Pharmacy.

It is my feeling this definition of Community Based Pharmacy Practice is more accurate and should be substituted for the definition of "Community Setting" in rule. I feel the definition of Community Setting as listed in the rule is contradictory to what is written in statute HB2371.

Thank you for the opportunity to comment on this rule. I hope you will carefully consider my suggestions and make this suggested change to the rule as presented.

Sincerely,



Robert Earl Davis II

Mr. Robert Knittle
Executive Director
West Virginia Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

In regards to: Legislative Rule 11CSR8

Dear Mr. Knittle,

My name is Ashley Wojtowicz and I am a first year pharmacy student at the University of Charleston School of Pharmacy. I support Collaborative Practice because it will transform the role pharmacy within our healthcare system by taking a more direct approach in helping patients and delivering exceptional pharmaceutical care. As observed in other states, collaborative practice will increase the health and well-being of the citizens of West Virginia. The careful management of drug therapy is necessary in providing people with the finest healthcare. It is within the community pharmacy practice setting that patients will feel comfortable and willing to become educated and counseled on their drug therapies, thus receiving an exceptional collaboration of care to ultimately benefit their health and wellness.

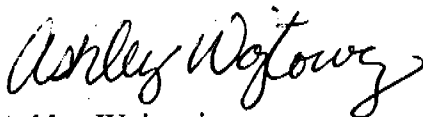
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It is my feeling this definition of Community Based Pharmacy Practice is more accurate and should be substituted for the definition of "Community Setting" in rule. I feel the definition of Community Setting as listed in the rule is contradictory to what is written in statute HB2371.

Thank you for the opportunity to comment on this rule. I hope you will carefully consider my suggestions and make this suggested change to the rule as presented.

Sincerely,



Ashley Wojtowicz

Mr. Robert Knittle
Executive Director
West Virginia Board of Medicine
101 Dec Drive Suite 103
Charleston, WV 25311

In regards to: Legislative Rule 11CSR8

Dear Mr. Knittle,

My name is Tara A. Cantrell and I am a first year pharmacy student at the University of Charleston, School of Pharmacy. I support Collaborative Practice because it enhances patient care. I am being trained to deliver superior drug therapy to my future patients and I believe that to hinder this process in any way would be a grievous mistake. West Virginia is one of eight states that do not have Collaborative Practice. As a life long resident this information troubles me greatly. Why are we once again behind the curve? Collaborative Practice would have a tremendous impact on the health problems that plague our state, for example heart disease and diabetes. Simply stated Collaborative Practice is long overdue in this region, and is necessary to update the care of fellow West Virginians.

I would like to take this opportunity to comment on legislative rule 11CSR8. After reading the statute and the related rule, I would like to suggest that the term "Community Based Pharmacy Practice" is not defined in rule. I would like to request the term "Community Based Pharmacy Practice" be defined as follows:

"Community Based Pharmacy Practice" means a location outside a hospital inpatient, acute care setting. A Community Based Pharmacy Practice must be a pharmacy in good standing with the West Virginia Board of Pharmacy.

It is my feeling this definition of Community Based Pharmacy Practice is more accurate and should be substituted for the definition of "Community Setting" in rule. I feel the definition of Community Setting as listed in the rule is contradictory to what is written in statute HB2371.

Thank you for the opportunity to comment on this rule. I hope you will carefully consider my suggestions and make this suggested change to the rule as presented.

Sincerely,



Tara A. Cantrell
Class President
University of Charleston School of Pharmacy

Mr. Robert Knittle
Executive Director
West Virginia Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

In regards to: Legislative Rule 11CSR8

Dear Mr. Knittle,

My name is Kalicharan Motheramgari and I am a first year pharmacy student at the University of Charleston School of Pharmacy. I support Collaborative Practice because I feel that pharmacy field has been expanding in their field of responsibilities toward clinical skills and this is the best way to afford patients optimal outcomes in their healthcare needs.

I would like to take this opportunity to comment on legislative rule 11CSR8. After reading the statute and the related rule, I would like to suggest that the term "Community Based Pharmacy Practice" is not defined in rule. I would like to request the term "Community Based Pharmacy Practice" be defined as follows:

"Community Based Pharmacy Practice" means a location outside a hospital inpatient, acute care setting. A Community Based Pharmacy Practice must be a pharmacy in good standing with the West Virginia Board of Pharmacy.

It is my feeling this definition of Community Based Pharmacy Practice is more accurate and should be substituted for the definition of "Community Setting" in rule. I feel the definition of Community Setting as listed in the rule is contradictory to what is written in statute HB2371.

Thank you for the opportunity to comment on this rule. I hope you will carefully consider my suggestions and make this suggested change to the rule as presented.

Sincerely,

A handwritten signature in black ink, appearing to read 'Kal. Motheramgari', with a long horizontal flourish extending to the right.

Kalicharan Motheramgari

Mr. Robert Knittle
Executive Director
West Virginia Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

In regards to: Legislative Rule 11CSR8

Dear Mr. Knittle,

My name is Gemma Attley and I am a first year pharmacy student at the University Of Charleston School Of Pharmacy. I support Collaborative Practice because I think that it is a more comprehensive approach to healthcare and will provide more positive patient outcomes with fewer adverse events.

I would like to take this opportunity to comment on legislative rule 11CSR8. After reading the statute and the related rule, I would like to suggest that the term "Community Based Pharmacy Practice" is not defined in rule. I would like to request the term "Community Based Pharmacy Practice" be defined as follows:

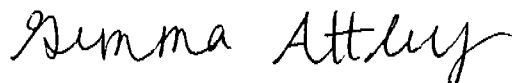
"Community Based Pharmacy Practice" means a location outside a hospital inpatient, acute care setting. A Community Based Pharmacy Practice must be a pharmacy in good standing with the West Virginia Board of Pharmacy.

It is my feeling this definition of Community Based Pharmacy Practice is more accurate and should be substituted for the definition of "Community Setting" in rule. I feel the definition of Community Setting as listed in the rule is contradictory to what is written in statute HB2371.

Thank you for the opportunity to comment on this rule. I hope you will carefully consider my suggestions and make this suggested change to the rule as presented.

Sincerely,

Gemma Attley

A handwritten signature in cursive script that reads "Gemma Attley". The signature is written in dark ink and is positioned below the printed name.

Mr. Robert Knittle
Executive Director
West Virginia Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

In regards to: Legislative Rule 11CSR8

Dear Mr. Knittle,

My name is Matthew Rafa, and I am a first-year pharmacy student at the University of Charleston School of Pharmacy. I write to you in support of Collaborative Practice because I believe that healthcare reform is necessary in the near future. Our national healthcare deficit is rapidly increasing and making healthcare less and less affordable. I believe that serious steps need to be taken in order to change this trend, and I strongly believe that Collaborative Practice will help our state to give better healthcare and lower costs.

Prevention is the key to lowering costs, and pharmacists are one of the few healthcare professionals that see patients in both good and bad health. Pharmacists can also help monitor medication compliance to prevent further doctors visits and medical costs. Working together with physicians, pharmacists can help to make healthcare better AND more affordable.

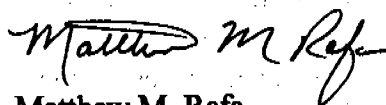
I would like to take this opportunity to comment on legislative rule 11CSR8. After reading the statute and the related rule, I would like to suggest that the term "Community Based Pharmacy Practice" is not defined in rule. I would like to request the term "Community Based Pharmacy Practice" be defined as follows:

"Community Based Pharmacy Practice" means a location outside a hospital inpatient, acute care setting. A Community Based Pharmacy Practice must be a pharmacy in good standing with the West Virginia Board of Pharmacy.

It is my feeling this definition of Community Based Pharmacy Practice is more accurate and should be substituted for the definition of "Community Setting" in rule. I feel the definition of Community Setting as listed in the rule is contradictory to what is written in statute HB2371.

Thank you for the opportunity to comment on this rule. I hope you will carefully consider my suggestions and make this suggested change to the rule as presented.

Sincerely,



Matthew M. Rafa
1500 Bridge Rd., Apt. 207
Charleston, WV 25314
matthewrafa@ucwv.edu



Mr. Robert Knittle
Executive Director
West Virginia Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

In regards to: Legislative Rule 11CSR8

Dear Mr. Knittle,

My name is Kristen Eagan and I am a first year pharmacy student at the University of Charleston School of Pharmacy. I support Collaborative Practice because it is imperative to patient care that there is teamwork between physicians, nurses, and pharmacists in order to ensure that the patients are able to receive the best care physically possible. I am originally from Cincinnati, Ohio, and I know pharmacists who participate in collaborative practice there, not only in an inpatient, acute care setting, but also in other sectors of pharmacy practice sites, including the retail pharmacies. By allowing collaborative practice to take place in a retail pharmacy, it allows the patient to receive information at one location, rather than having to make a special appointment with their physician in order to answer some questions. By allowing pharmacists to participate in collaborative practice with nurses and physicians, patients will be able to receive the type of patient care they expect from their health care professionals.

I would like to take this opportunity to comment on legislative rule 11CSR8. After reading the statute and the related rule, I would like to suggest that the term "Community Based Pharmacy Practice" is not defined in rule. I would like to request the term "Community Based Pharmacy Practice" to be defined as follows:

"Community Based Pharmacy Practice" means a location outside hospital inpatient, acute care setting. A "Community Based Pharmacy Practice" must be a pharmacy in good standing with the West Virginia Board of Pharmacy.

"Community Based Pharmacy Practice" means a location outside a hospital inpatient, acute care setting. A Community Based Pharmacy Practice must be a pharmacy in good standing with the West Virginia Board of Pharmacy.

It is my feeling this definition of Community Based Pharmacy Practice is more accurate and should be substituted for the definition of "Community Setting" in rule. I feel the definition of Community Setting as listed in the rule is contradictory to what is written in statute HB2371.

Thank you for the opportunity to comment on this rule. I hope you will carefully consider my suggestions and make this suggested change to the rule as presented.

Sincerely,

Kristen Eagan

Mr. Robert Knittle
Executive Director
West Virginia Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

In regards to: Legislative Rule 11CSR8

Dear Mr. Knittle,

My name is Amy N. West, and I am a first year pharmacy student at the University of Charleston School of Pharmacy. I support collaborative practice because as a native of rural West Virginia I have seen a great void in the health care of our citizens, and I view this integral piece of medical practice as a means of filling this void. By allowing pharmacists, one of the most accessible health care providers, to work along side physicians and participate more intimately in a patient's overall health care, I believe a patient's total wellbeing will be improved and he or she will have a greater quality of life. Furthermore, if this medical practice is allowed to be implemented by pharmacists in West Virginia it would open the door of opportunities for patients to have better health care and health management which could only mean great things for the citizens of this state.

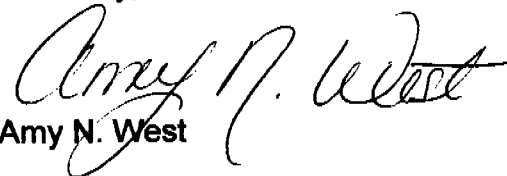
I would now like to take this opportunity to comment on legislative rule 11CSR8. After reading the statute and the related rule, I would like to suggest that the term "Community Based Pharmacy Practice" be redefined in the rule. I would like to request the term "Community Based Pharmacy Practice" be defined as follows:

"Community Based Pharmacy Practice" means a location outside a hospital inpatient, acute care setting. A Community Based Pharmacy Practice must be a pharmacy in good standing with the West Virginia Board of Pharmacy.

It is my feeling this definition of Community Based Pharmacy Practice is more accurate and should be substituted for the definition of "Community Setting" in the rule. I feel the definition of Community Setting as listed in the rule is contradictory to what is written in statute HB2371.

Thank you for the opportunity to comment on this rule. I hope you will carefully consider my suggestions and make this suggested change to the rule as presented.

Sincerely,


Amy N. West

Mr. Robert Knittle
Executive Director
West Virginia Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

In regards to: Legislative Rule 11CSR8

Dear Mr. Knittle,

My name is Krista Capehart and I am a faculty member at the University of Charleston School of Pharmacy and practice as a community pharmacist. I support collaborative practice because I have personally seen how this process can directly impact patients' quality of life and health outcomes and studies have repeatedly demonstrated its effectiveness. While a native West Virginian, I attended pharmacy school at the University of Michigan and then practiced in Ohio. I have moved home to be close to family and to try to improve the lives of West Virginians through community pharmacy practice and impact the practice of pharmacy within the state. Without collaborative practice in West Virginia at the community pharmacy level, we are not only adversely affecting the lives of our citizens and not utilizing our pharmacists' knowledge to the best of its potential, but are also impacting our ability to retain pharmacists within the state because they are willing to move out of state in order to do so. The community retail pharmacy is usually one of the first places a patient will go to for medical advice, as we are the most readily available. We need to provide these pharmacists with the opportunity to work with the patients and their physicians to improve the health care available to the citizens of the state of West Virginia via collaborative practice.

