

# Minnesota Board of Pharmacy. Minutes.

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## INFORMATION AS TO REGULATION 18 & 19 in Minutes of Board Meetings.

1-28-52 Information & discussion of Sef-ervice on drugs & medicines.

11-7-52 Regulation & now adopted 18 & 19.

2-29-56 Discussed amending Regulations 18 & 19.

3-27-56 Discussed amendments with attorney (18 & 19).

3-31-56 Adopted ammended regulations 18 & 19 as in present state 1-15-59.

#### MINNESOTA STATE BOARD OF PHARMACY

#### THREE HUNDRED THIRTY-EIGHTH MEETING

January 17, 1955. The Board met at the College of Pharmacy, University of Minnesota, Minneapolis, 8:00 o'clock A.M. Members present - President Angus H. Taylor, Harold H. Carpenter, Harry W. Carlsen, John S. Harms and Ivan E. Peterson.

The following had filed applications to take the entire examination and had been notified to appear as per schedule sent them, and they were present to take the practical examination:

Blocker, Betty Louise Gold Casey, Hugh E. Cole, Jack Robert Ford, Margaret J. Litman, Robert Newell

Montroy, Robert Francis Newcombe, Quentin, Jr. Oien, Gordon Wm. Schriever, Lester L. Zenk, Robert James

Twenty-three candidates appeared to take the practical work as they had taken the written examination at a previous examination given by the Board, and at this time they had fulfilled the requirement of at least one year of apprentice training:

Berg, Lois Pfeiffer
Blasl, Emil Paul
Brandt, Donald Erving
Eastman, Keith Edward
Ekberg, Howard Clyde
Erickson, Roger Sherman
Gagnon, Robert James
Gertz, Howard
Gladhill, Vincent Gregory
Greeman, Richard Wm.
Grussing, Paul George
Holmgren, Morton Russell

Jarett, Eugene Leonard
Johnson, Andrew Raymond
Loonan, Thomas Wm., Jr.
Lynch, Kenneth L.
Mummah, Donald Frank
Omodt, Gary Wilson
Rose, William Yale
Vik, Leona Mae
Walerius, John Nicholas
Walker, Marjorie Mae
Wong, Donald Gen-Min

The following candidates appeared to retake the practical as they had failed to obtain a mark of 75 percent or better in a previous examination, and thus were not eligible for registration as pharmacist, as a minimum of 75 percent is required in the practical work:

Hirscher, David Alfred Kaufman, Kay Marvin McConnell, Robert Gordon Pasek, Donald David Rysavy, Albert Edward

Six prescriptions to compound were given in the morning, and nine were given in the afternoon.

January 18, 1955. The Board met at the College of Pharmacy, University of Minnesota, at 9:00 o'clock A.M. to give the written examination in the following subjects: Pharmacy, Chemistry, Materia Medica, Pharmaceutical and Chemical Mathematics, and Jurisprudence.

In addition to giving the written examination to the ten candidates who were eligible to take the entire examination, the following had filed application but were eligible to take tonly the written as they had not as yet obtained the requires one year of apprentice training:

Hendricks, Elvin Charles Krajeck, James Thomas McDougall, George Hastings Newcombe, Louise Stewart Silver, Andrew Vernon

One candidate was present to retake the written in Chemistry as he had fallen below the 60 percent minimum required in his previous examination:

Rose, William Yale

January 19, 1955. The Board met at the College of Pharmacy, University of Minnesota, at 8:30 o'clock A.M., to give the oral examination to twenty-six candidates. This occupied the entire day.

January 20, 1955. The Board met at the College of Pharmacy, University of Minnesota, at 8:30 o'clock A.M., to continue giving the oral examination to the balance of the candidates, twelve candidates. This occupied the morning.

At 1:30 o'clock P.M. the Board met in its rooms at the Nicollet Hotel to begin marking the written work of the candidates.

January 21, 1955. The Board met in its rooms at the Nicollet Hotel, 9130 o'clock A.M. Meeting called to order by President Taylor.

The following pharmacists had been notified to appear before the Board relative to substitution on prescriptions:

George Elrick, Elrick Pharmacy, 2201 Johnson St. N.E., Minneapolis Harry M. Zipperman, Zipp's Pharmacy, 4956-34th Ave. S., Minneapolis Arthur L. Johnson, Johnson Drug, 4201 Webber Parkway, Minneapolis Dean B. Saeugling, Dean Pharmacy, 3200 Bryant Ave. S., Minneapolis Martin Lieberman, Star Drug Co., 401 S. 10th St., Minneapolis Raymond K. Owings, Payne-Ivy Pharmacy, 1321 Payne Ave., St. Paul

A letter had been sent to each pharmacist owner asking that he appear before the Board in regard to substitution on a prescription, and if prescription had not been filled by him, then the pharmacist who did fill the prescription was to appear with him. Each pharmacist admitted he had substituted in the filling of the prescription for Dexedrine. All of the pharmacists were severely reprimanded by the Board. It was pointed out to them that it was illegal and immoral to substitute, that they were not being fair to the physician, patient, or to their fellow pharmacists. In each case the Board was assured that all substitute drugs that were being used would be disposed of, and that substitution would be discontinued in these drug stores.

Each pharmacist was told that if he were again called before the Board on substitution, action of the Board would be severe.

Paul E. Weber, a registered pharmacist, was asked to appear before the Board after the Board had received a report from the Moral Squad of the St. Paul Police Department stating that Mr. Weber was arrested on January 8, 1955 for careless driving and that he appeared to be under the influence of drugs. They found in his possession at the time of his arrest 200 dexedrine tablets, 150 seconal 3/4 grain, and 25 barbital 12 grain.

Mr. Weber appeared at 12:30 P.M. Upon questioning, Mr. Weber stated he had used intoxicating liquor to excess and now belongs to Alcoholics Anonymous, that he had used barbiturates as a sedation but that he was not addicted to them and had no desire to use them.

The Board informed Mr. Weber that they had called him to appear so as to be helpful to him, stating they were pleased he had discontinued drinking and wanted to help him avoid the use of barbiturates.

Mr. Weber stated he was discharged from his position as pharmacist with the Walgreen Company due to this incident but soon would be looking for another position. The Board suggested that he make known to his future employer his problem so that he also may be helpful to him. Mr. Weber stated he appreciated the Board's interest in him and that the Board had nothing to be concerned about relative to his use of barbiturates.

The Board recessed for lunch.

At 2:00 P.M. Board reconvened.

It was moved and seconded that the bond premium for the Secretary be paid out of the funds of the Board. Motion carried.

It was moved and seconded that the membership dues to the National Association of Boards of Pharmacy, the 5th District Boards and Colleges of Pharmacy, the Association of Food and Drug Officials of the United States, the Conference of Pharmaceutical Law Enforcement Officials be paid out of the funds of the Board. Motion carried.

It was moved by Mr. Peterson, seconded by Mr. Harms, that \$2,000 be turned over to the Minnesota State Pharmaceutical Association for the advancement of the Art and Science in Pharmacy. Motion carried.

It was moved and seconded that the January, 1956 examination begin Monday, January 16. Motion carried.

It was moved and seconded that the fee for renewal of pharmacist registration for 1955 be fixed at \$5, the fee for assistant pharmacist renewal be fixed at \$3, that the fee for 1955-56 drug store license be fixed at \$10, and the fee for 1955-56 household drug license be fixed at \$5. Motion carried.

It was moved and seconded that the Vice President and the Secretary be sent as delegates to the meetings of the National Association Boards of Pharmacy, the Conference of Law Enforcement Officials of the United States, and the American Pharmaceutical Association, to be held in Miami Beach, Florida, May 1-6, 1955. Motion carried.

The application for a new drug store by Donald Landy and David Stillman, both registered pharmacists, to be located at 348 Wabasha St., St. Paul, Minn., to be called "The Prescription Shop," was approved.

The Secretary read a letter from J. B. Wheeler, Huron, So. Dak., in regard to ownership of prescriptions.

The Secretary informed the Board that Attorney General Miles Lord had appointed William W. Essling of St. Paul as special assistant attorney general for the Board to handle the Snyder, Walgreen and Osco Drug litigation now in court, and action to be brought against the Red Owl Company and the Groves-Kelco, Inc.

The Secretary informed the Board that inspection of the College of Pharmacy of the University of Minnesota would be made by the American Council on Pharmaceutical Education on February 7 and 8, and that request had been made to have onr or two members of the Board present during the inspection.

Board adjourned to meet again Monday, January 24, 1955.

January 22, 1955. Board marked the written work of the candidates.

(Sunday) January 23, 1955.

January 24, 1955. The Board met in its rooms at the Nicollet Hotel to interview applicants for reciprocal registration. This occupied the Board the entire morning.

President Taylor called the meeting to order at 9:30 o'clock A.M.

The following persons had filed applications for reciprocal registration and appeared in person before the Board:

Lee, Vernon Donald Lewis, Richard Stanley Nicholas, Ruth Margaret Parry, Marvin A. Ulrich, August Ondell, Jess Martin, Jr. from South Dakota Stanton, Perry L.

from North Dakota from South Dakota from Colorado from Iowa from Illinois from North Dakota

G. T. Huber, whose application for reciprocal registration from South Dakota had been tabled from the July, 1954 meeting, was also present.

The Board questioned Mr. Huber relative to whether he had worked in a pharmacy the past six months and been abbe to brush up on the practice of pharmacy. Mr. Huber stated he had worked in the Sperling Drug, 786 E. 7th St., St. Paul, and had been under the supervision of pharmacists I. H. Sperling and Robert North. The Board asked whether he had been able to acquaint himself with the new drugs and the filling of prescriptions, and if he felt he was a safe man to be placed in a pharmacy, to which Mr. Huber answered "yes."

It was moved and seconded that Mr. Huber be given a codified practical and oral examination in view of the fact he had not been actively engaged in the practice of pharmacy for several years, and if he successfully passes same, that he be granted registration. Motion carried.

Each of the reciprocal candidates was given the written examination in Jurisprudence.

12:00 o'clock noon - Board recessed for lunch. Re-convened at 1:45 o'clock P.M.

The minutes of the October, 1955 meeting were approved as read.

The Secretary distributed copies of the financial report for the year ending December 31, 1954. The Secretary read the financial report and the pharmacist and drug store statistics.

It was moved and seconded that the financial statement be accepted. Motion carried.

President Taylor discussed the plans for the meeting of the 5th District Boards and Colleges of Pharmacy to be held in Minneapolis, Hotel Nicollet, February 14 and 15.

It was moved by Mr. Carpenter, seconded by Mr. Harms, that Cady S. Corl, inspector for the Board of Pharmacy, be given a one-step salary increase of \$8 beginning February 1, 1955. Motion carried.

The Secretary brought up the matter of a pharmacist, Miss Mary McMillan, who has been mentally ill for the past two years, and the Board suggested that her doctor be called to get information at this time relative to her condition and ask that the doctor give this information to the Board in writing.

The application of Vernon D. Lee for registration as pharmacist on his North Dakota registration as such was granted.

The application of Richard S. Lewis for registration as pharmacist on his South Dakota registration as such was granted.

The application of Ruth M. Nicholas for registration as pharmacist on her Colorado registration as such was granted.

The application of Marvin A. Parry for registration as pharmacist on his Iowa registration as such was granted.

The application of August Ulrich for registration as pharmacist on his Illinois registration as such was granted.

The application of Jess Martin Ondell, Jr., for registration as pharmacist on his South Dakota registration as such was granted.

The application of Perry L. Stanton for registration as pharmacist on his North Dakota registration as such was granted.

The application of G. T. Huber for registration as pharmacist on his South Dakota registration as such was granted. Mr. Huber successfully passed the practical and oral tests given him.

On motion duly made, seconded and carried, the following persons having received a general average of 75 percent or better, not less than 75 percent in practical, and not below 60 percent in any other subject, were granted registration as pharmacists:

Berg, Lois Pfeiffer Blasl, Emil Paul Brandt, Donald Erving Cole, Jack Robert Eastman, Keith Edward Ekberg, Howard Clyde Erickson, Robert Sherman Ford, Margaret J. Gagnon, Robert James Gertz, Howard Gladhill, Vincent G. Greeman, Richard Wm. Grussing, Paul George Hirscher, David Alfred Holmgren, Morton Russell Jarett, Eugene Leonard Johnson, Andrew Raymond Kaufman, Kay Marvin

Litman, Robert Newell Loonan, Thomas Wm., Jr. Lynch, Kenneth L. McConnell, Robert Gordon Montroy, Robert Mummah, Donald Frank Newcombe, Quentin Francis, Jr. Oien, Gordon Wm. Omodt, Gary Wilson Pasek, Donald David Rose, William Yale Rysavy, Albert Edward Schriever, Lester L. Walerius, John Nicholas Walker, Marjorie Mae Wong, Donald Gen-Min Vik, Leona Mae

The following persons who took only the written examination were successful in passing same:

Hendricks, Elvin Charles Krajeck, James Thomas McDougall, George Hastings Siler, Andrew Vernon

One candidate, Betty Louise Gold Blocker, who took the entire examination, received a general average of at least 75 percent but fell below 60 percent in one subject, namely: Chemistry, and therefore was not eligible for registration, but is permitted to retake that subject only in order to raise the mark in Chemistry to 60 percent or better.

It was moved and seconded that Harold H. Carpenter be elected President for the ensuing year, beginning February 1. Motion carried.

It was moved and seconded that Harry W. Carlsen be elected Vice President for the enxuing year, beginning February 1. Motion carried.

It was moved and seconded that Frank W. Moudry be re-elected Secretary for the ensuing year, beginning February 1. Motion carried.

It was moved and seconded that Effie M. Swanson be re-elected Assistant Secretary for the ensuing year. Motion carried.

It was moved and seconded that the Secretary's salary be increased from \$400 to \$450 per month. Motion carried.

On motion duly made, seconded and carried, meeting was adjourned.

one H. Jaylan President

### MINNESOTA STATE BOARD OF PHARMACY THREE HUNDRED THIRTY-NINTH MEETING

July 11, 1955. The Board met at the College of Pharmacy, University of Minnesota, Minneapolis, 8:00 o'clock A.M.. Members present - President Harold H. Carpenter, Harry W. Carlsen, John S. Harms, Ivan E. Peterson, and Angus H. Taylor, who was reappointed by Governor Orville Freeman, August 1, 1955, to serve a second term of five years as member of the Board of Pharmacy.

The following had filed applications to take the entire examination and had been notified to appear as per schedule sent them, and they were present to take the practical examination:

Anderson, Dewey Roy Arenson, Gerald Eugene Balke, Rollis Dean Beecroft, Chas. Fred'k Beske, Raymond Chas. Casey, Hugh Cazers, Zigrida Dunens Drake, Chas. Edw. Eickholt, Theo. Henry Elman, Stuart Morton Granat, Gilmore Kay Hart, Michael Edw., Jr. Hay, Bruce Brosvik Hoffman, Martin Johnson, John Albin Jolstad, Percy Edw. Knutson, Marvin T. Lavine, Ronald Lloyd Leuzinger, Roland Otto

Madsen, Ivan Leon Malmo, Richard Robert Medina, Claude Julius Norrdin, Rober Vincent Olafson, Carol Jean Ramler, Merlin Michael Richter, Jerome Jerry Schwartz, Harold Carl Schwerman, Earl Aug., Jr. Shink, Simon Walter Speerstra, Seth Foss Starkman, Stanley Swanton, Phillip Lowell Tschida, Orville Frank von Fischer, Frederick Wm. Wahl, Roger Allen Welch, James Bernard Zenk, Robert James

Sixteen candidates appeared to take the practical work as they had taken the written examination at a previous examination given by the Board, and at this time they had fulfilled the requirement of at least one year of apprentice training:

Crawford, Francis B. Geraghty, Wm. Hubert Grabow, Wilmar Aug. Hendricks, Elvin Chas. Joul, Burton Raymond Krajeck, James Thos. Leenay, Maurice Magnuson, Adrian Owen

McDougall, Geo. Hastings Pagels, Irvin Byron, II Rantala, Raymond Richard Rasmusson, John Hursh Siler, Andrew Vernon Sister M. Danile Knight Wortz, Robert Lloyd Wrobel, Paul Theo. Six prescriptions to compound were given in the morning, and nine were given in the afternoon.

July 12, 1955. The Board met at Wesbrook Hall, room 201, University of Minnesota, at 9:00 o'clock A.M. to give the written examination in the following subjects: Pharmacy, Chemistry, Materia Medica, Pharmaceutical and Chemical Mathematics, and Jurisprudence.

In addition to giving the written examination to the thirty-seven candidates who were eligible to take the entire examination, the following had filed application but were eligible to take only the written as they had not as yet obtained the required one year of apprentice training:

Anderson, Lyle Willard Anderson, Robt. Ernest Berg, Richard Joseph Bloom, Sheldon Harold Bly, Floyd H. Craig, Melvin Vernon Crawford, John Leslie DeFore, Eugene Tennyson Erickson, Allen Lionel Franta, James Richter Goldenberg, Herb. Ralph Halverson, Chas. Duayne Hecht, Donald Wayne Holmstrom, Loren Randolph Kalash, Edwin Kihne, George Dennis Larson, Jerrold Victor Levinsohn, Sidney Harvey Lund, Richard Allen

Marcotte, Thos. Abner Marttila, Walter, Konst Mattson, Donald Swen McKay, Gene Darrell Mendesh, Anthony N. Meyer, Keith Duane Nelson, Duane Clayton Nikolai, Leon Martin Olson, Travis N. T. Radtke, Marlin Bertram Russell, Lavern E. Schultz, Jerome Lester Sever, Joseph Mathew Stradtman, James Weston Swanson, Bayliss Lawrence Timm, William Gustave Turcotte, Donald Robert Voltin, Ronald Francis

One candidate was present to retake the written in Chemistry as she had fallen below the 60 percent minimum required in her previous examination in that subject:

Blocker, Betty Louise Gold

July 13, 1955. The Board met at the College of Pharmacy, University of Minnesota, at 8:15 o'clock A.M., to give the oral examination thirty candidates. This occupied the entire day until 5:00 o'clock P.M.

July 14, 1955. The Board met at the College of Pharmacy, University of Minnesota, at 8:15 o'clock A.M., to continue giving the oral examination to the balance of the candidates, twenty-three in number. At 3:45 o'clock P.M. the Board left the College of Pharmacy and went to its rooms at the Nicollet Hotel, Minneapolis, to begin the marking of the written work.

wm. 9. Hargesheimer Cifation

STATE OF MINNESOTA COUNTY OF HENNEPIN STATE BOARD OF PHARMACY

In the matter of the Revocation of the License of WILLIAM A. HARGESHEIMER

CITATION

To: William A. Hargesheimer Sir:

State Board of Pharmacy at a meeting to be held in Suite 400, Nicollet Hotel, in the City of Minneapolis, County of Hennepin and State of Minnesota, on the 15th day of July, 1955, at 0:30 o'clock A. M., to make such answer to the charges herein contained as you may be advised or deem expedient, and to show cause, if any you have, why the license to practice pharmacy heretofore granted to you by the Minnesota State Board of Pharmacy as a pharmacist should not be revoked, cancelled and set aside, and you be debarred from practicing pharmacy in the State of Minnesota, for immoral, dishonorable and unprofessional conduct as follows:

That you, the said William A. Hargesheimer, conducted yourself in a manner unbecoming a person licensed to practice pharmacy in the State of Minnesota and in a manner detrimental to the best interests of the public, and more particularly as follows:

1. That on the 13th day of December, 1954, in the United States District Court for the District of Minnesota, Fourth Division, you were convicted of a felony upon your plea of guilty as more particularly appears from the record of your said conviction, a true copy of which is hereto attached marked Exhibit "A" and made a part hereof.

2. That you have been guilty of unprofessional conduct and conduct endangering public health in that you,

(a) were convicted of an offense against the laws of the United States relating to the practice of your profession as a pharmacist as appears from the record of such conviction which is attached hereto, marked Exhibit "A".

This citation is issued by order of the Minnesota State Board of Pharmacy this 17 day of June, 1955, pursuant to power vested in this board according to law.

MINNESOTA STATE BOARD OF PHARMACY

By Moudry Secretary

### UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MINNESOTA FOURTH DIVISION

United States of America

v.

No. 8624 Criminal

William A. Hargesheimer

On this 13th day of December, 1954, came the attorney for the government and the defendant appeared in person and by coursel.

IT IS ADJUDGED that the defendant has been convicted upon his plea of guilty of the offense of dispensing of drugs without a prescription in violation of 21 USC. 331 and 333 as charged in count 1 of the Information and the court having asked the defendant whether he has anything to say why judgment should not be pronounced, and no sufficient cause to the contrary being shown or appearing to the Court,

IT IS ADJUDGED that the defendant is guilty as charged and convicted.

IT IS ADJUDGED that imposition of sentence be and the same is hereby suspended and the defendant is placed on probation to the United States Probation Officer for a period of two (2) years.

IT IS FURTHER ADJUDGED That counts 2 and 4, be and the same are hereby dismissed.

IT IS FURTHER ORDERED that during the period of probation the defendant shall conduct himself as a law-abiding, industrious citizen and observe such conditions of probation as the Court may prescribe. Otherwise the defendant may be brought before the court for a violation of the court's orders.

APPROVED:

(Alex Dim, Ass't.U.S.Atty.) (GUNNAR H. NORDBYE) United States District Judge

By Gladys A. M. Rippe, Deputy Clerk

A True Copy. Certified this 13th day of December, 1954.

(Signed) CHELL M. SMITH, (By) s/Gladys A. M. Rippe,
Clerk Deputy Clerk.

July 15, 1955. 9:50 o'clock A.M. The Board met at its rooms in the Nicollet Hotel, Minneapolis. All members and secretary were present, also Robert Stenzel, assistant attorney general. Mr. Stenzel was substituting for William Essling who was in federal court in Duluth. Mrs. Anne Markun, court reporter, also was present.

