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Alexandra Blasi, Executive Secretary

Laura Kelly, Governor

February 8, 2022

ATTN: YAZMIN STINNETT
GXO LOGISTICS SUPPLY CHAIN, INC.
5015 CITATION DR
MEMPHIS, TN 38118

RE: Case No. 22-009

To whom it may concern:

Enclosed you will find a Summary Order issued by the Kansas Board of Pharmacy (Board) in the above-referenced matter. Please read the order in its entirety. In addition, a civil fine has been assessed totaling \$500. Please submit a check or money order made payable to the Kansas Board of Pharmacy and include your case number in the check memo.

If you disagree with the findings of fact, you have the right to request a hearing. Instructions for filing a written request are included under the "Notices" section of the order. Hearings are held before the full Board during their regularly scheduled quarterly meetings.

According to KSA 65-1627h, the Board is required to recoup the costs of administrative hearings when the decision is adverse to the licensee. These costs may include charges for services rendered by the Board's disciplinary counsel, an administrative law judge, and, if applicable, a court reporter.

If you have any questions, feel free to contact the Board at Pharmacy.Compliance@ks.gov.

Sincerely,

Kansas Board of Pharmacy

Enclosure

BEFORE THE KANSAS BOARD OF PHARMACY

In the Matter of)
)
GXO Logistics Supply Chain, Inc.)
)
Registration No. 23-116703)

Case No. 22-009

SUMMARY ORDER

NOW, on this 8th day of February 2022, comes before the Kansas Board of Pharmacy (the “Board”), through its Executive Director, the matter of GXO Logistics Supply Chain, Inc. (“Respondent”).

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 Kansas Administrative Procedure Act, K.S.A. 77-501, *et seq.*, the Board’s Executive Secretary enters this Summary Order in the above-captioned matter. After reviewing the application materials and being otherwise duly advised in the premises, the Board makes the following findings, conclusions, and order:

FINDINGS OF FACT

1. The Board had previously issued Respondent Permit No. 23-113381 which entitled Respondent to operate as a third-party logistics provider in the state of Kansas.
2. On September 3, 2021, the name and ownership of Respondent were changed.
3. On December 6, 2021, the Board received from Respondent a Form BA-23 Third-Party Logistics Provider Registration Application (“Respondent’s Application”), notifying of the changes in name and ownership effective September 3, 2021, and applying for a new third-party logistics registration under the new name and ownership.

4. On December 9, 2021, the Board approved Respondent's Application, retroactively effective to September 3, 2021, and issued Respondent the new Third-Party Logistic Provider Permit No. of 23-116703 ("Respondent's Registration") under their new name and ownership.

CONCLUSIONS OF LAW

1. Pursuant to K.S.A. 65-1658, the Board may assess a civil fine not to exceed \$5,000, after notice and an opportunity to be heard, to any registrant for violation of the Pharmacy Act of the State of Kansas or any other rules or regulations of the State Board of Pharmacy.

2. Pursuant to K.A.R. 68-14-4(a)(1), each third-party logistics provider shall provide the Board with the name of the registrant as part of the registration requirements of K.S.A. 1645, and amendments thereto.

3. Pursuant to K.A.R. 68-14-4(a)(4)and(5), each third-party logistics provider shall provide the Board with the type of ownership(4) and the name of each owner(5) of the registrant as part of the registration requirements of K.S.A. 1645, and amendments thereto.

4. Pursuant to K.A.R. 68-14-4(d), each third-party logistics provider shall submit revised information requested by subsection (a) within 30 days after any change in that information.

5. Respondent's failure to submit the complete change of name and ownership Application to the Board until December 6, 2021 – 90+ days past the October 3, 2021 deadline – is a violation of K.A.R. 68-14-4(d), and a basis to impose a fine against Respondent's Registration pursuant to K.S.A.65-1658.

ORDER

The Board finds and concludes that Respondent's conduct, as described above, violates the Act and such conduct warrants the imposition of a fine pursuant to K.S.A. 65-1658, in the amount of \$500.00. Respondent has 30 days from the date of this order to pay the full \$500.00.

NOTICES

The Respondent is hereby notified as follows:

1. The Respondent may request a hearing pursuant to the Kansas Administrative Procedure 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 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 said statute. The agency officer designated to receive service of a petition for judicial review is:

Alexandra Blasi
Executive Secretary
Kansas Board of Pharmacy
800 SW Jackson, Suite 1414
Topeka, KS 66612

IT IS SO ORDERED.

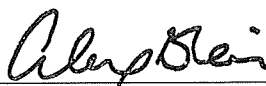
2/3/2022
Date

Alex Blasi
Kansas Board of Pharmacy

CERTIFICATE OF SERVICE

I hereby certify that I did, on the 8th day of February 2022, deposit in business mail a copy of the foregoing Summary Order, which is then placed in the United States Mail, postage prepaid, properly addressed to the following:

ATTN: YAZMIN STINNETT
GXO LOGISTICS SUPPLY CHAIN, INC.
5015 CITATION DR
MEMPHIS, TN 38118



Kansas Board of Pharmacy Staff