It is with these opinions above that I would like to take this opportunity to comment on legislative rule 11CSR8. After reading the statute and the related rule, I would like to suggest that the term "Community Based Pharmacy Practice" is not defined in the rule. I would like to request the term "Community Based Pharmacy Practice" be defined as follows:

"Community Based Pharmacy Practice" means a location outside a hospital inpatient, acute care setting. A Community Based Pharmacy Practice must be a pharmacy in good standing with the West Virginia Board of Pharmacy.

It is my feeling this definition of Community Based Pharmacy Practice is more accurate and should be substituted for the definition of "Community Setting" in rule. The definition of Community Setting as listed in the rule is contradictory to what is written in statute HB2371 and limits the opportunities for improvements in patients' lives through the utilization of community based pharmacy practitioners.

Thank you for the opportunity to comment on this rule. I hope you will carefully consider my suggestions and make this suggested change to the rule as presented.

Sincerely,



Krista D. Capehart, Pharm.D.

Mr. Robert Knittle
Executive Director
West Virginia Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

In regards to: Legislative Rule 11CSR8

Dear Mr. Knittle,

My name is Theresa Carboni and I am a first year pharmacy student at the University of Charleston School of Pharmacy. I support Collaborative Practice because it is vital piece of healthcare that is missing within the state of West Virginia. By allowing Collaborative Practice to take place within the community pharmacy practice of West Virginia, it would guide the profession in becoming more patient centered.

I would like to take this opportunity to comment on legislative rule 11CSR8. After reading the statute and the related rule, I would like to suggest that the term "Community Based Pharmacy Practice" is not defined in rule. I would like to request the term "Community Based Pharmacy Practice" be defined as follows:

"Community Based Pharmacy Practice" means a location outside a hospital inpatient, acute care setting. A Community Based Pharmacy Practice must be a pharmacy in good standing with the West Virginia Board of Pharmacy.

It is my feeling this definition of Community Based Pharmacy Practice is more accurate and should be substituted for the definition of "Community Setting" in rule. I feel the definition of Community Setting as listed in the rule is contradictory to what is written in statute HB2371.

Thank you for the opportunity to comment on this rule. I hope you will carefully consider my suggestions and make this suggested change to the rule as presented.

Sincerely,

Theresa Carboni

Theresa Carboni

Mr. Robert Knittle
Executive Director
West Virginia Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311
In regards to: Legislative Rule 11CSR8

Dear Mr. Knittle,

My name is Catherine Plumley and I am a first year pharmacy student at the University of Charleston School of Pharmacy. I support Collaborative Practice because it is vital piece of healthcare that is missing within the state of West Virginia. By allowing Collaborative Practice to take place within the community pharmacy practice of West Virginia, it would guide the profession in becoming more patient centered.

I would like to take this opportunity to comment on legislative rule 11CSR8. After reading the statute and the related rule, I would like to suggest that the term "Community Based Pharmacy Practice" is not defined in rule. I would like to request the term "Community Based Pharmacy Practice" be defined as follows:

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It is my feeling this definition of Community Based Pharmacy Practice is more accurate and should be substituted for the definition of "Community Setting" in rule. I feel the definition of Community Setting as listed in the rule is contradictory to what is written in statute HB2371.

Thank you for the opportunity to comment on this rule. I hope you will carefully consider my suggestions and make this suggested change to the rule as presented.

Sincerely,

A handwritten signature in cursive script that reads "C Plumley".

Catherine Plumley

Mr. Robert Knittle
Executive Director
West Virginia Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

In regards to: Legislative Rule 11CSR8

Dear Mr. Robert Knittle

My name is Freddie Beegle and I am a first year pharmacy student at the University of Charleston School of Pharmacy. I support Collaborative Practice because without it West Virginian's will be missing a quality of care that only collaborative practice can bring. Currently all major healthcare providers are working separately to accomplish the same goal, but collaborative practice can unite all healthcare providers to accomplish this goal more efficiently.

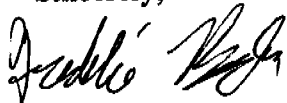
I would like to take this opportunity to comment on legislative rule 11CSR8. After reading the statute and the related rule, I would like to suggest that the term "Community Based Pharmacy Practice" is not defined in rule. I would like to request the term "Community Based Pharmacy Practice" be defined as follows:

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Thank you for the opportunity to comment on this rule. I hope you will carefully consider my suggestions and make this suggested change to the rule as presented.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Freddie Beegle'.

Freddie Beegle

Mr. Robert Knittle
Executive Director
West Virginia Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

In regards to: Legislative Rule 11CSR8

Dear Mr. Knittles,

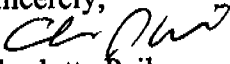
My name is Charlotte Paik and I am a first year pharmacy student at the University of Charleston School of Pharmacy. I support Collaborative Practice because it is vital piece of healthcare that is missing within the state of West Virginia. By allowing Collaborative Practice to take place within the community pharmacy practice of West Virginia, it would allow the profession to improve on patient care.

I would like to take this opportunity to comment on legislative rule 11CSR8. After reading the statute and the related rule, I would like to suggest that the term "Community Based Pharmacy Practice" is not defined in rule. I would like to request the term "Community Based Pharmacy Practice" be defined as follows:

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It is my feeling this definition of Community Based Pharmacy Practice is more accurate and should be substituted for the definition of "Community Setting" in rule. I feel the definition of Community Setting as listed in the rule is contradictory to what is written in statute HB2371.

Thank you for the opportunity to comment on this rule. I hope you will carefully consider my suggestions and make this suggested change to the rule as presented.

Sincerely,

Charlotte Paik

Mr. Robert Knittle
Executive Director
West Virginia Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

In regards to: Legislative Rule 11CSR8

Dear Mr. Knittle,

My name is Kristin Daniels and I am a first year pharmacy student at the University of Charleston School of Pharmacy. I support Collaborative Practice because I am interested in pursuing this area as a future career. Because I have a background as a Medical Technologist, I believe that collaborative practice in which I would order and monitor laboratory tests would be very interesting and come naturally to me. I feel that as a pharmacist it is very important to provide advanced pharmaceutical care to my patients. I believe that many different types of patients could benefit from this type of practice. I feel so strongly about Collaborative Practice that I would relocate to another state such as Kentucky in order to pursue this area of expertise.

I would like to take this opportunity to comment on legislative rule 11CSR8. After reading the statute and the related rule, I would like to suggest that the term "Community Based Pharmacy Practice" is not defined in rule. I would like to request the term "Community Based Pharmacy Practice" be defined as follows:

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Thank you for the opportunity to comment on this rule. I hope you will carefully consider my suggestions and make this suggested change to the rule as presented.

Sincerely,



Kristin Utley Daniels

Mr. Robert Knittle
Executive Director
West Virginia Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

In regards to: Legislative Rule 11CSR8

Dear Mr. Knittle,

My name is Amber Beegle and I am a first year pharmacy student at the University of Charleston School of Pharmacy. I support Collaborative Practice because it is an integral part of the growing profession that is not yet in place in West Virginia. I chose to pursue pharmacy as my career in order to make the greatest difference in my patients' lives, and I believe that working other health professionals is the best way to maximize patient benefit and utilize our knowledge base and productivity.

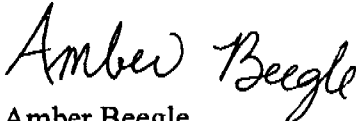
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Thank you for the opportunity to comment on this rule. I hope you will carefully consider my suggestions and make this suggested change to the rule as presented.

Sincerely,


Amber Beegle

Mr. Robert Knittle
Executive Director
West Virginia Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

In regards to: Legislative Rule 11CSR8

Dear Mr. Knittle,

My name is Anthony E. Ford and I am a first year pharmacy student at the University of Charleston School of Pharmacy. I support Collaborative Practice because it is vital piece of healthcare that is missing within the state of West Virginia. By allowing Collaborative Practice to take place within the community pharmacy practice of West Virginia, it would guide the profession in becoming more patient centered.

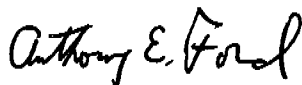
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Thank you for the opportunity to comment on this rule. I hope you will carefully consider my suggestions and make this suggested change to the rule as presented.

Sincerely,



Anthony E. Ford

Mr. Robert Knittle
Executive Director
West Virginia Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

In regards to: Legislative Rule 11CSR8

Dear Mr. Knittle,

My name is Monica Payne and I am a first year pharmacy student at the University of Charleston, School of Pharmacy. I support Collaborative Practice because I think that it is in the best interest of the patient to do so. Pharmacists are a key element when it comes to healthcare and therefore allowing the pharmacists to work directly with the doctor will do nothing but improve patient care. Considering the fact that West Virginia is one of only a few other states that do not allow collaborative practice, I think that it is important for West Virginia to participate in this. Otherwise, the citizens of West Virginia are not receiving the same healthcare as other citizens in states that do allow collaborative practice. By allowing collaborative practice, the citizens of West Virginia will definitely benefit and in the future will appreciate the fact that pharmacists are willing to do all they can to maximize every aspect of patient care.

I would like to take this opportunity to comment on legislative rule 11CSR8. After reading the statute and the related rule, I would like to suggest that the term "Community Based Pharmacy Practice" is not defined in rule. I would like to request the term "Community Based Pharmacy Practice" to be defined as follows:

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Thank you for the opportunity to comment on this rule. I hope you will carefully consider my suggestions and make this suggested change to the rule as presented.

Sincerely,

A handwritten signature in cursive script that reads "Monica Payne".

Monica Payne

Mr. Robert Knittle
Executive Director
West Virginia Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

October 30, 2006

In regards to: Legislative Rule 11CSR8

Dear Mr. Stephens,

My name is Grace A. Nixon and I am a first year pharmacy student at the University of Charleston School of Pharmacy. I support Collaborative Practice because it is the future of healthcare. As a member of the health care profession, I feel that it is in West Virginia's best interest to work together with other health care professionals in order to provide the most comprehensive care to all residents of WV, especially our elder persons. As a state who is often looked down upon as far as a less educated state and high poverty rates, it is important to take the right steps in increasing the potential to provide individual attention to those residents who need our help the most. If we are able to work as part of a team outside of the hospital environment, we should gladly welcome the ability to do so and I hope that in four years I will be able to participate in Collaborative Practice in a Community Based Pharmacy Practice.

I would like to take this opportunity to comment on legislative rule 11CSR8. After reading the statute and the related rule, I would like to suggest that the term "Community Based Pharmacy Practice" is not defined in rule. I would like to request the term "Community Based Pharmacy Practice" be defined as follows:

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Thank you for the opportunity to comment on this rule. I hope you will carefully consider my suggestions and make this suggested change to the rule as presented.

Sincerely,

A handwritten signature in cursive script that reads "Grace A. Nixon CPhT".

Grace A. Nixon, CPhT, Pharm. D., Candidate

Mr. Robert Knittle
Executive Director
West Virginia Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

In regards to: Legislative Rule 11CSR8

Dear Mr. Knittle,

My name is Erin Cipolat and I am a first year pharmacy student at the University of Charleston School of Pharmacy. I support Collaborative Practice because doctors and pharmacists can provide the best patient care when working together for a common goal.

I would like to take this opportunity to comment on legislative rule 11CSR8. After reading the statute and the related rule, I would like to suggest that the term "Community Based Pharmacy Practice" is not defined in rule. I would like to request the term "Community Based Pharmacy Practice" be defined as follows:

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Thank you for the opportunity to comment on this rule. I hope you will carefully consider my suggestions and make this suggested change to the rule as presented.

Sincerely,



Erin Cipolat
P1 Pharmacy Student
University of Charleston

Mr. Robert Knittle
Executive Director
West Virginia Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

In regards to: Legislative Rule 11CSR8

Dear Mr. Knittle,

My name is Steven Carter and I am a first year pharmacy student at the University of Charleston School of Pharmacy. I support Collaborative Practice because I believe it presents a unique opportunity for patients to experience a new level of healthcare. Pharmacists are positioned like no other healthcare provider to educate patients about medications and their use. Pharmacists are the medication experts and should be allowed to use their knowledge to help patients in collaboration with physicians.

I would like to take this opportunity to comment on legislative rule 11CSR8. After reading the statute and the related rule, I would like to suggest that the term "Community Based Pharmacy Practice" is not defined in rule. I would like to request the term "Community Based Pharmacy Practice" be defined as follows:

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Thank you for the opportunity to comment on this rule. I hope you will carefully consider my suggestions and make this suggested change to the rule as presented.

