BEFORE THE KANSAS STATE BOARD OF PHARMACY

Filed By
OCT 25 2013
KANSAS STATE BOARD OF PHARMACY

In the Matter of the Application of ALICIA RAE WALKER, Applicant	))))	Case No. 13-136

SUMMARY ORDER OF DENIAL

NOW on this 25 day of October, 2013, comes before the Kansas State Board of Pharmacy through its investigative member (hereinafter referred to as "Board") on the application of Alicia Rae Walker (hereinafter referred to as "Applicant") to function as a pharmacy technician in the state of Kansas.

Pursuant to the authority granted to the Board by the Kansas Pharmacy Act, K.S.A. 65-1625, *et seq.*, and in accordance with the provisions of the Kansas Administrative Procedure Act, K.S.A. 77-501, *et seq.*, the Board's Investigative Member enters this Summary Order in the above-captioned matter. After reviewing the application and being otherwise duly advised in the premises, makes the following findings, conclusions and order:

FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. On or around July 29, 2013 the Applicant submitted an application to function as a pharmacy technician in Kansas.

2. The application was incomplete as there was no fingerprint card provided from the applicant.

3. That subsequently the applicant provided the requested information.

4. [redacted]

5. That pursuant to K.S.A. 65-1663 (e) (1) the Board may deny a registration on any ground, which would authorize the board to take action against the license of a pharmacy under K.S.A. 65-1627, and amendments thereto.

6. That the Board may deny a license pursuant to K.S.A. 65-1627 (a) (4) in that the licensee is addicted to liquor or has a drug habit to such a degree as to render the licensee unfit to practice the profession of pharmacy.

7. At present, the Applicant does not meet the requirements in order to be granted a permit to function as a pharmacy technician in Kansas.

8. K.S.A. 77-511 (a)(2)(A) of the Kansas Administrative Procedure Act authorizes the use of summary proceedings by a state agency if the use of summary proceedings does not violate any provision of law, the protection of the public interest does not require the state agency to give notice and an opportunity to participate to persons other than the parties, and the state agency believes in good faith, after investigation of the facts, that the allegations will be supported to the applicable standard of proof.

9. The role of the Kansas State Board of Pharmacy is to protect the citizens of Kansas.

ORDER

IT IS THEREFORE ORDERED BY THE KANSAS STATE BOARD OF PHARMACY that the Applicant's application for registration to function as a pharmacy technician in the state of Kansas is hereby DENIED.

IT IS SO ORDERED THIS 25 DAY OF OCTOBER, 2013, IN THE CITY OF TOPEKA, COUNTY OF SHAWNEE, STATE OF KANSAS.

NOTICES

Respondent is hereby notified as follows:

1. Applicant may request a hearing pursuant to the Kansas State Administrative Procedures Act by filing a written request with the Kansas Board of Pharmacy, 800 SW Jackson, Suite 1414, Topeka, KS 66612-1231, within fifteen (15) days after service of this order.

2. If a hearing is not requested as described above, the Summary Order shall become a final order of the Board, effective upon the expiration of the time to request a hearing.

3. Within fifteen (15) days after entry of a final agency order, either party may file a petition for reconsideration pursuant to K.S.A. § 77-529.

4. Within the time limits established in K.S.A. § 77-613, either party may seek judicial review of a final agency order, pursuant to § 77-613. The agency officer designated to receive service of a petition for judicial review is:

Debra Billingsley
Executive Director
Kansas Board of Pharmacy
800 SW Jackson, Suite 1414
Topeka, KS 66612.

IT IS SO ORDERED.

10/25/13
Date

Chad Ullom, RPh.
Investigative Member

CERTIFICATE OF SERVICE

I hereby certify that I did, on the 25 day of October, 2013, deposit in the United States Mail, postage prepaid, and a copy of the foregoing Summary Order of Denial, properly addressed to the following:

Alicia Rae Walker
813 Ohio Ave
Kansas City, KS 66101

Debra Billingsley
Board of Pharmacy Staff