

THE DEPARTMENT OF THE NATIONAL ASSOCIATION OF BOARDS OF PHARMACY

President, W. M. Hankins, Daytona, Fla. *J. W. Gayle*, *Treasurer*, Frankfort, Ky.
Chairman of Executive Committee, A. C. Taylor, Washington, D. C. *Secretary*, H. C. Christensen,
 130 N. Wells St., Chicago, Ill.

ACTIVE MEMBER STATES.

Alabama	Indiana	Montana	Rhode Island
Alaska	Iowa	Nebraska	South Carolina
Arizona	Kansas	Nevada	South Dakota
Arkansas	Kentucky	New Hampshire	Tennessee
Colorado	Louisiana	New Jersey	Texas
Connecticut	Maine	New Mexico	Utah
Delaware	Maryland	North Carolina	Vermont
D. of Columbia	Massachusetts	North Dakota	Virginia
Florida	Michigan	Ohio	Washington
Georgia	Minnesota	Oklahoma	West Virginia
Idaho	Mississippi	Oregon	Wisconsin
Illinois	Missouri	Pennsylvania	Wyoming
		Porto Rico	

OHIO SUPREME COURT UPHOLDS STATE BOARD OF PHARMACY.

In February 1915, the Ohio Board of Pharmacy granted a pharmacist certificate to Armand Gardos upon his registration in the District of Columbia. Mr. Gardos continued to renew his certificate until February 1924. Previous to the expiration of his last certificate, he had been convicted of a felony after having been returned to the United States from which he had absented himself. After serving a term in the Atlanta Penitentiary, he found it necessary to change his name to George Armand Gafford and on or about April 1926 he applied to the Ohio Board of Pharmacy for the renewal of his pharmacist certificate in conformity with Section 1308 of the General Code of Ohio, which provides in part that a certificate may be renewed within a period of three years after it expires.

On April 28, 1926, he appeared before the Board and was given a hearing in support of his application for the renewal of his certificate that had lapsed. After testimony had been taken, the Board was unanimous in voting to refuse to renew the certificate. After the refusal to grant a renewal certificate, the applicant did not appeal to the Common Pleas Court from the decision of the Board.

Mr. Gafford appeared before the Board at different times subsequent to the refusal to renew his certificate and at each time the Board refused to reopen his case, although he was permitted to present to the Board any evidence he cared to.

On May 1, 1929, Mr. Gafford submitted to the Board an application for registration upon his registration in the District of Columbia, just the same as he applied for his original registration in 1915. The application was refused for the reason of the record of the applicant on file in the office of the Board.

In addition to conviction of a felony, the records show Mr. Gafford had been guilty of violating the pharmacy laws in Cleveland, Ohio. In June 1929, we were issued a summons from the Court of Common Pleas of Cuyahoga County,

to grant a certificate to George Armand Gafford. The Common Pleas Court reversed the Board and the decision of the court was upheld by the Court of Appeals of Cuyahoga County. The case was then carried to the Ohio Supreme Court and the judgment of the Supreme Court was as follows:

By the Court: This case comes into this court by petition in error from the judgment of the Court of Appeals of Cuyahoga County, affirming the judgment of the Court of Common Pleas, wherein the action of the State Board of Pharmacy in refusing to renew Gafford's certificate authorizing him to practice pharmacy in the State of Ohio was held to be an abuse of discretion and said Board was ordered forthwith to issue to the applicant a renewal of his certificate authorizing him to practice pharmacy in this state.

The action of the Board in refusing to issue such certificate was pursuant to the authority vested in it by the provision of Section 1307, General Code, and was based upon the conceded fact that the applicant had theretofore entered a plea of guilty to a charge of feloniously conspiring to violate the National Prohibition Act, and also aiding in defrauding the Government of large sums of money accruing as taxes upon whisky which was diverted from non-beverage to beverage purposes, and was thereupon committed to the federal prison for the period of one year and one day on each of the two counts.

Cognizance is taken of the federal statutes imposing punishment which stamps this violation as a felony. Under the conceded facts it was an error to hold that, in refusing the applicant a certificate to continue the practice of a profession which would afford him continued opportunity to similarly violate the law, the State Board of Pharmacy had abused the discretion confided in it by statute.