Sincerely,



Steven R. Carter
UCSOP class of 2010

Cc: Joseph M. Minard, Virginia Mahan, Richard Stephens

Mr. Robert Knittle
Executive Director
West Virginia Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

In regards to: Legislative Rule 11CSR8

Dear Mr. Knittle,

My name is Mary Clonch and I am a first year pharmacy student at the University of Charleston School of Pharmacy. I support Collaborative Practice because I feel that it is necessary in the state of West Virginia in order to provide adequate patient care. Collaborative Practice gives pharmacists the opportunity to use the knowledge that they have in order to advance the profession and healthcare as a whole.

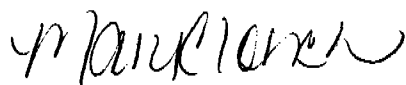
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Thank you for the opportunity to comment on this rule. I hope you will carefully consider my suggestions and make this suggested change to the rule as presented.

Sincerely,



Mary Clonch, Pharm.D. Candidate
University of Charleston School of Pharmacy

Mr. Robert Knittle
Executive Director
West Virginia Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

In regards to: Legislative Rule 11CSR8

Dear Mr. Robert,

My name is Khoi Vu and I am a first year pharmacy student at the University of Charleston School of Pharmacy. I support Collaborative Practice because it is vital piece of healthcare that is missing within the state of West Virginia. By allowing Collaborative Practice to take place within the community pharmacy practice of West Virginia, it would guide the profession in becoming more patient centered.

I would like to take this opportunity to comment on legislative rule 11CSR8. After reading the statute and the related rule, I would like to suggest that the term "Community Based Pharmacy Practice" is not defined in rule. I would like to request the term "Community Based Pharmacy Practice" be defined as follows:

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Thank you for the opportunity to comment on this rule. I hope you will carefully consider my suggestions and make this suggested change to the rule as presented.

Sincerely,


Khoi Vu

Mr. Robert Knittle
Executive Director
West Virginia Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

In regards to: Legislative Rule 11CSR8

Dear Mr. Knittle,

~~My name is Julie Hanna~~ and I am a first-year pharmacy student at the University Of Charleston School Of Pharmacy. I support Collaborative Practice because it is a very unique opportunity that will enable Pharmacists in the state of WV to have an even more active role in dealing with patients in their community. I believe that collaborative practice will enable the pharmacy community to better educate individuals on health topics which will, in turn, act as a type of preventative care.

I would like to take this opportunity to comment on legislative rule 11CSR8. After reading the statute and the related rule, I would like to suggest that the term "Community Based Pharmacy Practice" is not defined in rule. I would like to request the term "Community Based Pharmacy Practice" be defined as follows:

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Thank you for the opportunity to comment on this rule. I hope you will carefully consider my suggestions and make this suggested change to the rule as presented.

Sincerely,
Julie Hanna



Mr. Robert Knittle
Executive Director
West Virginia Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

In regards to: Legislative Rule 11CSR8

Dear Mr. Knittle,

My name is Ashley Bialek and I am a first year pharmacy student at the University of Charleston School of Pharmacy. I support Collaborative Practice because I feel that it is very important to assist patients in the most efficient and beneficial way. I feel that Collaborative Practice would be a major attribute to West Virginia and its people. Collaborative Practice is an excellent way to merge the healthcare between doctors, pharmacists and patients to provide optimum levels of healthcare. As a first year pharmacy student I have a fresh perspective in the pharmacy field, but I feel that the incorporation of Collaborative Practice is crucial to meeting the needs of the people of West Virginia.

I would like to take this opportunity to comment on legislative rule 11CSR8. After reading the statute and the related rule, I would like to suggest that the term "Community Based Pharmacy Practice" is not defined in rule. I would like to request the term "Community Based Pharmacy Practice" be defined as follows:

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Thank you for the opportunity to comment on this rule. I hope you will carefully consider my suggestions and make this suggested change to the rule as presented.

Sincerely,



Ashley Bialek

7

Dr. Robert Knittle, Executive Director,
Board of Medicine

Senator Joe Minard, Co-Chair,
Legislative Rule Making Review Committee

Delegate Virginia Mahan, Co-Chair,
Legislative Rule Making Review Committee

We are writing in regard to Proposed Collaborative Pharmacy
Practice Rule 11CSR8.

The bill fails to define a "community based pharmacy setting" in a
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Please substitute the definition to read:

"A community based pharmacy setting means a pharmacy or
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located outside a hospital inpatient acute care setting where
prescription drugs are dispensed and pharmaceutical care is
provided by a licensed pharmacist."

We feel that this definition is more reflective of community
pharmacy as well as a more practical definition to make the bill a
workable rule.

Thank you for your time in time in reviewing our request.

Sincerely,

Michelle Miller

Fruth Pharmacy Staff
Fruth # 100 -Corp.

Dr. Robert Knittle, Executive Director,
Board of Medicine

Senator Joe Minard, Co-Chair,
Legislative Rule Making Review Committee

Delegate Virginia Mahan, Co-Chair,
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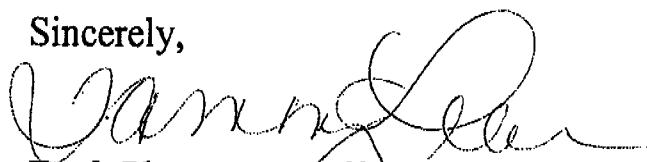
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Fruth Pharmacy Staff
Fruth # Corp. Office

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Thank you for your time in time in reviewing our request.

Sincerely,

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Fruth Pharmacy Staff
Fruth # Corporate Office

Dr. Robert Knittle, Executive Director,
Board of Medicine

Senator Joe Minard, Co-Chair,
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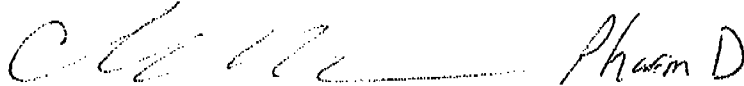
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Thank you for your time in time in reviewing our request.

Sincerely,

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Fruth Pharmacy Staff
Fruth # Corp. Office

Dr. Robert Knittle, Executive Director,
Board of Medicine

Senator Joe Minard, Co-Chair,
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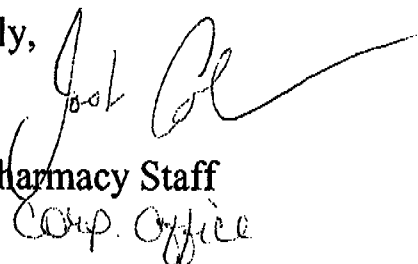
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Sincerely,



Fruth Pharmacy Staff
Fruth # Corp. Office

Dr. Robert Knittle, Executive Director,
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Senator Joe Minard, Co-Chair,
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Thank you for your time in reviewing our request.

Sincerely,



Fruth Pharmacy Staff

Fruth # *Carol Katz, M.D.*

PRESIDENT

Dr. Robert Knittle, Executive Director,
Board of Medicine

Senator Joe Minard, Co-Chair,
Legislative Rule Making Review Committee

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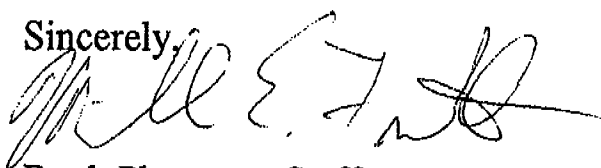
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Thank you for your time in reviewing our request.

Sincerely,

A handwritten signature in black ink, appearing to be "M. E. Fruth", written over the word "Sincerely,".

Fruth Pharmacy Staff
Fruth # Corp. Office

TRANSACTION REPORT

NOV-02-2006 THU 09:22 AM

FOR: WV BOARD OF MEDICINE 1 304 558 2084

RECEIVE

DATE	START	SENDER	PAGES	TIME	NOTE	M#
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Dr. Robert Knittle, Executive Director,
Board of Medicine

Senator Joe Minard, Co-Chair,
Legislative Rule Making Review Committee

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Thank you for your time in reviewing our request.

Sincerely,

 Erika Pullin

Fruth Pharmacy Staff

Fruth # 100 Corp

Dr. Robert Knittle, Executive Director,
Board of Medicine

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Sincerely,

Dorina Haring
Fruth Pharmacy Staff
Fruth # Corporate

Dr. Robert Knittle, Executive Director,
Board of Medicine

Senator Joe Minard, Co-Chair,
Legislative Rule Making Review Committee

Delegate Virginia Mahan, Co-Chair,
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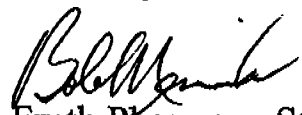
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Fruth # Corp.

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Senator Joe Minard, Co-Chair,
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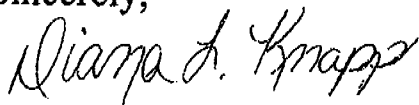
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Fruth Pharmacy Staff
Fruth # Corp.

Dr. Robert Knittle, Executive Director,
Board of Medicine

Senator Joe Minard, Co-Chair,
Legislative Rule Making Review Committee

Delegate Virginia Mahan, Co-Chair,
Legislative Rule Making Review Committee

We are writing in regard to Proposed Collaborative Pharmacy
Practice Rule 11CSR8.

The bill fails to define a "community based pharmacy setting" in a
way we feel is adequate.

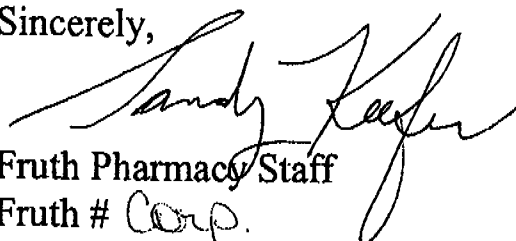
Please substitute the definition to read:

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Sincerely,



Fruth Pharmacy Staff
Fruth # Corp.

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Sincerely,

Mary C. Harris

Fruth Pharmacy Staff

Fruth # Corp.

TRANSACTION REPORT

NOV-02-2006 THU 09:16 AM

FOR: WV BOARD OF MEDICINE 1 304 558 2084

RECEIVE

DATE	START	SENDER	PAGES	TIME	NOTE	M#
NOV-02	09:15 AM	304 675 7338	6	1' 19"	OK	

7

Dr. Robert Knittle, Executive Director,
Board of Medicine

Senator Joe Minard, Co-Chair,
Legislative Rule Making Review Committee

Delegate Virginia Mahan, Co-Chair,
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Fruth # Corp.

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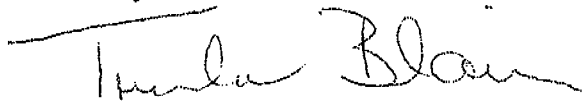
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Fruth Pharmacy Staff

Fruth # Corp

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Board of Medicine

Senator Joe Minard, Co-Chair,
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Delegate Virginia Mahan, Co-Chair,
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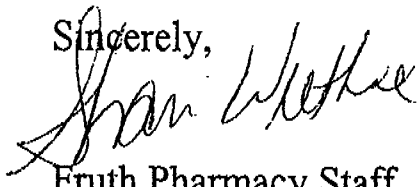
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Fruth # Corp.

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Board of Medicine

Senator Joe Minard, Co-Chair,
Legislative Rule Making Review Committee

Delegate Virginia Mahan, Co-Chair,
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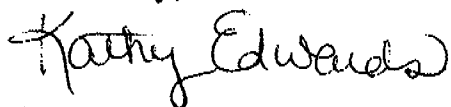
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Fruth # Corp.

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Senator Joe Minard, Co-Chair,
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Delegate Virginia Mahan, Co-Chair,
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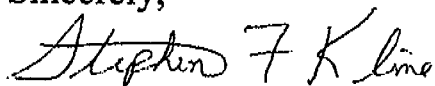
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Fruth Pharmacy Staff
Fruth # 100 Corp

Dr. Robert Knittle, Executive Director,
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Fruth # Corp. Office

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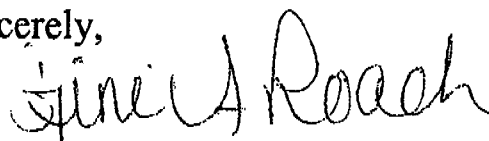
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Fruth Pharmacy Staff
Fruth # Corp. Office

TRANSACTION REPORT

NOV-02-2006 THU 09:18 AM

FOR: WV BOARD OF MEDICINE 1 304 558 2084

RECEIVE

DATE	START	SENDER	PAGES	TIME	NOTE	M#
NOV-02	09:17 AM	304 675 7338	7	1'25"	OK	

(4)

Dr. Robert Knittle, Executive Director,
Board of Medicine

Senator Joe Minard, Co-Chair,
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Delegate Virginia Mahan, Co-Chair,
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Sincerely,

Fruth Pharmacy Staff
Fruth # 17

Susan E King

**Dr. Robert Knittle, Executive Director,
Board of Medicine**

**Senator Joe Minard, Co-Chair,
Legislative Rule Making Review Committee**

**Delegate Virginia Mahan, Co-Chair,
Legislative Rule Making Review Committee**

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Sincerely,

**Fruth Pharmacy Staff
Fruth # 17**

Kim Oliver

Dr. Robert Knittle, Executive Director,
Board of Medicine

Senator Joe Minard, Co-Chair,
Legislative Rule Making Review Committee

Delegate Virginia Mahan, Co-Chair,
Legislative Rule Making Review Committee

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Fruth Pharmacy Staff
Fruth # 17

Gladys Dennis C.P.T.