WILLIAM A. HARGESHEIMER, a registered pharmacist in Minnesota, employed as a pharmacist in the Glenwood Drug Store, 1600 Glenwood Avenue, Minneapolis, Minnesota, appeared before the Board in answer to a citation served upon him on June 17, 1955, why his license as a pharmacist should not be revoked because of unprofessional conduct.

Mr. Hargesheimer was sworn in and took the stand to answer the charges in the citation, which are as follows:

- 1. That on the 13th day of December, 1954, in the United States District Court for the District of Minnesota, Fourth Division, you were convicted of a felony upon your plea of guilty as more particularly appears from the record of your said conviction, a true copy of which is hereto attached marked Exhibit "A" and made a part hereof.
- 2. That you have been guilty of unprofessional conduct and conduct endangering public health in that you,
- (a) were convicted of an offense against the laws of the United States relating to the practice of your profession as a pharmacist as appears from the record of such conviction which is attached hereto, marked Exhibit "A".

Mr. Stenzel conducted the hearing and a transcript was made by the reporter.

After completion of the hearing the Board discussed and considered the case of William A. Hargesheimer.

The following resolution was passed on motion of Mr. Taylor, seconded by Mr. Harms:

WHEREAS, William A. Hargesheimer was duly cited to appear before the State Board of Pharmacy to show cause why his license to practice pharmacy should not be revoked for the reasons stated in the citation, which by reference is made a part of this resolution, and

WHEREAS, said William A. Hargesheimer has been placed on probation by the United States District Court for the District of Minnesota, Fourth Division, upon his conviction as charged in said citation, and

WHEREAS, William A. Hargesheimer appeared before this Board on this day and admitted his plea of guilty of the offense of dispensing of drugs without a prescription, now therefore

BE IT RESOLVED by the Minnesota State Board of Pharmacy duly convened at Minneapolis, Minnesota, this 15th day of July, 1955, that the Board of Pharmacy continue to the first meeting of the Board of Pharmacy in January, 1957, its final action in this matter subject to the right of the Board of Pharmacy to take final action at an earlier time if said William A. Hargesheimer shall violate his probation in said U. S. District Court.

10:55 o'clock P.M. CLEON G. IVES, a registered pharmacist in Minnesota, owning and operating a drug store at 1600 Glenwood Avenue, Minnesota, Minnesota, also known as the Glenwood Drug Store, appeared before the Board in answer to a citation served upon him on June 17, 1955, why his license as a pharmacist should not be revoked because of unprofessional conduct.

Mr. Ives was sworn in and took the stand to answer the charges in the citation, which are as follows:

- 1. That on the 13th day of December, 1954, in the United States District Court for the District of Minnesota, Fourth Division, you were convicted of a felony upon your plea of guilty as more particularly appears from the record of your said conviction, a true copy of which is hereto attached marked "Exhibit "A" and made a part hereof.
- 2. That you have been guilty of unprofessional conduct and conduct endangering public health in that you,
- (a) were convicted of an offense against the laws of the United States relating to the practice of your profession as a pharmacist as appears from the record of such conviction which is attached hereto, marked Exhibit "A".

Mr. Stenzel conducted the hearing and a transcript was made by the reporter.

After completion of the hearing the Board discussed and considered the case of Cleon G. Ives.

The following resolution was passed on motion of Mr. Carlsen, seconded by Mr. Taylor:

WHEREAS, Cleon G. Ives was duly cited to appear before the State Board of Pharmacy to show cause why his license to practice pharmacy should not be revoked for the reasons stated in the citation, which by reference is made a part of this resolution, and

Eleon y Tues Cifation BEFORE THE MINNESOTA STATE OF MINNESOTA STATE BOARD OF PHARMACY COUNTY OF HENNEPIN In the matter of the Revocation of CITATION the License of CLEON G. IVES To: Cleon G. Ives Sir: You are hereby cited to appear before the Minnesota State Board of Pharmacy at a meeting to be held in Suite 400 , Nicollet Hotel, in the City of Minneapolis, County of Hennepin and State of Minnesota, on the 15th day of July, 1955, at 10:00 o'clock A.M., to make such answer to the charges herein contained as you may be advised or deem expedient, and to show cause, if any you have, why the license to practice pharmacy heretofore granted to you by the Minnesota State Board of Pharmacy as a pharmacist should not be revoked, cancelled and set aside, and you be debarred from practicing pharmacy in the State of Minnesota, for immoral, dishonorable and unprofessional conduct as follows: That you, the said Cleon G. Ives, conducted yourself in a manner unbecoming a person licensed to practice pharmacy in the State of Minnesota and in a manner detrimental to the best interests of the public, and more particularly as follows: 1. That on the 13th day of December, 1954, in the United States District Court for the District of Minnesota, Fourth Division, you were convicted of a felony upon your plea of guilty as more particularly appears from the record of your said conviction, a true copy of which is hereto attached marked "Exhibit "A" and made a part hereof.

2. That you have been guilty of unprofessional conduct and conduct endangering public health in that you,

(a) were convicted of an offense against the laws of the United States relating to the practice of your profession as a pharmacist as appears from the record of such conviction which is attached hereto, marked Exhibit "A".

This citation is issued by order of the Minnesota State Board of Pharmacy this 17 day of June, 1955, pursuant to power vested in this board according to law.

MINNESOTA STATE BOARD OF PHARMACY

By Moudry Secretary

## UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MINNESOTA FOURTH DIVISION

United States of America

v.

No. 8624 Criminal

Cleon G. Ives, an individual trading as Glenwood Drug Store

On this 13th day of December, 1954 came the attorney for the government and the defendant appeared in person and by counsel.

IT IS ADJUDGED that the defendant has been convicted upon his plea of guilty of the offense of dispensing of drugs without a prescription in violation of 21 USC. 331, 333 as charged counts 1 and 3 of an Information and the court having asked the defendant whether he has anything to say why judgment should not be pronounced, and no sufficient cause to the contrary being shown or appearing to the Court,

IT IS ADJUDGED that the defendant is guilty as charged and convicted.

IT IS ADJUDGED that the defendant do pay a fine of Five Hundred (\$500.00) Dollars, upon the 1st Count.

IT IS ADJUDGED that imposition of sentence be and the same is hereby suspended and the defendant is placed on probation to the United States Probation Officer for a period of two (2) years.

IT IS FURTHER ADJUDGED that counts 2 and 4, be and the same are hereby dismissed.

(Fine paid December 13, 1954) \$500.00

IT IS FURTHER ORDERED that during the period of probation the defendant shall conduct himself as a law-abiding, industrious citizen and observe such conditions of probation as the Court may prescribe. Otherwise the defendant may be brought before the court for a violation of the court's orders.

APPROVED:

(Alex Dim, Ass't. U.S. Atty.)

(GUNNAR H. NORDBYE)United States District Judge

By Gladys A. M. Rippe, Deputy Clerk

A True Copy. Certified this 13th day of December, 1954.

(Signed) CHELL M. SMITH, (By) s/Gladys A. M. Rippe
Clerk Deputy Clerk

WHEREAS, said Cleon G. Ives paid a fine of \$500.00 and was placed on probation by the United States District Court for the District of Minnesota, Fourth Division, upon his conviction as charged in said citation, and

WHEREAS, said Cleon G. Ives appeared before this Board on this day and admitted his plea of guilty of the offense of dispensing drugs without a prescription, now therefore

BE IT RESOLVED by the Minnesota State Board of Pharmacy duly convened at Minneapolis, Minnesota, this 15th day of July, 1955, that the Board of Pharmacy continue to the first meeting of the Board of Pharmacy in January, 1957, its final action in this matter subject to the right of the Board of Pharmacy to take final action at an earlier time if said Cleon G. Ives shall violate his probation in said U. S. District Court.

10:30 o'clock A.M. ALEX H. ALTSHULER, a registered pharmacist in Minnesota, appeared before the Board in answer to a citation served upon him on June 17, 1955, why his license as a pharmacist should not be revoked because of unprofessional conduct.

Mr. Altshuler was sworn in and took the stand to answer the charges in the citation, which are as follows:

That you, the said Alex H. Altshuler, conducted yourself in a manner unbecoming a person licensed to practice pharmacy in the State of Minnesota and in a manner detrimental to the best interests of the public, and more particularly as follows:

- l. That on the 28th day of December, 1953, in the United States District Court for the District of Minnesota, Third Division, you were convicted of a felony upon your plea of guilty as more particularly appears from the record of your said conviction, a true copy of which is hereto attached marked Exhibit "A" and made a part hereof.
- 2. That on the 3rd day of February, 1955, in the Umited States District Court for the District of Minnesota, Third Division, you were convicted of a felony upon your plea of guilty as more particularly appears from the record of your said conviction, a true copy of which is attached hereto, market Exhibit "B" and made a part hereof.
- 3. That you have been guilty of unprofessional conduct and conduct endangering public health in that you

- (a) were convicted of an offense against the laws of the United States relating to the practice of your profession as a pharmacist as appears from the record of such conviction which is attached hereto, marked Exhibit "A".
- (b) That on the 20th day of January, 1954, you appeared before the Minnesota State Board of Pharmacy, pursuant to a citation relative to the revocation of your said license as a pharmacist, to show cause why your said license should not be revoked because of your conviction of the offense shown more particularly in Exhibit "A" attached hereto. That you then and there did obtain leniency from said State Board of Pharmacy in that final action, on said citation was deferred upon your promise to obey the law and upon your promise not to violate the terms of the probation granted you by the said United States District Court. That thereafter, and upon the 3rd day of February, 1955, you were again convicted upon your plea of guilty of a violation of the laws of the United States relating to the practice of your profession as a pharmacist, which more particularly appears from the record of such conviction as shown in Exhibit "B" attached hereto.

Mr. Stenzel conducted the hearing and a transcript was made by the reporter.

At the end of the hearing Mr. Altshuler was asked to step into the next room, whereupon the Board further discussed the case. Mr. Altshuler was then called back and was asked to appear before the Board on Muesday, July 19, 10:00 o'clock A.M., at which time the Board would give him its final decision.

Whereupon, at 1:25 o'clock P.M., Friday, July 15, 1955, the hearing in the above entitled matter was adjourned to Tuesday, July 19, 1955, at 10:00 o'clock A.M.

The Board recessed for lunch.

Re-convened at 2:30 o'clock P.M.

The Secretary informed the Board that Isaac Greenberg, a registered pharmacist in Minnesota and owning and operating a drug store at 978 Grand Avenue, St. Paul, Minnesota, doing business as Chatsworth Pharmacy, had been convicted of illegal sale of beer to a minor. The Secretary further stated that he had discussed the matter with Mr. Greenberg, pointing out the effect this had upon pharmacy. Mr. Greenberg indicated that when the purchase was made, he had asked and was informed that the purchaser was of age.

Recip

The Secretary brought to the attention of the Board the matter of the Mortinson REXX. Drug, 676 Winslow Avenue, St. Paul, Minnesota, is operating and kept open without a pharmacist in charge during the mornings and evenings, that a pharmacist apparently covers the store from noon until 6:00 O'clock P.M. The store is owned by Severin A. Mortinson and Mathew X. Mortinson, who are not registered pharmacists.

The Board instructed the Secretary to have Severin A. Mortinson appear before the Board at its rooms at the Nicollet Hotel, Wednesday, July 20, 1955, 10:00 o'clock A.M.

Board adjourned to meet again July 20, 1955

July 16, 1955. The Board marked the written work of the candidates.

July 17, 1955. (Sunday)

July 18, 1955. The Board met in its rooms to interview applicants having filed applications for reciprocal registration. This occupied the Board the entire morning.

President Carpenter called the meeting to order at 9:30 o'clock A.M.

The following persons had filed applications for reciprocal registration, and all, except one, appeared in person before the Board:

Denn, Paul S.
Feuhling, Richard N.
Ferguson, Harry M.
Himrich, Wayne S.
Lee, Robert B.
Oselka, Henry

from Onlo
from North Dakota
from North Dakota
from North Dakota
from Utah
from North Dakota Oselka, Henry Vincent, John Washburn, Ivan

from North Dakota from South Dakota.

Ralph Rahfuse had filed an application for registration as a pharmacist on the basis of his registration as such in Ohio, but was unable to appear. (Upon writing him after the meeting of the Board, Mr. Rahfuse advised it would be impossible for him to appear at a future date when the Board met and asked that his application be cancelled and fee refunded.)

One applicant, Paul S. Denn, was asked to take the practical examination as he had been out of the practice of pharmacy for a number of years.

IT WAS MOVED BY MR. TAYLOR, SECONDED BY MR. PETERSON THAT SUB-SECTIONS A, B, D, E, F, OF ARTICLE II OF THE BY-LAWS OF THE NATIONAL ASSOCIATION OF BOARDS OF PHARMACY ADOPTED AT ITS MEETING IN MIAMI BEACH, FLORIDA, IN AUGUST, 1955, PERTAINING TO REQUIREMENTS FOR RECIPROCITY, BE ADOPTED BY THE MINNESOTA STATE BOARD OF PHARMACY. MOTION CARRIED. copy attached. next page

Rules governing reciprocity into Minnesota. Requirements to be met by applicant seeking reciprocity.

\$ 50 July 1956

(a) The applicant pharmacist shall be required to complete submit a Preliminary Application form and a fee of thirty-five dollars to the Secretary of the National Association of Boards of Pharmacy. The fee will be returned if the application fails to show that the applicant possessed qualifications, at the time he was examined and licensed in the State from which he applies, which would have qualified him, at that time, to be examined and licensed in the State in which

(b) Any Member Board of Pharmacy may deem an applicant in-eligible to apply for a license by reciprocity if one year has not elapsed

since the time that applicant acquired a certificate, or license, by examination from another Member Board of Pharmacy and may compel applicants who have not engaged as a licensed pharmacist for one year preceding the time of filing application to take a practical examination. An applicant who qualified for and acquired a license in a state that does not grant licenses by reciprocity may be deemed in a license in a license by reciprocity may be deemed in a license. State that does not grant licenses by reciprocity may be deemed in-eligible to apply for a license by reciprocity unless the applicant has acquired a license by examination in a State that does grant licenses by reciprocity and has engaged as a licensed pharmacist in such State for at least three years.

(d) Any Member Board of Pharmacy may deem an applicant ineligible to be licensed by reciprocity if the application forms that he completes and submits fail to furnish evidence of the following:

1. That the license which applicant acquired by examination in the State from which he applies is in good standing.

That applicant, if examined after July 1, 1936, passed written examination for licensure in Pharmacy, Chemistry, Materia Medica, Pharmaceutical and Chemical Problems, and a Practical examination, and obtained a general average of 75 per cent and not less than 60 per cent in any of the written examinations and not less than 75 per cent in the Practical examination; or that applicant, if examined prior to July 1, 1936, obtained a general average of 75 per cent and not less than 60 per cent in any of the written examinations and not less than 60 per cent in the

3. That applicant is, in fact, competent and qualified to function

4. That applicant is of good moral character and is not addicted to the use of alcoholic, narcotic or hypnotic drugs.

That applicant has not been charged with, acquitted, convicted, fined or had his license suspended or revoked for violation of pharmacy, liquor, narcotic or food and drug laws.

(e) Any member Board of Pharmacy may require a pharmacist who applies for a license by reciprocity to appear before the Board for the purpose of being interviewed or examined in jurisprudence.

(f) An applicant who has not misrepresented his qualifications, who completes an application in accordance with the instructions for so doing, who submits same to a member Board of Pharmacy, who presents himself to the Board to be interviewed and who is thereafter denied the license which he applied for, may apply for and receive a refund of thirty dollars from the National Association of Boards of Pharmacy.

July 19, 1955. The Board met at its rooms at the Nicollet Hotel, at 10:00 o'clock A.M. All members and the Secretary were present, also Assistant Attorney General Robert Stenzel.

Meeting called to order by President Carpenter.

Pursuant to hearing in the Alex H. Altshuler case on July 15, 1955, the Board met to further discuss the action to be taken.

It was moved by Mr. Carlsen, seconded by Mr. Taylor, that the following resolution be adopted. Passed unanimously.

WHEREAS Alex H. Altshuler, a registered pharmacist, appeared before the State Board of Pharmacy July 15, 1955 in response to a citation ordering him to show cause why his license to practice pharmacy in the State of Minnesota should not be revoked for unprofessional conduct as set forth in said citation, and

WHEREAS the Board has considered the evidence adduced at said hearing and the statements there made by said Alex H. Altshuler, now therefore

BE IT RESOLVED by the State Board of Pharmacy duly convened this 19th day of July, 1955, in Suite 400, Nicollet Hotel, Minneapolis, Minnesota, that said Board finds as facts:

- 1. That Alex H. Altshuler appeared before the State Board of Pharmacy on January 20, 1954, and at that time evidence was introduced to show that he had been placed on probation by the United States District Court for the District of Minnesota, Third Division, upon his conviction as charged in said citation.
- 2. That the Board continued to its January, 1957 meeting final action on the matter, subject to the right of the Board of Pharmacy to take final action at an earlier time if said Alex H. Altshuler should violate his probation in the United States District Court.
- 3. That on February 3, 1955, said Alex H. Altshuler was found guilty in the United States District Court for the District of Minnesota, Third Division, of the offense of selling drugs without a prescription as required and of previous conviction in violation of Title 21, Section 331-333 United States Code, and was placed on probation for five years.

BE IT FURTHER RESOLVED by said State Board of Pharmacy as follows:

- 1. That the license of said Alex H. Altshuler to practice pharmacy in the State of Minnesota be, and hereby is revoked, and that the revocation of said license shall be effective on July 19, 1955.
- 2. That the President and the Secretary of the Board are hereby authorized and directed to make and serve upon said Alex H. Altshuler an order effecting the revocation of the license of said Alex H. Altshuler hereinbefore provided for.

Mr. Altshuler, who had been asked to reappear this day, was then called before the Board and the Board's legal counsel, Robert Stenzel, advised Mr. Altshuler of the action of the Board, to-wit: that his license to practice pharmacy in the State of Minnesota is hereby revoked.

At 10:25 o'clock A.M. case was dismissed.

It was moved by Mr. Carlsen, seconded by Mr. Taylor that Mr. Altshuler be notified in writing of the action of the Board, and also to surrender his pharmacist license. Motion carried.

ll:00 o'clock A.M. Mr. William Essling arrived to discuss with the Board the cases pending in court, ie the Snyder, Walgreen and Osco cases, and the two cases that the Board was bringing action against - one, the Red Owl Company, and two, Groves-Kelco Incorporated.

11:30 o'clock A.M. Mr. Sidney Shom, a registered pharmacist in the State of Minnesota, appeared before the Board to speak in behalf of an application he has filed with the Secretary for a license to operate a pharmacy at 375 E. Mendota Road, West St. Paul, Minnesota in connection with the operation of his nursing home.

This is the first application the Board has had for a pharmacy in a nursing or rest home, and the Board wished to get more detailed information from Mr. Shom regarding this new venture.

After considerable discussion of the matter, the application was laid on the table, and the Secretary was asked to check with the Minnesota State Board of Health, as they are the agency for the licensing of nursing or rest homes.

12:15 o'clock P.M. Board recessed for lunch.

Re-convened at 1:30 o'clock P.M.

The Secretary presented an application from Snyder's Drug Stores, Inc. for a license to operate a drug store at 103 Willow Bend, Crystal Village, Minnesota. The completed application showed that it complied with the Board's regulations.

It was moved by Mr. Carlsen, seconded by Mr. Peterson, that the Secretary be authorized to issue a license to Snyder's Drug Stores, Inc., to operate a drug store at 103 Willow Bend, Crystal Village, Minnesota. Motion carried.

The Secretary presented an application from the Walgreen Company for a license to operate a drug store at 8308 Highway 7 (Knollwood Plaza) St. Louis Park, Minnesota. The completed application showed that it complied with the Board's regulations.

It was moved by Mr. Carlsen, seconded by Mr. Peterson, that the Secretary be authorized to issue a license to the Walgreen Company to operate a drug store at 8308 Highway 7 (Knollwood Plaza) St. Louis Park, Minnesota. Motion carried.

The Secretary presented the applications sent in by Snyder's Drug Stores, Inc., the Walgreen Company, and Elkon, Inc. and Virgil M. Elliott, for 1955-56 licenses to operate their drug stores.

The Board took the following action:

WHEREAS, The Walgreen Company has made application for licenses to operate the following pharmacies in the State of Minnesota, to-wit:

Walgreen Co. (Illinois), 129 W. Superior, Duluth
Walgreen Co. (Illinois), 7-9 Thirteenth Ave. E., Duluth
Walgreen Co. (Illinois), 337 E. Hennepin Ave., Minneapolis
Walgreen Co. (Illinois), 1 W. Lake St., Minneapolis
Walgreen Co. (Illinois), 533 Hennepin Ave., Minneapolis
Walgreen Co. (Illinois), 800 E. Lake St., Minneapolis
Walgreen Co. (Illinois), 733 Marquette Ave., Minneapolis
Walgreen Co. (Illinois), 828 Nicollet Ave., Minneapolis
Walgreen Co. (Illinois), 1 Washington Ave. S., Minneapolis
Walgreen Co. (Illinois), 1579 University Ave., St. Paul
Walgreen Co. (Illinois), 333 Wabasha St., St. Paul
Walgreen Co. (Illinois), 425 Wabasha St., St. Paul
Walgreen Co. (Illinois), 64 W. 66th St., Richfield, and

WHEREAS, The Walgreen Company has brought an action in the United States District Court to test the validity of Regulations 14, 15, 18 and 19 of the State Board of Pharmacy, and the court's decision has been appealed by the Walgreen Company to the United States Court of Appeals, St. Louis, Missouri, and

WHEREAS the issuance of the licenses referred to above may invoke the effect of Regulations 15, 18 and 19,

NOW, THEREFORE, it is moved by Mr. Carlsen, seconded by Mr. Harms, that the applications of the Walgreen Company for drug store licenses expiring June 30, 1956 be laid on the table. Motion was unanimously adopted.

