

January 15, 2021

BRITTANY CRAWFORD
1153 N TERRACE DR
WICHITA, KS 67208

RE: Case No. 20-310

Dear Ms. Crawford:

Enclosed you will find an Amended Summary Order issued by the Kansas Board of Pharmacy (Board) in the above-referenced matter. Please read the order in its entirety.

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)
)
Brittany Crawford)
)
Registration No. 24-113351)

Case No. 20-310

AMENDED SUMMARY ORDER DENYING LICENSE REGISTRATION

NOW, on this 14th day of January 2021, comes before the Kansas Board of Pharmacy (the “Board”), through its Executive Secretary, the matter of Brittany Crawford, (“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 Amended 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. On October 26, 2020, 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”).

3. Applicant attached a Form S-150 and relevant court documentation which fully detailed multiple misdemeanor charges in 2011 & 2012 including minor in possession of alcohol, trespassing, resisting arrest, and obstruction. Also disclosed was a 2019 domestic battery charge, to which Applicant pled guilty and is currently serving probation. In her personal statement, Applicant expressed remorse toward and accepted responsibility for her misconduct, stating “I regret, daily, the actions I chose to display...and proactively choose to live my life currently in a manner that displays my remorse and rehabilitation....”.

4. On or about January 6, 2020, the Board received a criminal background report informing that Applicant was arrested and charged on December 31, 2020, with felony aggravated battery and felony criminal damage to property (value \$1000 to \$25,000).

5. To date, Applicant has not provided any information to the Board in conjunction with her pending application concerning the December 31, 2020 offense.

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 deny an application 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 deny an application 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 Applicant disclosed and provided information concerning her past criminal offenses in 2011 and 2012, Applicant's more recent 2019 domestic offense for which she indicated she is still serving probation has the potential to endanger the public in the pharmacy setting. Furthermore, Applicant's ongoing probation indicates she has not yet been fully rehabilitated to warrant the public trust. Such offenses are a basis to deny Applicant's Application pursuant to K.S.A. 65-1627(a)(2), as she is unable to show that she has been sufficiently rehabilitated to warrant the public trust at this time.

6. Unfortunately, Applicant's December 2020 felony arrest and charge further demonstrate a pattern of activity which not only endangers the public but may constitute a violation of her probation. Applicant's demonstrated pattern and practice of failing to follow laws and rules, and consistent run-ins with law enforcement. Furthermore, Applicant's failure to notify the Board of any change in her application status and most recent offenses suggest that she is not rehabilitated as she demonstrates no consciousness of wrongful conduct or awareness of the import of a pharmacy technician registration and the duty to the public welfare.

7. Applicant's pattern and practice of criminal offenses are unprofessional conduct and a basis to deny Applicant's Application pursuant to K.S.A. 65-1627(a)(3). It should be noted that, prior to her December arrest charges, Applicant had specifically stated to the Board that she was proactively choosing to live in a way that would display remorse and rehabilitation for like incidents.

ORDER

Based upon the foregoing findings of fact and conclusions of law, Applicant's Application is hereby DENIED.

NOTICES

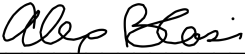
Applicant is hereby notified as follows:

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.

1/14/2021
Date

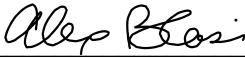


Alexandra Blasi, JD, MBA
Executive Secretary
Kansas Board of Pharmacy

CERTIFICATE OF SERVICE

I hereby certify that I did, on the 14th day of January 2021, deposit in business mail a copy of the foregoing Amended Summary Order, which is then placed in the United States Mail, postage prepaid, properly addressed to the following:

BRITTANY CRAWFORD
1153 N TERRACE DR
WICHITA, KS 67208



Kansas Board of Pharmacy Staff