Dr. Robert Knittle, Executive Director,
Board of Medicine

Senator Joe Minard, Co-Chair,
Legislative Rule Making Review Committee

Delegate Virginia Mahan, Co-Chair,
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Sincerely,

Fruth Pharmacy Staff
Fruth # 17

Judy Minard

TRANSACTION REPORT

NOV-01-2006 WED 07:18 PM

FOR: WV BOARD OF MEDICINE 1 304 558 2084

SUBSTITUTE RX

DATE	START	SENDER	PAGES	TIME	NOTE	M#
NOV-01	07:14 PM	3044892687	13	3' 51"	OK	

8

Rev. Richard Bowyer
Fairmont

Michael L. Ferrebee, MD
Morgantown

Angelo N. Georges, MD
Wheeling

Ms. Doris M. Griffin
Martinsburg

M. Khalid Hasan, MD
Beckley

Ms. Beth Hays
Bluefield



State of West Virginia
West Virginia Board of Medicine
101 Dee Drive, Suite 103
Charleston, WV 25311
Telephone 304.558.2921
Fax 304.558.2084

J. David Lynch, Jr., MD
Morgantown

Vettivelu Maheswaran, MD
Charles Town

Bill May, DPM
Huntington

Leonard Simmons, DPM
Fairmont

Badshah J. Wazir, MD
South Charleston

Kenneth Dean Wright, PA-C
Huntington

FACSIMILE TRANSMISSION COVER SHEET

TODAY'S DATE : October 17, 2006

TO : William Douglass

FROM : DLR

MESSAGE : Per our conversation.

This transmission will entail this cover sheet plus 6 page(s).

This transmission contains CONFIDENTIAL INFORMATION, which may also be LEGALLY PRIVILEGED and which is intended only for the use of the Addressee. If you are not the intended recipient of this facsimile, or the employee or agent responsible for delivering it to the intended recipient, you are hereby notified that any dissemination or copying of this facsimile may be strictly prohibited. If you have received this facsimile in error, please immediately notify us by telephone and destroy the original and all copies of the facsimile. THANK YOU.

PRESIDENT
John A. Wade, Jr., MD
Point Pleasant

VICE PRESIDENT
Lee Elliott Smith, MD
Princeton

SECRETARY
Catherine Slomp, MD, MPH
Charleston

COUNSEL
Deborah Lewis Rodecker
Charleston

EXECUTIVE DIRECTOR
Robert C. Knittle
Charleston

TRANSACTION REPORT

OCT-17-2006 TUE 03:13 PM

FOR: WV BOARD OF MEDICINE 1 304 558 2084

SEND(M)

DATE	START	RECEIVER	PAGES	TIME	NOTE	M#
OCT-17	03:12 PM	95580572	7	1'23"	OK	27

COMPRECARE

Specialty Pharmacy

Home Oxygen & Medical Equipment

1102 3rd Avenue
Suite 201
Huntington, WV 25701
(304) 525-5032
(304) 529-2139 FAX

JCAHO Accredited 1989

Robert Knittle, Executive Director
WV Board of Medicine,
101 Dee Drive Suite 103
Charleston, WV 25311.

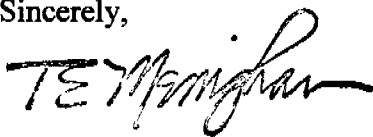
Dear Mr. Knittle:

As a West Virginia pharmacist and former President of the American Pharmacists Association, I am writing regarding Proposed Collaborative Pharmacy Practice Rule 11CSR8. I support the substitute definition of "community based pharmacy setting" as shown below

"A community based pharmacy setting means a pharmacy or apothecary, licensed by the West Virginia Board of Pharmacy, and located outside a hospital inpatient acute care setting where prescription drugs are dispensed and pharmaceutical care is provided by a licensed pharmacist."

Collaborative Pharmacy Practice is the norm today throughout the United States. This important step forward by the West Virginia Legislature, will assist physicians in extending their good practices through collaboration with pharmacists for the benefit of patients.

Sincerely,



Thomas E. Menighan, RPh, MBA
Vice President

CC: Senator Joe Minard, Co-Chair, Legislative Rule Making Review Committee, WV Senate, Room 204W, Capitol Building, Charleston, WV 25305, and
Delegate Virginia Mahan, Co-Chair, Legislative Rule Making Review Committee, WV House of Delegates, Room 215E, Capitol Building, Charleston, WV 25305.
Richard Stevens, WVPA.

Robert Knittle, Executive Director
WV Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25331

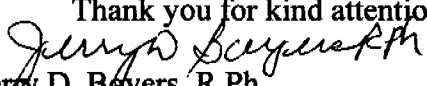
Mr. Knittle,

I am writing in reference to Proposed Collaborative Pharmacy Practice Rule 11CSR8. I respectfully request that "community based pharmacy setting" be defined as follows:

"A community based pharmacy setting means a pharmacy or apothecary licensed by the West Virginia Board of Pharmacy located outside a hospital inpatient acute care setting where prescription drugs are dispensed and pharmaceutical care is provided by a licensed pharmacist."

This definition should be substituted for the definition of "community setting" as proposed in the rule.

Thank you for kind attention.


Jerry D. Beyers, R.Ph.
1408 Briarwood Lane
Fairmont, WV 26554

Judy's Drug Store

24 North Main St., Petersburg, WV 26847 • 304-257-1044

October 13th 2006

Robert Knittle
Executive Director
WV Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

Ref: Proposed Collaborative Pharmacy Practice Rule 11CSR8

Dear Mr. Knittle,

I am writing in regard to "Proposed Collaborative Pharmacy Practice Rule 11CSR8" in which "community setting" in regard to collaborative pharmacy practice was inaccurately defined, base to the intent of the rule.

In this regard the definition of "community setting" should be substituted with the definition of "community based pharmacy setting."

"Community based pharmacy setting" is further defined as "a pharmacy or apothecary licensed by the West Virginia Board of Pharmacy located outside a hospital inpatient acute care setting where prescription drugs are dispensed and pharmaceutical care is provided by a licensed pharmacist."

I hope that this comment is taken under consideration as the rule moves forward.

Sincerely,

 PharmD
Emily C Judy, PharmD.

cc: Senator Joe Minard
Delegate Virginia Mahan

Judy's Drug Store

24 North Main St., Petersburg, WV 26847 • 304-257-1044

October 13th 2006

Robert Knittle
Executive Director
WV Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

Ref: Proposed Collaborative Pharmacy Practice Rule 11CSR8

Dear Mr. Knittle,

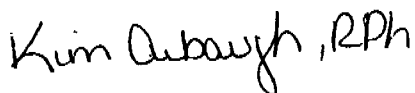
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Sincerely,



Kim Arbaugh, RPh

cc: Senator Joe Minard
Delegate Virginia Mahan

Judy's Drug Store

24 North Main St., Petersburg, WV 26847 • 304-257-1044

October 13th 2006

Robert Knittle
Executive Director
WV Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

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Sincerely,



Cassandra B. Ford, CDE, RPh

cc: Senator Joe Minard
Delegate Virginia Mahan

Judy's Drug Store

24 North Main St., Petersburg, WV 26847 • 304-257-1044

October 13th 2006

Robert Knittle
Executive Director
WV Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

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I hope that this comment is taken under consideration as the rule moves forward.

Sincerely,

A handwritten signature in black ink, appearing to read 'SC Judy', with a long horizontal flourish extending to the right.

Steven C. Judy, RPh

cc: Senator Joe Minard
Delegate Virginia Mahan

Judy's Drug Store

24 North Main St., Petersburg, WV 26847 • 304-257-1044

October 13th 2006

Robert Knittle
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WV Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

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Sincerely,

A handwritten signature in cursive script that reads "Susan Cosner RPh". The signature is written in dark ink and is positioned above the printed name.

Susan Cosner, RPh

cc: Senator Joe Minard
Delegate Virginia Mahan



UNIVERSITY OF CHARLESTON

2300 MacCorkle Ave. S.E., Charleston, WV 25304 · Phone (304) 357-4800 · FAX (304) 357-4915 · www.ucwv.edu

Mr. Robert Knittle
Executive Director
West Virginia Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

In regards to: Legislative Rule 11CSR8

Dear Mr. Knittle,

My name is David Bowyer and I am currently a member of the faculty at the University of Charleston School of Pharmacy. I have practiced as a pharmacist in both the hospital and retail settings for over 20 years. We are currently training our initial class of pharmacy students to practice collaboratively after they graduate. I feel collaborative practice is necessary for proper healthcare in the future. The practice of medicine has evolved into an increasing complex process which requires all members of the healthcare team to work together. Collaborative Practice is one way to provide the best care for patients who require complex medical care.

I would like to take this opportunity to comment on legislative rule 11CSR8. After reading the statute and the related rule, I would like to suggest that the term "Community Based Pharmacy Practice" is not defined in rule. I would like to request the term "Community Based Pharmacy Practice" be defined as follows:

"Community Based Pharmacy Practice" means a location outside a hospital inpatient, acute care setting. A Community Based Pharmacy Practice must be a pharmacy in good standing with the West Virginia Board of Pharmacy.

It is my feeling this definition of Community Based Pharmacy Practice is more accurate and should be substituted for the definition of "Community Setting" in rule. I feel the definition of Community Setting as listed in the rule is contradictory to what is written in statute HB2371.

Thank you for the opportunity to comment on this rule. I hope you will carefully consider my suggestions and make this suggested change to the rule as presented.

Sincerely,

David G. Bowyer
Director of Experiential Education

8

FAX COVER SHEET

Fruth Pharmacy
Route 4, Box 681
Mineral Wells, WV 26150
Phone number : 304-489-2710
Fax number : 304-489-2687

LOOKING FOR:

FAX?



SEND TO Company name WV Board of Medicine	From Fruth Pharmacy #17
Attention	Date 11/1/06
Office location	Office location Mineral Wells
Fax number (304) 588-2084	Phone number (304) 489-9086

☐ Urgent

☐ Reply ASAP

☐ Please comment

☐ Please review

☐ For your information

Total pages, including cover:

13

COMMENTS

NOTE: THIS FACSIMILE MESSAGE CONTAINS PROPRIETARY INFORMATION BELONGING TO FRUTH PHARMACY THAT IS CONFIDENTIAL AND MAY BE PROTECTED BY THE ATTORNEY/CLIENT PRIVILEGE OR OTHER PRIVILEGES. IT IS INTENDED TO BE CONVEYED ONLY TO THE DESIGNATED RECIPIENT(S). IF YOU ARE NOT AN INTENDED RECIPIENT OF THIS MESSAGE, PLEASE NOTIFY ME. UNAUTHORIZED USE, DISSEMINATION, DISTRIBUTION OR PRODUCTION OF THIS MESSAGE IS STRICTLY PROHIBITED AND MAY BE UNLAWFUL. DISCRETION PERTAINING TO ITS USE IS EXPECTED AND APPRECIATED.

Dr. Robert Knittle, Executive Director,
Board of Medicine

Senator Joe Minard, Co-Chair,
Legislative Rule Making Review Committee

Delegate Virginia Mahan, Co-Chair,
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Thank you for your time in reviewing our request.

Sincerely,

Michelle Watson

Fruth Pharmacy Staff

Fruth # 17

Pharmacy Technician

Dr. Robert Knittle, Executive Director,
Board of Medicine

Senator Joe Minard, Co-Chair,
Legislative Rule Making Review Committee

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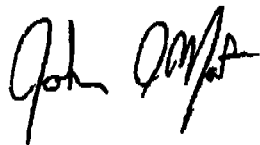
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Thank you for your time in time in reviewing our request.

Sincerely,

 RPH

Fruth Pharmacy Staff
Fruth # 17

Dr. Robert Knittle, Executive Director,
Board of Medicine

Senator Joe Minard, Co-Chair,
Legislative Rule Making Review Committee

Delegate Virginia Mahan, Co-Chair,
Legislative Rule Making Review Committee

We are writing in regard to Proposed Collaborative Pharmacy
Practice Rule 11CSR8.

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Fruth Pharmacy Staff
Fruth # 17

Dr. Robert Knittle, Executive Director,
Board of Medicine

Senator Joe Minard, Co-Chair,
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Delegate Virginia Mahan, Co-Chair,
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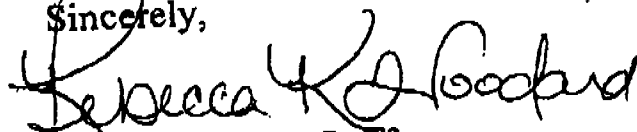
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Sincerely,

 T.L.