WHEREAS, Snyder's Drug Stores, Inc. has made application for licenses to operate the following pharmaciës in the State of Minnesota, to-wit:

Snyder's Drug Stores, Inc., 6630 Lyndale Ave. S., Minneapolis Snyder's Drug Stores, Inc., 3001 Hennepin Ave., Minneapolis Snyder's Drug Stores, Inc., 5425 Excelsior Blvd., Minneapolis Snyder's Drug Stores, Inc., 733 Hennepin Ave., Minneapolis Snyder's Drug Stores, Inc., 2630 E. Lake St., Minneapolis Snyder's Drug Stores, Inc., 26 S. 7th St., Minneapolis Snyder's Drug Stores, Inc., 417 E. Hennepin, Minneapolis Snyder's Drug Stores, Inc., 2145 Ford Parkway, St. Paul Snyder's Drug Stores, Inc., 409 Robert St., St. Paul Snyder's Drug Stores, Inc., 375 Wabasha St., St. Paul Snyder's Drug Stores, Inc., 109 W. Superior St., Duluth Snyder's Drug Stores, Inc., 109 W. Superior St., Duluth Snyder's Drug Stores, Inc., 50 - 17th Ave. S.W., Rochester

WHEREAS, Snyder's Drug Stores, Inc. kxx brought an action in the United States District Court to test the validity of Regulations 14, 15, 18 and 19 of the State Board of Pharmacy, and the court's decision has been appealed by Snyder's Drug Stores, Inc. to the United States Court of Appeals, St. Louis, Missouri, and

and

WHEREAS the issuance of the licenses referred to above may invoke the effect of Regulations 15, 18 and 19,

NOW, THEREFORE, it is moved by Mr. Carlsen, seconded by Mr. Taylor, that the applications of the Snyder's Drug Stores, Inc. for drug store licenses expiring June 30, 1956 be laid on the table. Motion was unanimously adopted.

WHEREAS, Elkon, Incorporated and Virgil M. Elliott has made application for licenses to operate the following pharmacies in the State of Minnesota, to-wit:

Virgil M. Elliott, 412 Wabasha St., St. Paul Virgil M. Elliott, 803 St. Germain St., St. Cloud Elkon, Incorporated, 120 S. Broadway, Rochester, and

WHEREAS, Elkon, Incorporated and Virgil M. Elliott brought an action in the United States District Court to test the validity of Regulations 14, 15, 18 and 19 of the

State Board of Pharmacy, and the court's decision has been appealed by Elkon, Incorporated and Virgil M. Elliott to the United States Court of Appeals, St. Louis, Missouri, and

WHEREAS the issuance of the licenses referred to above may invoke the effect of Regulations 15, 18 and 19,

NOW, THEREFORE, it is moved by Mr. Carlsen, seconded by Mr. Peterson, that the applications of the Elkon, Incorporated and Virgil M. Elliott for drug store licenses expiring June 30, 1956 be laid on the table. Motion was unanimously adopted.

The Secretary presented a report from the Board's inspector relative to the dirty condition of the Brom Drug Store, Benson, Minnesota, owned and operated by Harry E. Brom, a registered pharmacist in Minnesota. Mr. Brom had been informed to clean up the store on previous inspections, which he did to some degree, but it reverted back to the same disorderly condition again. The Board felt this condition should be corrected and suggested that Mr. Brom should be called in before the Board, but due to the full agenda it could not be done at this meeting. The Secretary was asked to write Mr. Brom that the dirty condition of his store had to be corrected.

Board adjourned to meet again July 20, 1955.

July 20, 1955. The Board met in its rooms at 9:30 o'clock A.M. Meeting called to order by President Carpenter.

It was moved and seconded that the reading of the minutes of the January meeting be given at a later time. in the meeting. Motion carried.

It was moved by Mr. Taylor, seconded by Mr. Harms, that the Secretary's salary be increased from \$450 per month to \$500 per month, beginning July 15, 1955. Motion carried.

10:00 o'clock A.M. Mr. Severin Mortinson, a partner in the Mortinson Drug, 676 Winslow Avenue, St. Paul, Minnesota, and who is not a registered pharmacist, had been asked to appear before the Board in regard to the operation of the drug store, as according to reports by the Board's inspectors the store is not covered at all times by a registered pharmacist.

The Board discussed the matter with Mr. Mortinson at some length and stated that the store must be in charge of a registered pharmacist all hours it is open. If one pharmacist could not cover the hours it is now open, it

was suggested that the hours the store is open be shortened so that one pharmacist could cover, otherwise a relief pharmacist would have to be employed to be in charge when the regular pharmacist was off duty. Mr. Mortinson told the Board that Everard L. Green was the pharmacist employed at the present time and that he worked from 11:00 o'clock A.M. to 7:00 o'clock P.M.. Mr. Mortinson assured the Board that the store would be covered by a registered pharmacist the hours it is open.

Mr. Carlsen gave a report of the meeting of the National Association of Boards of Pharmacy held in Miami Beach, Florida, in August. He distributed copies of Ohmart's examination questions which were brought up at the National Board's meeting. Some time was spent discussing these questions by the Board Members.

The minutes of the January meeting were read and approved as read.

The Secretary gave a report as to the financial standing of the Board of Pharmacy as of June 30, 1955.

The Secretary brought up the matter of installing a Postal Meter Machine in the office as it would speed up the sealing and stamping of all mail going out. The machine suggested for our use takes up to \$99.99 for postage, and the rental fee is \$66.00 per year.

It was moved by Mr. Carlsen, seconded by Mr. Peterson, that a Postal Meter Machine be installed in the office of the Board of Pharmacy. Motion carried.

The Secretary gave a report of the examination of the College of Pharmacy, University of Minnesota, by the American Council on Pharmaceutical Education.

The Board discussed the material sent the Secretary by the National Association of Boards of Pharmacy and asked that it be sent to each Board Member so that it could be read.

The Secretary read a letter from Dr. Gordon R. Kamman of St. Paul, dated March 23, 1955, stating that Paul E. Herzog, a registered pharmacist, has now recovered from his barbiturate addiction and has been discharged as a patient.

It was moved and seconded that the President and the Secretary be sent as delegates to the meeting of the National Association of Retail Druggists to be held in Atlantic City, October 16-20, 1955. Motion carried.

On motion duly made, seconded and carried, the following persons having received a general average of 75 percent or better, not less than 75 percent in practical, and not below 60 percent in any other subject, were granted registration as pharmacists:

Anderson, Dewey Roy Beecroft, Chas. Frederick Blocker, Betty Gold Cazers, Zigrida Dunens Crawford, Francis Burton Drake, Charles Edward Eickholt, Theo. Henry Elman, Stuart Morton Geraghty, Wm. Hubert Grabow, Wilmar August Granat, Gilmore Kay Hart, Michael Edw., Jr. Hay, Bruce Brosvik Hendricks, Elvin Chas. Hoffman, Martin Johnson, John Albin Jolstad, Percy Edw. Joul, Burton Raymond Krajeck, James. Thomas Lavine, Ronald Lloyd Leenay, Maurice Leuzinger, Roland Otto

Magnuson, Adrian Owen McDougall, George Hastings Medina, Claude Julius Olafson, Carol Jean Pagels, Irvin Byron, II Rantala, Raymond Richard Rasmusson, John Hursh Richter, Jerome Jerry Schwerman, Earl Aug., Jr. Shink, Simon Walter Sister M. Danile Knight Speerstra, Seth Foss Starkman, Stanley Swanson, Phillip Lowell Tschida, Orville Frank Welch, James Bernard Wortz, Robert Lloyd Wrobel, Paul Theo. Zenk, Robert James

The application of Paul S. Denn for registration as pharmacist on the basis of his Ohio registration as such was granted.

The application of Harry M. Ferguson for registration as pharmacist on the basis of his North Dakota registration as such was granted.

The application of Robert B. Lee for registration as pharmacist on the basis of his North Dakota registration as such was granted.

The application of Wayne S. Himrich for registration as pharmacist on the basis of his South Dakota registration as such was granted.

The application of Henry Oselka for registration as pharmacist on the basis of his Utah registration as such was granted.

The application of John Vincent for registration as pharmacist on the basis of his North Dakota registration as such was granted.

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The application of Ivan Washburn for registration as pharmacist on the basis of his registration in South Dakota as such was granted.

The application of Richard N. Feuhling for registration as pharmacist on the basis of his North Dakota registration as such was granted.

The Secretary reported that the Board's accounts of receipts and disbursements for the six years ended June 30, 1954 had been audited by the State Examiner. Recommendations made were that a blanket bond should be secured to cover additional employees, and that the certificates of pharmacist registration be numbered so as to keep a record of all certificates issued.

The date for the July, 1956 meeting was fixed for the week beginning Monday, July 9.

It was moved and seconded that all the members of the Board and the Secretary be sent as delegates to the 5th District Boards and Colleges of Pharmacy meeting to be held in Sioux Falls, South Dakota, on October 2, 3, 4, 1955. Motion carried.

The names of thirteen pharmacists were read who were delinquent in the renewal of their registrations for 1953 and 1954. The Secretary was instructed to send a letter by "Certified Mail" to those who had not indicated they wished to be dropped, again informing them relative to their arrears in dues, and that if not paid within a specified time, they would be dropped.

It was moved and seconded that the following pharmacists be dropped from the records unless dues in arrears for years 1953 and 1954 are paid. Motion carried.

3119 8215 519 1302	Maldaner, F. P. Middents, Claude C. Nelson, Leah M. (Mrs.Otto) Nelson, Martin Nelson, N. Fred Nelson, Wilford R.	1602 8714 1621 8538	Rasmussen, Margaret B. Rebstock, E. W. Rivers, Harry R. Sivertsen, Ivar (M.D.) Vornholt, Carl M. Wirth, Adolph G.
8280	Nelson, Wilford R. Quale, David G.		miron, naorph de

Nothing further coming before the Board, on motion duly made. seconded, and carried, meeting was adjourned.

Frank W. Moudry, Secretary

### MINNESOTA STATE BOARD OF PHARMACY

### Three Hundred Fortieth Meeting

January 11, 1956. A special meeting was called for this date at the suggestion of the Board's legal counsel William W. Essling, special assistant attorney general. The purpose of the meeting was to discuss suggested changes by Snyder's Drug Stores, Inc., Walgreen Company, Elkon Inc. and Virgil M. Elliot, dealing with self-service. (Copy attached)

The following members were present: Vice President Harry W. Carlsen, Angus H. Taylor, Ivan E. Peterson, Jack Harms, Floyd M. Alcott, also Harold H. Carpenter, former member of the Board. Attorneys present were Beldin Loftsgaarden, and Board's legal counsel, William Essling.

Meeting called to order 1:30 o'clock P.M. by Vice President Carlsen.

The suggested changes submitted by Snyder's Drug Stores, Inc., Walgreen Company, Elkon Inc. and Virgil M. Elliot, was discussed at some length.

The Board also discussed suggestions made by Harry Carlsen and legal counsel.

After considerable discussion on the matter the Board suggested that its legal counsel prepare and submit to the Board at its meeting the following week a regulation embodying the changes discussed.

On motion meeting adjourned at 6:30 o'clock P.M.

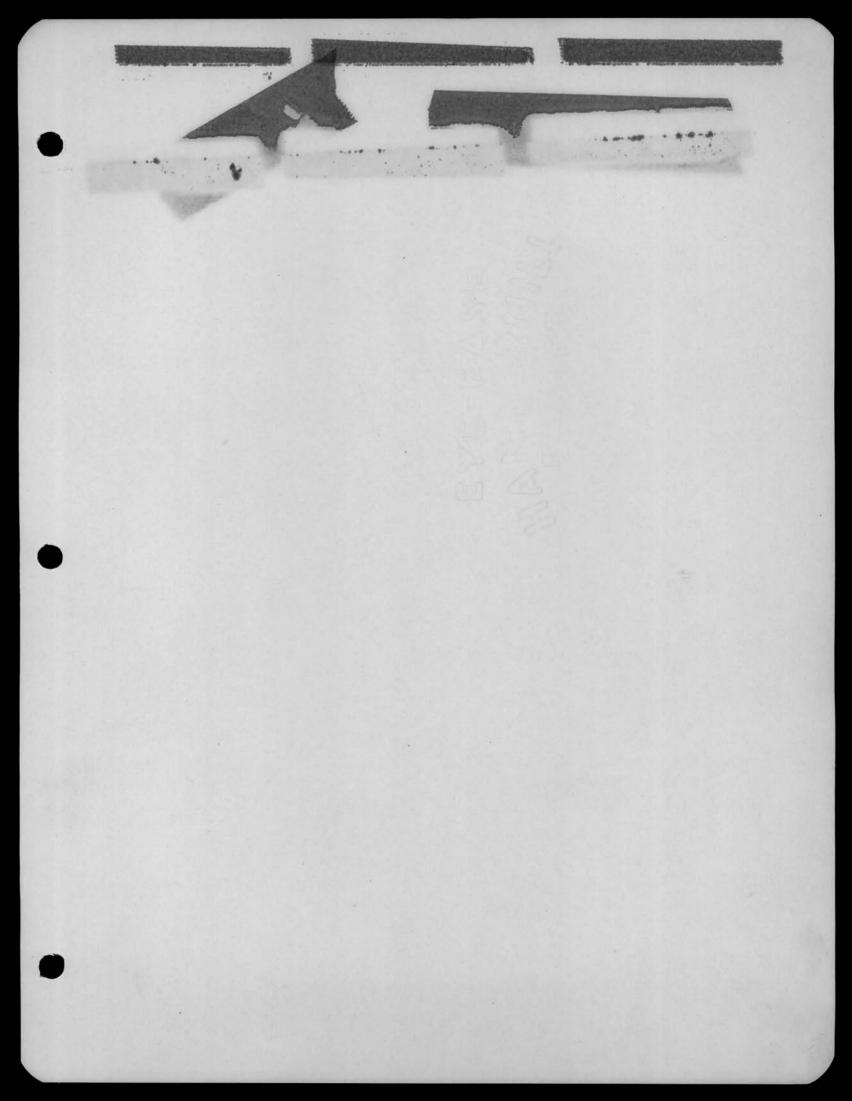
Frank W. Moudry. Secretar

Harry W. Carlsen, V.P.

Hereafter applications for licenses to conduct pharmacies or drug stores in open market places, super stores or super markets, self-service stores and other similar establishments shall be denied unless an area devoted to the sale of drugs, medicines, chemicals and poisons, hereinafter called "drug area", is provided adjoining the prescription department. No drugs, medicines, chemicals, or poisons shall be displayed or sold except in said drug area.

Said drug area shall be under the personal supervision of a pharmacist or of an assistant pharmacist in the temporary absence of the pharmacist.

All sales of drugs, medicines, chemicals or poisons must be completed by or under the personal supervision of a pharmacist or of an assistant pharmacist in the temporary absence of the pharmacist.



# MINNESOTA STATE BOARD OF PHARMACY Three Hundred Forty-First Meeting

January 16, 1956. The Board met at the College of Pharmacy, University of Minnesota, Minneapolis, 8:15 o'mlock A.M. Members present - Vice President Harry W. Carlsen, John S. Harms, Ivan E. Peterson, Angus H. Taylor, and Floyd M. Alcott of Hopkins, Minnesota, the new member appointed by Governor Orville Freeman on January 3, 1956 to a five year term ending the first Monday in January, 1961.

Mr. Alcott succeeds Harold H. Carpenter, whose term had expired.

The following had filed applications to take the entire examination and had been notified to appear as per schedule sent them, and they were present to take the practical examination:

Arenson, Gerald E.
Balke, Dean B.
Beske, Raymond C.
Callas, Michael W.
Casey, Hugh
Erickson, Allen L.
Franta, James R.
George, Clarence T.
Goldenberg, Herbert R.
Juhnke, Rollins E., Jr.
Knutson, Marvin T.

Levinsohn, Sidney H.
Lichtig, Moses
Madsen, Ivan L.
Malmo, Richard F.
Norrdin, Roger V.
Ramler, Marlin M.
Scholucha, Maria
Schwartz, Harold C.
Stradtman, James W.
Swanson, Bayliss L.
von Fischer, Frederick Wm.

Thirteen candidates appeared to take the practical work as they had taken the written examination at a previous examination given by the Board, and at this time they had fulfilled the requirement of at least one year of apprentice training:

Anderson, Ellsworth L.
Anderson, Lyle W.
Bloom, Sheldon H.
Butzer, Mark A.
Craig, Melvin V.
Crawford, John L.
Halverson, Charles D.

LaLonde, Richard J.
Larson, Jerrold V.
McKay, Gene D.
Meyer, Keith D.
Nikolai, Leon M.
Schultz, Jerome L.

The following candidates appeared to retake the practical as they had failed to obtain a mark of 75 percent or better in that subject in a previous examination, and thus were not eligible for registration as pharmacist, as a minimum of 75 percent is required in the practical work.

Siler, Andrew V. Wahl, Roger A.

Six prescriptions to compound were given in the morning, and nine were given in the afternoon.

January 17, 1956. The Board met at the College of Pharmacy, University of Minnesota, at 9:00 o'clock A.M. to give the written examination in the following subjects: Pharmacy, Chemistry, Materia Medica, Pharmaceutical and Chemical Mathematics, and Jurisprudence.

In addition to giving the written examination to the twenty-two candidates who were eligible to take the entire examination, the following candidates appeared but were eligible to take only the written as they had not as yet obtained the required one year of apprentice training. All of them had taken the written in July, 1955 but failed to pass.

Anderson, Robert E. Holmstrom, Loren R. Marttila, Walter K. Mattson, Donald S.

Radtke, Marlin B. Russell, Laverne E. Sever, Joseph M. Turcotte, Donald R.

One candidate, Eugene T. De Fore did not appear.

January 18, 1956. The Board met at the College of Pharmacy, University of Minnesota, at 9:00 o'clock A.M. The Board spent the morning checking the practical work of the candidates preparatory to giving the oral examination. At 1:00 o'clock P.M. the Board began giving the oral, which continued to 5:00 o'clock P.M. (Sixteen candidates)

January 19, 1956. From 9:00 o'clock A.M. to 4:30 o'clock P.M. the Board continued to give the oral examination. (Twenty-one candidates)

The Board spent the day marking the written January 20, 1956. work of the candidates.

January 21, 1956. In the morning the Board marked written work of the candidates.

In the afternoon, William Essling, the Board's legal counsel, met with the Board and submitted for the Board's study a regulation he had prepared dealing with self-service. The Board studied the regulation very carefully, making certain changes. It was then pointed out that the proposed regulation should be submitted to the Attorney General for approval prior to any action taken by the Board. Mr. Essling stated he would revise the regulation and submit it to the Attorney General, also would contact the attorneys for Snyder's Drug Stores, Walgreen Company, and Osco, informing them of action of the Board.

January 22, 1956. (Sunday)

January 23, 1956. The Board met in its rooms to interview applicants having filed applications for reciprocal registration. This occupied the Board the entire morning.

Vice President Harry Carlsen called the meeting to order at 9:30 o'clock A.M.

The following persons had filed applications for reciprocal registration, and all appeared in person before the Board:

Bacon, Joe J. Backman, Bonnie B. from South Dakota

from Nebraska

(she was married after filing application and her name is now

Mrs. D. A. Krochock)

from South Dakota

Bot, Albert F.

Braxton, Elsie L. from Ohio
Davnie, William F. from North Dakota Eagan, Genevieve Bartel from Wisconsin

Lindoo, Jack R.

from Wisconsin

All reciprocal applicants are required to write the examination in Jurisprudence.

In the matter of the application of Genevieve Bartel Eagan, registered in Wisconsin, the application showed that she had been out of active practice as a pharmacist for about seven years. The Board felt that she should work in a pharmacy between now and the July meeting so as to become familiar with all the new drugs and medicines now being used in the practice of pharmacy. Mrs. Eagan was so advised by the Board.

It was moved by Mr. Taylor, seconded by Mr. Harms, that the application for reciprocal registration filed by Mrs. Eagan be tabled to the July, 1956 meeting. Motion carried.

At 12:00 o'clock noon the attorneys for the Board appeared in District Court, Hennepin County, and argued for advancement on the calendar of the case State of Minnesota vs Red Owl Company and Groves-Kelco, Inc. The members of the Board and its Secretary were also present at the hearing.

The Board recessed for lunch.

At 2:00 P.M. Board reconvened.

Meeting called to order by Vice President Carlsen. All members present, also Secretary.

The Board had cited John Mausbach, a registered pharmacist owning and operating a drug store in Little Falls, Minnesota, to show cause why his license to practice pharmacy in the State of Minnesota should not be suspended or revoked as stipulated in the Citation as attached. P3A

Mr. Mausbach appeared before the Board. He was represented by Charles A. Fortier, Attorney at Law, little Falls, Minnesota. The State Board of Pharmacy was represented by Robert J. Stenzel, Special Assistant Attorney General. A transcript of the hearing was made.

There was introduced by the State Board records of convictions for various offences, including intoxication and disorderly conduct. There was also introduced a report by State Pharmacy Inspectors C. S. Corl and Earl J. Schlekau in which they related an incident where they found Mr. Mausbach intoxicated in his drug store.

It was moved by Mr. Taylor, seconded by Mr. Alcott, that the Board take the matter of the suspension or revocation of Mr. Mausbach's pharmacist license under advisement until a subsequent meeting. Motion carried.

Mr. Mausbach told the Board that he was making an effort to combat his drinking habit and that he intends to join Alcoholics Anonymous. For this reason the Board felt they would give him another chance to see whether he would not straighten out. The Board requested Mr. Fortier to make periodic reports to the Board on Mr. Mausbach's progress, and reserve the right, should Mr. Mausbach slip back into his old habit, of taking immediate action to suspend or revoke his license.

# STATE OF MINNESOTA BEFORE THE STATE BOARD OF PHARMACY

In the matter of the Revocation of the License of John Mausbach.