M. N. FORD, *Secretary,*
Ohio Board of Pharmacy.

Judgment Reversed.

A VIRGINIA COURT CASE.

A case which will probably be of interest to Boards throughout the country recently came before the Virginia Board in the shape of an application for reciprocity presented by Harvey B. Topping, of Norfolk, Va.

The applicant is a Virginia citizen, and he presented an application based on registration in Arizona, and the Virginia Board refused registration because it was apparent that the applicant had registered in Arizona on a twenty-year experience provision and not by examination. Virginia does not have any such provision in its law, and the basis of reciprocity is on examination.

Mr. Topping sued the Board of Pharmacy on writ of mandamus to compel registration on his Arizona certificate. The case was tried before Judge Gunn in the Circuit Court of the city of Richmond on January 16, 1930, and the court has recently ruled that the applicant is not entitled to registration in this state on the certificate issued by Arizona.

It was contended in the trial that the applicant was registered by examination in Arizona because he had appeared before the secretary of the Arizona Board and had engaged in an oral discussion of pharmacy, which he contended constituted an examination. The Arizona Board, however, did not record any grades of this represented examination, and the secretary refused to certify to any grades, and the former secretary would not certify to any grades, and both these officials certified that the applicant had registered on his experience.

Further, it was shown to the court that the applicant had resided in Virginia for a number of years prior to the effectiveness of the pharmacy prerequisite law, that he had ample opportunity to take the Virginia examination, having

had something like twenty years' experience at the time he registered in Arizona—1922—and that for a period of over fifteen years he had sufficient experience to appear for examination in Virginia. He did not make any effort to register in this state by examination during that time.

It is the only case of the kind which has occurred in Virginia and the verdict in the case is gratifying, because it is generally understood that such reciprocity is a matter of comity. The Virginia law stipulates that this Board may issue such certificates of registration where they are satisfied that the applicant has met conditions in another state equal to the standards demanded in this state. It does not stipulate that the Board must issue such certificates even if the applicant meets substantially the conditions required in Virginia. Mr. Topping has indicated an intention of carrying the case to a higher court. In case this is done, we believe that the verdict will be the same there as in the present instance.

A. L. I. WINNE, *Secretary*,
Virginia Board of Pharmacy.

J. FULLER FRAMES—MARYLAND BOARD 1862-1930.

The death of J. Fuller Frames on Tuesday, June 24th, at the age of 68, is announced with profound sorrow.

He was a graduate of the Maryland College of Pharmacy and had been a member of the Maryland Board of Pharmacy for the past nineteen years, having served the Board as treasurer and president in addition to acting as the examiner in practical pharmacy. Mr. Frames was regarded as one of the most proficient professional pharmacists in the state and his work throughout a long period of years has been of great value to his profession.

In addition to his many professional and business responsibilities, he found sufficient time to serve as a director of the Northeastern Dispensary, with which institution he had been identified for more than thirty years. He was a member of the Seventh Baptist Church of Baltimore; secretary of the Calvert Drug Company; a member of the AMERICAN PHARMACEUTICAL ASSOCIATION; the National Association of Retail Druggists, the Maryland Pharmaceutical Association and the Baltimore Veteran Druggists' Association, and an honorary member of the N. A. B. P.

Mr. Frames was a man of fine personal character, distinguished in his professional and business life and one who gave freely of his friendship to all who were fortunate enough to come in close contact with him. The death of Mr. Frames really marks the close of an epoch, as he was a pharmacist of the old school, one who held very high the traditions and responsibilities of his calling.

Although he resigned from the Board about the middle of May, he participated in the June examinations, as he appreciated the difficulty involved in conducting the examinations with inexperienced members. Governor Albert C. Ritchie, acting on the recommendation of the Maryland Pharmaceutical Association, had appointed Harry R. Rudy of Hagerstown, Maryland, to fill out Mr. Frames' unexpired term.

The State of Maryland and national pharmacy as well have lost a loyal advocate and faithful worker in the death of Mr. Frames.

