

BEFORE THE STATE BOARD OF PHARMACY
OF THE STATE OF KANSAS

In re the Matter of

JOHN R. EGBERTS,
License No. 11624

STIPULATION IN LIEU OF FORMAL HEARING

This matter comes before the State Board of Pharmacy for the State of Kansas, this 9th day of September 1991.

The State Board of Pharmacy appears by Hoyt Kerr, President and Presiding Officer, Dana Creitz, Vice-President; Kathleen Mahanna, Pharmacist; Barbara Renick, Pharmacist; Charlotte Brock, Pharmacist; and Margaret Young, Consumer Representative. Also appearing are Tom C. Hitchcock, Executive Secretary, and the attorney for the Board, Dana W. Killinger.

Defendant states that he is aware of his procedural rights under the Pharmacy Practice Act and Administrative Procedure Act, wherein he has a right to a formal hearing,

a right to be represented by counsel, call witnesses on his behalf, cross examine plaintiffs witnesses and other procedural rights.

Defendant further states that there may exist sufficient evidence to bring formal proceedings against him by the Board for violations of 65-1627(a)(4) and wishes to stipulate to the following sanctions in lieu of the Board filing a formal Petition and bringing the matter to formal evidenciary hearing.

IT IS THEREFORE ORDERED that John R. Egberts, License No. 11624, be placed on probation for three years, commencing April 1, 1991, on the following condition:

(A) That the Defendant not violate any pharmacy law or regulation of the State of Kansas or the Federal Foods, Drug or Cosmetic Act or its regulations or the Controlled Substance Act or its regulations for the State of Kansas.

(B) That Defendant is actively participating and cooperate in an impaired drug program in the State where residing and keep the Board and Etta Williams, Professional Advisory Services, Inc. 6005 Martway, Suite 100, Mission,

Kansas 66202, advised of such participation quarterly each year of probation. Such quarterly report shall state:

(1) Complete and current residential address and telephone number of Defendant.

(2) Name of current employer giving name, address and telephone number.

(3) The name and address of the drug rehabilitation program Defendant is currently participating in and the name and address of the individual immediately responsible or who is acquainted with Defendant's case.

(4) A log stating dates and places of all activities in which Defendant has participated in said drug rehabilitation program for that particular quarter.

(5) Said report shall state in narrative form the status of activity of Defendant concerning drug rehabilitation for that particular quarter.

(6) The first such quarterly report shall be filed November 1, 1991.

(C) Should the Board find that Defendant has violated any of the above laws or regulations or conditions of probation during the period of probation, Defendant's

license may be revoked.

Hoyt Kerr

Hoyt Kerr, Presiding Officer
President Kansas State Board
of Pharmacy

DATED: This 3rd day of September, 1991.

I, John R. Egberts, have hereby read the foregoing
Stipulations in Lieu of Formal Hearing and fully understand
the violations to which I am stipulating to and understand
the terms of the Stipulations.

John R. Egberts

DATED: This 3rd day of September 1991.

STATE OF Missouri, COUNTY OF Jackson, ss:

BE IT REMEMBERED, That on this 13th day of September,
1991, before me, the undersigned, a notary public in and
for the County and State aforesaid, came John R. Egberts,
who is personally known to me to be the same person who
executed the within instrument of writing and such person
duly acknowledged execution of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and

affixed my seal, the day and year last above written.

Gayle K. Gregory
Notary Public

My Appointment Expires: 6-20-92.

GAYLE K. GREGORY
NOTARY PUBLIC STATE OF MISSOURI
JACKSON COUNTY
MY COMMISSION EXP. JUNE 20, 1992

PREPARED BY:

Dana W. Killinger
Dana W. Killinger, Attorney
Kansas State Board of Pharmacy

APPROVED:

Tom C. Hitchcock
Tom C. Hitchcock, Executive
Secretary, Kansas State Board
of Pharmacy