Fruth Pharmacy Staff

Fruth # 17

Dr. Robert Knittle, Executive Director,
Board of Medicine

Senator Joe Minard, Co-Chair,
Legislative Rule Making Review Committee

Delegate Virginia Mahan, Co-Chair,
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Fruth Pharmacy Staff
Fruth # 17

Shirley Shaffer

Dr. Robert Knittle, Executive Director,
Board of Medicine

Senator Joe Minard, Co-Chair,
Legislative Rule Making Review Committee

Delegate Virginia Mahan, Co-Chair,
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Sincerely,

Fruth Pharmacy Staff
Fruth # 17

Charity Cole

Dr. Robert Knittle, Executive Director,
Board of Medicine

Senator Joe Minard, Co-Chair,
Legislative Rule Making Review Committee

Delegate Virginia Mahan, Co-Chair,
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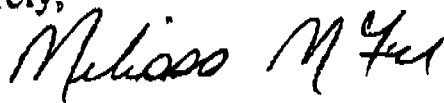
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Fruth Pharmacy Staff

Fruth # 17

(21)

Dr. Robert Knittle, Executive Director,
Board of Medicine

Senator Joe Minard, Co-Chair,
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Fruth Pharmacy Staff
Fruth # 18

Raymond C. Hall RPh

*Ornella G. Sutcliffe
Jennifer D. Thibault
Linda Webster CPhT
William J. Starch RPh
Jennifer R. Rogers*

TRANSACTION REPORT

NOV-01-2006 WED 03:09 PM

FOR: WV BOARD OF MEDICINE 1 304 558 2084

RECEIVE

DATE	START	SENDER	PAGES	TIME	NOTE	M#
NOV-01	03:09 PM	304 891 2027	1	23"	OK	

Dr. Robert Knittle, Executive Director,
Board of Medicine

Senator Joe Minard, Co-Chair,
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Delegate Virginia Mahan, Co-Chair,
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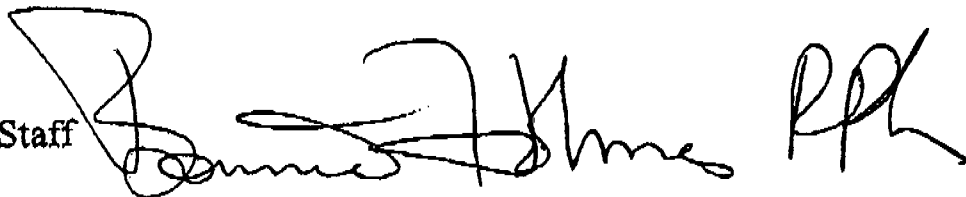
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Sincerely,

Fruth Pharmacy Staff
Fruth #

#24 Crosshairs



TRANSACTION REPORT

OCT-31-2006 TUE 08:24 PM

FOR: WV BOARD OF MEDICINE 1 304 558 2084

RECEIVE

DATE	START	SENDER	PAGES	TIME	NOTE	M#
OCT-31	08:23 PM	304 204 0064	1	19"	OK	

Dr. Robert Knittle, Executive Director,
Board of Medicine

Senator Joe Minard, Co-Chair,
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Fruth Pharmacy Staff

Fruth # 10

Hurricane, WV

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Board of Medicine

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Fruth Pharmacy Staff

Fruth # 10
Hurricane, WV

Pam Call

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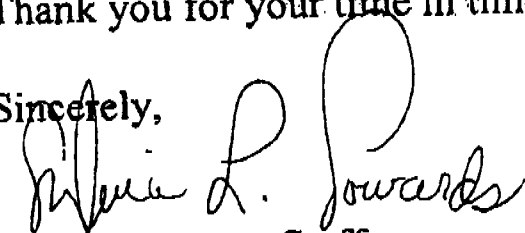
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Fruth Pharmacy Staff

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Hurricane, WV

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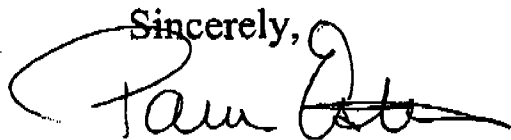
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Fruth Pharmacy Staff

Fruth # 10

Hurricane, WV

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Sincerely,

Carlita Young

Fruth Pharmacy Staff

Fruth # 10

Hurricane, WV

Dr. Robert Knittle, Executive Director,
Board of Medicine

Senator Joe Minard, Co-Chair,
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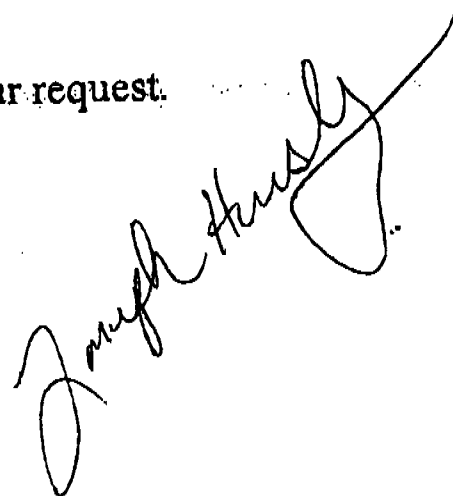
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Fruth Pharmacy Staff
Fruth # 10
Hurricane, WV

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Dr. Robert Knittle, Executive Director,
Board of Medicine

Senator Joe Minard, Co-Chair,
Legislative Rule Making Review Committee

Delegate Virginia Mahan, Co-Chair,
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Fruth Pharmacy Staff
Fruth # 10
Hurricane, WV



Dr. Robert Knittle, Executive Director,
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Senator Joe Minard, Co-Chair,
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Delegate Virginia Mahan, Co-Chair,
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Sincerely,

Alison Stone

Fruth Pharmacy Staff
Fruth # 10
Hurricane, WV

Dr. Robert Knittle, Executive Director,
Board of Medicine

Senator Joe Minard, Co-Chair,
Legislative Rule Making Review Committee

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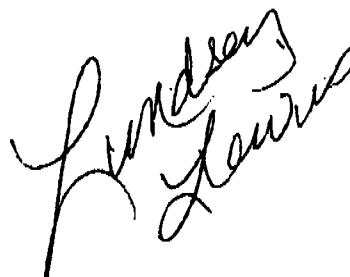
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Fruth Pharmacy Staff
Fruth # 10
Hurricane, WV



Dr. Robert Knittle, Executive Director,
Board of Medicine

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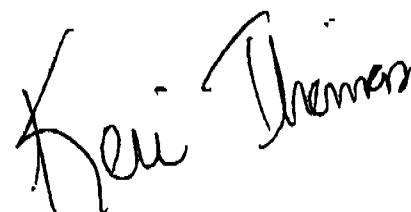
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Sincerely,

Fruth Pharmacy Staff
Fruth # 10
Hurricane, WV

A handwritten signature in dark ink, appearing to read "Keni Thomas". The signature is written in a cursive, flowing style.

Dr. Robert Knittle, Executive Director,
Board of Medicine

Senator Joe Minard, Co-Chair,
Legislative Rule Making Review Committee

Delegate Virginia Mahan, Co-Chair,
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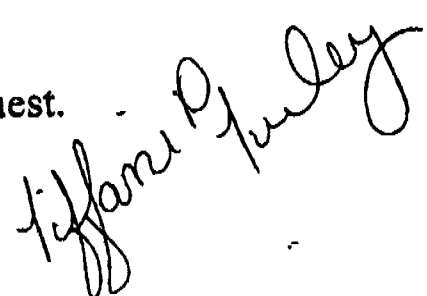
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Fruth Pharmacy Staff
Fruth # 10
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Dr. Robert Knittle, Executive Director,
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Senator Joe Minard, Co-Chair,
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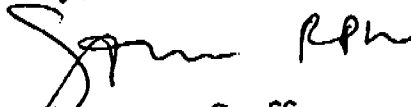
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Fruth Pharmacy Staff

Fruth # 10

Hurricane, WV

Dr. Robert Knittle, Executive Director,
Board of Medicine

Senator Joe Minard, Co-Chair,
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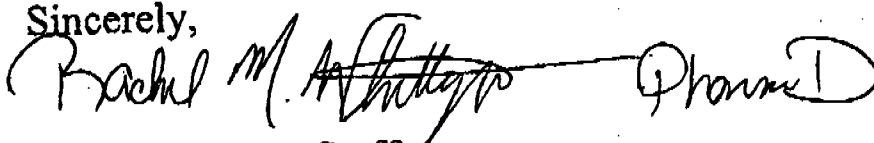
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Fruth Pharmacy Staff

Fruth # 10

Hurricane, WV

Dr. Robert Knittle, Executive Director,
Board of Medicine

Senator Joe Minard, Co-Chair,
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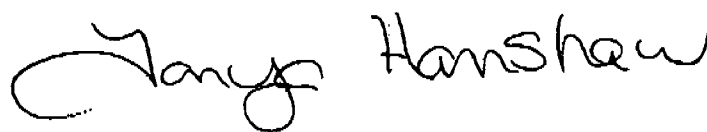
Thank you for your time in reviewing our request.

Sincerely,

Fruth Pharmacy Staff

Fruth # 10

Hurricane, WV

 Tony Hanshaw

Dr. Robert Knittle, Executive Director,
Board of Medicine

Senator Joe Minard, Co-Chair,
Legislative Rule Making Review Committee

Delegate Virginia Mahan, Co-Chair,
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Fruth Pharmacy Staff

Fruth # 10

Hurricane, WV
Allen Smith

Dr. Robert Knittle, Executive Director,
Board of Medicine

Senator Joe Minard, Co-Chair,
Legislative Rule Making Review Committee

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Fruth # 10
Hurricane, WV



Dr. Robert Knittle, Executive Director,
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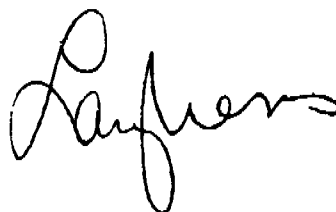
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Fruth Pharmacy Staff
Fruth # 10
Hurricane, WV



Kathy

Dr. Robert Knittle, Executive Director,
Board of Medicine

Senator Joe Minard, Co-Chair,
Legislative Rule Making Review Committee

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Sincerely,

Kathy Minard

Fruth Pharmacy Staff

Fruth # 10

Hurricane, WV

Chrissy

Dr. Robert Knittle, Executive Director,
Board of Medicine

Senator Joe Minard, Co-Chair,
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Fruth Pharmacy Staff
Fruth # 10
Hurricane, WV



TRANSACTION REPORT

NOV-01-2006 WED 01:44 PM

FOR: WV BOARD OF MEDICINE 1 304 558 2084

RECEIVE

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Keith Foster, R.Ph.



Patty Johnston, R.Ph.

& Wellness Center

2810 Robert C. Byrd Drive
Beckley, WV 25801
(304) 252-5305
FAX (304) 253-4281
www.colonydrug.com

October 30, 2006

Mr. Robert Knittle
Executive Director
WV Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

Dear Mr. Knittle:

I am writing you today with reference to Proposed Collaborative Pharmacy Practice Rule 11CSR8. As Chair of the Task Force for Collaborative Pharmacy Practice in WV, I have been involved since the beginning in discussions on collaborative pharmacy practice with the WV Legislature. In all of these discussions, a "community setting" referred to a retail pharmacy where people purchased prescriptions and no physician was on the premises.

I respectfully request that "community based pharmacy setting" be defined as follows:

"A community based pharmacy setting means a pharmacy or apothecary licensed by the West Virginia Board of Pharmacy located outside a hospital inpatient acute care setting where prescription drugs are dispensed and pharmaceutical care is provided by a licensed pharmacist."

I urge you to adopt this definition which is consistent with the legislative intent and with the accepted definition of community based pharmacy setting.

Very truly yours,

Patty Johnston, RPh
Chair, Task Force on Collaborative Pharmacy Practice

cc: Richard Stevens, Executive Director, West Virginia Pharmacists Association
Senator Joe Minard, Co-Chair Legislative Rules Review Committee
Delegate Virginia Mahan, Co-Chair Legislative Rules Review Committee



UNIVERSITY OF CHARLESTON

2300 MacCorkle Ave. S.E., Charleston, WV 25304 · Phone (304) 357-4800 · FAX (304) 357-4915 · www.ucwv.edu

October 31, 2006

Mr. Robert Knittle
Executive Director
West Virginia Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

Dear Mr. Knittle,

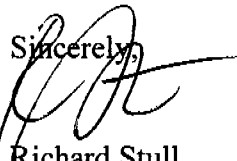
My name is Richard Stull and I am the Dean of the University of Charleston School of Pharmacy. We have just admitted our inaugural class of students who will graduate and begin practice in 2010. Our curriculum is designed to provide skills necessary for our graduates to practice in the complex world of healthcare; this complex healthcare environment includes the opportunities afforded by collaborative practice, a practice that creates the environment for providing the best of care for the patients that they will serve.