CITATION

To: John Mausbach:

You are hereby cited to appear before the Minnesota State Board of Pharmacy at a meeting to be held in Suite 562, Nicollet Hotel, in the City of Minneapolis, Hennepin County, Minnesota, on the 23rd day of January, 1956, at 2:00 P. M., to make such answer to the charges herein contained as you may be advised or deem expedient and to show cause, if any you have, why the license to practice pharmacy heretofore granted to you by the Minnesota State Board of Pharmacy as a pharmacist should not be revoked, cancelled, and set aside, and you be debarred from practicing pharmacy in the State of Minnesota, for immoral, dishonorable, and unprofessional conduct as follows:

That you, the said John Mausbach, conducted yourself in a manner unbecoming a person licensed to practice pharmacy in the State of Minnesota and in a manner detrimental to the best interests of the public, and more particularly:

- 1. On October 13, 1952, you were convicted upon your plea of guilty on a charge of voluntary intoxication and paid \$36.75 fine and costs;
- 2. On December 1, 1952, you were convicted upon your plea of guilty on a charge of voluntary intoxication and paid \$26.75 fine and costs;
- 3. On July 23, 1953, you were convicted upon your plea of guilty on a charge of defacing and tampering with a parking meter and paid a fine and costs totaling \$105 and, in addition, paid the cost of repairing the meter;

- 4. On April 9, 1955, you were convicted upon your plea of guilty on a charge of voluntary intoxication and paid fine and costs totaling \$110;
- 5. On November 22, 1955, State Inspectors C. S. Corl and Earl J. Schlekau, while inspecting your drug store, found you in a drunken condition in the store; your talk was incoherent; your walk was unsteady; you admitted you had taken an antacid powder to cover up the odor of beer you had been drinking across the street and also admitted to the State Inspectors that you had drunk whiskey.

This citation is issued by order of the Minnesota State Board of Pharmacy this 28 day of Ulcomber, 1955.

MINNESOTA STATE BOARD OF PHARMACY

By Frank W. Moudry

COLLOW BUD

- Intrastization



4:15 P.M. Mr. Sidney Shom appeared before the Board on the Board's request for the purpose of discussing his application for a license to operate a pharmacy in conjunction with his rest home at 375 E. Mendota Road, West St. Paul, Minnesota. He was accompanied and represented by his attorney, Irving . Present for the State Board of Pharmacy were Robert J. Stenzel, Special Assistant Attorney General, and William W. Essling, special attorney for the Board.

There was discussion pro and con among the Board members and Mr. Shom and his attorney of the merits of granting a license for a pharmacy in the same building in which Mr. Shom maintained a rest home. Mr. Moudry clarified the feeling Mr. Shom had that there was something personal in the Board's hesitancy to grant a license. Mr. Moudry explained that the Board was hesitant because this was a new situation and had never been considered by the Board before.

The Board subsequently discussed and considered the application, and it was moved by Mr. Taylor, seconded by Mr. Peterson, that the application of Sidney Shom for a license to operate a pharmacy in his rest home at 375 E. Mendota Road, West St. Paul, Minnesota, be denied. Motion carried.

- d The following reasons were given for the denial:
  - 1. That it would not be good for the employees of the rest home to have easy access to drugs because of the possibility of using them without a physician's orders.
  - 2. That while Mr. Shom promised that no sales would be made to the general public, the Board is not in a position to issue a limited license and would have no way of controlling Mr. Shom's pharmacy once a license was issued.

Also, the Board expressed some fear that if one rest home were issued a pharmacy. License, others would request one, and since their owners would not be in all cases pharmacists, the Board felt it would be undesirable for them to establish a precedent of pharmacies in rest homes.

The Board adjourned to meet again on January 24, 1956.

January 24, 1956. The Board met in its rooms at the Nicollet Hotel. Meeting called to order at 9:30 o'clock A.M. by Vice President Carlsen.

Albert Jolink, a registered pharmacist in Minnesota, owner and operator of a drug store at Edgerton, Minnesota, and Donald Eickman, a graduate in pharmacy from South Dakota State College who was obtaining apprentice training under Mr. Jolink to qualify to take the examination for licensure in Minnesota, had been asked to appear before the Board. The Board's inspector had found Mr. Jolink's pharmacy being operated with Mr. Eickman in charge. Mr. Jolink would be absent from the store three to four days a week while he was working as a sales representative of Jands Pharmacal Company. Mr. Eickman

was asked whether he had posed as the pharmacist, to which he answered "no." He said he would state he was the pharmacist apprentice. When Mr. Moudry called the store long distance a few days before the Board meeting, Mr. Eickman stated over the telephone that he was the pharmacist. Mr. Jolink admitted leaving the store uncovered.

The Board severely reprimended Mr. Jolink for leaving his store without a registered pharmacist in charge, and also for allowing an apprentice in pharmacy to violate the law by leaving him in charge of the store to act as the pharmacist. Mr. Jolink promised the Board that the store will be covered at all times, or if unable to have a pharmacist there during his absence, he would lock up the store. Mr. Eickman promised he would abide by the law and the requirements governing an apprentice in pharmacy.

10:45 o'clock A.M. Alex. Haag, a registered pharmacist in Minnesota and owner and operator of a drug store at 4100 E. Lake St., Minneapolis, Minnesota, had been called to appear before the Board because of complaints that he was using intoxicating liquors to excess, and that he was leaving his store uncovered at various times. Mr. Haag stated his store was open 9:00 A.M. to 10:00 P.M.; Sundays he was open to about 2:00 P.M.; that he was operating the store alone with no help except his wife. He stated he does not drink while at work, that he did not use barbiturates.

The members of the Board talked to Mr. Haag at length, and discussed with him complaints received by the Secretary. Mr. Haag promised that there would be no occasion for any more complaints, that he was willing to cooperate. The Board advised Mr. Haag that if he did not adhere to his promise and the Secretary continues to receive complaints, it would then be necessary to cite him to show cause why his registration as a pharmacist should not be suspended or revoked.

11:25 o'clock A.M. Leo Henn, a registered pharmacist in Minnesota and owner and operator of a drug store at 2000-4th Ave. S., Minneapolis, Minnesota, had been called to appear before the Board because of complaints as to methods of operation of his store that did not conform to State laws, and also complaints that he was doing some drinking. Information had been received that he had been arrested for drunken driving.

The Board gave Mr. Henn a good talking to, informed him his store would have to be kept covered by a registered pharmacist during the hours it is open, and that there could be no drinking during his hours of work in the store. Mr. Henn said he would shorten the store hours and close up Sunday afternoons, that he would discontinue drinking, and that when he got the store on a going basis, he would liquidate the business or sell, and possibly go back with the government.

12:05 o'clock P.M. Dr. Harold Nathanson, a partner in the Lumber Exchange Drug, 429 Hennepin Ave., Minneapolis, Minnesota, had been asked to appear before the Board in regard to the owner hip of the store, he not being a registered pharmacist. Dr. Nathanson stated that

clem Claseman, a registered pharmacist in Minnesota had purchased an interest in the store to the extent of 51%, which is required under regulation of the Board. He stated further that he wants to dispose of his interest, and upon questioning by the Board why the store could not be converted to other than a drug store, he stated he felt it would jeopardize his getting his interest out of the store.

The minutes of the July, 1955 meeting were read and approved.

It was moved by Mr. Taylor, seconded by Mr. Harms, that \$2,000 be turned over to the Minnesota State Pharmaceutical Association for the advancement of the Arts and Science in Pharmacy as provided by law. Motion carried.

It was moved and seconded that the January, 1957 meeting be set for the week beginning January 14. Motion carried.

It was moved and seconded that the membership fees for the National Association of Boards of Pharmacy, the 5th District NABP, and the Association of Food and Drug Officials, be paid out of the funds of the Board of Pharmacy. Motion carried.

It was moved and seconded that the bond premium for the Secretary be paid out of the funds of the Board. Motion carried.

The Secretary distributed copies of the financial statement for the year ending December 31, 1955, also statistical report, to each Board member and the same were gone over.

It was moved and seconded that the fee for renewal of pharmacist registration for 1956 be fixed at \$5, the assistant pharmacist renewal fee be fixed at \$3, and the fees for drug store license at \$10, and Household Drug License at \$5. Motion carried.

1:15 o'clock P.M. recessed for lunch.

2:00 o'clock P.M. Board reconvened.

It was moved and seconded that the thirty candidates who received a general average of 75 percent or better, not below 75 percent in practical, and not below 60 percent in any other subject, be granted registration as pharmacists. Motion carried. List of names as follows:

Anderson, Ellsworth L.
Anderson, Lyle W.
Balke, Rollis D.
Bloom, Sheldon H.
Butzer, Mark A.
Callas, Michael W.
Casey, Hugh
Craig, Melvin V.
Crawford, John L.
Erickson, Allen L.
George, Clarence T.
Goldenberg, Herbert R.
Halverson, Charles D.
Knutson, Marvin T.
LaLonde, Richard J.

Larson, Jerrold V.
Levinsohn, Sidney H.
Lichtig, Moses
McKay, Gene D.
Meyer, Keith D.
Nikolai, Leon M.
Norrdin, Roger V.
Ramler, Marlin M.
Scholucha, Maria
Schultz, Jerome L.
Schwartz, Harold C.
Siler, Andrew V.
Stradtman, James W.
Swanson, Bayliss L.
Wahl, Roger A.

The application of Elsie L. Braxton for registration as pharmacist on the basis of her Ohio registration as such was granted.

The application of Bonnie B. Krochock (Nee Backman) for registration as pharmacist on the basis of her South Dakota registration as such was granted.

The application of William F. Davnie for registration as pharmacist on the basis of his North Dakota registration as such was granted.

The application of Albert F. Bot for registration as pharmacist on the basis of his South Dakota registration as such was granted.

The application of Jack R. Lindoo for registration as phermacist on the basis of his Wisconsin registration as such was granted.

The application of Joe J. Bacon for registration as pharmacist on the basis of his Nebraska registration as such was granted.

Two applicants received a general average of 75 percent or better in their examination but were not eligible for registration as they received a mark below 75 percent in the practical and must retake this subject. They were

Franta, James R. von Fischer, Frederick Wm.

The following were successful in passing the written examination only:

Marttila, Walter K.
Russell, Laverne E.

Sever, Joseph M. Turcotte, Donald R.

The Secretary read a letter from H. E. Brom, a registered pharmacist owning and operating a drug store in Benson, Minnesota, dated September 14, 1955, in reply to a letter sent him by the Secretary on July 29, 1955 in regard to the dirty condition of his store. At the July meeting of the Board, the Secretary had been instructed to write Mr. Brom about this matter.

The Secretary read correspondence from Fuller Brush Company regarding the sale of vitamins in Minnesota by their agents, and letter sent them under date of December 28, 1955.

The Secretary read Judge Donovan's order dated January 10, 1956 relative to Court File No. 2570 and 2571, the Snyder's Drug Stores, Inc., and Elkon Inc cases.

It was decided to use U.S.P. 14 and N.F. 9 for the examination in July, 1956.

It was moved and seconded that Harry W. Carlsen be nominated for president of the Board for the ensuing year. Motion carried.

It was moved by Mr. Taylor, seconded by Mr. Harms, that the Secretary cast a unanimous ballot for Harry W. Carlsen as president of the Board of Pharmacy. Whereupon the Secretary cast the ballot and Mr. Carlsen was declared elected president.

It was moved and seconded that Ivan E. Peterson be elected vice president. Motion carried.

It was moved and seconded that Frank W. Moudry be re-elected secretary for the ensuing year. Motion carried.

It was moved and seconded that Effie M. Swanson be re-elected assistant secretary. Motion carried.

It was moved and seconded that Cady S. Corl and Earl J. Schlekau be retained as inspectors for the Board of Pharmacy. Motion carried.

It was moved by Mr. Taylor, seconded by Mr. Harms, that the secretary's salary be increased from \$500 to \$550 per month. Motion carried.

It was moved and seconded that the vice president and secretary be sent as delegates to the National Association of Boards of Pharmacy meeting, the Conference of Law Enforcement Officials of the United States, and the American Pharmaceutical Association meeting, to be held in Detroit, Michigan, April 8 - 12, 1956. Motion carried.

It was moved and seconded that the president and secretary be sent as delegates to the meeting of the National Association of Retail Druggists to be held in Cincinnati, Ohio, September 16-21, 1956. Motion carried.

On motion duly made and seconded, Board adjourned.

Frank W. Moudry

# THREE NUNDRED FORTY-SECOND MEETING

February 17, 1956. The Board met for dinner at the St. Paul Athletic Club, 6:00 o'clock P.M. and for a meeting afterwards.

This meeting had been called for the purpose of discussing the pending case against the Red Owl Company and Groves-Kelco, Inc. for the sale of drugs and medicines which was coming up for trial on April 30, 1956 in District Court, Fourth Judicial District, Hennepin County.

Members present were President Harry W. Carlsen, Angus H. Taylor, Jack Harms, Floyd M. Alcott. Others present were Secretary Frank W. Moudry, Board inspectors Earl J. Schlekau and Cady S. Corl, Board's legal counsel William W. Essling, Beldin Loftsgaarden, Jr., and Dr. Raymond Bieter.

Meeting called to order by President Carlsen.

There was discussion relative to ways and means and procedure in court, also the list of drugs and medicines that it was felt would be brought up at the trial was gone over and given considerable study.

Attorneys Essling and Loftsgaarden discussed with the Board members the legal aspects of the case.

On motion duly made, seconded and carried, meeting was adjourned.

Frank W. Moudry, Secretary

Harry W. Carlsen, President

# Three Hundred Forty-third Meeting

February 24, 1956. The Board met for dinner at the St. Paul Athletic Club, 6:00 o'clock P.M. and for a meeting afterwards.

This meeting was called in order to further brief the members of the Board in the pending litigation with Red Owl Company and Groves-Kelco, Inc., and other business that might come before it.

Members present were President Harry W. Carlsen, Angus H. Taylor, Jack Harms, Floyd M. Alcott. Others present were Secretary Frank W. Moudry; Board inspectors Earl J. Schlekau and Cady S. Corl; Board's legal counsel William W. Essling, and attorney Beldin Loftsgaarden. Jr.

Meeting called to order by President Carlsen.

The Board was informed that the attorneys for Snyder's Drug Stores, Inc., Walgreen Company, Elkon, Inc. Virgil Elliot (Osco Drug), wished a meeting with the Board to discuss Regulations 15, 18 and 19.

It was moved by Mr. Alcott, seconded by Mr. Taylor, that a meeting be set for Wednesday, February 29, 1956, 10:00 o'clock A.M., at the Nicollet Hotel, Minneapolis. Motion carried.

On motion made, seconded and carried, meeting adjourned.

Frank W. Moudry, Secretary

Harry W. garlsen, President

# Three Hundred Forty-fourth Meeting.

February 29, 1956. Special meeting called for the purpose of discussing the Board's regulations, particularly 14, 15, 18 and 19. Meeting held in the Nicollet Hotel, Minneapolis

Members present were President Harry W. Carlsen, Ivan E. Peterson, Angus H. Taylor and Floyd M. Alcott. Also present were Secretary Frank W. Moudry, Board's legal counsel, William W. Essling; attorneys: Tom Barton representing Walgreen Company, and Harry Peterson representing Snyder's Drug Stores, Inc.

President Carlsen called meeting to order at 10:00 o'clock A.M.

After considerable discussion of Regulations 14, 15, 18 and 19, Mr. Peterson and Mr. Barton agreed to submit to the Board's legal counsel, Mr. William W. Essling, some suggestions in the way of amendments to these Regulations for the Board to consider.

Meeting adjourned at 3:00 o'clock P.M.

Frank W. Moudry. Secretary

Harry W. Carlsen, President

# MINNESOTA STATE BOARD OF PHARMACY Three Hundred Forty-fifth Meeting

March 27, 1956. A special meeting of the Board was called by President Carlsen at the suggestion of special assistant attorney general, William W. Essling, to discuss amendments to Regulations 15, 18 and 19.

The meeting was held at the Nicollet Hotel, Minneapolis. The following members of the Board were present: President Harry W. Carlsen, Ivan E. Peterson, Angus H. Taylor, also Secretary Frank W. Moudry, and William W. Essling, the Board's legal counsel.

Others meeting with the Board were: Henry Moen, Secretary of the Minnesota State Pharmaceutical Association, and its legal counsel Beldin Loftsgaarden; attorneys: Tom Barton representing Walgreen Company, Edward S. Price representing Osco Drug, and Harry Peterson representing Snyder's Drug Stores, Inc.

The meeting was called to order by President Carlsen at 2:00 o'clock P.M.

After a thorough discussion of the amendments to the Regulations, the attorneys for Snyder's, Walgreen, and Osco, asked that they have an opportunity to discuss these changes with their people before the Board took action for adoption. This was agreed to by the Board's legal counsel. Whereupon the attorneys left the meeting.

The Board asked the Secretary what progress was being made in stopping those companies who are illegally selling vitamins in the State of Minnesota. The Secretary reported that the City Attorney of St. Paul and the Ramsey County Attorney, after thorough study of the problem, informed him they were not in position to handle the case.

The Secretary stated it now resolves itself that civil action will have to be brought, and that Mr. Essling is proceeding to receive authority from the Attorney General to bring the necessary action.

On motion made, seconded and carried, meeting was recessed to Saturday, March 31, 1956, 1:00 O'clock P.M.

Frank W. Moudry, Secretary

Harry W. Jarlsen, President

Three Hundred Forty-sixth Meeting

March 31, 1956. This special meeting of the Board of Pharmacy was held at the office of the Board of Pharmacy, 3965 Minnehaha Avenue, Minneapolis, Minnesota. This was a continuation of the meeting of Tuesday, March 26, 1956, which was recessed to this date.

The meeting was called to order at 1:00 o'clock P.M. by President Carlsen. Board members present were Harry W. Carlsen, Ivan E. Peterson and Angus H. Taylor. Also present were Secretary Frank W. Moudry, Attorney William W. Essling and Attorney Beldin H. Loftsgaarden

It was moved by Mr. Taylor and seconded by Mr. Peterson that Regulation No. 15 be amended to read as follows:

"Hereafter applications for licenses to conduct pharmacies or drug stores in open market places, super stores or super markets, or self-service stores, or similar establishments, shall be denied except to pharmacies as provided for in Regulation 18."

The members voted in favor of the motion and the amended regulation was adopted.

It was moved by Mr. Peterson and seconded by Mr. Taylor that Regulation No. 18 be amended to read as follows:

"Hereafter the Board of Pharmacy of the State of Minnesota shall refuse to register or grant a license to any pharmacy which advertises, sells, or proposes to sell therein, merchandise in any manner, like or similar to the manner in which merchandise is sold in super markets or other stores commonly known as self-service stores using one or more check-out counters, unless there is provided in such pharmacy a drug area which shall be used exclusively for the display, sale, compounding and dispensing of drugs, medicines, chemicals, poisons, and for the display and sale of other items used in the cure, mitigation, treatment, or prevention of disease in man or other animal: which drug area shall include within it the prescription department of such pharmacy. Any sale of drugs, medicines, chemicals or poisons must be made and completed in its entirety within the drug area by or under the personal supervision of a pharmacist or of an assistant pharmacist in the temporary absence of the pharmacist."

The members voted in favor of the motion and the amended regulation was adopted.

It was moved by Mr. Taylor and seconded by Mr. Peterson that Regulation No. 19 be amended to read as follows:

- "(a) No registered pharmacy or other registered store shall display or offer for sale, drugs, medicines, chemicals or poisons in any manner designed to permit the purchaser to serve himself.
- (b) No pharmacist or other person employed in a store registered under M.S.1953 Section 151.26, or a pharmacy, shall sell to any person any drug, medicine, chemical or poison to which such persom has served himself."

The members voted in favor of the motion and the amended regulation was adopted.

On motion duly made, seconded and carried, meeting was adjourned at 3:10 o'clock P.M.

Frank W. Moudry, Secretary

Harry W. Carlsen. President

MINNESOTA STATE BOARD OF PHARMACY Three Hundred Forty-seventh Meeting

July 16, 1956. The Board met at the College of Pharmacy, University of Minnesota, Minneapolis, 8:00 o'clock A.M. Members PRESENT - President Harry W. Carlsen, Ivan E. Peterson, Angus H. Taylor, Floyd M. Alcott, and Robert F. Berg of Stewartville, Minnesota, the new member appointed by Governor Orville L. Freeman on April 28, 1956, to fill the unexpired term of John S. Harms who resigned. Such term expires the first Monday in January, 1959.

The following had filed applications to take the entire examination and had been notified to appear as per schedule sent them, and they were present to take the practical examination:

Backlund, Harold D. Berg, Robert P. Beske, Kenneth L. Borg, Kenneth L. DeFore, Eugene T. Dinndorf, Thomas E. Foley, Marie A. nee Kruckeberg Hammargren, Duane L. Holland, Michael L. Juhnke, Rollins E., Jr. Juul, Richard J. Kostick, Raymond J. Kralewski, John E. Lehman, Roger D. Ienz, Robert F. Lester, Gerald T. Lindsay, Charles R.

Madsen, Ivan L. Marcotte, Thomas A. Mattson, Donald S. Mushel, Robert A. Nelson, John H. Paulsen, William C. Radtke, Marlin B. Roberts, Charles V. Schmid, Everett, M. Schroeder, James B. Shelver, William H. Simonson, Melvin O. Strunk, John J. Sullivan, Patrick J. Wiese, Kenneth L. Windisch, Herman J.

One candidate, Sylvester S. Budig, did not appear.

Twelve candidates appeared to take the practical work as they had taken the written examination at a previous examination given by the Board, and at this time they had fulfilled the requirement of at least one year of apprentice training:

Berg, Richard J.
Bly, Floyd H.

Rranta; Mames Rx
Hecht, Donald W.
Holmstrom, Loren R.
Kihne, George D.
Lund, Richard A.

Marttila, Walter K.
Mendesh, Anthony N.
Rauk, Neil H.
Russell, Laverne E.
Sever, Joseph M.
Turcotte, Donald R.
WindkuckyxFranks/x

The following candidates appeared to retake the practical as they had failed to obtain a mark of 75 percent or better in that subject in a previous examination, hence were not eligible for registration as pharmacist, as a minimum of 75 percent is required in the practical work.

Franta, James R. Windisch, Frank J.

The Board spent the entire day giving the practical work. Six prescriptions to compound were given in the morning, and nine in the afternoon.

