

Phone: (785) 296-4056 Fax: (785) 296-8420 pharmacy@ks.gov www.pharmacy.ks.gov

Alexandra Blasi, Executive Secretary

Laura Kelly, Governor

February 23, 2024

Kevin Kentfield 1477 Main St, Apt 2603 Kansas City MO 64105

RE: Case No. 23-437

Dear Mr. Kentfield:

Enclosed you will find a copy of the final Stipulation and Consent Order approved by the Kansas Board of Pharmacy in the above-referenced matter. Please read the order in its entirety.

If you have any questions, feel free to contact the Board at <a href="mailto:Pharmacy.Compliance@ks.gov">Pharmacy.Compliance@ks.gov</a>.

Sincerely,

Kansas Board of Pharmacy

Enclosure

cc:

Emily Solum Husch Blackwell LLP 630 Bolivar St, Suite 300 Jefferson City MO 65101-1251

## BEFORE THE KANSAS BOARD OF PHARMACY

In the Matter of	)	
	)	Case No. 23-437
Kevin Kentfield, Pharm.D.	)	
License No. 1-12050	)	
	)	
	}	

## STIPULATION AND CONSENT ORDER

IT IS HEREBY STIPULATED AND AGREED by and between the Kansas Board of Pharmacy (the "Board"), and Kevin Kentfield, ("Respondent") as follows:

- 1. The Board is the Kansas agency vested with authority to carry out and enforce the provisions of the Kansas Pharmacy Act, K.S.A. 65- 1625, et seq., including conducting hearings and proceedings to discipline a Kansas license to practice pharmacy.
- 2. The Board has previously issued Respondent License No. 1-12050 which entitles Respondent to practice as a pharmacist in the State of Kansas.
- 3. Respondent hereby admits and waives any further proof in this or any other proceeding before or initiated by the Board, and upon motion duly made, seconded and passed, the Board finds that on or around August 25, 2023, the Board received a copy of a Settlement Agreement between the Missouri State Board of Pharmacy (MBOP) and Respondent, which became effective on June 30, 2023. The Settlement Agreement concluded that at the time the Respondent was the owner and Pharmacist-In-Charge ("PIC") of Uvanta Pharmacy of Kansas City ("Uvanta"), located in Lenexa, Kansas, Uvanta failed to comply with all applicable controlled substance requirements for twelve (12) prescriptions dispensed to long-term care patients in Missouri in 2019.

Furthermore, the Settlement Agreement indicated that Respondent, as the pharmacist-in-

charge of the pharmacy at the time of the violations, had responsibility for all operations of the

pharmacy and compliance with Missouri and federal law. The MBOP placed Respondent's

Missouri pharmacist license on a 3-year probationary status with terms of discipline outlined in

the Settlement Agreement, which is hereby adopted by reference.

Pursuant to K.S.A. 65-1627(a)(12), the Board may place in a probationary status

the license of any pharmacist who has had a license to practice pharmacy revoked, suspended or

limited, has been censured or has had other disciplinary action taken, or voluntarily surrendered

the license after formal proceedings have been commenced, or has had an application for license

denied, by the proper licensing authority of another state.

5. Respondent's Settlement Agreement with the MBOP is disciplinary action against

Respondent's Missouri license to practice pharmacy and a basis to place Respondent's Kansas

pharmacist license on a probationary status pursuant to K.S.A. 65-1627(a)(12).

6. The Respondent agrees and consents and the Board finds, concludes, and orders

Respondent's Pharmacist License No. 1-12050 is placed on a 3-year probationary status running

concurrently with the MBOP Settlement Agreement, to end on June 30, 2026. The terms of

Respondent's probation are as follows:

4.

- Within 30 days of the date of this Order, Respondent shall submit a completed S-100

Background Check Form and fingerprint card to the Board, which can be found on the

Board website, along with the \$47 background check fee;

Respondent must remain in compliance with all terms of Respondent's probationary

licensure status with the MBOP and notify the Board of any change in his Missouri

pharmacist license 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 three days of the change;
- Respondent must notify the Board of any change in contact information (mailing address, email, phone number, etc.) within 10 days of the change;
- Respondent shall not be allowed to be a pharmacist-in-charge or a preceptor;
- Respondent must respond to the Board's regular check-in requests;
- Respondent must respond to any written inquiry from a Board inspector or investigator
   within three days and provide all requested documentation within three days;
- Respondent must inform employers, if any, of the probationary status of his license;
- Respondent must obtain the signature of his pharmacist-in-charge documenting knowledge of Respondent's probationary status to the Board; and
- Respondent must comply fully with the Pharmacy Act of the state of Kansas, the Board's rules and regulations, and all state and federal laws relating to Kansas pharmacies.
- Respondent agrees that all information in the possession of the Board's Executive Secretary, its staff, its investigators and or its attorney regarding this disciplinary action and all information discovered during the pendency of the disciplinary action may be disclosed to and considered by the Board as part of the presentation and consideration of the proposal of settlement in the form of this Stipulation and Consent Order and the Final Order provided for herein, with or without the presence of the Respondent or its attorney. In the event that this Stipulation and Consent Order and the Final Order provided for herein are not accepted and approved by the Board,

the Respondent further waives any objection to the Board members' consideration of this Stipulation and Consent Order or the information mentioned in the preceding sentence and further agrees to waive any claim of due process violation or the right to seek the disqualification of any Board member as a result of the Board member's consideration of said document and information.

