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BEFORE THE KANSAS STATE BOARD OF PHARMACY

In the Matter of)
Wendy Villers,) Case No. 12-75
Kansas License No. 1-11827.)

SUMMARY ORDER

NOW this 30th day of June, 2012, the above captioned matter comes before the Kansas State Board of Pharmacy ("Board") on the matter of Wendy Villers ("Respondent"). After considering the foregoing, the Board's Investigative Member, in accordance with the authority granted to him by the Board, enters the following Summary Order:

FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. Respondent is a resident of 909 N. 2nd St., Arkansas City, KS 67005.
2. Respondent had self-reported to the Committee on Impaired Pharmacy Practice ("CIPP"), and was participating in that program by her own decision.
3. On September 16, 2010, Respondent entered into a statement of understanding with CIPP, whereby she agreed that if she did not comply with its terms, she would be reported to the Board.
4. On May 29, 2012, the Board received word that Respondent had contacted CIPP and reported that she had relapsed the previous weekend. This admission was in response to a required drug/alcohol screening taken on May 29, 2012, which resulted in a positive test result.

5. This relapse and positive screening violated the terms of her agreement with CIPP.

6. Respondent was re-evaluated on May 29, 2012, by Dixie V. Alexander, LSCSW.

7. The Board is authorized to enforce the provisions of the Kansas Pharmacy Act, K.S.A. 65-1625, *et seq.*

8. Pursuant to K.S.A. 65-1627(a)(4), the Board may revoke, suspend, place in a probationary status or deny a renewal of any license of any pharmacist upon a finding that the licensee is addicted to a liquor or drug habit to such a degree as to render the licensee unfit to practice pharmacy.

ORDER

Based upon the foregoing findings of fact and conclusions of law, the Board's Investigative Member hereby enters the following order:

1. Respondent's license is hereby placed in probationary status for a period of five years, subject to the following conditions:
 - a. Respondent shall re-enroll in the CIPP program for a period of five years, to begin upon the date of this order becoming a Final Order of the Board;
 - b. During the five year duration of Respondent's CIPP participation, she shall remain at all times compliant with the terms of the CIPP agreement, including participation in daily call-ins and random drug and alcohol screenings;
 - c. Respondent shall notify the Board of any and all changes to her name, address, telephone number and/or place of employment;

- d. Respondent shall comply with all federal, State and local laws and ordinances, including the Kansas Pharmacy Act and regulations promulgated thereunder;
- e. Failure to adhere to these guidelines will result in additional disciplinary actions by the Board, including, but not limited to revocation or suspension of Respondent's registration and additional probation; and
- f. Upon completion of the five year probationary period and CIPP agreement, if Respondent has fully complied with the conditions of this Summary Order, and has properly petitioned the CIPP committee for her release from the program and received such release, the probationary status on Respondent's license shall be lifted, with no further action required of Respondent.

NOTICES

Respondent is hereby notified as follows:

1. Respondent 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. Respondent's five year probationary period will begin upon this Order becoming a final order.
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.

06/30/2012
Date


David R. Schoech
Investigative Member

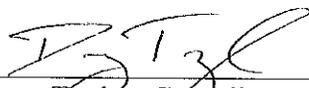
CERTIFICATE OF SERVICE

I hereby certify that I did, on the 9 day of July, 2012, deposit in the United States Mail, postage prepaid, a copy of the foregoing Summary Order, properly addressed to the following:

Wendy Villers
909 N. 2nd St.
Arkansas City, KS 67005

and

Mike Larkin
Executive Director, KPHA
1020 SW Fairlawn Rd.
Topeka, KS 66604


Doug Taylor, Compliance Counsel