July 17, 1956. The Board met at the College of Pharmacy, University of Minnesota, at 9:00 o'clock A.M. to give the written examination in the following subjects: Pharmacy, Chemistry, Materia Medica, Pharmaceutical and Chemical Mathematics, and Jurisprudence.

In addition to giving the written examination to the 33 candidates who were eligible to take the entire examination, the following candicates appeared but were eligible to take only the written as they had not as yet obtained the required one year of apprentice training. The total taking the written examination was 72.

Beier, Bruce R. Bok, Ronald D. Brown, Marvin E. Buchholz, Roger M. Butenhoff, Ross E. Daly, Eugene E. Dorn, Ivan W. Ervasti, Marlyn Kenneth Gates, Gordon D. Hanson, Carl Casper Holcombe, Jon Rex Isaacson, Eugene I. Jackson, Rodger N. Jacobs, George M. Jaeger, Frank M. Jaffe, Lawrence P. Kalash, Edwin Lanman, Robert C. Larum, John G. Laven, Theodore R.

Liebman, Arnold A. Ljungren, Donald L. Lommel, John E. Magnan, Ted P. Martinsons, Elga 0. McInnis, David Meland, Gordon O. W. Nelson, Delano R. Paulson, Robert L. Peterson, John O. H. Rosenthal, Gordon E. Rowell, Theodore H. Schickling, Paul G. Schleppenbach, J. J. Schroeder, Edwin F., Jr. Stover, Laddie E. Stuntebeck, James W. Styba, Richard J. Toews, Lloyd A.

July 18, 1956. The Board met at the College of Pharmacy, University of Minnesota, at 9:00 o'clock A.M. The Board spent the morning checking the practical work of the candidates preparatory to giving the oral examination. At 12:30 o'clock P.M. the Board began giving the oral, which continued to 5:30 o'clock P.M. (19 candidates.)

Two persons, Genevieve B. Eagan and M. J. Spicer, seeking reciprocal registration were required to take the practical examination as they had been inactive in the practice of pharmacy for a number of years. They appeared for this examination at 9:00 o'clock and continued the entire day. They were also given the oral examination.

J. G. Green, who was registered as a pharmacist in Minnesota on September 7, 1905, was seeking re-ddmittance as a pharmacist, he having been dropped as of March 4, 1929 for non-payment of fees for renewal of registration. Mr. Green also appeared and was given the practical and oral examinations.

July 19, 1956. From 8:15 o'clock to 5:00 o'clock P.M. the Board continued to give the oral examination. (28 candidates)

July 20 and 21, 1956. The Board marked the written work of the candidates.

July 22, 1956. (Sunday)

July 23, 1956. The Board met in its rooms at the Nicollet Hotel to interview applicants having filed applications for reciprocal registration.

President Carlsen called the meeting to order at 9:00 o'clock A.M.

The following persons had been scheduled to appear in the morning:

Alvin G. Auchstetter from So. Dak.

Ernest G. Dalin from So. Dak.

Robert D. De Kraay from So. Dak.

Dennis N. Fischer from So. Dak.

Dr. Willard J. Hadley from Ohio

Don C. Haney from So. Dak.

Frederick C. Henning from So. Dak.

Alfred D. Jensen from No. Dak.

David G. Kretchman from No. Dak.

At 12:00 noon the Board recessed for lunch.

1:30 P.M. Board reconvened.

The following persons had been scheduled to appear in the afternoon:

Donald C. Krook from No. Dak.

Jack A. Landers from So. Dak.

Owen A. Niemi from Illinois

Ben O. Olson from So. Dak.

Kerry P. Rounds from No. Dak.

Robert N. Rourk from So. Dak.

All of the above candidates were given the written examination in Jurisprudence.

It was moved by Mr. Peterson, seconded by Mr. Taylor, that the application of J. G. Green for readmittance as a pharmacist be denied as he failed to pass a satisfactory practical examination. Motion carried.

It was moved and seconded that M. J. Spicer, having passed a satisfactory practical examination, be notified to appear for interview on Tuesday, July 24, 1956, relative to his application for reciprocal registration. Motion carried.

It was moved and seconded that Genevieve B. Eagan, having successfully passed the practical examination, be notified to appear for interview on Tuesday, July 24, 1956, relative to her application for reciprocal registration which had been tabled from the January meeting. Motion carried.

The Board adjourned to meet again on July 24, 1956.

July 24, 1956. The Board met in its rooms at the Nicollet Hotel to continue the interviewing of reciprocal applicants.

President Carlsen called meeting to order at 9:30 o'clock A.M.

MINNESOTA STATE BOARD OF PHARMACY - 347th Meeting - July. 1956

The following persons had been scheduled to appear:

John F. Owen:
Robert J. Schula
Kenneth W. Fletcher
Ieland B. Fletcher
M. J. Spicer
George Moses
Irene Peltier
Genevieve B. Eagan

from Wash.
from Nebraska
from Iowa
from Iowa
from Iowa
from So. Dak.
from So. Dak.
from Wisconsin

All of the above candidates were given the written examination in Jurisprudence.

At 12:15 P.M. Board recessed for lunch.

1:30 P.M. Board reconvened.

The Secretary discussed the pending depositions that were to be taken on Thursday, July 26, 1956, in the Red Owl - Groves, Kelco case, and that he would be on the stand.

It was moved and seconded that the application of Robert L. Muhich for a license to operate a drug store in Hoyt Lakes, Minneseta, be approved. Motion carried.

It was moved and seconded that the application of L. S. Donaldson Company for a license to operate a pharmacy in their new store at Southdale, Minneapolis, Minnesota, be approved. Motion carried.

It was moved and seconded that the application of Donald W. Knutson for a license to operate a drug store at Highway 162 and Third Street So., Osseo, Minnesota, be approved. Motion carried.

The Secretary read a letter from the Rowell Laboratories, Baudette, Minnesota, relative to their product "Burnolatum Cream (Rowell)" not being permitted to be sold on a self-service basis. It was stated that the preparation is a harmless topical preparation which may be sold over-the-counter. The Board was of the opinion that the product came under the classification of a medicinal preparation and should not be on self-service.

The Secretary read a letter from Charles A. Fortier of Little Falls, Minnesota, relative to the progress made by John Mausbach, a registered pharmacist.

The Board's inspectors, Earl J. Schlekau and Cady S. Corl, were present and gave a report of their investigations relative to the compliance with Regulation 19 by the various drug stores. They reported that Osco Drug in St. Paul was complying; Walgreens were beginning to comply, Snyders not all complying. Further, that of the 400 drug stores inspected, 25% were complying; and of the 300 general dealers inspected who have licenses from the Board to sell a limited list of drugs and medicines, 65% were complying with Regulation 19.

After a further discussion of the Board's Regulations 18 and 19, Board adjourned to meet again July 25, 1956.

July 25, 1956. The Board met in its rooms at the Nicollet Hotel. All members of the Board present, also William Essling, the Board's legal counsel, and Beldin Loftsgaarden, legal counsel for the Minnesota State Pharmaceutical Association.

President Carlsen called meeting to order at 9:30 o'clock A.M.

Mr. Essling reported on the cases filed in court for the sale of vitamins by Fuller Brush Company, Watkins Company, Raleigh Company, and the Nutrilite Company. All of the answers were to be in by August first, after which the cases will be placed on the calendar in the Ramsey County District Court. Mr. Essling recommended that the State Association be asked to intervene.

The Red Owl and Groves, Kelco cases were also discussed.

Discussion was had as to the advisability of citing drug store owners for non-compliance with Regulations 18 and 19 to show that the regulations really mean something.

The Secretary stated there seemed to be a question as to full compliance of Regulations 18 and 19, particularly 19, by the Walgreen stores, Snyder's Drug Company stores, and the Osco stores.

After some discussion, the Secretary was instructed to immediately call Mr. Ed Perso of Walgreen's, Mr. Illoyd Berkus, President of Snyder's Drugs; and Mr. Virgil Elliott, owner of Osco drug stores, to appear before the Board this day. Appointment was made for Mr. Perso to appear at 11:45 A.M. and Mr. Berkus at 4:15 P.M. Mr. Elliott, who lives in Rochester, Minnesota, could not appear but assured the Secretary that he would comply.

## RENTHYRECONSESS (SON LUNES X 12:30 XXM.

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m 11:45 A.M. Mr. Perse appeared before the Board and discussed the matter of the Walgreen stores complying with Regulation 19. He stated Walgreen operated two types of stores, self-service and conventional. He stated five of their Minneapolis stores were complying, that the three St. Paul stores will be by the end of the week; and that he will be in Duluth the following week and will take care of the matter there. He reported that the store at 800 E. Lake is closing.

Board recessed for lunch, 12:30 P.M.

1:40 P.M. Board reconvened.

President Carlsen called for the reading of the minutes of the January meeting, and special meetings held January 11, February 17, 24, 26, March 27 and 31.

MINNESOTA STATE BOARD OF PHARMACY -- 347th Meeting - July, 1956

It was moved by Mr. Taylor, seconded by Mr. Peterson, that the minutes be approved as read. Metion carried.

It was moved by Mr. Alcott and seconded by Mr. Taylor, that an increase in salary, one stepup of \$11, for Edna De Rubis, effective August 1, be approved. Motion carried.

It was moved and seconded that all the members of the Board and the Secretary be sent as delegates to the 5th District Meeting to be held in Fargo, No. Dak., October 21, 22, 23, 1956. Motion carried.

It was moved and seconded that the forty-four candidates who received a general average of 75 percent or better, not below 75 percent in practical, and not below 60 percent in any other subject, be granted registration as pharmacists. Motion carred. List of names as follows:

Backlund, Harold D. Berg, Richard J. Berg, Robert Paul Beske, Raymond C. Bly, Floyd H. Borg, Kenneth Lloyd De Fore, Eugene T. Dinndorf, Thomas E. Foley, Marie K. nee Kruckeberg Franta, James R. Hammargren, Duane L. Hecht, Donald W. Holmstrom, Loren R. Juhnke, Rollins E., Jr. Kihne, George D. Kostick. Raymond J. Kralewski, John Edward Lehman, Roger D. Lenz, Robert F. Lindsay, Charles R. Lund, Richard Madsen, Ivan L.

Marcotte, Thomas A. Marttila, Walter K. Mattson, Donald S. Mendesh, Anthony N. Mushel, Robert A. Nelson, John H. Paulsen, William C. Radtke, Marlin B. Rauk, Neil H. Roberts, Charles V. Russell, Laverne E. Schmid, Everett M. Schroeder, James B. Sever, Joseph M. Shelver, William H. Simonson, Melvin 0. Strunk, John Patrick J. Sullivan, Patrick J. Donald R. Turcotte, Donald R. Wiese, Kenneth L. Windisch, Frank J. Windisch, Herman J.

The application of Alvin G. Auchstetter for registration as pharmacist on the basis of his South Dakota registration as such was granted.

The application of Ernest G. Dalin for registration as pharmacist on the basis of his South Dakota registration as such was granted.

The application of Robert D. De Kraay for registration as pharmacist on the basis of his South Dakota registration as such was granted.

The application of Dennis N. Fischer for registration as pharmacist on the basis of his South Dakota registration as such was granted.

The application of Dr. Willard J. Hadley for registration as pharmacist on the basis of his Ohio registration as such was granted.

The application of Don C. Haney for registration as pharmacist on the basis of his South Dakota registration as such was granted.

The application of Frederick C. Henning for registration as pharmacist on the basis of his South Dakota registration as such was granted.

The application of Alfred D. Jensen for registration as pharmacist on the basis of his North Dakota registration as such was granted.

The application of David G. Kretchman for registration as pharmacist on the basis of his North Dakota registration as such was granted.

The application of Donald C. Krook for registration as pharmacist on the basis of his North Dakota registration as such was granted.

The application of Jack A. Landers for registration as pharmacist on the basis of his South Dakota registration as such was granted.

The application of Owen A. Niemi for registration as pharmacist on the basis of his Illinois registration as such was granted.

The application of Ben 0. Olson for registration as pharmacist on the basis of his South Dakota registration as such was granted.

The application of Kerry P. Rounds for registration as pharmacist on the basis of his North Dakota registration as such was granted.

The application of Robert N. Rourk for registration as pharmacist on the basis of his South Dakota registration as such was granted.

The application of Kenneth W. Fletcher for registration as pharmacist on the basis of his Iowa registration as such was granted.

The application of Leland B. Fletcher for registration as pharmacist on the basis of his Iowa registration as such was granted.

The application of John F. Owen for registration as pharmacist on the basis of his Washington registration as such was granted.

The application of Robert J. Schula for registration as pharmacist on the basis of his Nebraska registration as such was granted.

The application of George Moses for registration as pharmacist on the basis of his South Dakota registration as such was granted.

The application of Genevieve B. Eagan for registration as pharmacist on the basis of her Wisconsin registration as such was granted.

The application of Irene L. Peltier for registration as pharmacist on the basis of her South Dakota registration as such was granted.

The application of M. J. Spicer for registration as pharmacist on the basis of his Iowa registration as such was granted.

It was moved by Mr. Berg, seconded by Mr. Peterson, that an electric typewriter be purchases for the office of the Board of Pharmacy. Motion carried.

Two applicants received a general average of 75 percent or better in their examination but were not eligible for registration as they received a mark below 75 percent in the practical and must retake this subject. They were:

Holland, Michael L. Lester, Gerald T.

The following were successful in passing the written examination only:

Beier, Bruce R.
Bok, Ronald D.
Buchholz, Roger M.
Butenhoff, Ross E.
Dorn, Ivan W.
Ervasti, Marlyn K.
Hanson, Carl C.
Isaacson, Eugene I.
Jackson, Rodger N.
Jacobs, George M.
Jaeger, Frank M.
Kalash, Edwin
Lanman, Robert C.
Larum, John G.
Laven, Theo. R.
Liebman, Arnold A.

Ljungren, Donald L.
Lommel, John E.
Martinsons, Elga O.
Meland, Gordon O. W.
Nelson, Delano R.
Paulson, Robert L.
Peterson, John O. H.
Rosenthal, Gordon E.
Rowell, Theo. H.
Schickling, Paul G.
Schleppenbach, J. J., Jr.
Stover, Laddie E.
Stuntebeck, James W.
Styba, Richard J.
Toews, Lloyd A.

It was moved and seconded that U.S.P. 15 and N.F. 10 will be used for the January, 1957 examination. Motion carried.

The date for the July, 1957 examination and meeting was set for the week beginning Monday, July 22.

The names of ten pharmacists and one assistant pharmacist who were delinquent in the renewal of their registrations for 1954 and 1955, were read. The Secretary advised that notice had been sent them on January 20 relative to their being in arrears, and that on July 12, letters were sent them by Certified Mail advising they would be dropped from the records unless dues in arrears were paid.

It was moved by Mr. Taylor, seconded by Mr. Berg, that the following named pharmacists and one assistant pharmacist be dropped from the records as they had failed to renew their registrations for years 1954 and 1955. Motion carried.

1951 Bell, Albert H.
4927 Cummings, M. J.
9145 Doe, Milton E.
9055 Helfrich, Thomas
9315 Nox, Erna June Ford

4371 Parkhurst, Birdie H. 4884 Robinson, George E. 9105 Swartzell, Marjorie J. 9477 Tomlinson, Beatrice E.

1152 Williams, L. R.

7365 Honkala, Edward (Asst.Phest.)

The Board adjourned to meet again on July 26, 1956, 2:00 P.M.

July 26, 1956. All of the members of the Board attended the deposition to be taken of Frank W. Moudry, Secretary of the Board of Pharmacy, by Red Owl and Groves, Kelco attorney, C. S. Bellows, in the Rand Tower, Minneapolis, beginning at 10:00 o'clock A.M. Deposition continued to 12;15 o'clock P.M. Further deposition will be taken on August 6, 1956.

2:00 P.M. President Carlsen called meeting to order.

Bert Supplee, a registered pharmacist owning and operating a drug store in Wayzata, and James R. Connelly, a registered pharmacist owning and operating a drug store in Wayzata, had been called to appear before the Board in the matter of non-compliance with Regulations 18 and 19.

The Board discussed these regulations with Mr. Supplee and Mr. Connelly at some length and asked that they comply so that further action would not have to be taken. Mr. Connelly stated he had complied.

Nothing further coming before the Board, it was moved and seconded that meeting be adjourned. Motion carried.

Harry W. Sarlsen, President

September 28, 1956. A special meeting of the Board was called by the President for Friday, September 28, 1956.

10:00 o'clock A.M. The Board met at the Nicollet Hotel, Room 462. Members present - President Harry W. Carlsen, Ivan E. Peterson, Angus H. Taylor, Floyd M. Alcott, and Robert F. Berg.

Meeting called to order by President Carlsen.

Letters had been sent to the following pharmacists asking them to appear before the Board to discuss their refusal to comply with Regulation 19.

Edwin H. Borchers, Milaca Roderick Keith, Dunn Drug, Brainerd Mrs. Mary R. Imgrund, Economy Drug, Brainerd Denis E. Pieschel, Blue Earth

Mr. Borchers was the only pharmacist that appeared. The others

Mrs. Imgrund wrote it was impossible for her to appear as she did not have a pharmacist to be in charge during her absence. Her letter was received at the Board office on September 27. She advised the Board that their store is not and never has been a self-service store. The Secretary called her by telephone and was informed that they were complying with Regulation 19.

Two letters were received from Mr. Keith, one on September 27, and the other on September 28. He advised it would be impossible for him to appear before the Board. He stated they were removing from their wrapping counter such items they were told were in violation of Regulation 19. A telegram was also received from Mr. Joe Dunn, the owner of the drug store.

Mr. Pieschel sent a letter advising he could not be present as he was without the services of a pharmacist at the present time. The Secretary called Mr. Pieschel and was advised that he would comply with Regulation 19.

Mr. Borchers appeared at lo:30 o'clock A.M. The Board discussed the Regulations with him along with other matters. Mr. Borchers assured the Board he was now complying and would continue to comply with Regulation 19; that he as a pharmacist felt that that was an obligation and responsibility of a pharmacist in the sale of drugs and medicines.

The Secretary presented an application from the Dayton Company for a license to sell drugs and medicines in their new store at Southdale, Minneapolis.

It was moved by Mr. Taylor, seconded by Mr. Peterson, to approve the issuance of a license to the Dayton Company for the sale of drugs and medicines in their new store at Southdale, under the interpretation placed on Regulation 14. Motion carried.

September 19, 1956 Honorable Miles Lord Attorney General of Minnesota State Capitol Saint Paul, Minnesota Attn: Mr. Charles S. Houston Solicitor General Re: State of Minnesota v. Red Owl Stores, Inc., et al - File No. 512684, and State of Minnesota v. Groves-Kelco, Inc., et a1 - File No. 513764 Dear Mr. Houston: Trial of these cases commenced on Monday, September 17, 1956, and was concluded on the later afternoon of September 18,1956. The matter is now under advisement by the Monorable Michael J. Dillon. In pre-trial proceedings the defendants agreed that they were not licensed to sell drugs and medicines. That they were selling them at wholesale and at retail and that sales at wholesale were made to unlicensed persons. It was further agreed that all of the items

involved in suit contained the ingredients shown on their labels. It was also understood that upon the basis of the pleadings and the admissions the State had made a prima facie case and that the burden of going forward with the evidence was upon the defendants. This because the only defense remaining to them was that the products being sold are claimed to come within an exception to the statute and it was their duty to go forward with the evidence with respect to bringing the products within the exception. At the commencement of the trial the defendants contended that they should be prosecuted criminally and that the matter was not a proper subject for equitable relief and that an injunction would not lie. In this respect we then contended, as we had alleged in the pleadings, that the matter in-volved the public health and the public welfare in respect to the regulation of the sale of drugs and medicines and, therefore, was a proper subject for equitable relief. We further contended that equitable relief in these cases would prevent a multiplicity of suits and that the defendants by their actions had frustrated the State in the enforcement of the law and for that reason equity should act. Accordingly, we offered evidence for one day and the tenor of the evidence was that the defendants were selling at vholesale and retail to approximately two thousand persons in the tate and that the defendants had been urging and advocating all f these two thousand people to continue selling these products

Page 2 Honorable Miles Lord - September 19, 1956 in spite of the orders of the State Board of Pharmacy to the defendants and to the two thousand people not to do so. We produced, by subpoena, correspondence from the files of the defendants shwoing that they had written to large numbers of their customers urging them to continue selling the forbidden merchandise and stating that if they got into any difficulty they, the defendants, would protect them by furnishing them with legal service, paying the costs, fines and expenses that they might incur. We also offered evidence and proof that they had sent out circulars and printed material to these two thousand customers urging them to continue to sell contrary to the directions of the State Board of Pharmacy. Therefore, we felt that we were entitled to equitable relief and then rested our case. Thereupon the defendants moved to dismiss upon the grounds that equitable relief by way of injunction was not proper and that they were entitled to be prosecuted criminally. Judge Dillon has this matter under advisement and has granted the defendants thirty days in which to file a brief and the State has thirty days thereafter in which to file a brief. Immediately after the defendants rested I did, on behalf of the State, move for judgment as prayed for in the complaint and for a temporary injunction to be in effect during the pendency of this case. Judge Dillon has those motions under advisement. It appears that the defendants did not wish to attempt to bring their products within the exception to the statute. I think they realized that in the face of the medical testimony which we had and which we had obtained by deposition that it would be undesirable to attempt to contest that issue. Therefore, it appears that the only legal issue remaining is whether repeated violations of the Pharmacy Act respecting the sale of drugs and medicines can be enjoined by a Court of Equity or whether it is necessary to bring a criminal prosecution. Yours very truly. WILLIAM W. ESSLING WWE/ih CC: VState Board of Pharmacy B. H. Loftsgaarden

The application for a drug store license in connection with a rest home filed by Sidney Shom, to be located at 375 E. Mendota Road, West St. Paul, Minnesota, was again presented to the Board. The Board reviewed correspondence on file relative to the application for the license.

It was moved by Mr. Alcott, seconded by Mr. Berg, that the issuance of a license to Mr. Sidney Shom be approved. Motion carried.

The Board recessed for lunch, 12:15 P.M.

