

BEFORE THE KANSAS BOARD OF PHARMACY

In the Matter of)
)
Bridget Chatmon)
)
Applicant No. 14-108567)

Case No. 19-051

SUMMARY ORDER

NOW, on this 22nd day of November 2019, comes before the Kansas Board of Pharmacy (the "Board"), through its Executive Secretary, the matter of Bridget Chatmon, ("Applicant"), for application for registration as a Kansas pharmacy technician.

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, makes the following findings, conclusions and order.

FINDINGS OF FACT

1. On January 24, 2019, the Board received Applicant's application for registration as a pharmacy technician in the State of Kansas ("Applicant's Application").

2. Applicant answered "Yes" to the following question on her application: Have you been charged with or convicted of (includes plea of guilty or no contest) a criminal offense or is there any criminal charge now pending against you (other than minor traffic violations) in any state or federal court whether or not a sentence was imposed, suspended, or diverted? This includes misdemeanors. The application directs that if the applicant answers yes, the applicant must attach a Form S-150: Personal History ("Form S-150"). In her Form S-150, Applicant

briefly noted a dismissed 1990 forgery charge and a 2010 property damage charge that resulted in probation.

3. The Board received additional information regarding a 2006 misdemeanor harassment by telephone conviction, a 2007 fraudulent insurance act offense and criminal use of a financial card offense, a 2008 warrant arrest, a 2009 worthless check offense, a 2010 failure to appear offense, a 2012 driving while license cancelled/suspended/revoked offense, a 2014 operating a vehicle without liability insurance offense, a 2015 failure to appear offense, and a 2016 driving while suspended offense.

4. On February 18, 2019, the Board mailed Applicant a letter requesting a completed Form S-150 stating all charges, as well as certified copies of the court pleadings from each case.

5. On March 14, 2019, Applicant requested an extension to collect the requested documentation, which the Board granted to her.

6. On May 15, 2019, the Board mailed Applicant a second letter requesting a completed Form S-150 stating all charges, as well as certified copies of the court pleadings from each case.

7. On May 29, 2019, the Board received the requested documentation from Applicant.

8. The Board received additional information regarding a 1992 felony forgery charge.

9. On June 4, 2019, the Board mailed Applicant a letter requesting a Form S-150 and court documents regarding the 1992 forgery.

10. On July 10, 2019, the Board received the requested documentation from Applicant.

11. On or before October 31, 2019, the Board's Individual License Evaluator conducted a phone interview with Applicant. The Evaluator noted that though Applicant shows a disregard for law and legality, she has not had any felonious activity in the last several years. Applicant is currently seeking treatment on her own initiative, has a strong support system, and the Evaluator indicated she appears to have grown in resiliency.

CONCLUSIONS OF LAW

1. That pursuant to K.S.A. 65-1663, the Board may limit, suspend, or revoke a registration or deny an application for issuance or renewal of any registration as a pharmacy technician on any ground which would authorize the board to take action against the license of a pharmacist under K.S.A. 65-1627, and amendments thereto.

2. Pursuant to K.S.A. 65-1627(a)(2), the Board may place in a probationary status the license of any pharmacist upon a finding that the licensee has been convicted of any felony or misdemeanor of gross immorality or moral turpitude, and the licensee fails to show that the licensee has been sufficiently rehabilitated to warrant the public trust.

3. Pursuant to K.S.A. 65-1627(a)(3), the Board may place in a probationary status the license of any pharmacist who has been found guilty of unprofessional conduct.

4. Pursuant to K.S.A. 65-1626(uuu), unprofessional conduct means conduct likely to deceive or harm the public.

5. Though all court requirements have been completed and Applicant has no recent offenses, the pattern and length of her felony and misdemeanor conviction history are bases to place Applicant's registration in a probationary status pursuant to K.S.A. 65-1627(a)(2) and (a)(3). Applicant has not yet demonstrated a sufficient pattern and practice of compliance with

the law to warrant the full public trust in the pharmacy profession and additional oversight and monitoring are necessary to ensure the protection of the public.

ORDER

Based upon the foregoing findings of fact and conclusions of law, Applicant's Application for issuance of pharmacy technician registration is hereby GRANTED subject to a 2-year probationary status. The terms of Applicant's probation are as follows:

- Applicant must notify the Board of any change in employment within 10 days of the change and obtain Board approval for the change;
- Applicant must inform employers of the probationary status of her pharmacy technician registration;
- Applicant must obtain the signature of her pharmacist-in-charge (PIC) documenting knowledge of his probationary status to the Board; and
- Applicant must comply with all rules and regulations of the Pharmacy Practice Act.

NOTICES

Applicant is hereby notified as follows:

1. Applicant 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, JD, MBA
Executive Secretary
Kansas Board of Pharmacy
800 SW Jackson, Suite 1414
Topeka, KS 66612

IT IS SO ORDERED.

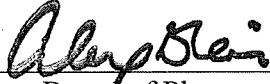
11/22/19
Date

Alexandra Blasi
Alexandra Blasi, JD, MBA
Executive Secretary
Kansas Board of Pharmacy

CERTIFICATE OF SERVICE

I hereby certify that I did, on the 22nd day of November 2019, 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:

BRIDGET CHATMON
927 HASKELL
KANSAS CITY, KS 66104



Kansas Board of Pharmacy Staff