PERSONAL ITEMS.

J. W. Gayle, secretary of the Kentucky Board and also our beloved N. A. B. P. treasurer, is spending a few weeks of well deserved vacation at Orr's Island near Portland, Maine, with his daughter.

Secretary Christenson has returned to the office after a seven weeks' trip. He traveled a total of 10,000 miles and visited Nebraska, Colorado, Idaho, Washington, Oregon, California, Nevada, Utah and Wisconsin. Wherever possible, he attended the state pharmaceutical associa-

tion meetings, extending greetings as president of the AMERICAN PHARMACEUTICAL ASSOCIATION, and also took up important Board matters in a number of these states. By the time this issue is mailed out, he will also have attended the meeting of the North Carolina Pharmaceutical Association held in Raleigh, August 11th-12th. (For full report of trip see page 811.)

Edward E. Duryee of the Nebraska Board of Pharmacy adds a new hobby to our already variegated list of avocations for Board members. He is a member of the Society of American Magicians and uses the name EEDO for performances. We are hoping that he will attend a convention soon.

A new honor has come to our old friend "Port" (otherwise known as **W. P. Porterfield** of Fargo, N. Dak.) who recently retired from the North Dakota Board of Pharmacy, as he was only pinch-hitting until the technicalities regarding appointments by the Governor under the pharmacy law were fought out in court, the pharmacists winning, as everyone knows. "Port" is now an honorary member of Rho Chi pharmaceutical fraternity, upon invitation of the chapter at North Dakota Agricultural College. He is the first honorary member of that chapter. Rho Chi is an honorary society for both men and women with branches at most of the colleges of pharmacy; only those in the upper 10% of the classes are eligible for invitation. Mr. Porterfield has been invited as an honorary member because of his outstanding service to pharmacy in North Dakota, and nationally as well.

He is a past-president of the N. A. B. P., and has served several terms on the Executive Committee. Having been a faithful attendant at conventions for many years, there was a very noticeable vacant chair at the Baltimore meeting because he was absent. We insist that as an honorary member he should be as active in the N. A. B. P. as heretofore, and have therefore refused to say "good bye" to him.

Arthur L. Phelps, secretary of the Arizona Board and N. A. B. P. vice president and Chairman of District No. 9, took the longest way 'round in motoring home from the Baltimore convention. Mrs. Phelps accompanied him. While in Chicago, he honored the central office with a call. His route from there was through the Canadian Rockies, down the Pacific Coast, finishing up with the California state convention at Pasadena in June.

STATE BOARD NEWS.

Alabama.—The Board examined 25 applicants in Birmingham on June 5th and 6th. All were graduates of high school and the three-year course in pharmacy. Of this number, 23 passed.

A resolution was adopted by the Board asking postponement of the four-year college requirement in pharmacy effective in 1932, as the South feels unable to keep pace with the advancing educational standard, having only recently gone to the college requirement. It is felt that the three-year course will be sufficient for some years to come in that section of the country.

Arizona.—Reports of the April meeting show 23 out of 84 candidates passing for certificates as licentiates in pharmacy. Eleven were granted assistant certificates. Eighteen candidates were granted licenses by reciprocity through the N. A. B. P.

The next meeting will be held in Phoenix on November 12th.

Connecticut.—At the annual reorganization meeting of the Board held on June 3rd at Hartford, the following officers were elected for the year: *President*, C. T. Gilbert, Noroton; *Vice-President*, Charles Gustafson, Jr., of Hartford; *Secretary-Treasurer*, H. M. Lerou, Norwich.

Delaware.—At the July examination, nine were examined for the R.Ph. license and four for the assistant certificate. Of these groups, six and three, respectively, passed.

The next examination will be held on October 1st in Newark.

George W. Rhodes of Newark, has been reappointed a member of the Board by Governor Buck for another term of five years, dating from July 1st.

District of Columbia.—The quarterly examination was held on July 10th-11th. Twelve out of thirteen applicants examined were successful.

R. L. Quigley of Washington has been appointed as a member of the Board of Pharmacy by the Commissioners of the District of Columbia to succeed himself for a period of five years.