1:30 P.M. Board reconvened.

Mr. William Essling, the Board's legal counsel, was present to meet with the Board. Mr. Beldin Loftsgaarden, the State Association's legal counsel, had been invited to sit in on this meeting to discuss litigation that the Board of Pharmacy and State Pharmaceutical Association is involved in with RGd Owl Company and the Groves, Kelco, Inc.

The Board was informed that the case was tried in District Court before Judge Michael Dillon beginning September 17 and terminating on September 18, both sides having rested their case. The attorneys explained to the Board the significance of what had happened and the status of the case at present. Briefs are to be filed by both sides, after which the Judge will render his decision. Copy of letter to the Hon. Miles Lord, State Attorney General, dated September 19, attached.

Mr. Essling reported to the Board the status of the vitamin cases, Board of Pharmacy vs Fuller Brush Company, Nutrilite Company, Watkins and Raleigh Companies. He stated these cases would be tried by the court sometime this fall or shortly after the first of the year.

2:00 P.M. Mr. Benedict Deinard and Mr. Milton Siegel, attorneys representing the Rexall Drug Company, appeared before the Board and presented a plan that the Rexall Drug Company intends to inaugurate nationally for assisting pharmacists to enter the drug business. The plan provides that the Rexall company will assist pharmacists in providing additional funds for establishing a pharmacy or drug store, the same to be paid off to the Rexall company over a period of years, with a provision that the pharmacist would be sole owner after a period of six to ten years.

Mr. Deinard and Mr. Siegel were interested in knowing whether the Rexall Drug Company plan would conflict with Regulation 14 relative to pharmacy ownership. After some discussion, Mr. Essling asked that they submit to the Board an outlined plan so that the Board could study it further. This they agreed to do.

On motion duly made, seconded and carried, meeting was adjourned.

Frank W. Moudry, Secretary

Harry W. Carlsen, President

# Three Hundred Forty-Ninth Meeting

January 14, 1957. The Board met at the College of Pharmacy, University of Minnesota, Minneapolis, 8:15 o'clock A.M. Members pre sent - President Harry W. Carlsen, Ivan E. Peterson, Angus H. Taylor, Floyd M. Alcott, and Robert F. Berg.

The Following had filed applications to take the entire examination and had been notified to appear as per schedule sent them, and they were present to take the practical examination:

Carrow, Donald A.
Cowl, Jay A.
Daly, Eugene E.
Juul, Richard J.
Lillestol, Harvey J., Jr.
Maiæl, Stanley H.

McInnis, Davey L.
Mertes, Mathias P., Jr.
Remes, James J.
Schroeder, Edwin F., Jr.
Wohlers, Neiel W.

Twenty candidates appeared to take the practical examination as they had taken the written examination at a previous examination given by the Board, and at this time they had fulfilled the requirement of at least one year of apprentice training:

Beier, Bruce R.
Buchholz, Roger M.
Cates, Lindley A., Jr.
Ervasti, Marlyn Kenneth
Hanson, Carl Casper
Hopperstad, Donovan M.
Jackson, Rodger N.
Jaeger, Frank M.
Kalash, Edwin
Lanman, Robert C.

Larum, John G.
Laven, Theodore R.
Ljungren, Donald L.
Lommel, John E.
Nelson, Delano R.
Paulson, Robert L.
Schickling, Paul G.
Schleppenbach, John J., Jr.
Styba, Richard J.
Timm, William G.

Two candidates appeared to retake the practical as they had failed to obtain a mark of 75 percent or better in that subject in a previous examination, hence were not eligible for registration as pharmacist, as a minimum of 75 percent is required in the practical work.

Lester, Gerald T. von Fischer, Frederick Wm.

(Michael L. Holland was unable to appear)

Clark T. Fifield, seeking reciprocal registration, was required to take the practical examination as he had not practiced as a pharmacist for one year after registration in Iowa and also had not practiced pharmacy for a number of years. He appeared to take the practical.

The Board spent the entire day giving the practical examination. Nine prescriptions to compound were given in the morning, and six in the afternoon.

January 15, 1957. The Board met at the College of Pharmacy, University of Minnesota, at 9:30 o'clock A.M. to give the written examination in the following subjects: Pharmacy, Chemistry, Materia Medica, Pharmaceutical and Chemical Mathematics, and Jurisprudence.

In addition to giving the written examination to the eleven candidates who were eligible to take the entire examination, the following candidates appeared but were eligible to take only the written as they had not as yet obtained the required one year of apprentice training. The total taking the written examination was 16.

Dahl, Lawrence E. Gates, Gordon D. Holcombe, Jon R. Jaeb, Charles G. Magnan, Ted P.

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January 16, 1957. The Board met at the College of Pharmacy, University of Minnesota, and spent the morning checking the practical work of the candidates preparatory to giving the oral examination.

1:15 o'clock P.M. The Board began giving the oral examination and continued until 5:00 o'clock P.M. (15 candidates)

January 17, 1957. The Board again met at the College of Pharmacy, University of Minnesota, 8:15 o'clock A.M., to continue giving the oral examination, (19 candidates). When this was finished (3:00 o'clock P.M.) Board went to its rooms at the Nicollet Hotel and began marking the written examination.

January 18, 1957. The Board met at its rooms at the Nicollet Hotel, 9:15 o'clock A.M. All members of the Board were present, also Secretary and William W. Essling, the Board's legal counsel.

The Board met for the purpose of taking final action in the matter of pharmacists who had been cited before the Board to show cause why their pharmacist registrations should not be suspended or revoked. In each case the probationary period had terminated.

President Carlsen called meeting to order.

9:30 o'clock A.M. <u>Carl T. Appel</u>, a registered pharmacist in the State of Minnesota, appeared before the Board for final action to be taken in his case which was heard before the Board on January 20, 1954. His probationary period, imposed by the U.S. District Court, had terminated on December 3, 1956.

The Secretary read a letter from Harry E. Johnson, a registered pharmacist in Minnesota, stating Mr. Appel had been in his employ the past eight months and that his conduct as a registered pharmacist had been excellent.

The following resolution was passed on motion of Mr. Taylor, seconded by Mr. Alcott:

WHEREAS, Carl T. Appel appeared before the Minnesota State Board of Pharmacy on January 20, 1954 in response to a citation to show cause why his license to practice pharmacy should not be revoked for the reasons stated in said citation, which by reference is made a part of this resolution, and admitted the charges made in said citation, and

WHEREAS, the Board of Pharmacy postponed final action upon the revocation of said license until the January, 1957 meeting of the Board of Pharmacy, and

WHEREAS, said Carl T. Appel appeared before the Board of Pharmacy on this day, and

WHEREAS, said Carl T. Appel has been honorably discharged from his probation in the IUnited States, District Court and has, as far as the Board is informed, conducted himself honorably as a citizen and pharmacist, now therefore

BE IT RESOLVED by the Minnesota State Board of Pharmacy duly convened this 18th day of January, 1957, that the license of Carl T. Appel to practice pharmacy shall not be revoked, and the case is hereby dismissed.

10:00 O'clock A.M. Cleon G. Ives, a registered pharmacist in the State of Minnesota, appeared before the Board for final action to be taken in his case which was heard before the Board on July 15, 1955. His probationary period, imposed by the U.S. District Court, had terminated on December 13, 1956

The following resolution was passed on motion of Mr. Taylor, seconded by Mr. Peterson:

WHEREAS, Cleon G. Ives appeared before the Minnesota State Board of Pharmacy on July 15, 1955 in response to a citation to show cause why his license to practice pharmacy should not be revoked for the reasons stated in said citation, which by reference is made a part of this resolution, and admitted the charges made in said citation, and

WHEREAS, The Board of Pharmacy postponed final action upon the revocation of said license until the January, 1957 meeting of the Board of Pharmacy, and

WHEREAS, said Cleon G. Ives appeared before the Board of Pharmacy on this day, and

WHEREAS, said Cleon G. Ives has been honorably discharged from his probation in the United States District Court and has, as far as the Board is informed, conducted himself honorably as a citizen and pharmacist, now therefore

BE IT RESOLVED by the Minnesota State Board of Pharmacy duly convened this 18th day of January, 1957, that the license of Cleon G. Ives to practice pharmacy shall not be revoked, and the case is hereby dismissed.

In the matter of William A. Hargesheimer, a registered pharmacist in the State of Minnesota, for final action to be taken in his case which was heard before the Board on July 15, 1955, his probationary period, imposed by the U. S. District Court, had terminated on January 26, 1956. Mr. Hargesheimer could not appear as he was ill.

The following resolution was passed on motion of Mr. Peterson, seconded by Mr. Berg:

WHEREAS, William A. Hargesheimer appeared before the Minnesota State Board of Pharmacy on July 15, 1955 in response to a citation to show cause why his license to practice pharmacy should not be revoked for the reasons stated in said citation, which by reference is made a part of this resolution, and admitted the charges made in said citation, and

WHEREAS, The Board of Pharmacy postponed final action upon the revocation of said license until the January, 1957 meeting of the Board of Pharmacy, and

WHEREAS, said William A. Hargesheimer has been honorably discharged from his probation in the United States district Court and has, as far as the Board is informed, conducted himself honorably as a citizen and pharmacist, now therefore

BE IT RESOLVED by the Minnesota State Board of Pharmacy duly convened this 18th day of January, 1957, that the license of William A. Hargesheimer to practice pharmacy shall not be revoked and the case is hereby dismissed.

Leonard Royce, a registered pharmacist in the State of Minnesota, had been notified to appear before the Board for final action to be taken in his case which was heard before the Board on October 30, 1953 as his probationary period, imposed by the U.S. District Court, had terminated May 1, 1956.

The Secretary informed the Board that Mr. Royce had telephoned and advised that he would be out of the City on this date and therefore it would be impossible for him to appear.

Mr. Essling, the Board's legal counsel, advised the Board it could take action in this case at this time and Notify Mr. Royce of its action.

The following resolution was passed on motion of Mr. Peterson, seconded by Mr. Alcott:

WHEREAS, Leonard Royce appeared before the Minnesota State Board of Pharmacy on October 30, 1953 in response to a citation to show cause why his license to practice pharmacy should not be revoked for the reasons stated in said citation, which by reference is made a part of this resolution, and admitted the charges made in said citation, and

WHEREAS, The Board of Pharmacy postponed final action upon the revocation of said license until the January, 1957 meeting of the Board of Pharmacy, and

WHEREAS, said Leonard Royce has been honorably discharged from his probation in the United States District Court and has, as far as the Board is informed, conducted himself honorably as a citizen and pharmacist, now therefore

BE IT RESOLVED by the Minnesota State Board of Pharmacy duly convened this 18th day of January, 1957, that the license of Leonard Royce to practice pharmacy shall not be revoked and the case is hereby dismissed.

The Secretary informed the Board he had notified Kermit B. Solheim, a registered pharmacist in the State of Minnesota, owning and operating a drug store in Pierz, Minnesota, to appear before the Board this day to discuss his conduct and the operation of his store. Mr. Solheim telephoned that he would be unable to appear due to car trouble and asked if he might appear at a later day. The Secretary advised he could appear on Monday, January 21, 1957.

The Board discussed his case.

The Secretary also informed the Board he had notified Loring E. Scott, a registered pharmacist in the State of Minnesota, owning and operating a drug store in Appleton, Minnesota, to appear before the Board this day in the matter of his unprofessional conduct as a pharmacist. A letter received from  $M_T$ . Scott advised he could not be present. The Board instructed the Secretary to telephone  $M_T$ . Scott and inform him the Board requested him to appear either  $F_T$ iday, January 18, Monday, January 21, or Tuesday, January 22.

The Board recessed for lunch.

Board reconvened at 2:00 o'clock P.M. HEARINGS

Three pharmacists had been cited to appear before the Board for hearings to showcause why their licenses as pharmacists should not be revoked.

All members of the Board were present, the Secretary of the Board. William W. Essling, Board's legal counsel, and the Board's inspectors Earl J. Schlekau and Cady S. Corl. A Court Reporter was also present and x transcript was made of each hearing.

Mr. Essling conducted the hearings.

2:15 o'clock P.M. PAUL E. WEBER, a registered pharmacist in Minnesota, appeared before the Board in answer to a citation served upon him on December 28, 1956, to show cause why his license to practice pharmacy in the State of Minnesota should not be revoked for reasons as stipulated in the Citation as attached. (p. 6A)

Mr. Weber was sworn in and took the stand to answer the charges in the Citation.

The hearing was completed at 3:45 o'clock P.M. whereupon Mr. Weber was asked to leave the room.

The following resolution was passed unanimously on motion of Mr. Alcott, seconded by Mr. Berg:

WHEREAS, Paul E. Weber, a registered pharmacist, appeared before the State Board of Pharmacy this day in response to a citation ordering him to show cause why his license to practice pharmacy in the State of Minnesota should not be revoked for immoral, dishonorable and unprofessional conduct as set forth in said citation, and

WHEREAS, the Board has considered the evidence adduced at said hearing and the statements there made by said Paul E. Weber, now therefore

BE IT RESOLVED by the State Board of Pharmacy duly convened this 18th day of January, 1957, in suite 562, Nicollet Hotel, Minneapolis, Minnesota, that the license of said Paul E. Weber to practice pharmacy in the State of Minnesota be, and hereby is revoked, and that the revocation of said license shall be effective on January 18, 1957.

Mr. Weber was recalled into the room and he was advised the Board had taken action to revoke his license to practice pharmacy and was asked to surrender the license to the Board's office.

At 4:05 o'clock P.M. case was dismissed.

4:15 o'clock P.M. Theodore E. Skog, a registered pharmacist in Minnesota, appeared before the Board in answer to a citation served upon him on December 28, 1956, to show cause why his license to practice pharmacy in the State of Minnesota should not be revoked, cancelled and set aside for reasons of immoral, dishonorable and unprofessional conduct as stipulated in the Citation as attached. (p. 6B)

Mr. Skog was sworn in and took the stand to answer the charges in the Citation.

The hearing was completed at 4:45 o'clock P.M. whereupon Mr. Skog was asked to leave the room.

STATE OF MINNESOTA COUNTY OF HENNEPIN BEFORE THE MINNESOTA STATE BOARD OF PHARMACY

In the Matter of the Revocation of the License of PAUL E. WEBER

CITATION

TO: PAUL E. WEBER

State Board of Pharmacy at a meeting to be held in Suite 562,
Nicollet Hotel, in the City of Minneapolis, County of Hennepin
and State of Minnesota, on the 18th day of January, 1957, at
2:00 o'clock p.m., to make such answer to the charges herein
contained as you may be advised or deem expedient, and to
show cause, if any you have, why the license to practice
pharmacy, heretofore granted to you by the Minnesota State
Board of Pharmacy as a pharmacist, should not be revoked,
cancelled and set aside, and you be debarred from practicing
pharmacy in the State of Minnesota for immoral, dishonorable
and unprofessional conduct as follows:

That you, the said Paul E. Weber, conducted yourself in a manner unbecoming a person licensed to practice
pharmacy in the State of Minnesota and in a manner detrimental to the best interest of the public, and more particularly as follows:

That on the 8th day of December, 1956, in the City of Minneapolis, you, the said Pai E. Weber, did wrongfully and unlawfully have in your possession a bottle of desoxyn tablets, the same being a legend drug and that you did not have a prescription therefor. That you did unlawfully remove them from the stock of drugs and medi-

cines at the Dahl Pharmacy and further you, the said Paul E. Weber, did, wrongfully and unlawfully, give, furnish and deliver said bottle of desoxyn tablets to one Lois Dinkins. That the said Lois Dinkins did not have a prescription therefor or other authority to have possession of or use the same.

That further on said date, at 1410 Second Street, South, Minneapolis, Minnesota, you, the said Paul E. Weber, did conduct yourself in an unprofessional manner and in a manner dangerous to the public health.

That on December 11, 1956, in the City of Minneapolis, Minnesota, and in the Municipal Court of said City, you, the said Paul E. Weber, were convicted of an offense involving moral turpitude.

That on January 8, 1955, in the City of Saint Paul, Minnesota, you, the said Paul E. Weber, did wrong-fully, unlawfully and without a prescription, have in your possession the following drugs: 200 dexadrine tablets, 150 seconal 3/4 grain tablets and 25 barbital 1-1/2 grain tablets.

This citation is issued by order of the Minnesota State Board of Pharmacy this 27 day of December, 1956, pursuant to power vested in this board according to law.

MINNESOTA STATE BOARD OF PHARMACY

By Musuelry Frank W. Moudry, Secretary

6 A.

STATE OF MINNESOTA

COUNTY OF HENNEPIN

BEFORE THE MINNESOTA STATE BOARD OF PHARMACY

In the Matter of the Revocation of the License of THEODORE E. SKOG.

CITATION

TO: THEODORE E. SKOG

Sir:

You are hereby cited to appear before the Minnesota State Board of Pharmacy at a meeting to be held in Suite 562, Nicollet Hotel, in the City of Minneapolis, County of Hennepin and State of Minnesota, on the 18th day of January, 1957, at 2:00 o'clock p.m., to make such answer to the charges herein contained as you may be advised or deem expedient, and to show cause, if any you have, why the license to practice pharmacy, heretofore granted to you by the Minnesota State Board of Pharmacy as a pharmacist, should not be revoked, cancelled and set aside, and you be debarred from practicing pharmacy in the State of Minnesota for immoral, dishonorable and unprofessional conduct as follows:

That you, the said Theodore E. Skog, conducted yourself in a manner unbecoming a person licensed to practice pharmacy in the State of Minnesota and in a manner detrimental to the best interest of the public, and more particularly as follows:

That during the month of June, 1956, and prior thereto, you were unlawfully in possession of and did unlawfully use for your own purposes and take and administer to yourself, certain narcotic drugs and barbituates to-wit: morphine Sulphate, demerol, codeine, dexadrine, benzadrine, Elizir of Terpin Hydrate and paragoric. That you, the

said Theodore E. Skog, did, unlawfully, without permission and without a prescription, remove said narcotics, drugs and barbituates from that stock of drugs from the pharmacy of Robert J. Kenner of Duluth, Minnesota, and did so unlawfully and wrongfully use and administer said drugs to yourself while employed at the said pharmacy of Robert J. Kenner.

This citation is issued by order of the Minnesota State
Board of Pharmacy this 27 day of December, 1956, pursuant to power
vested in this board according to law.

MINNESOTA STATE BOARD OF PHARMACY

By Frank W. Moudry, Secretary

6B. skog

The following resolution was passed unanimously on motion of Mr. Peterson, seconded by Mr. Alcott:

WHEREAS, Theodore E. Skog, a registered pharmacist, appeared before the State Board of Pharmacy this day in response to a citation ordering him to show cause why his license to practice pharmacy in the State of Minnesota should not be revoked for immoral, dishonorable and unprofessional conduct as set forth in said citation, and

WHEREAS, the Board has considered the evidence adduced at said hearing and the statements there made by said Theodore E. Skog, now therefore

BE IT RESOLVED by the State Board of Pharmacy duly convened this 18th day of January, 1957, in suite 562, Nicollet Hotel, Minneapolis, Minnesota, that the license of said Theodore E. Skog to practice pharmacy in the State of Minnesota, be, and hereby is revoked, and that the revocation of said license shall be effective on January 18, 1957.

Mr. Skog was recalled into the room and he was advised the Board had taken action to revoke his license to practice pharmacy and was asked to surrender the license to the Board's office.

At 5:00 o'clock P.M. case was dismissed.

5:20 o'clock P.M. John F. Waldron, a registered pharmacist in Minnesota, appeared before the Board in answer to a citation served upon him on December 28, 1956, to show cause why his license to practice pharmacy in the State of Minnesota should not be revoked, cancelled and set aside for reasons of immoral, dishonorable and unprofessional conduct as stipulated in the Citation as attached. (p. 7A)

Mr. Waldron appeared with his sister, Mrs. Stella Ryan.

Mr. Waldron was sworn in and took the stand to answer the charges in the Citation.

The hearing was completed at 5:55 o'clock P.M. whereupon Mr. Waldron was asked to leave the room.

The Following resolution was passed unanimously on motion of Mr. Alcott, seconded by Mr. Taylor:

WHEREAS, John F. Waldron, a registered pharmacist appeared before the State Board of Pharmacy this day in response to a citation ordering him to show cause why his license to practice pharmacy in the State of Minnesota should not be revoked for immoral, dishonorable and unprofessional conduct as set forth in said citation, and

STATE OF MINNESOTA COUNTY OF HENNEPIN BEFORE THE MINNESOTA STATE BOARD OF PHARMACY

In the Matter of the Revocation of the License of JOHN F. WALDRON

CITATION

TO: JOHN F. WALDRON

Sir:

You are hereby cited to appear before the Minnesota State Board of Pharmacy at a meeting to be held in Suite 562, Nicollet Hotel, in the City of Minneapolis, County of Hennepin and State of Minnesota, on the 18th day of January, 1957, at 2:00 o'clock p.m., to make such answer to the charges herein contained as you may be advised or deem expedient, and to show cause, if any you have, why the license to practice pharmacy, heretofore granted to you by the Minnesota State Board of Pharmacy as a pharmacist, should not be revoked, cancelled and set aside, and you be debarred from practicing pharmacy in the State of Minnesota for immoral, dishonorable and unprofessional conduct as follows:

That you, the said John F. Waldron, conducted yourself in a manner unbecoming a person licensed to practice

pharmacy in the State of Minnesota and in a manner detrimental to the best interest of the public, and more particularly as follows:

That on the 27th day of May, 1956, you, the said John F. Waldron, did, wrongfully and unlawfully, have in your possession certain narcotics, drugs, to-wit: morphine sulphate tablets, demerol tablets and codeine. That you did wrongfully, unlawfully, without a prescription and without lawful authority remove said drugs from the stock

of drugs and medicines contained at the Richter Drug, 427 Cedar Avenue, Minneapolis, Minnesota, and Cedar Drug, 317 Cedar Avenue, Minneapolis, Minnesota. That you, the said John F. Waldron, did, unlawfully, wrongfully and without authority administer said drugs to yourself, did use said drugs by taking the same orally.