You have received a number of letters from our students regarding the proposed rules for collaborative practice developed by the West Virginia boards of pharmacy, medicine, and osteopathy. If these rules are adopted as proposed, it will adversely affect the ability of these future pharmacists to practice in West Virginia. One of the reasons for beginning a new school of pharmacy in Charleston is to alleviate the shortage of pharmacists in West Virginia. If these rules are not changed to encourage collaborative practice, it is my fear these young pharmacists will leave the state to practice in places that allow them to engage in collaborative practice opportunities. Our students come from all over the United States and we need every advantage to keep them here to practice. A comprehensive collaborative practice program can be one of those advantages if the proposed rules are changed.

Legislative rule 11CSR8 as written can be considered contrary to the statute passed by the West Virginia Legislature in 2004. The term "Community Setting", as defined, will severely limit the areas where pharmacists can practice collaboratively. I would like to suggest that the term "Community Setting" be changed to "Community Based Pharmacy Practice" and be defined as follows:

"Community Based Pharmacy Practice" means a location outside a hospital inpatient, acute care setting. A Community Based Pharmacy Practice must be a pharmacy in good standing with the West Virginia Board of Pharmacy.

If you have any questions about the education of pharmacists in general or our program in particular, please do not hesitate to contact me.

Sincerely,


Richard Stull
Dean, University of Charleston School of Pharmacy

Mr. Robert Knittle
Executive Director
West Virginia Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

In regards to: Legislative Rule 11CSR8

Dear Mr. Knittle,

The student chapter of **American Society of Health System Pharmacists** at the **University Of Charleston School of Pharmacy** would like to show our support for Collaborative Pharmacy Practice in the state of West Virginia. We are passionate about this issue because we are certain it will benefit all who will be affected by the change. For example, Collaborative Pharmacy Practice will:

- **Benefit West Virginians** – The most important element of the proposal is the positive impact on the health care of our patients. Better medication management and adherence has been proven to prevent catastrophic medical events and save the patient money.
- **Benefit Physicians** – Collaborative practice for drug therapy management will increase the effectiveness of each individual therapy. Pharmacists will prove to be a valuable resource for physicians to utilize.
- **Benefit the Pharmacy Profession** – Collaborative practice will move Pharmacy from a product driven profession to a patient focused profession. Pharmacists can assess the patient's response to the therapy as well as educate on the medications proper use.

We have committed our futures to the profession of Pharmacy. We have an invested interest in the profession and consider collaborative Pharmacy Practice to be vital to our successful futures as health care professionals.

We would like to take this opportunity to comment on legislative rule 11CSR8. After reading the statute and the related rule, we are convinced that the term "Community Based Pharmacy Practice" is not defined in rule. We would like the term "Community Based Pharmacy Practice" be defined as follows:

"Community Based Pharmacy Practice" means a location outside a hospital inpatient, acute care setting. A Community Based Pharmacy Practice must be a pharmacy in good standing with the West Virginia Board of Pharmacy.

It is our belief that this definition of Community Based Pharmacy Practice is more accurate and should be substituted for the definition of "Community Setting" in rule. We feel the definition of Community Setting as listed in the rule is contradictory to what is written in statute HB2371.

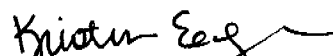
Thank you for the opportunity to comment on this rule. We hope you will carefully consider our suggestions and make this suggested change to the rule as presented.

Respectfully,



President

The American Society of Health-System Pharmacists
University of Charleston School of Pharmacy


Vice President



160

October 24, 2006

Robert Knittle
Executive Director
WV Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

Dear Mr. Knittle:

I am a pharmacy doctoral candidate at West Virginia University School of Pharmacy writing in regard to Proposed Collaborative Pharmacy Practice Rule 11CSR8. The proposed rules are important because they will help establish professional relationships and prescribe written protocol between pharmacists and physicians who elect to work together under a voluntary collaborative agreement in providing patient care.

The proposed rule, as written, does not define a "community based pharmacy setting." The intent of this term is to permit a pharmacist who practices in a retail community pharmacy to enter into a collaborative agreement with a local physician.

Therefore, I am writing to request that the following definition should replace the definition of "community setting" as proposed in the rule:

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Thank you for your time and consideration in this manner. Please feel free to contact me if you have any questions.

Sincerely,

 (Sign)

Eric Beesaw (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



West Virginia University
SCHOOL OF PHARMACY

October 24, 2006

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Thank you for your time and consideration in this manner. Please feel free to contact me if you have any questions.

Sincerely,

Jennifer Kmen (Sign)
Jennifer Kmen (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



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Sincerely,

Ashley Bonnano (Sign)

Ashley Bonnano (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



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Sincerely,

Hannah Chambers (Sign)

Hannah Chambers (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



West Virginia University
SCHOOL OF PHARMACY

October 24, 2006

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Sincerely,

Courtney Rappold (Sign)
Courtney Rappold (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



West Virginia University
SCHOOL OF PHARMACY

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Sincerely,

 (Sign)
Alex Lewis (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



West Virginia University
SCHOOL OF PHARMACY

October 24, 2006

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Sincerely,

 (Sign)
James E Schultz (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



West Virginia University
SCHOOL OF PHARMACY

October 24, 2006

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Sincerely,

Michael A. Biddle, Jr. 10-26-06 (Sign)

Michael A. Biddle, Jr. (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



West Virginia University
SCHOOL OF PHARMACY

October 24, 2006

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Sincerely,

(Sign)

(Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



West Virginia University
SCHOOL OF PHARMACY

October 24, 2006

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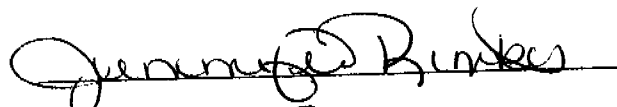
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Sincerely,

 (Sign)
Jennifer Rinkes (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



West Virginia University
SCHOOL OF PHARMACY

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Sincerely,

(Sign)

BENJAMIN H. PECK

(Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



October 24, 2006

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WV Board of Medicine
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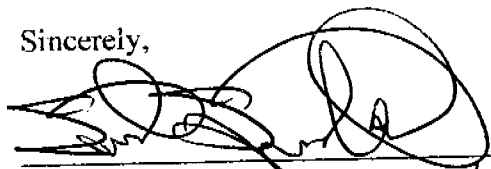
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Sincerely,



Sarah Spurlack (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



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WV Board of Medicine
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Sincerely,

Cassandra Nicastro (Sign)
Cassandra Nicastro (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



West Virginia University
SCHOOL OF PHARMACY

October 24, 2006

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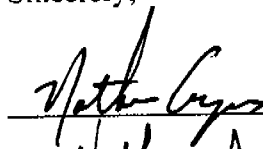
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Sincerely,

 (Sign)
Nathan Angus (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



West Virginia University
SCHOOL OF PHARMACY

October 24, 2006

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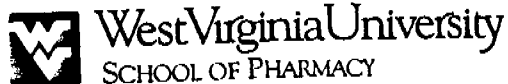
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Sincerely,

Kathleen Walker (Sign)

Kathleen M Walker (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



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Sincerely,

Julie S. Hull (Sign)

Julie S. Hull (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



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SCHOOL OF PHARMACY

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Sincerely,

Sharon R. Feltner (Sign)

Sharon R. Feltner (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



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SCHOOL OF PHARMACY

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Sincerely,

Kristen Midkiff (Sign)

Kristen Midkiff (Print)

West Virginia University
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SCHOOL OF PHARMACY

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Thank you for your time and consideration in this manner. Please feel free to contact me if you have any questions.

Sincerely,

John M. Crowley (Sign)

John M. Crowley (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



West Virginia University
SCHOOL OF PHARMACY

October 24, 2006

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Executive Director
WV Board of Medicine
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Charleston, WV 25311

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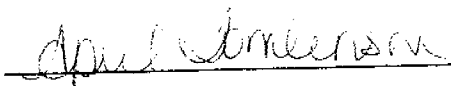
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Sincerely,

 (Sign)

David L. Johnson (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
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Sincerely,

Chelsea C. Rexroad (Sign)

Chelsea C. Rexroad (Print)

West Virginia University
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Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



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Sincerely,

Teresa R. Thompson (Sign)

Teresa R. Thompson (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



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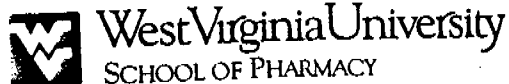
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Jason L. Kelly (Sign)
Jason L. Kelly (Print)

West Virginia University
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Robert C. Byrd Health Sciences Center
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Julie L. Kuvshnikov (Sign)
Julie Kuvshnikov (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



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Sincerely,

Todd William Lemley (Sign)

Todd William Lemley (Print)

West Virginia University
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Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



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Sincerely,

 _____ (Sign)

Ashley Nuyes _____ (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
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Sincerely,

Shari L. Sander (Sign)

Shari L. Sander (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



West Virginia University
SCHOOL OF PHARMACY

October 24, 2006

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OCT 30 PM 2: 33

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Sincerely,

Jonathan E. Mills (Sign)

Jonathan E. Mills (Print)

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Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



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Sincerely,

Travis White (Sign)
TRAVIS WHITE (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



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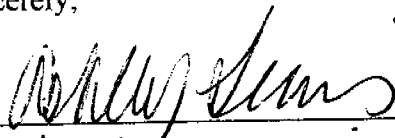
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 (Sign)
Ashley Lewis (Print)

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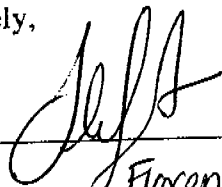
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Sincerely,



Florence Brault

(Sign)

(Print)

West Virginia University
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Melody N. Waggy (Sign)

Melody N. Waggy (Print)

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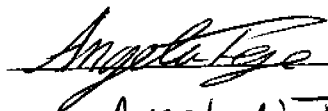
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 (Sign)
Angela N. Pepe (Print)

West Virginia University
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Robert C. Byrd Health Sciences Center
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Stephanie Taylor (Sign)

Stephanie Taylor (Print)

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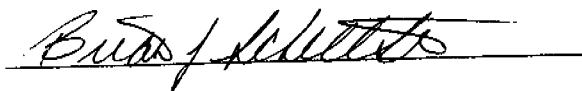
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 (Sign)

Brian J Schellhaus (Print)

West Virginia University
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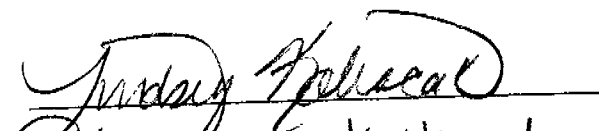
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 (Sign)
Lindsey Koliscale (Print)

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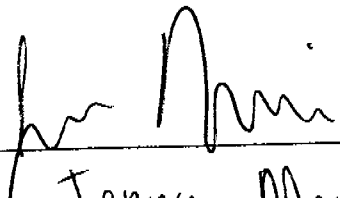
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Jenna Merandi (Print)

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Tammy E. Abdalla (Sign)

Tammy E. Abdalla (Print)

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David J. Layman (Sign)
David J Layman (Print)

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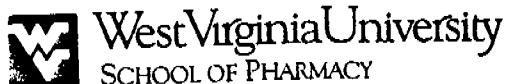
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Maria Miller (Sign)

Maria Miller (Print)

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Sincerely,

Jane E. Rogers (Sign)
Jane E. Rogers (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



West Virginia University
SCHOOL OF PHARMACY

October 24, 2006

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Executive Director
WV Board of Medicine
101 Dee Drive Suite 103
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 (Sign)
 (Print)

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Sincerely,

Jigna Gadhia (Sign)

Jigna Gadhia (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
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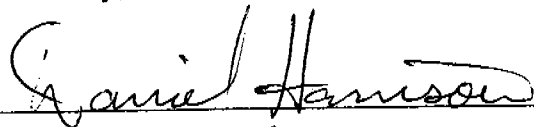
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Sincerely,

 (Sign)

Daniel Harrison (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



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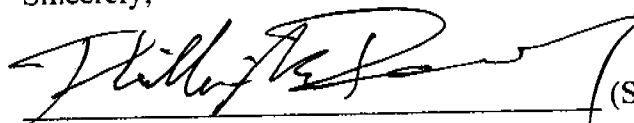
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 (Sign)

Phillip McDowell (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
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West Virginia University
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Sincerely,

Chris P. Costello (Sign)

Christopher P. Costello (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



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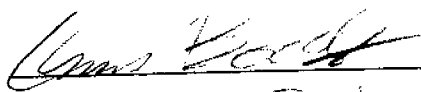
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 (Sign)
Chris Border (Print)

West Virginia University
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Robert C. Byrd Health Sciences Center
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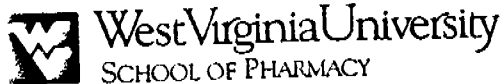
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Sincerely,

 (Sign)