All the officers were reelected for the ensuing fiscal year.

Georgia.—At the meeting of the Georgia Board held in Atlanta, June 16th-17th, there were 48 applicants for examination. Fourteen were successful.

In addition to the members of the Board, H. A. Deen of Vidalia who has been elected to succeed Jesse Mitchell when his term expires November 1st, was present.

At this meeting, the Board voted unanimously to discontinue issuing three grades of license and in the future will issue only one—"pharmacist." The former three grades—druggist, apothecary and pharmacist—merely reflected grades and caused a great deal of confusion in reciprocity with other states.

The next examination will be held December 8th and 9th.

Indiana.—Oscar E. Russell of Elkhart, Ind., has been appointed a member of the Board to succeed F. W. Meissner of LaPorte, who retires after many years of faithful service. N. A. B. P. members are well acquainted with Mr. Meissner as he has attended many meetings and been very active in national work. It is hoped that he will continue these activities now as an honorary member.

Kansas.—The report of the examination meeting, held at Lawrence on June 11th–12th, shows 44 out of 90 candidates taking the examination passed.

Mac Childs, of Eldorado, has been elected Secretary of the Board.

Maine.—The Board examined 17 candidates on June 11th and four of them were issued licenses.

The Maine Pharmaceutical Association met at Rangeley on June 25th–27th, total attendance being about 350. There was considerable discussion with regard to much needed revision of the pharmacy law. A committee was appointed, including the members of the Board, to prepare a bill to be presented at the next session of the legislature. The college prerequisite, a change in examination fee and annual registration of pharmacies are among the contemplated changes.

Maryland.—At the Ocean City meeting of the Maryland Board of Pharmacy held on June 24th, Lloyd N. Richardson of Bel Air, was elected President and Robert L. Swain of Baltimore, was reelected Secretary-Treasurer.

Michigan.—In a recent examination given by the Board, 96 candidates took the R.Ph. examination and 25 passed; 88 tried for the assistant certificate and 19 passed.

Minnesota.—The Board held its July meeting beginning the 14th, and examined a total of 58 candidates for registration as pharmacists. Of this total, 22 successfully passed the examination and were granted registration as pharmacists. Of these 22, all but one were graduates of recognized colleges of pharmacy. Also, among those failing there were 16 who were graduates of recognized colleges but did not make the passing grade.

J. W. Dargavel, secretary, was elected as a delegate from the Board to the meeting of the Association of Dairy, Food and Drug Officials of the U. S., to be held in New Orleans, Nov. 11th–14th, inclusive.

The inspector for the Board of Pharmacy has been working among the country stores for several weeks, and as a result has successfully prosecuted ten cases of violation. Two pharmacists were fined \$50 each for violation of the law, and eight merchants paid \$50 each for selling aspirin.

Missouri.—For the first time in its history the Missouri Pharmaceutical Association has gone on record as favoring a college pre-requisite law which will require high school graduation as well as graduation from the three-year course in a recognized school or college of pharmacy.

The Midwestern Druggist states that this "will make it possible for licentiates in Missouri to reciprocate with practically all of the states of the Union." While this is true as long as the present three-year course remains in effect, when the four-year course becomes generally effective in 1932, Missouri pharmacists will again find themselves blocked from the majority of states, as these will go on a four-year college basis for applicants matriculating in 1932 and thereafter. Such pharmacists will be forced to take an extra year or more to make up the credit deficiency on the four-year degree and then write *another* examination in the state where they desire to practice.

Nevada.—H. H. Turriffin, secretary of the Nevada Board of Pharmacy, died suddenly a few weeks ago. Both the Nevada Board and the N. A. B. P. have lost a most valuable member, and heartfelt sympathy is expressed to the family in this sudden bereavement.

R. W. Fleming has been elected to take over this secretaryship, and his address is Box 813, Reno.

New Jersey.—The Board of Pharmacy held its reorganization meeting at Spring Lake on June 5th. This meeting marked the conclusion of ten years of service on the part of the retiring

president, Harry E. Bischoff, of Union City, and the beginning of a five-year term by James J. A. Bauman of Ridgewood.

