

BEFORE THE STATE BOARD OF PHARMACY
OF THE STATE OF KANSAS

IN RE: THE MATTER OF

BRENDA L. COMBS,
License No. 1-11580
102 South Pinecrest
Wichita, KS 67218

STIPULATION OF FINDING OF FACT AND ORDER

This matter comes before the State Board of Pharmacy for the State of Kansas, this 30th day of January, 1998.

The State Board of Pharmacy appears by Barry Sarvis, President and Presiding Officer; Lori Moore, vice-President; Dan Katzer, Pharmacist; Vicki Schmidt, Pharmacist; Karla Kneebone, Pharmacist; and Dr. Dan Upson, Consumer Representative. Also appearing are Larry Froelich, Executive Secretary, and the attorney for the Board, Dana W. Killinger. Brenda L. Combs appears personally and by Counsel, William Fortenbury.

Brenda L. Combs states that she has been advised of her procedural rights under the Pharmacy Practice Act and Administrative Procedure Act, wherein counsel for the Board advised Brenda L. Combs of her rights to a formal hearing wherein she has a right to be represented by counsel, call witnesses on her behalf, cross-examine the Board's witnesses and other procedural rights. Counsel further advised Brenda L. Combs of the statutory sections of the law which were allegedly violated and the statute giving

the Board jurisdiction in this matter. Whereupon Brenda L. Combs waived her right to a Formal Hearing.

Brenda L. Combs further states that no issue of fact exists and wishes to stipulate to the following findings of fact and accepts the order of the State Board of Pharmacy, to-wit:

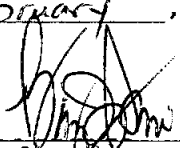
1. That Brenda L. Combs is a licensed pharmacist in the State of Kansas, having License No. 1-11580.
2. That Brenda L. Combs became the pharmacist in Charge at Walgreens Pharmacy # 3054, Registration No. 2-08938, located at 5611 E. Harry, Wichita, Kansas 67218, on or about May 23, 1996 and is still Pharmacist in Charge.
3. That said Brenda L. Combs was employed as Pharmacist in Charge at Walgreens Pharmacy #3054, located at 5611 E. Harry, Wichita, Kansas 67218, owned and operated by Walgreen Company, 300 Wilmot Road, Deerfield, Illinois 60015.
4. That during the year 1997, and prior years, large quantities of controlled substances were being diverted illegally from said Walgreens Pharmacy # 3054. As Pharmacist in Charge of said pharmacy said Brenda L. Combs failed to meet the requirements placed on her as a Pharmacist in Charge. Violations of K.A.R. 68-7-12(c) and K.A.R. 68-7-12(h).

The State Board of Pharmacy for the State of Kansas

pursuant to K.S.A. 65-1627(a)(8) has jurisdiction and power to revoke, suspend or place on probation and pursuant to K.S.A. 65-1658, fine said Brenda L. Combs.

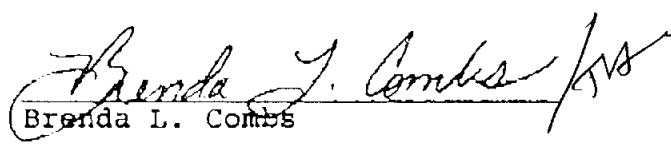
IT IS THEREFORE ORDERED that Brenda L. Combs, License No. 1-11580, be fined \$500 for each violation for a total of \$1,000. In addition Brenda L. Combs may not serve as Pharmacist In Charge for 90 days to commence 30 days from the Presiding Officer signing and dating this Stipulation.

Dated this 26th day of February, 1998.



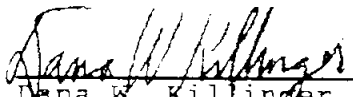
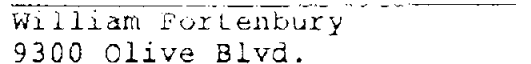
Barry Sargis
President and Presiding Officer
State Board of Pharmacy
for the State of Kansas

I, Brenda L. Combs, have hereby read the foregoing Stipulation and Order and fully understand the violations of which I am stipulating to and understand the terms of this Stipulation.


Brenda L. Combs

PREPARED BY:

APPROVED:


Dana W. Killinger
1505 SW Harrison St.
Topeka, KS 66612-1811
(785) 232 9610
Attorney for the State
Board of Pharmacy
for the State of Kansas
William Fortenbury
9300 Olive Blvd.
St. Louis, MO 63132
(314) 560 2002
Attorney for Brenda L. Combs