This citation is issued by order of the Minnesota State Board of Pharmacy this 27 day of December, 1956, pursuant to power vested in this board according to law.

MINNESOTA STATE BOARD OF PHARMACY

By Frank W. Moudry, Secretary

7A.

WHEREAS, the Board has considered the evidence adduced at said hearing and the statements there made by said John F. Waldron, now therefore

BE IT RESOLVED by the State Board of Pharmacy duly convened this 18th day of January, 1957, in suite 562, Nicollet Hotel, Minneapolis, Minnesota, that the license of said John F. Waldron to practice pharmacy in the State of Minnesota be, and hereby is revoked, and that the revocation of said license shall be effective on January 18, 1957.

Mr. Waldron was recalled into the room and he was advised the Board had taken action to revoke his license to practice pharmacy and was asked to surrender the license to the Board's office.

At 6:25 o'clock P.M. case was dismissed.

On motion duly made, seconded and carried, Board adjourned.

January 19, 1957. The Board continued marking the written work of the candidates.

January 20, 1957. Sunday

January 21, 1957. The Board met in its rooms at the Nicollet Hotel, 9:15 o'clock A.M. to consider applications filed for reciprocity, and to interview applicants filing such application.

President Carlsen called meeting to order.

The following applicants had filed applications and had been notified to appear before the Board:

from Iowa from South Dakota Burkhart, Alfred F. Carroll, Kenneth W. Claffy, Jerry A. from North Dakota Fifield, Clark T. from Iowa from North Dakota from North Dakota from North Dakota from South Dakota Johnson, Dean L. Jones, Thomas E. LaChance, Francis J. Mueller, M. E. from Ohio Sharpe, Wayne A. Tracy, Lauren D. from South Dakota from North Dakota Trom, Ordner S.

All of the above were given the written examination in Jurisprudence.

Board recessed for lunch 12:00 o'clock noon.

Board reconvened at 1:45 o'clock P.M.

The Board continued to interview reciprocal applicants until 3:15 o'clock P.M.

The Board discussed the matter of the Rexall Drug Company plan to finance pharmacists in the opening of new drug stores in shopping centers. The members had been furnished copies of the plan from the Rexall Company attorneys, Leonard, Street and Deinard of Minneapolis, and after considerable discussion it was the consensus of the members of the Board that the plan as outlined was substantially in compliance with Regulation 14, and the Secretary was asked to write the attorneys giving them this information and stating there were two features the Board was concerned with, which were as follows:

- 1. When a license is applied for a store operating under the proposal, a copy of the contract should be submitted with the application and made a part of the application.
- 2. In the event a contracting pharmacist dies or otherwise terminates his agreement with the Rexall Company, the Board would reserve the right to terminate the license after a reasonable time of operation without a new contracting pharmacist.

4:00 o'clock P.M. Kermit B. Solheim, a registered pharmacist in Minnesota owning and operating a drug store in Pierz, Minnesota, appeared this day as he was unable to appear on January 18 as first scheduled. The Board questioned Mr. Solheim at length in regard to the operation of his drug store, leaving the store without a pharmacist in charge, and complaints received. Mr. Solheim explained to the Board his conduct and indicated he would comply with the Board's objections made against him. He also indicated that the store was for sale and was hopeful he could dispose of it.

A complaint was given to the Board in the form of a letter written by Henry Gau of Pierz, Minnesota, dated January 3, 1957, relative to the Solheim drug store. A special investigation was made by inspector Cady S. Corl on January 8, 1957.

Board adjourned to meet again January 22, 1957.

January 22, 1957. The Board met in its rooms at the Nicollet Hotel, 9:30 o'clock A.M.

There was a general discussion before the meeting was called to order relative to the new method of giving the practical examination used by Board Members Taylor and Peterson. It was decided to continue with the new type practical, but instead of giving six prescriptions to fill, it should be increased to nine, and Mr. Alcott would join in giving the new type of practical also.

President Carlsen called meeting to order at 11:30 o'clock A.M.

The minutes of the July meeting and the special meeting in September were read. It was moved by Mr. Taylor, seconded by Mr. Berg, that the minutes be approved as read. Motion carried.

The Secretary gave a general outline of statistics prepared as to number of pharmacists, drug stores, licensed general dealers, and licensed wholesalers on record as of December 31, 1956.

The Secretary then distributed copies of the financial statement to each Board Member. The Secretary pointed out that expenditures for the year exceeded receipts by \$6,169.52

Moved by Mr. Peterson, seconded by Mr. Alcott, that the financial statement be accepted. Motion carried.

Moved by Mr. Taylor, seconded by Mr. Berg, that the bond premium for the Secretary be paid out of the funds of the Board. Motion carried.

Moved by Mr. Peterson, seconded by Mr. Alcott, that the blanket bond premium covering employees in the office as designated, be paid out of the funds of the Board. Motion carried.

Moved by Mr. Peterson, seconded by Mr. Berg, that the membership fees for the National Association of Boards of Pharmacy, the 5th District NABP, and the Association of Food and Drug Officials, be paid out of the funds of the Board of Pharmacy. Motion carried.

Moved by Mr. Peterson, seconded by Mr. Taylor, that \$2,000 be turned over to the Minnesota State Pharmaceutical Association for the advancement of the Arts and Science in Pharmacy as provided by law. Motion carried.

The Secretary read a report received from Mr. Henry Moen, Secretary of the Minnesota State Pharmaceutical Association giving amounts expended for the advancement of the Arts and Science in Pharmacy. (Such report is attached) / OA

It was moved and seconded that the thirty candidates who received a general average of 75 percent or better, not below 75 percent in practical, and not below 60 percent in any other subject, be granted registration as pharmacists. Motion carried. List of names as follows:

Beier, Bruce R.
Buchholz, Roger M.
Cates, Lindley A., Jr.
Cowl, Jay A.
Daly, Eugene E.
Ervasti, Marlyn Kenneth
Hanson, Carl Casper
Hopperstad, Donovan M.
Jackson, Rodger N.
Jaeger, Frank M.
Kalash, Edwin
Lanman, Robert C.
Larum, John G.
Laven, Theodore R.
Lester, Gerald T.

Lillestol, Harvey J., Jr.
Ljungren, Donald L.
Lommel, John E.
Maisel, Stanley H.
McInnis, Davey L.
Mertes, Mathias P., Jr.
Nelson, Delano R.
Paulson, Robert L.
Remes, James J.
Schickling, Paul G.
Schleppenbach, John J., Jr.
Schroeder, Edwin F., Jr.
Styba, Richard J.
Timm, William G.
von Fischer, Frederick Wm.

#### ASSOCIATION OFFICERS

uistgard,	President		-			Bemidji
aska, 1st	Vice Pres	ident	-	-		St. Paul
Maier, 2	nd Vice P	reside	nt			Winona
Grais, 3r	d Vice Pre	esiden	t -	. 1	Mir	neapolis
J. Hadley	, Secretar	у -		. 1	Min	neapolis
Nordrum,	Treasurer		-	-	_	St. Paul
	aska, 1st Maier, 2 Grais, 3r J. Hadley	aska, 1st Vice Pres Maier, 2nd Vice P Grais, 3rd Vice Pre J. Hadley, Secretar	aska, 1st Vice President Maier, 2nd Vice Preside Grais, 3rd Vice Presiden J. Hadley, Secretary	aska, 1st Vice President - Maier, 2nd Vice President Grais, 3rd Vice President - J. Hadley, Secretary	aska, 1st Vice President Maier, 2nd Vice President - Grais, 3rd Vice President - 1 J. Hadley, Secretary 1	uistgard, President



#### EXECUTIVE COMMITTEE

K. C. Mattison, Chairman Minneapolis
L. R. Dry St. Peter
G. W. Wilharm
J. E. Quistgard Bemidji
Dr. W. J. Hadley Minneapolis
O. M. Nordrum St. Paul

Henry M. Moen, Executive Secretary

# MINNESOTA STATE PHARMACEUTICAL ASSOCIATION

2388 University Avenue, St. Paul 14, Minn. Midway 6-4088

January 21, 1957

- 1

To:

Mr. Frank W. Moudry, Secretary Minnesota State Board of Pharmacy 3965 Minnehaha Avenue Minneapolis, Minnesota

Herewith is submitted a report relative to money received from the Minnesota State Board of Pharmacy during the year 1956 and the uses made of same for the advancement of the Science and Art of Pharmacy, as provided by law:

RECEIVED:

October, 1956

\$2000.00

#### EXPENDED:

Payment to a College of Pharmacy student, recommended by the faculty of the College of Pharmacy, University of Minnesota, a fellowship award of \$ 500.00

Payment to a College of Pharmacy student, recommended by the faculty of the College of Pharmacy, University of Minnesota, a scholarship award of \$ 225.00

Payment for a special "Key" which was presented to a College of Pharmacy student in recognition of High scholastic accomplishments \$ 14.50

Expenses incident to the promotion of M.S.Ph.A.
Regional Meetings throughout the State of Minnesota
representing that portion of monies expended for the
advancement of the Arts and Sciences of Pharmacy \$1111.67

Editing, printing and mailing to members, the M.S.Ph.A. 71st Annual Meeting Proceedings \$ 896.10

That portion of the expenses of the Association secretary incident to the advancement of the Arts and Sciences of Pharmacy

Total Expended
State Board of Pharmacy Funds to apply
Balance not covered by 1956 appropriation

\$3065.09

\$5812.36 \$2000.00 \$3812.36 The application of Alfred F. Burkart for registration as pharmacist on the basis of his Iowa registration as such was granted.

The application of Kenneth W. Carroll for registration as pharmacist on the basis of his South Dakota registration as such was granted.

The application of Dean L. Johnson for registration as pharmacist on the basis of his North Dakota registration as such was granted.

The application of Francis Joseph LaChance for registration as pharmacist on the basis of his North Dakota registration as such was granted.

The application of Wayne A. Sharpe for registration as pharmacist on the basis of his Ohio registration as such was granted.

The application of Ordner S. Trom for registration as pharmacist on the basis of his North Dakota registration as such was granted.

The application of Clark T. Fifield for registration as pharmacist on the basis of his Iowa registration as such was granted. (Mr. Fifield was required to take the practical examination and was successful in passing same.)

The application of Lauren D. Tracy for registration as pharmacist on the basis of his South Dakota registration as such was granted.

The application of M. E. Mueller for registration as pharmacist on the basis of his South Dakota registration as such was granted.

The application of Thomas E. Jones for registration as pharmacist on the basis of his North Dakota registration as such was granted.

The application of Jerry A. Claffy for registration as pharmacist on the basis of his North Dakota registration as such was granted.

The following who took the written examination only were successful in passing same:

Gates, Gordon D. Jaeb, Charles G. Magnan, Ted P.

It was moved and seconded that the January, 1958 meeting be set for the week beginning Monday, January 13. Motion carried.

Moved by Mr. Alcott, seconded by Mr. Taylor, that the fee for renewal of pharmacist registration for 1957 be fixed at \$5, the assistant pharmacist renewal fee be fixed at \$3, and the fees for drug store license at \$10, and Household Drug License at \$5. Motion carried.

Moved by Mr. Taylor, seconded by Mr. Berg, that two delegates be sent to the National Association of Boards of Pharmacy meeting, the Conference of Law Enforcement Officials of the United States, and the American Pharmaceutical Association meeting, to be held in New York City, April 28 to May 3, 1957. Motion carried.

The Secretary read a letter from James Stradtman, a registered pharmacist in Minnesota, relative to apprentice training.

The Secretary read a letter from Loring E. Scott of Appleton, Minnesota, a registered pharmacist in Minnesota, received in the Board office on January 21, 1957, that it would be impossible to appear before the Board at this meeting.

Moved by Mr. Taylor, seconded by Mr. Alcott, that Loring E. Scott a registered pharmacist in Minnesota owning and operating a drug store in Appleton, Minnesota, be cited to appear before the Board at the first meeting it can be arranged for. Motion carried.

Moved by Mr. Taylor, seconded by Mr. Berg, that Ivan E. Peterson be nominated for president for the ensuing year. Motion carried.

It was moved and seconded that nominations be closed. Motion carried.

It was moved and seconded that Mr. Peterson be elected president for the ensuing year, beginning February 1. Motion carried.

Moved by Mr. Alcott, seconded by Mr. Taylor, that Robert F. Berg be nominated for vice president for the ensuing year. Motion carried.

It was moved and seconded that Mr. Berg be elected vice president for the ensuing year, beginning February 1. Motion carried.

Board recessed for lunch at 1:00 o'clock P.M.

Board reconvened at 2:00 o'clock P.M.

Secretary Frank W. Moudry advised the Board that he wished to be relieved of his duties as Secretary of the Board of Pharmacy at the expiration of his term, February 1, 1957. He further stated that his resignation had been before the Board for two years, but due to litigation the Board was involved in he had agreed to continue as it was felt the litigation would soon terminate.

The Board asked Mr. Moudry if he would continue to act as Secretary until after the legislature adjourned. Mr. Moudry agreed to continue to May 1, 1957.

Moved by Mr. Taylor, seconded by Mr. Peterson, that Frank W. Moudry be elected as Secretary to May 1, 1957. Motion carried.

Moved by Mr. Taylor, seconded by Mr. Peterson, that Mr. Moudry's resignation as Secretary be accepted, effective May 1, 1957. Motion carried.

The Board then discussed the matter of a successor to Mr. Moudry, and after some discussion as to a qualified successor, Mr. Carlsen was asked whether he would accept the position as Secretary on a full time basis. Mr. Carlsen indicated he would be available.

Mr. Carlsen's name was submitted as a candidate for Secretary.

President Carlsen asked Vice President Peterson to take the chair. Mr. Carlsen left the room.

Moved by Mr. Taylor, seconded by Mr. Alcott, that Harry W. Carlsen be elected as Secretary on a full time basis beginning May 1, 1957 to February 1, 1958. Motion carried.

It was moved by Mr. Taylor, seconded by Mr. Berg, that the salary of the Secretary be \$600 per month beginning May 1, 1957. Motion carried.

Motion carri

On motion duly made, seconded and carried, meeting was adjourned.

Frank W. Moudry, Secretary

# MINNESOTA STATE BOARD OF PHARMACY THREE HUNDRED FIFTIETH MEETING.

February 10, 1957. The Board met at the Nicollet Hotel, Minneapolis, Minnesota, in a special meeting for the purpose of discussing the decision of Judge Michael Dillon in the case of Board of Pharmacy versus Red Owl, Inc. and Groves-Kelco, Inc.

Members present were Robert F. Berg, Floyd M. Alcott, Harry W. Carlsen, Secretary Frank W. Moudry and Board's Legal counsel, William W. Essling.

The meeting was called to order by Vice President Berg.

Mr. Essling explained to the Board the decision of Judge Dillon and outlined what course the Board could take.

After thorough discussion, it was moved by Mr. Alcott, seconded by Mr. Carlsen, that the Board's legal counsel, Mr. Essling, be instructed to ask permission of the Attorney General to make a motion asking Judge Dillon for amending of findings or a new trial, and if denied, that the decision be appealed to the State Supreme Court. Motion carried.

It was moved by Mr. Carlsen, seconded by Mr. Alcott, that the Board ask the State Pharmaceutical Association to give serious consideration to the amending of the State Pharmacy Act to provide for civil action by injunctive relief. Motion carried.

After further discussion of this litigation, it was moved and seconded that the meeting be adjourned. Motion carried.

Frank W. Moudry, Secretary

Robert F. Berg, Vice President

#### MINNESOTA STATE BOARD OF PHARMACY

#### THREE HUNDRED FIFTY-FIRST MEETING

May 7, 1957. A special meeting of the Board of Pharmacy was held in the Arizona room of the Nicollet Hotel, Minneapolis, Minnesota.

All members of the Board were present - President Ivan E. Peterson, Robert F. Berg, Floyd M. Alcott, Angus H. Taylor, and Secretary Harry W. Carlsen.

The meeting was called to order by President Peterson.

After a preliminary discussion by President Peterson on Monday, May 6, 1957, it was decided to call a special meeting of the Board on Tuesday, May 7, 1957, and to have the Secretary call in Burton S. Waldron, a registered pharmacist in Minnesota who owns and operates a drug store at 633 Winnetka Avenue North, Golden Valley, Minheapolis, Minnesota, to discuss his unprofessional conduct in the operation of his pharmacy.

Mr. Waldron appeared before the Board at 9:15 o'clock A.M., Tuesday, May 7, 1957. He admitted to the Board that he had been using intoxicating liquors to excess. He also admitted that on the previous Saturday night, May 4, 1957, he had not been home at all but had slept on a cot in the store. He further stated that he would like to get out of the practice of pharmacy and go into some other field which was more appealing to him. Mr. Waldron stated that he had his store for sale and that the Benson Investment Company was handling the deal for him. His contract with them was expiring this week and unless they had a buyer before the contract expired, he was going to seek some other help in the disposal of his business.

After considerable discussion, Mr. Waldron stated that he would not use intoxicating liquors to the extent it would affect his practice of pharmacy or endanger public health. After this promise, the Board informed Mr. Waldron that if he continued the excessive use of intoxicating liquors, thereby endangering public health, he would be cited to appear before the Board to show cause why his license as a registered pharmacist in the State of Minnesota should not be suspended or revoked.

Mr. Waldron was also informed that his activities in the store from now on would be closely watched.

On motion duly made, seconded and carried, Board adjourned.

Harry W. Carlsen, Secretary

Ivan B. Peterson, President

#### MINNESOTA STATE BOARD OF PHARMACY

### Three Hundred Fifty-Second Meeting

July 22, 1957. The Board met at 7:45 A.M., College of Pharmacy, Wulling Hall, University of Minnesota, Minnesota, Minnesota. Members present - President Ivan Peterson, Vice President Robert F. Berg, Angus H. Taylor, Floyd M. Alcott, James M. Gardner.

The following appeard to take the practical examination as they had passed the written examination at a previous examination given by the Board and at this time they had fulfilled the requirement of at least one year of apprentice-ship traing:

Berkholtz, Elga O.
Bok, Ronald D.
Butenhoff, Ross E.
Dorn, Ivan W.
Gates, Gordon D.
Isaacson, Eugene I.
Jacobs, George M.
Liebman, Arnold A.
Magnan, Ted P.

Meland, Gordon W. W. Olson, Travis N. T. Peterson, John O. H. Rosenthal, Gordon E. Rowell, Theodore H. Stover, Laddie E. Toews, Lloyd A.

The following having completed the one year of practical training took the entire Board examination:

Altstatt, Richard O. Boogren, Russell A. Jr. Busse, Donald V. Carrow. Donald A. Clark, David B. Dahl, Lawrence E. Dickey, Bradley W. Eagle, David W. Frost, Harvey L. Goldenberg, Howard W. Gustafson, Royal R. Hayford, Keith A. Holcombe, Jon R. Iverson, Harry M. Jarvela, Donald R. Jensen, Robert Johnstone, Donald C. Juul, Richard J.

Karp, Richard C. Koch, Gerald F. Kolb, Robert J. Kramer, John H., Jr. Pierce, Joan Ann Macker Martinka, Gerald R. McJilton, James J. Papara, Leonid J. Sanders, Andrew G. Santarsiero, Daniel T. Scholten, Donald H., Jr. Schwankl, Thomas J. Scofield, Charles L. Skoogman, Leon H. Sorenson, Darrell C. Volk, Robert F. von Fischer, Marlene M. Wohlers, Neiel W. Wolf, Barbara Ann Rieschl

Mr. Walter Erickson, who was a reciprocal candidate from Wisconsin, was required to take the practical examination due to the fact that he had not been actually engaged in the practice of pharmacy for the past several years.

The Board spent the entire day giving the practical examination. The students were given six prescriptions to compound plus three count-and-pour prescriptions in the morning. The Board adjourned at 12:00 noon for lunch and reconvened at 1:00 P.M., students filling six more count-and-pour prescriptions in the afternoon. The class finished their prescriptions at approximately 3:00 in the afternoon but the Board Members continued working until 4:30 P.M., arranging their papers and prescriptions.

July 23, 1957. The Board met at Wesbrook Hall at 7:45 A.M., for the purpose of giving the five written examinations. Three examinations were given in the morning and two in the afternoon. Each Board Member was present to monitor his own examination and when any board member's examination was not being given he spent that time at the College of Pharmacy marking prescriptions which had been filled by the candidates the day before.

In addition to giving the written examination to the 37 candidates who were eligible to take the entire examination, the following candidates appeared but were eligible to take only the written as they had not as yet obtained the required one year of apprentice training. The total taking the written examination was 77.

Andersen, Maurice G. Bagaus, Duane E. Berland, Steven G. Bjaastad, Steven G. Boudreau, Robert Capiz, Henry T. Dorn, Richard M. Fischer, Kenneth L. Folsom, Gary L. Friberg, Charles L. Gram, Theodore E. Gundermann, Frank A. Huewe, Douglas A. Johnson, Gene P. Johnson, Keith L. Kack, Harvey L. Kassmir, Thomas S. LaMere, Bruce J. Larson, James A. Lindquist, Jon R.

Mahler, Alan F. Medhaug, David A. Moore, Vincent D. Mryczko, Jaroslav Mueller, Paul R. Nordeen, Robert E. Overgaard, Peter H., Jr. Petersen, Richard Carl Petersen, Richard Dean Phillips, Charles A. Simon, Lloyd R. Rude, Wyman D. Saurdiff, Ronald L. Scheurenbrand, Mary Lou Sele, Eugene R. Sikora, Jack R. Stangler, Lawrence E. Ellsworth Ulven Weber, James N. Zenk, Perry A.

Wednesday, July 24, 1957. The Board met at the College of Pharmacy at 8:00 A.M., for the purpose of completing the marking of the candidates prescriptions. They adjourned at 11:00 A.M., and reconvened at 12:00 noon for the purpose of giving oral examinations. Eighteen candidates were given the oral examination and finished at 5:00 P.M., when the Board members adjourned to the Nicollet Hotel, Suite 400 to go into the executive session and discussion of the items on the agenda.

