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Alexandra Blasi, Executive Secretary

Laura Kelly, Governor

October 12, 2023

BEREKET ARAYA
1550 WATERWHEEL DR, APT 6
SACRAMENTO CA 95833

RE: *In the Matter of Bereket Araya*
Case No. 23-404

Dear Bereket Araya:

The Kansas State Board of Pharmacy has concluded its audit of continuing education for your recent renewal and determined that you are noncompliant. During the audit, the Board sent repeated requests for documentation to your mailing and email address of record and received no response. As a result, your pharmacist license is being revoked. Please read the enclosed Summary Order in its entirety, which provides details about the violations and revocation that will be reported to the National Association of Boards of Pharmacy.

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 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 questions, please email pharmacy.compliance@ks.gov and reference your case number.

Sincerely,

Kansas State Board of Pharmacy

enc: Summary Order

BEFORE THE KANSAS STATE BOARD OF PHARMACY

In the Matter of)	
)	Case No. 23-404
Bereket Araya)	
License No. 1-16647)	
_____)	

SUMMARY ORDER OF REVOCATION

NOW on October 12, 2023, comes before the Kansas State Board of Pharmacy through its Executive Secretary (hereinafter referred to as the "Board") the matter of Bereket Araya (hereinafter referred to as "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 provisions of the Kansas Administrative Procedure Act, K.S.A. 77-501, *et seq.*, the Board enters this Summary Order of Revocation in the above-captioned matter. After reviewing the renewal materials and being otherwise duly advised in the premises, the Board makes the following findings, conclusions, and order:

FINDINGS OF FACT

1. The Board has previously issued Respondent Pharmacist License Number 1-16647 ("Respondent's License") to practice as a pharmacist in the State of Kansas.
2. On or around June 27, 2023, Respondent submitted a renewal application for Respondent's License.
3. In the renewal application, Respondent requested to renew the license on active status.
4. At the end of the renewal application, Respondent agreed to the following statement prior to submitting the completed renewal application: "I hereby attest that I have completed all continuing education hours required by law to renew my license."
5. Respondent's renewal application was selected for an audit to provide proof of Respondent's continuing education certificates or a transcript of completion of required hours.

6. Respondent's NABP CPE Monitor showed completion of 22.75 hours of continuing education to renew Respondent's License.

7. On or about August 16, 2023, the Board sent Respondent an email to Respondent's address of record requesting proof of Respondent's continuing education hours earned for the renewal period ending June 30, 2023 by a specified date.

8. On or about September 6, 2023, the Board sent a letter to Respondent's mailing address of record requesting this information.

9. On or about September 19, 2023, the Board sent a final request letter to Respondent's mailing address of record requesting this information.

10. On or about September 20, 2023, the Board sent Respondent a final email to Respondent's address of record requesting a response no later than October 2, 2023.

11. To date, the Board has not received any response from Respondent regarding the continuing education audit.

CONCLUSIONS OF LAW

12. Pursuant to K.S.A. 65-1627(a)(1), the Board may deny, revoke, suspend, or place on probation any pharmacist license upon a finding that Respondent renewed or attempted to renew a license by false means, including misrepresentation.

13. Pursuant to K.S.A. 65-1627(a)(9), the Board may deny, revoke, suspend, or place on probation any pharmacist license upon a finding that Respondent failed to comply with the continuing education requirements of the Board for license renewal.

14. Pursuant to K.S.A. 65-1627(a)(15), the Board may deny, revoke, suspend, or place on probation any pharmacist license upon a finding that Respondent failed to furnish the board, its investigators or its representatives any information legally requested by the Board.

15. Pursuant to K.A.R. 68-1-1b, 30 hours of continuing education shall be required for renewal

of a pharmacist license during each licensure period, which must be obtained in the two-year licensure period ending on the June 30 expiration date of each license.

16. Respondent was required to provide proof of completion of 30 hours of continuing education earned between July 1, 2021 and June 30, 2023.

17. By only having 22.75 hours of continuing education, Respondent failed to complete the required 30 hours of continuing education for renewal of Respondent's License in violation of K.S.A. 65-1627(a)(9).

18. Respondent falsely attested on the renewal application that Respondent had completed all continuing education hours required by law to renew Respondent's license, in violation of K.S.A. 65-1627(a)(1). Though material, the Board makes no finding about whether Respondent's misrepresentation was intentional.

19. Respondent's failure to supply the Board with the requested documentation regarding proof of continuing education is a violation of K.S.A. 65-1627(a)(15) and a basis to revoke Respondent's License.

ORDER

Based upon the foregoing findings of fact and conclusions of law, Respondent's License is hereby REVOKED.

NOTICES

Respondent is hereby notified as follows:

1. 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 15 days after service of this Order. If the outcome of the hearing is adverse to Respondent, costs of the proceedings shall be charged to Respondent.

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 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 K.S.A. 77-613. 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.

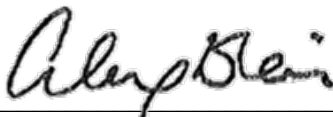
October 12, 2023
Date


Executive Secretary

CERTIFICATE OF SERVICE

I hereby certify that I did, on October 12, 2023, 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:

BEREKET ARAYA
1550 WATERWHEEL DR, APT 6
SACRAMENTO CA 95833


Kansas Board of Pharmacy Staff