Timothy Kmen (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



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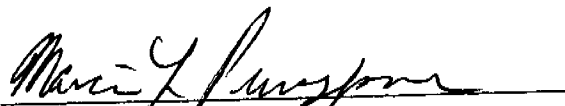
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 (Sign)
Marci L. Purzloke (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
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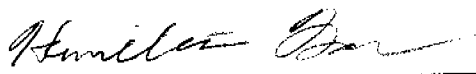
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Sincerely,

 (Sign)

Hamilton Rake (Print)

West Virginia University
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Robert C. Byrd Health Sciences Center
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Sincerely,

 (Sign)
Arwa Ghadda (Print)

West Virginia University
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Jennifer J Rogers (Sign)
Jennifer Rogers (Print)

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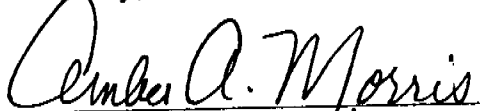
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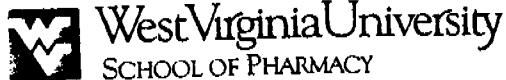
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 (Sign)
Amber Morris (Print)

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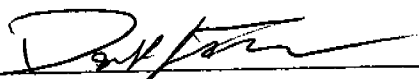
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Erica Hutton (Sign)

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Lindsay H. Fortner (Sign)

Lindsay H. Fortner (Print)

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Carrie M. DeFazio (Sign)

Carrie M. DeFazio (Print)

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Levi Hall (Sign)

Levi Hall (Print)

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William J. Nash (Sign)
William J. Nash (Print)

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Robert C. Byrd Health Sciences Center
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 (Sign)

Megan E. Zimm (Print)

West Virginia University
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Robert C. Byrd Health Sciences Center
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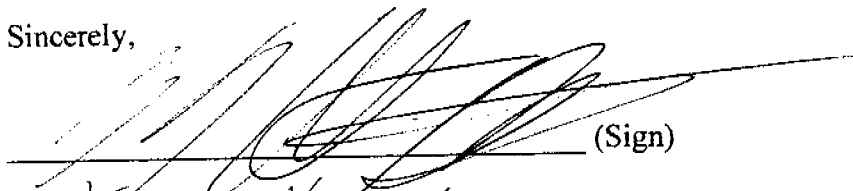
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(Sign)
Kenney Hamrick (Print)

West Virginia University
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Nai Chad (Sign)

Nai Chad (Print)

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Thank you for your time and consideration in this manner. Please feel free to contact me if you have any questions.

Sincerely,

Monica L. Pipes (Sign)

Monica L. Pipes (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



West Virginia University
SCHOOL OF PHARMACY

October 24, 2006

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Executive Director
WV Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

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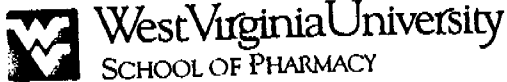
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Sincerely,

 (Sign)
Aimee Schonhardt (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



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WV Board of Medicine
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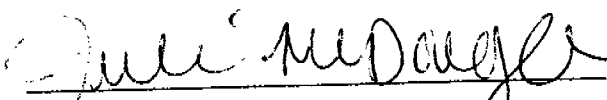
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Sincerely,

 (Sign)
JULIE MCDOUGLE (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



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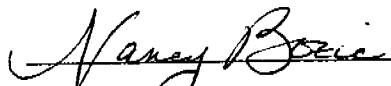
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Sincerely,

 (Sign)
Nancy Bozic (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



West Virginia University
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Sincerely,

Rachael Goodman (Sign)

Rachael Goodman (Print)

West Virginia University
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Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



West Virginia University
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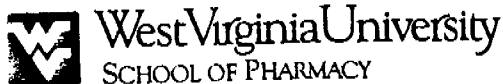
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Sincerely,

Chadwick P. Hanna (Sign)

Chadwick P. Hanna (Print)

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Robert C. Byrd Health Sciences Center
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Jessica E. Kreger (Sign)
Jessica E. Kreger (Print)

West Virginia University
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Robert C. Byrd Health Sciences Center
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Erica N. Brown (Sign)

Erica N. Brown (Print)

West Virginia University
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Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



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Sincerely,

Sarah Blake (Sign)

Sarah Blake (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



West Virginia University
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Sincerely,

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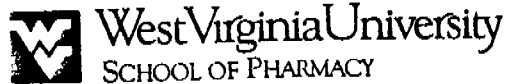
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Erin M. Garrett (Sign)
Erin M. Garrett (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
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Sincerely,

Caitlyn Nutt (Sign)

Caitlyn Nutt (Print)

West Virginia University
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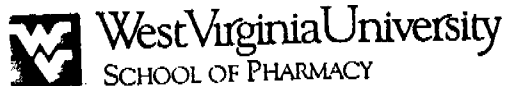
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Sincerely,

Ashlee Weitzman (Sign)

Ashlee Weitzman (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



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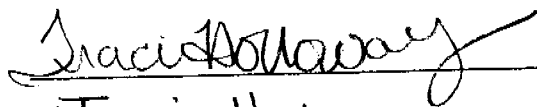
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Sincerely,

 (Sign)
Traci Holbway (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



West Virginia University
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Sincerely,

Jessica Willis (Sign)
Jessica Willis (Print)

West Virginia University
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Robert C. Byrd Health Sciences Center
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Kelly Wilson (Sign)
Kelly Wilson (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



West Virginia University
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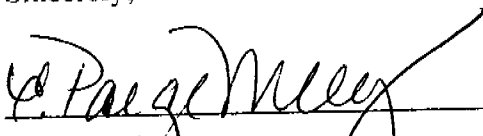
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Sincerely,



E. Paige Willey (Print)

West Virginia University
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Robert C. Byrd Health Sciences Center
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Brian E. Lawson (Sign)
Brian E. Lawson (Print)

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Kaitlyn McDowell (Sign)

Kaitlyn McDowell (Print)

West Virginia University
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Lori M. Hill (Sign)

Lori M. Hill (Print)

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Rachel Carson (Sign)
Rachel Carson (Print)

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Ashley Reed (Sign)
Ashley Reed (Print)

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Sincerely,

Megan L Messar (Sign)

Megan L Messar (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



West Virginia University
SCHOOL OF PHARMACY

October 24, 2006

Robert Knittle
Executive Director
WV Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

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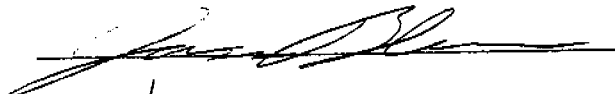
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 (Sign)
Jason Blevins (Print)

West Virginia University
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Robert C. Byrd Health Sciences Center
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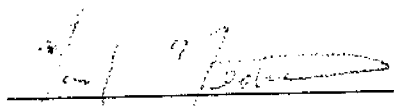
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Mark Newman (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



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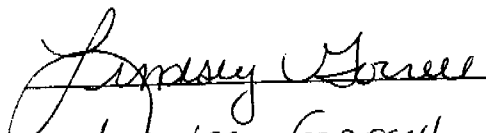
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Sincerely,

 (Sign)
Lindsey Gorrell (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



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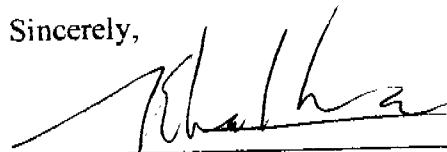
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 (Sign)

KHANH-HA NGUYEN (Print)

West Virginia University
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Robert C. Byrd Health Sciences Center
Morgantown, WV 26506

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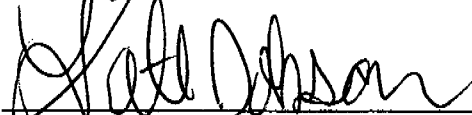
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Sincerely,



(Sign)

Kate Dobson

(Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



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Sincerely,

Joshua Petrunger (Sign)

Joshua Petrunger (Print)

West Virginia University
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Robert C. Byrd Health Sciences Center
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Sincerely,

Stephanie Tanner (Sign)
Stephanie Tanner (Print)

West Virginia University
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Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



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Sincerely,

Jessica Bee (Sign)
Jessica Bee (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



West Virginia University
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Sincerely,

Lindsay A. Ore (Sign)
Lindsay A. Ore (Print)

West Virginia University
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Sincerely,

(Sign)

Kasey N. Worm

(Print)

West Virginia University
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Patrick R. Huffman (Sign)

Patrick R. Huffman (Print)

West Virginia University
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Robert C. Byrd Health Sciences Center
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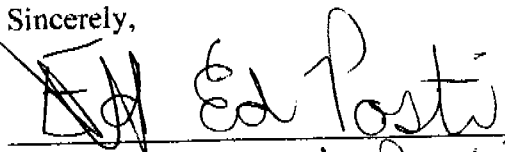
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Sincerely,

 (Sign)
Ed Posti (Print)

West Virginia University
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Sincerely,

Sarah Sprout (Sign)

Sarah Sprout (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



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Sincerely,

Bridget Lawson (Sign)

Bridget Lawson (Print)

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Marcella Hayland (Sign)

Marcella Hayland (Print)

West Virginia University
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Bradley Sullivan (Sign)

Bradley Sullivan (Print)

West Virginia University
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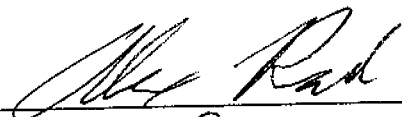
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Alex Radu (Print)

West Virginia University
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Robert C. Byrd Health Sciences Center
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Danny R. Lovins II (Sign)

Danny R. Lovins II (Print)

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Stephanie Stalmaker (Sign)

Stephanie Stalmaker (Print)

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Lindsay Shay (Sign)

Lindsay Shay (Print)

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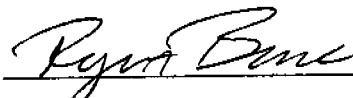
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 (Sign)

RYAN BONE (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
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Amber M Carpenter (Sign)
Amber M. Carpenter (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



October 24, 2006

Robert Knittle
Executive Director
WV Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

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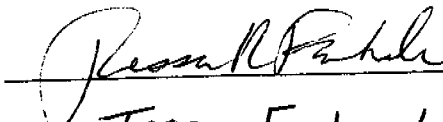
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Sincerely,

 (Sign)

Tessa Forbeck (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



West Virginia University
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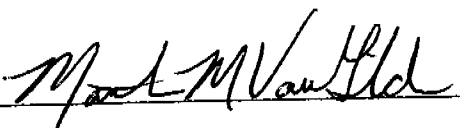
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 (Sign)

MATTHEW M. VANGILDER (Print)

West Virginia University
School of Pharmacy
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Sincerely,

Julie A. Thayer (Sign)
Julie A. Thayer (Print)

West Virginia University
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Robert C. Byrd Health Sciences Center
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Sincerely,



Katie Priddy (Print)

West Virginia University
School of Pharmacy
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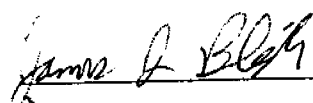
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James Andrew Bleigh (Print)

West Virginia University
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Sincerely,

Tessa Rife (Sign)
Tessa Rife (Print)

West Virginia University
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Sincerely,

Jessica Harvey (Sign)
Jessica Harvey (Print)

West Virginia University
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Robert C. Byrd Health Sciences Center
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Jessica Wolfe (Sign)

Jessica Wolfe (Print)

West Virginia University
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Sincerely,

Malinda Mihlbach (Sign)

Malinda Mihlbach (Print)

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Sincerely,

Brandon S. Keiper (Sign)

Brandon S. Keiper (Print)

West Virginia University
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Sincerely,

Christina M Hedrick (Sign)

Christina M Hedrick (Print)

West Virginia University
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Robert C. Byrd Health Sciences Center
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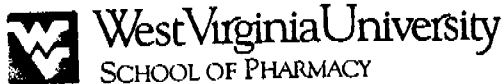
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Sincerely,

Michelle Kennedy (Sign)
Michelle Kennedy (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
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Kently W. Corkrean (Sign)
Kently W. Corkrean (Print)

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 (Sign)

Jeremy L. Westfall (Print)

West Virginia University
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Sincerely,

A handwritten signature in cursive script that reads 'Caitlin Frail'.

(Sign)

The name 'Caitlin Frail' printed in a standard serif font.