- 8. The stipulations contained herein shall not become binding until this Stipulation and Consent Action is approved by the Board and the Final Order provided for herein is entered by the Board. The Respondent acknowledges that the approval of the Board's Executive Secretary or its attorney shall not constitute the approval of the Board or bind the Board to approve this Stipulation and Consent Action or the Final Order provided for herein.
- 9. The Respondent agrees that this Stipulation and Consent Order is in conformance with Kansas and federal law and the Board has jurisdiction to enter into it and enter the Final Order provided for herein. The Respondent further agrees, for purposes of this matter, that the Kansas Pharmacy Act, K.S.A. 65-1626 et seq. is constitutional on its face and as applied in this case.
- 10. This Stipulation constitutes the entire agreement of the parties and may only be modified by a subsequent writing signed by them. The agreement shall be interpreted in accordance with the laws of the State of Kansas.
  - 11. The Respondent acknowledges that Respondent has the following rights:
    - a. To have formal notice of charges served upon him;
    - b. To file a response to the charges;
    - c. To have notice of and participate in a formal adjudicative hearing with the Board or its designee making specific findings of facts and conclusions of law based only upon evidence admitted at such hearing; and

Procedure Act, K.S.A. 77-501 et seq. and the Kansas Judicial Review Act, K.S.A. 77-601 et seq. The Respondent freely waives these rights and acknowledges that said waiver is made voluntarily and in consideration of the

d. To take advantage of all applicable provisions of the Kansas Administrative

Board's limiting the disciplinary action taken against him to those provided for

herein. The Respondent further waives the right to seek reconsideration or

appeal or otherwise contest this Stipulation and Consent Order and the Final

Order provided for herein.

12. The Respondent acknowledges that Respondent enters into this Stipulation and

Consent Order freely and voluntarily after consultation with counsel of his choosing. The

Respondent further acknowledges that Respondent has read this Stipulation and Consent order in

its entirety, understands its legal consequences, and agrees that none of its terms are

unconscionable, arbitrary, or capricious.

13. Time is of the essence to this Stipulation and Consent Order. Respondent

acknowledges and agrees that any violation of this Stipulation and Consent Order shall constitute

a willful violation of a lawful Board order and grounds for further disciplinary action against him.

The pendency of any disciplinary action arising out of an alleged violation of this Stipulation and

Consent Order shall not affect the obligation of Respondent to comply with all terms and

conditions of this Stipulation and Consent Order.

14. This Stipulation and Consent Order constitutes the entire and final agreement of the

parties. In the event any provision of this Stipulation and Consent order is deemed invalid or

unenforceable by a court of competent jurisdiction, it shall be severed and the remaining provisions

of this Stipulation and Consent Order shall be given full force and effect.

15. Upon approval and entry of the Final Order by the Board, this Stipulation and

Consent Order shall be a public record in the custody of the Board.

16. This Stipulation and Consent Order shall become effective on the day it is

approved, accepted, and made an order of the Board by way of signature of the Board's authorized

representative.

17. The Respondent acknowledges that Respondent has been advised by the Board that

Respondent would have the right within 15 days after service of the Final Order provided for herein

to file a petition for reconsideration with the Board and the right within 30 days after service of

the Final Order provided for herein to file a petition for judicial review in the District Court of

Shawnee County, Kansas in accordance with the Kansas Judicial Review Act, K.S.A. 77-601 et

seq. and to serve such a petition for judicial review on the Kansas Board of Pharmacy by serving

Alexandra Blasi, JD, MBA, Executive Director, at 800 SW Jackson St., Suite 1414, Topeka, KS

66612. The Respondent hereby waives those rights.

ENTERED AND EFFECTIVE this 22 day of <u>tebroup</u>, 202 <u>Y</u>

KANSAS BOARD OF PHARMACY

By: \_\_\_\_\_

VicePresident

AGREED AND APPROVED BY:	
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Kevin Kentfield, Phasm.D.	
Revin Rentited, Thanh.D.	Date
APPROVED AS TO FORM ONLY:	
Cily	12/28/2023
Emily M. Solum	Date
HUSCH BLÄCKWELL, LLP	
630 Bolivar St., Suite 300	
Jefferson City, MO 65101-1251 (573) 761-1120	
Emily.Solum@huschblackwell.com	
Attorney for Respondent	
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Dr. Tiffany Strohmeyer Investigation Member	Date
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Tolerand Sal.	12/28/2023
Brenda L. Head, #15657	Date /
FRIEDEN & FORBES, LLP	
1414 SW Ashworth Place, Suite 201	
Topeka, KS 66604	
(785) 354-1100 bhead@fflawllp.com	
Attorney for Kansas Board of Pharmacy	
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## **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of the foregoing STIPULATION AND CONSENT ORDER was served by depositing same in the United States mail, postage prepaid, this 23rd day of February , 2024 addressed to:

Brenda L. Head FRIEDEN & FORBES, LLP 1414 SW Ashworth Place, Suite 201 Topeka, KS 66604

Kevin Kentfield 1477 Main St., Apt. 2603 Kansas City, MO 64105

Emily M. Solum HUSCH BLACKWELL, LLP 630 Bolivar St., Suite 300 Jefferson City, MO 65101-1251

Representative of the

KANSAS BOARD OF PHARMACY