A report was given by the Secretary to the Board Members that on a ruling from Mr. William W. Essling, Deputy Attorney General, the five-percent service charge which the Board must pay out of its receipts every year to the General Fund, could not be passed on to the various purchasers of licenses as there is no provision in the law for passing this charge on.

The Secretary, Mr. Carlsen, also informed the Board Members that the last legislature passed a law requiring the various departments of the state to pay a one-percent charge out of its total of employees' salaries as a handling charge. It was also reported that in the past the Board had to pay into the retirement fund an assessment of 60% of the total amount of money paid into the retirement fund; however, under the new rules the amount to be paid now is a full 100% with the exception of any person earning over \$4800.00 a year.

A report was read by Mr. Robert F. Berg on his attendance at the N.A.B.P. meeting in New York.

Thursday, July 25, 1957. The Board met at the College of Pharmacy for the purpose of giving oral examinations beginning at 8:00 A.M. Fifteen candidates were given the oral examination in the morning and the Board adjourned for lunch at 11:45 A.M., and reconvened at 1:00 P.M., giving the oral examination to 20 candidates and adjourned at 6:00 P.M.

Friday, July 26th, 1957. The Board convened at 9:30 A.M., in Suite 400, Hotel Nicollet. All members of the Board were present, also the Secretary. Arthur E. Lovdahl of the Lovdahl Drug Company, Little Falls and Crosby was called in for the following reasons: (1) operating his store with drug store licenses delinquent; (2) not keeping his store covered at all times with a registered pharmacist; (3) violation of Regulation 19. After a 45-minute discussion, Mr. Lovdahl stated that he would comply fully with the three items charged against him and that he had another pharmacist coming to work for him the end of this month so that he would have enough pharmacists on hand so that he could keep both stores covered at all times. He also stated he would not allow his licenses to become delinquent and would be in strict compliance with Regulation 19.

At 10:20 A.M., Mr. Joe C. Bacon of the Bacon Drug Company, Madison, was called in to explain to the Board why he was violating Regulation 19. After a 30-minute discussion between Mr. Bacon and the Board members, Mr. Bacon stated that he would re-arrange his store stock so that he was in full compliance with Regulation 19 and would continue to operate as such.

At 10:55 A.M., Mr. Tarjei Iverson, Iverson Drug, Perham, was called in to explain why - (1) he was delinquent in his store license as of that date and (2) operating in violation of Regulation 19. After 30-minutes of discussion, Mr. Iverson stated that he would send in his license application immediately and that he would fully comply with Regulation 19 hereafter.

At 11:30 A.M., Mr. Byron C. Olson, Olson Drug Store, East Grand Forks, was called in to explain why he was not keeping his store covered at all times with a registered pharmacist. Mr. Olson informed us that he had hired another pharmacist who began working for him on July 15th and he would have no more trouble keeping his store covered at all times by a registered pharmacist.

At 11:45 A.M., Mr. Russell Iltis of the Iltis Drug Store, International Falls, appeared to explain why he was not keeping his store covered at all times by a registered pharmacist. He stated that he was having difficulty in obtaining a pharmacist and when informed by the Board Members that he either had to hire another pharmacist or shorten his hours so that he could keep it covered at all times, Mr. Iltis stated that he would immediately hire another pharmacist.

MINNESOTA STATE BOARD OF PHARMACY - 352nd Meeting - July, 1957.

At 12:15 P.M., the Board adjourned for lunch and reconvened at 1:45 P.M.

At 2:00 P.M., Mr. Loring E. Scott of the Scott Pharmacy appeared before the Board in answer to a citation served on him. Mr. William Essling, Deputy Attorney General was present to represent the Board and Miss Marjorie J. Hudson was the reporter. After the Hearing a motion was made by Mr. James Gardner and seconded by Mr. Robert F. Berg, that final action on Mr. Scott be tabled until our next meeting and his personal conduct and operation of his store be checked very thoroughly up to the time of the next meeting. The motion was carried unanimously.

At 3:30 P.M., Mr. John F. Waldron appeared before the Board to re-quest reinstatement of his pharmacy license which had been revoked at the January, 1957

At 3:30 P.M., Mr. John F. Waldron appeared before the Board to re-quest reinstatement of his pharmacy license which had been revoked at the January, 1957 Board meeting. Mr. William Essling, Deputy Attorney General, was present and Miss Marjorie J. Hudson was the reporter. Mr. Waldron had presented several letters of recommendations to the Board as to his conduct the past 14 months and the Secretary of the Board checked each letter as to its authenticity. Upon a motion of Mr. Alcott and Seconded by Mr. A. H. Taylor, the Board voted to reinstate Mr. Waldron's license. Mr. James Gardner casting a dissenting vote. At 5:00 P.M., Mr. Waldron was informed of the action of the Board and he was dismissed.

The Board continued in executive session and the Secretary presented a letter from Mr. Fred T. Mahaffey, Assistant to the Secretary of the National Association of Boards of Pharmacy, requesting each of the members of the Minnesota State Board of Pharmacy to send his latest set (or two sets) of examination questions that he had prepared and used, together with the answers. It was moved by Mr. \*\*eberg, seconded by Mr. \*\*F. Alcott, that the Secretary write a letter to Mr. Mahaffey and state that the Board felt at the present time they are not ready to reveal their examination questions and answers because they are very opposed to a National Examining Board and feel that this is the fore-runner of such an agency. It was unanimously decided by the Board to table this for future talks.

It was decided by the Board that as long as the Secretary received a copy of the American Journal on Pharmaceutical Education, they would not subscribe but any Board Member wishing to read this Journal could obtain the copy by writing the Secretary.

The Board gave its unanimous approval to the Secretary to move the expiration date on the present drug store license from the outside frame-work to the inside where it would not be covered up if the license holder placed his license in a frame. The Board Members also approved the purchase of a larger envelope for the mailing of these licenses.

The Secretary reported to the Board that Miss Effie Swanson was going to retire as Assistant of the Board after 43 years of faithful service on or before October 1, 1957.

Saturday, July 27, 1957. The Board Members spent the entire day working on their written examination papers.

Monday, July 29, 1957. The Board met at the Nicollet Hotel to interview reciprocal applicants.

BEFORE THE MINNESOTA
STATE BOARD OF PHARMACY

In the Matter of the Revocation of the License of LCRING E. SCOTT.

CITATION

TO: LORING E. SCOTT

SIR:

You are hereby cited to appear before the Minnesota State Board of Pharmacy at a meeting to be held in Suite 400, Nicollet Hotel, in the City of Minneapolis, County of Hennepin and State of Minnesota, on the 26th day of July, 1957, at 2:00 o'clock p.m., to make such answer to the charges herein contained as you may be advised or deed expedient, and to show cause, if any you have, why the license to practice pharmacy, heretofore granted to you by the Minnesota State Board of Pharmacy as a pharmacist, should not be revoked, cancelled and set aside, and you be debarred from practicing pharmacy in the State of Minnesota for imoral, dishonorable and unprofessional conduct as follows:

That you, the said Loring E. Scott, conducted yourself in a manner unbecoming a person licensed to practice pharmacy in the State of Minnesota and in a manner detrimental to the best interest of the public, and more particularly as follows:

That during the year 1957 and prior thereto you did operate and conduct a pharmacy known as the Scott Pharmacy at Appleton, Minnesota, without a pharmacist's license.

That during the year 1957 you did operate and conduct a pharmacy known as the Scott Pharmacy at Appleton, Minnesota, in Wolation of the regulations of the Minnesota State Board of Pharmacy and more particularly in violation of Regulation 19 thereof. That during the year 1957 you have operated and conducted a pharmacy known as the Scott Pharmacy at Appleton, Minnesota, and were present in said pharmacy under the influence of intoxicating liquor and did, while so conducting said pharmacy, use intoxicating liquors to excess and more particularly did operate and conduct said pharmacy while under the influence of intoxicating liquors and after using intoxicating liquors to excess on October 17, 1956.

This citation is issued by order of the Minnesota State Board of Pharmacy this 29 day of June, 1957, pursuant to power vested in this board according to law.

MINNESOTA STATE BOARD OF PHARMACY

By Harry W. Carlson, Secretary

MINNESOTA STATE BOARD OF PHARMACY - 352nd Meeting - July, 1957 The application of John H. O"Connell for registration as pharmacist on the basis of his Iowa registration as such was granted. The application of Harold A. Romig for registration as pharmacist on the basis of his Nebraska registration as such was granted. The application of Andrew E. Granston for registration as pharmacist on the basis of his Massachusetts registration as such wax granted. The application of Norman O. Erickson for registration as pharmacist on the basis of his Wyoming registration as such was granted. The application of Channing Smith for registration as pharmacist on the basis of his Iowa registration as such was granted. The application of Walter Clarence Erickson for registration as a pharmacist on the basis of his Wisconsin registration as such was granted. (Mr. Erickson was required to take the practical examination and was successful in passing same.) The application of John W. Doty for registration as pharmacist on the basis of his North Dakota registration as such was granted. The application of Harold C. Nelson, Jr., for registration as pharmacist on the basis of his South Dakota registration as such was granted. The application of Delton R. Jesser for registration as a pharmacist on the basis of his North Dakota registration as such was granted. The application of Howard D. Grant for registration as pharmacist on the basis of his Iowa registration as such was granted. The application of Henry Craig for registration as pharmacist on the basis of his Illinois registration as such was granted. The Board completed the interviews with reciprocal candidates at 3:00 P.M. The Secretary presented a letter from the Secretary of the State Board of Delaware, asking if the Minnesota Board would issue honorary certificates from Minnesota to the members of its Board. Mr. William Essling, Deputy Attorney General had written a letter to the Secretary stating that there were no provisions in the Minnesota Laws which would permit them to issue honorary certificates and . the Secretary was ordered to write a letter to the Delaware State Board informing them of this fact. Due to the fact that the present lease covering the Minnesota State Board office expires June 30, 1958, the Secretary was given authority to attempt to secure new quarters because the present building is in such a dilapidated condition. It is unsafe not only from a health standpoint but also, a fire hazard. A motion was mady by Mr. A. Taylor and seconded by Mr. F. Alcott that when the certificates are engrossed the words "by examination" and by reciprocity" be engrossed on each certificate. The Secretary reported to the Board that the Legislature had passed a bill giving each Civil Service Employee two automatic step-ups on their salary schedule effective July 1, 1957. - 5 -

It was moved by Mr. Taylor and seconded by Mr. Alcott that the Secretary be allowed to subscribe to the Educational Court Digest at \$10 per year. Motion carried.

It was moved and seconded that the Secretary be permitted to purchase a copy machine of whatever size he determined suitable for use in the office and also, that a fee of \$1.00 minimum be charged for copies of records, etc., or 50 cents per copy if three or more are requested. Motion carried.

The Board ordered that the file of the Powderhorn Pharmacy, who had requested to sell vitamins by mail be turned over to Mr. William W. Essling, Deputy Attorney General, for a ruling from the Attorney General as to its legality.

Upon hearing a report from the Chief of Police, Mr. Frantzen, of Golden Valley, that Mr. Burton S. Waldron, a pharmacist owning the Golden Valley Drug, was operating his store in an intoxicated condition, the Board instructed the Secretary to immediately send an inspector to the Golden Valley drug store to verify the officer's statement and if true, to cooperate with the police in getting Mr. Waldron home and closing the store. Mr. Gady S. Corl, Inspector, called the Secretary at the hotel to inform him that the facts were all true. It was moved by Mr. Alcott, seconded by Mr. Taylor that Mr. Burton S. Waldron's drug store license be suspended immediately and that he be asked to appear before the Board at 10:00 A.M., room 400, Nicollet Hotel, the next morning. The secretary informed Mr. Corl of the decision of the Board and asked that he advise Mr. Waldron to obtain an attorney and be present at a hearing the next morning.

July 30, 1957. The Board met in executive session at 9:30 A.M., at the Nicollet Hotel, Suite 400. At 10:00 A.M., Mr. Burton S. Waldron and Mrs. Mildred Waldron, his wife, and their attorney, Mr. Charles S. Halpern, appeared before the Board in regard to the suspension of the drug store license of Burton S. Waldron. Mr. William Essling, Deputy Attorney General, was present as was Miss Marjorie Hudson, reporter. At the end of the hearing, Mr. Waldron was informed that his drug store license had been reinstated but that he would be cited to appear before the Board at the next meeting to show cause why his license to practice pharmacy should not be revoked or suspended. Mr. Berg moved that the Board lift the suspension of the drug store license of the Golden Valley drug store owned by Burton S. Waldron. Seconded by Mr. Alcott. Mr. Taylor moved that Mr. Waldron be cited to appear before the next Board meeting, seconded by Mr. Gardner. Both motions carried.

The meeting recessed at 12:20 P.M., for lunch and reconvened at 1:30 P.M.

The minutes of the January, February and May meetings were read. Moved by Mr. R. Berg and seconded by Mr. I. Peterson that the minutes be approved as read. Motion carried.

A letter was read from Benedict S. Deinard of the law firm of Leonard, Street and Deinard, concerning the two proposals the Board had made to them in a letter of February 13, 1957. It was moved by Mr. Alcott and seconded by Mr. Berg to accept proposal #1 ("when a license is applied for a store operating under the proposal, a copy of the contract should be submitted with the application and made a part of the application.") Motion carried. It was moved by Mr. Berg, seconded by Mr. Taylor that proposal No. 2 ("in the event a contracting pharmacist dies or otherwise terminates his agreement with Rexall, the Board would reserve the right to terminate the license after a

MINNESOTA STATE BOARD OF PHARMACY - 352nd Meeting - July 1957

reasonable time of operation without a new contracting pharmacist.") be limited to six months.

The case of Joseph Hoffman's drug store was deferred until his trial is concluded in court and if Mr. Hoffman is found guilty by the Courts, the Secretary was instructed to cite him in at the next meeting of the Board.

The Secretary was instructed by the Board that if Mr. Edward Pelant of the Eureka Drug Company, 1701 - 4th Avenue South, was found guilty in Minneapolis Federal Court of the selling of prescription drugs without prescriptions, he be cited to appear before the Board at their next meeting.

It was moved and seconded that Mrs. Edna A. DeRubis, Mr. Earl J. Schlekau and Mr. Cady S. Corl, be granted a one-step merit increase in salary. Motion carried.

It was moved and seconded that the financial report be accepted. Motion carried.

It was moved and seconded that the July meeting dates were set to begin the week of July 14, 1958. Motion carried.

It was moved and seconded that the following pharmacists and assistant pharmacists be dropped from the records as they had failed to renew their registrations for the years 1955 and 1956. Delinquent notices had been sent to them in February and on July 16th, letters were sent them by Certified Mail advising them they would be dropped from the records unless dues in arrears were paid. Motion carried.

	12 pharmacists:		
6055	Allen, Maybelle (Mrs.)	9560	McGuire, Rita Krawczyk (Mrs.)
2107	Hargesheimer, G.		McGuire, Gordon Patrick
1471	Heck, Rudolph S.		McMeans, Fayette W. (Mr.)
7777	Jacob, Margaret (Mrs.)	807	Piesinger, H.
8658	Lewis, Harry Lee	4013	Reynolds, Wm. F.
9274	Lindsay, Swayne Howard	3535	
	2 assistant pharmacists:		
3340	Holden, Naomi F.		
3409	Yoho, C. J.		

The Secretary was instructed by the Board to cite Clem F. Claseman to appear before the Board at its next meeting because he had been found guilty in Federal Court of illegally dispensing prescription legend drugs.

The Secretary was instructed by the Board that if Harry Zipperman, (Zipps No. 1 Pharmacy, 4956 - 39th Avenue) is found guilty in Federal Court of violating laws of the F.D.A., he be cited to appear before the Board at its next meeting.

The Secretary was instructed by the Board to cite Ashley Morse to appear before the Board at its next meeting if he was found guilty in Federal Court of violation of the Federal laws under the charges of the F.D.A.

The Secretary was instructed to write to C.A. Berg, Berg's Lakeside Drug, Duluth, informing him that due to the fact that he was operating a drug store without a license from the Board, that he be called in at the next regular meeting.

MINNESOTA STATE BOARD OF PHARMACY - 352nd meeting - July, 1957

The Secretary was instructed to write to Rolf Arneson, Arneson's Drug, Morris, informing him that due to the fact that he was operating a drug store without a license from the Board that he be called in at the next regular meeting of the Board.

It was moved and seconded that the 53 candidates who received an average of 75 percent or better, not below 75 percent in the practical, and not below 60 percent in any other subject, be granted registration as pharmacists. Motion carried. List of names as follows:

Cert.	No.	Cert.	No.
205	Altstatt, Richard O.	234	Liebman, Arnold A.
206	Berkholtz, Elga Martinsons	235	Magnan, Ted P.
207	Bok, Ronald D.	236	Martinka, Gerald R.
208	Boogren, Russell A. Jr.	237	McJilton, James J.
209	Busse, Donald V.	238	Meland, Gordon O.
210	Butenhoff, Ross E.	239	Olson, Travis N.T.
211	Carrow, Donald A.	240	Papara, Leonid J.
212	Clark, David B.	241	Peterson, John O.H.
213	Dahl, Lawrence E.	242	Pierce, Joan Macker
214	Dickey, Bradley	243	Rosenthal, Gordon Edw.
215	Dorn, Ivan	244	Rowell, Theodore H. Jr.
216	Eagle, David W.	245	Sanders, Andrew G.
217	Frost, Harvey L.	246	Santarsiero, Daniel T.
218	Gates, Gordon	247	Scholten, Donald H. Jr.
219	Goldenberg, Howard W.	248	Schwankl, Thomas J.
220	Gustafson, Royal R.	249	Scofield, Charles L.
221	Hayford, Keith	250	Skoogman, Leon H.
222	Holcombe, Jon R.	251	Sorenson, Darrell C.
223	Isaacson, Eugene I.	252	Stover, Laddie E.
224	Iverson, Harry M.	253	Toews, Lloyd A.
225	Jacobs, George M.	254	Volk, Robert F.
226	Jarvela, Donald R.	255	von Fischer, Marlene M.
227	Jensen, Robert N.	256	Wohlers, Neiel W.
228	Johnstone, Donald C.	257	Wolf, Barbara Ann Rieschl
229	Juul, Richard J.		
230	Karp, Richard C.		
231	Koch, Gerald F.		
232	Kolb, Robert J.		
233	Kramer, John H. Jr.		

It was moved by Mr. Taylor, seconded by Mr. Berg that the Secretary be reimbursed for expenses while making inspections of drug stores in state and attending all meetings throughout state. Motion carried.

It was moved and seconded that the Secretary and all Board Members attend N.A.B.P.-A.A.C.P., District No. 5 Meeting at Omaha, Nebr., October 27th through 29th, 1957. Motion carried.

It was moved and seconded that the President of the Board attend the N.A.R.D. Convention as a delegate.

On motion duly made, seconded and carried, meeting was adjorned at 3:30 P.M.

Harry W. Carlsen, Secretary

Tvar E. Peterson, President

#### MINNESOTA STATE BOARD OF PHARMACY

### Three Hundred Fifty-Third Meeting

On September 24, 1957, a special meeting of the Board was held at Brainerd. Board members present were: Ivan E. Peterson, President, Robert F. Berg, Vice-president, Angus H. Taylor, Floyd M. Alcott and Secretary of the Board, Harry W. Carlsen. Board Member James M. Gardner of Fairmont, was unable to attend this meeting.

This meeting was held with the pharmacists of Brainerd and surrounding territory. Generalities were discussed affecting the pharmacists but added emphasis was placed on full compliance with Regulation 19.

It was concluded at the meeting that 100% compliance with Regulation 19 was necessary in the interest of public health.

Harry W. Carleen, Secretary

Ivan W. Peterson, President

#### MINNESOTA STATE BOARD OF PHARMACY

## Three Hundred Fifty-Fourth Meeting

A special meeting of the Board was held on Monday, October 7, 1957, at the Leamington Hotel, Room 843.

Board Members present: Ivan E. Peterson, President, Robert F. Berg, Vice-President, Angus H. Taylor, Floyd M. Alcott and Secretary of the Board, Harry W. Carlsen. Board Member James M. Gardner was not present.

Meeting was held at 10:00 A.M.

A report was given to the members of the Board by the Secretary regarding the law suit by the Upjohn Company of Kalamazoo, Michigan, against Philip Stein dba Stein Drug, 4th and Robert Streets, St. Paul, for infringement of patent rights.

Due to the fact that the Secretary had not received a copy of charges and that the attorneys for the Upjohn Company were to meet with the Secretary the following week, no disposition of Mr. Stein's case could be made until the case has been disposed of by the courts.

It was moved by Mr. Taylor and seconded by Mr. Alcott that the Secretary write a letter to Mr. Arnold Hillestad, requesting him to be very careful in his future conduct as a pharmacist due to the unfavorable publicity he had caused to the profession in his handling of the polio vaccine at the General Hospital.

A short synopsis of the talk to be given by the Secretary at the various district meetings was given and the topics were unanimously approved by the Board Members.

The Secretary reported that he felt that the meeting held at Brainerd on September 24, 1957, between the pharmacists of Brainerd and surrounding territory was highly successful.

HARRY W. CARTSEN, SECRETARY

IVAN E. PETERSON. PRESIDENT

# MINNESOTA STATE BOARD OF PHARMACY Three Hundred Fifty-Fifth Meeting

On October 28, 1957, a Special Meeting of the Board of Pharmacy was held at Hotel Fontenelle (Sheraton Fontenelle), Omaha, Nebraska (Room 827), at which time considerable discussion was given to the oral examination.

Board Members present were: Ivan E. Peterson, President, Robert F. Berg, Vice-President, Angus H. Taylor, Floyd M. Alcott, James M. Gardner and Secretary of the Board, Harry W. Carlsen.

Upon motion of Mr. Alcott, seconded by Mr. Taylor, it was voted that there be no oral examination given upon which a grade is given, beginning with the January, 1958 Board examinations.

Personal interview of each candidate before the entire Board will take place at the Nicollet Hotel for a period of not more than ten (10) minutes. Motion Carried.

Harry W. Carksen, Secretary

Ivan E. Peterson, President