(Print)

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Aimee Zinn (Sign)
Aimee Zinn (Print)

West Virginia University
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 (Sign)
Zachary Metheny (Print)

West Virginia University
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Bobbi J. Nesbitt (Print)

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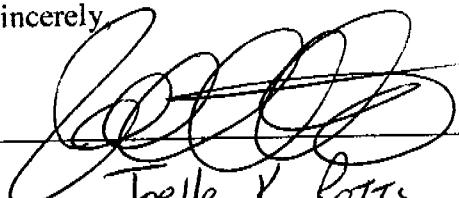
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Joelle K. Potts

(Sign)

(Print)

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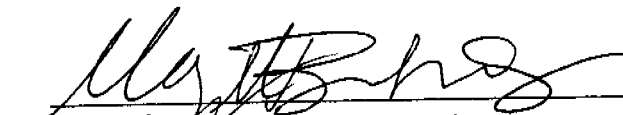
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 (Sign)
Megan M Boehmes (Print)

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Renee L. Chivoo (Print)

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(Sign)

Ryan Abel

(Print)

West Virginia University
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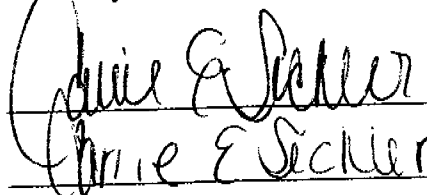
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Sincerely,

 (Sign)
Carrie E Seckler (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



October 24, 2006

Robert Knittle
Executive Director
WV Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

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Sincerely,

Christina D. Smith (Sign)

Christina D. Smith (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



West Virginia University
SCHOOL OF PHARMACY

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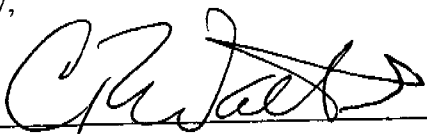
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 (Sign)

CASEY RAY WATTS (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



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Krissy Vance (Sign)

Krissy Vance (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



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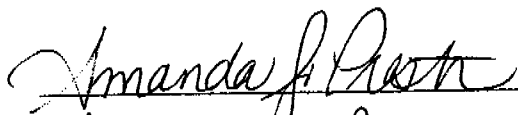
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 (Sign)
Amanda J. Preston (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



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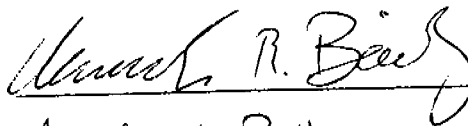
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 (Sign)

Amanda M. Bailey (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



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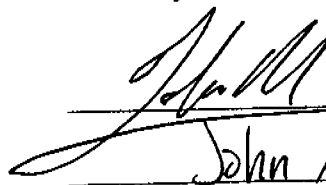
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Sincerely,

 (Sign)
John Miller (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



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Sincerely,

Olivia W. Grantham (Sign)

Olivia W. Grantham (Print)

West Virginia University
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Morgantown, WV 26506



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John Dolan (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



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Sincerely,

Caroline A Ramsey (Sign)

Caroline A. Ramsey (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



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SCHOOL OF PHARMACY

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Sincerely,

 (Sign)

Diana R. Betkijian (Print)

West Virginia University
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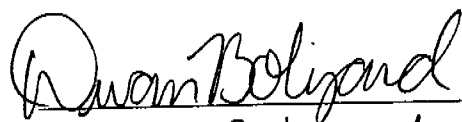
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 (Sign)
Dwan Bolyard (Print)

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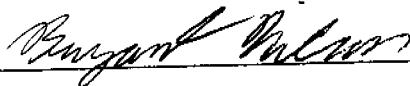
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 (Sign)

Bryant Wilson (Print)

West Virginia University
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Morgantown, WV 26506



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Ashley L. Pyles (Sign)
Ashley Pyles (Print)

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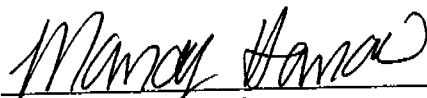
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Richard Eric Campbell (Sign)

Richard Eric Campbell (Print)

West Virginia University
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Matthew A. Wriston (Sign)

Matthew A. Wriston (Print)

West Virginia University
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Robert C. Byrd Health Sciences Center
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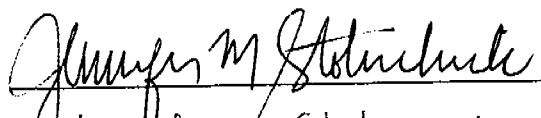
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 (Sign)
Jennifer M. Stolirchick (Print)

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Kelly A. Sleas (Print)

West Virginia University
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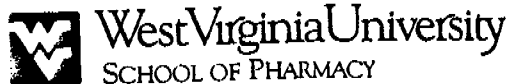
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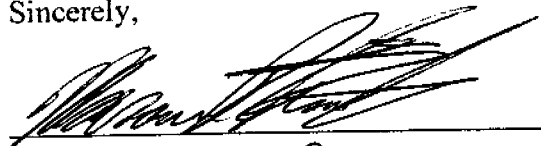
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(Sign)
Marcus Patrick (Print)

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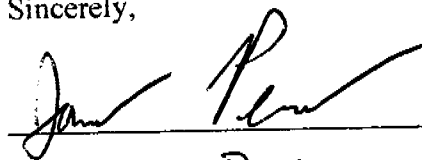
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Thank you for your time and consideration in this manner. Please feel free to contact me if you have any questions.

Sincerely,



Jason Perdue (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



October 24, 2006

Robert Knittle
Executive Director
WV Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

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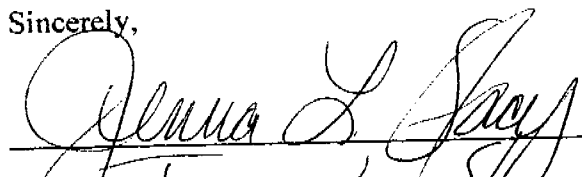
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Sincerely,

 (Sign)
Jenna L. Stacy (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



October 24, 2006

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Executive Director
WV Board of Medicine
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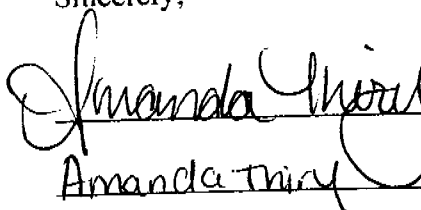
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Sincerely,

 _____ (Sign)
Amanda Thiry _____ (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



October 24, 2006

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Executive Director
WV Board of Medicine
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Sincerely,

Keri DelSignore (Sign)

Keri DelSignore (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



West Virginia University
SCHOOL OF PHARMACY

October 24, 2006

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Executive Director
WV Board of Medicine
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Charleston, WV 25311

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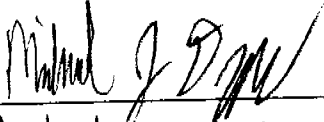
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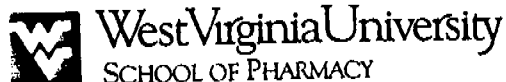
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Sincerely,



Michael J. Dyer (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



October 24, 2006

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Executive Director
WV Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

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Sincerely,

Marissa K. Poorman (Sign)
Marissa K. Poorman (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



October 24, 2006

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WV Board of Medicine
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Charleston, WV 25311

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Sincerely,

Mark Crist (Sign)

Mark Crist (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



West Virginia University
SCHOOL OF PHARMACY

October 24, 2006

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WV Board of Medicine
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Charleston, WV 25311

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Sincerely,

(Sign)

R. Kylea Goff

(Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



West Virginia University
SCHOOL OF PHARMACY

October 24, 2006

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WV Board of Medicine
101 Dee Drive Suite 103
Charleston, WV 25311

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Sincerely,

 (Sign)
Nicholas Paden (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



West Virginia University
SCHOOL OF PHARMACY

October 24, 2006

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Executive Director
WV Board of Medicine
101 Dee Drive Suite 103
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Sincerely,

Leslie Lagowski (Sign)
Leslie Lagowski (Print)

West Virginia University
School of Pharmacy
Robert C. Byrd Health Sciences Center
Morgantown, WV 26506



Tim Vordenbaumen
Omnicare Government Affairs

Omnicare

Omnicare, Inc.
7 Kent Falls Drive
San Antonio, Texas 78248
210/764-7376
707/281-0308 Fax
210/410-1400 Cell

November 2, 2006

Mr. Robert C. Knittle, M.S.
Executive Director
West Virginia Board of Medicine
101 Dee Dr., Suite 103
Charleston, WV 25311

Re: Proposed Rule - Collaborative Pharmacy Practice

Omnicare, based in Covington, Kentucky, is a leading provider of pharmaceutical care for the elderly. Omnicare serves residents in long-term care facilities in 47 states, including West Virginia. We submit the following comments regarding the above referenced rule.

- 1) The primary role of clinical pharmacists in collaborative practice is to assure that pharmaceutical care outcomes are attained. Yet, the proposed legislation prohibits the pharmacist from initiating drug therapy in instances wherein there are untreated indications. This needs to be addressed by the Proposed Board of Medicine Legislative Rule. For example, under Section 4.3.a., does the rule accommodate the initiation of a bisphosphonate in a protocol of care for management of patients with potential osteopenia/osteoporosis? As written, collaborative practice agreements support modification of existing medications but it is unclear if initiation of drug therapy is covered.
- 2) Section 4.3.c. There are many other physical assessment parameters that trained pharmacists are capable of eliciting beyond vital signs, i.e. chest sounds. As written, the regulations are restrictive and should be rewritten to include the pharmacist that has the boards' approval to check findings that their collaborating physician agrees to.
- 3) Section 4.3.e. The patient or responsible party should be able to give consent for the patient to participate in the physician's collaborative practice arrangement with the pharmacist. This would address the situation we have with nursing home residents, in which collaborative practice agreements make a lot of sense.

Thank you, for your consideration.

Sincerely,

Vice President

Corporate Headquarters
1600 RiverCenter II, 100 East RiverCenter Blvd., Covington, KY 41011
(859) 392-3300

Corrected Fax 210/493-1934

REASONS FOR AMENDMENT

The Board in the initial filing had not tracked statutory language and intent adequately. Once this was brought to the attention of the Boards involved by over 250 similar written comments, the Board of Medicine changed 2.1 e. and f. on page 2 to more closely conform with statutory language, in agreement with the Boards of Pharmacy and Osteopathy.

Other suggestions made in one written comment were not adopted because they had previously been discussed and rejected by two (2) of the three (3) Boards involved.

ATTACHMENT

Responses to Comments

from

Interested Parties



Rev. Richard Bowyer
Fairmont

Michael L. Ferrebee, MD
Morgantown

Angelo N. Georges, MD
Wheeling

Ms. Doris M. Griffin
Martinsburg

M. Khalid Hasan, MD
Beckley

Ms. Beth Hays
Bluefield

J. David Lynch, Jr., MD
Morgantown

Vettivelu Maheswaran, MD
Charles Town

Bill May, DPM
Huntington

Leonard Simmons, DPM
Fairmont

Badshah J. Wazir, MD
South Charleston

Kenneth Dean Wright, PA-C
Huntington

State of West Virginia
West Virginia Board of Medicine
101 Dee Drive, Suite 103
Charleston, WV 25311
Telephone 304.558.2921
Fax 304.558.2084

MEMORANDUM

TO: All those who commented on "Community based pharmacy setting" in the collaborative pharmacy rule, 11 CSR 8

FROM: Robert C. Knittle, Executive Director

DATE: November 15, 2006

RE: Change to proposed rule

Thank you all for your helpful comments on the proposed rule, 11 CSR 8. We received over two hundred and fifty (250) similar comments on this issue. We have adopted your suggestions and are proposing in the Agency Approved rule to define "community based pharmacy setting" as a pharmacy within the state licensed by the West Virginia Board of Pharmacy, where prescription drugs are dispensed and pharmaceutical care is provided by a licensed pharmacist and located outside a hospital inpatient, acute care setting.

We appreciate your input.

/jsp

pc: West Virginia Board of Osteopathy
West Virginia Board of Pharmacy

PRESIDENT
John A. Wade, Jr., MD
Point Pleasant

VICE PRESIDENT
Lee Elliott Smith, MD
Princeton

SECRETARY
Catherine Slemp, MD, MPH
Charleston

COUNSEL
Deborah Lewis Rodecker
Charleston

EXECUTIVE DIRECTOR
Robert C. Knittle
Charleston



Rev. Richard Bowyer
Fairmont

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Morgantown

Angelo N. Georges, MD
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Ms. Doris M. Griffin
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State of West Virginia
West Virginia Board of Medicine
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Charleston, WV 25311
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J. David Lynch, Jr., MD
Morgantown

Vettivelu Maheswaran, MD
Charles Town

Bill May, DPM
Huntington

Leonard Simmons, DPM
Fairmont

Badshah J. Wazir, MD
South Charleston

Kenneth Dean Wright, PA-C
Huntington

November 15, 2006

Tim Vordenbaumen
OmniCare, Inc.
7 Kent Falls Drive
San Antonio, Texas 78248

Dear Mr. Vordenbaumen:

Thank you for your comment on the proposed rule pertaining to collaborative pharmacy practice. While the Board of Pharmacy was interested in changing the rule as you suggested, the Boards of Osteopathy and Medicine were not inclined to adopt your recommendations and the three (3) Boards had had discussion on these matters in the development of the proposed rule.

Nevertheless, your comments were considered.

Sincerely,

Robert C. Knittle

/jsp

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West Virginia Board of Pharmacy

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