Officers to serve for the ensuing year were elected as follows: *President*, C. Graham McCloskey of Elizabeth; *Vice-President*, Dean B. Crawford of Atlantic City; *Treasurer*, Albert J. Smith of Bradley Beach; *Secretary* and *Chief Chemist*, Robert P. Fischelis of Trenton.

The following assignments were made in connection with the examinations of the Board: *Pharmaceutical and Chemical Mathematics*, Mr. McCloskey; *Theoretical Pharmacy*, Mr. Crawford; *Chemistry*, Mr. Taylor; *Materia Medica and Toxicology*, Mr. Bauman; *Practical Pharmacy*, Mr. Smith. Messrs. Crawford and Bauman are to serve as the Committee on Audit, and Messrs. Messrs. McCloskey and Fischelis as the Committee on Examinations and Research. The entire Board is to serve as the Committee on Legislation.

The following resolution was adopted:

"Resolved that the Board of Pharmacy of the State of New Jersey record its appreciation of the faithful and efficient service of Mr. Harry E. Bischoff, who concludes ten years of service at this meeting. It is the unanimous feeling of the members of the Board that Mr. Bischoff's services as a Board Member, Committee Chairman, Vice-President and President, have been of outstanding value to the people of the State of New Jersey.

"Resolved Further that a copy of this resolution be spread upon the Minutes of this meeting and be forwarded to the pharmaceutical and lay press."

Examinations were held on July 17th-18th, but the results were not available at the time this issue went to press.

Ohio.—An examination was held in Columbus on June 24th-26th, and 95 of the 135 applicants taking the examination passed. The highest grade 91% was made by Sister Mary Adelaide Krummert, a graduate of Western Reserve University College of Pharmacy. Six applicants were accepted from other states by reciprocity.

The next examination is to be held in Columbus on October 14th and 15th.

Oregon.—John F. Allen of Corvallis, has been appointed a member of the Board of Pharmacy to succeed W. Hal McNair of Ashland, who recently retired.

Pennsylvania.—Secretary Kramer reports that 348 applicants were examined at the June meeting of the Pennsylvania Board. Of the 202 taking the registered pharmacist examination, 79.94% were successful; of the 146 taking the assistant examination, 68.98% were successful.

The next examinations will be held in the Philadelphia and Pittsburgh Colleges of Pharmacy on October 9th, 10th and 11th.

South Carolina.—The Board of Examiners met at Myrtle Beach, July 7th-10th. Thirty-eight applicants were examined, of whom 26 were successful. One reciprocal license was also granted.

John H. Walker of Greer, was elected on the Board of Examiners to succeed W. J. Wannamaker of Orangeburg, who retired recently. J. M. Atkinson of Columbia, succeeds Mr. Wannamaker as secretary of the Board, and has also been made the official inspector.

Virginia.—John E. Jackson, an ex-member of the Board of Pharmacy, was made chairman of a Veterans Branch of the Virginia Pharmaceutical Association recently organized. Twenty-five years' service in pharmacy is the basic requirement for membership.

Edgar Warfield, Sr., a member of the first Board of Pharmacy of Virginia, was made honorary president of the Virginia Pharmaceutical Association at the recent convention. He is eighty-eight years of age, and is actively engaged in the practice of pharmacy every day. His son and grandson work in the same store with him. He was engaged in drug store work in 1857, stopped in 1861 to enter the Confederate army, and at the close of the war re-entered business in Alexandria, Va., where he has been ever since.

H. C. Littlejohn of Leesburg, member of the present Virginia Board, was absent from the June examinations for the first time in many years, the reason being that he was attending the International Rotary meeting in Chicago. Leesburg was represented 100% and won the International cup for attendance, which seldom goes to an American club. Leesburg had a score of 84,200 for traveling 842 miles with 100% membership. The trophy is a silver cup four feet high.

Wyoming.—An examination meeting is announced for Sept. 8th and 9th at Sheridan, Wyo. Write to R. C. Schultz of Worland, secretary, for blanks, etc.