800 SW Jackson St., Suite 1414 Topeka, KS 66612

Alexandra Blasi, Executive Secretary

February 16, 2024

Larissa Eggers 470 W 1st St Hoisington KS 67544

RE: Case No. 24-023

Dear Ms. Eggers:

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.

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 <u>Pharmacy.Compliance@ks.gov</u>.

Sincerely,

Kansas Board of Pharmacy

Enclosure



Laura Kelly, Governor

# BEFORE THE KANSAS BOARD OF PHARMACY

In the Matter of	)
Larissa Eggers	)
Registration No. 14-111621	)

Case No. 24-023

## SUMMARY ORDER

NOW, on this 14th day of February, 2024, comes before the Kansas Board of Pharmacy (the "Board"), through its Executive Secretary, the matter of Larissa Eggers, ("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 investigation 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 Pharmacy Technician Registration Number 14-111621 authorizing Respondent to perform the functions of a pharmacy technician in the State of Kansas ("Respondent's Registration").

On or about September 1, 2023, the Board received information regarding a June
2023 misdemeanor theft offense charged against Applicant.

3. On September 6, 2023, the Board sent a letter to Respondent's address of record requesting a completed Personal History Form S-150 ("S-150"), as well as certified copies of the court pleadings from the case.

4. On October 9, 2023, the Board sent a second letter to Respondent's address of record requesting the above information.

5. On November 2, 2023, the Board received the requested documents from Respondent. Respondent confessed that she stole "various beverages and snacks during the last six months of working in the Walmart pharmacy as a pharmacy technician" beginning in January 2023 and ending at the time of her termination from Walmart. Respondent provided court documents which indicated she was convicted of misdemeanor theft in July 2023 and sentenced to a \$250 fine, \$82.50 in court costs, and 90 days in jail.

#### 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)(3), the Board may place in a probationary status the license of any pharmacist who has been found guilty of unprofessional conduct.

3. Pursuant to K.S.A. 65-1626(vvv)(7), unprofessional conduct means conduct likely to deceive, defraud or harm the public.

4. Respondent's recent theft offense is conduct that is likely to harm the public. Furthermore, such conduct occurred in the course of her employment as a pharmacy technician, which has the potential to endanger the public even further in a pharmacy setting where pharmacy technicians have significant access to controlled substances and other prescription drugs. Respondent's actions are a basis to place Respondent's registration in a probationary status pursuant to K.S.A. 65-1627(a)(2), to ensure she has sufficient supervision when working in the pharmacy setting. In addition, since her offense was so recent, Respondent has yet been unable to show sufficient rehabilitation to warrant the public trust at this time.

# <u>ORDER</u>

Based upon the foregoing findings of fact and conclusions of law, Respondent's Registration is hereby placed on a 5-year probationary status. The terms of Respondent's probation are as follows:

- Respondent must continue compliance with the terms of their court-imposed sentence;
- Respondent must notify the Board of any change in their court status within 10 days of the change;
- Respondent must notify the Board of any arrest or criminal charge within 10 days of the date of the arrest or charge;
- Respondent must notify the Board of any change in employment within 10 days of the change;
- Respondent must respond to the Board's regular check-in requests;
- Respondent must inform employers of the probationary status of their pharmacy technician registration;
- Respondent must obtain the signature of their pharmacist-in-charge (PIC) documenting knowledge of her probationary status to the Board; and
- Respondent must comply with all rules and regulations of the Pharmacy Practice Act.

# **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 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.

2/16/2024 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 February, 2024, 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:

Larissa Eggers 470 W 1st St Hoisington KS 67544

<u>Alex Blass</u> Kansas Board of Pharmacy Staff

**SUMMARY ORDER** Page 5 of 6