

BEFORE THE KANSAS BOARD OF PHARMACY

In the Matter of )  
 )  
Carolyn Ledesma )  
 )  
Registration No. 24-108136 )

Case No. 21-030

**SUMMARY ORDER OF SUSPENSION**

NOW, on this 13th day of April 2021, comes before the Kansas Board of Pharmacy (the “Board”), through its Executive Secretary, the matter of Carolyn Ledesma (“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 of Suspension 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 No. 24-108136, authorizing Respondent to perform the functions of a pharmacy technician in the State of Kansas (“Respondent’s Registration”).

2. The Board has previously issued a Summary Order in Case No. 18-720, which became final on July 7, 2019, and placed Respondent’s Registration on a two-year probationary status until July 22, 2021. The Findings of Fact and Conclusions of law for the Summary Order are hereby incorporated by reference.

3. As outlined in the Summary Order and probationary period, Respondent was ordered to comply with all rules and regulations of the Pharmacy Practice Act.

4. On or about November 16, 2020, the Board received information regarding a November 8<sup>th</sup> misdemeanor DUI arrest charge laid against Respondent.

5. On December 15, 2020, the Board sent an email letter marked as high importance to Respondent's email address of record, requesting a completed Personal History Form S-150 ("S-150") detailing the incident, as well as certified copies of any relevant court or police documentation.

6. On December 30, 2020, Respondent requested an extension of the time in which to submit the requested documents to the Board.

7. On December 31, 2020, Respondent's request was denied, based on the probationary status of her registration and her failure to have notified the Board of the November 2020 charge. The Board asked that Respondent provide the requested documents as soon as possible, and that failure to do so may result in the revocation of her registration.

8. On January 8, 2021, the Board received from Respondent the requested S-150, which did not detail the incident but did note that Respondent wanted at that time to fight the court case. Attached was Respondent's court Notice to Appear on February 2, 2021, and no other supporting court or police documents as requested.

9. Subsequently, the Board's Individual License Evaluator attempted multiple phone contacts with Respondent at her phone number of record, all of which were disregarded by the automatic phone system due to a full or otherwise unavailable voicemail inbox.

10. The Board's Individual License Evaluator learned that Respondent had updated her phone number but did not notify the Board.

11. To date, the Board has received no further documentation or written explanation for the DUI offense nor Respondent's failure to notify the Board of the arrest.

#### CONCLUSIONS OF LAW

12. 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.

13. That pursuant to K.S.A. 65-1627(a)(15), Respondent failed to furnish the Board, its investigators, or its representatives information legally requested by the Board.

14. That pursuant to K.S.A. 65-1627(a)(16), Respondent has violated or failed to comply with any lawful order or directive of the Board.

15. That pursuant to K.A.R. 68-7-25(a), Respondent has failed to notify the board in writing within 30 days of the date of occurrence of any conduct resulting in a charge or arrest for unprofessional conduct as defined by K.S.A. 65-1626, and amendments thereto.

16. Respondent's failure to respond with supporting documentation for or disclosure of the DUI incident is a basis to suspend Respondent's Registration pursuant to K.S.A. 65-1627(a)(15) and K.A.R. 68-7-25(a).

17. Respondent's failure to comply with all rules and regulations of the Pharmacy Practice Act constitutes the violation of her probationary order in Case No. 18-720 and as such, is a basis to suspend Respondent's Registration pursuant to K.S.A. 65-1627(a)(16).

#### ORDER

Based upon the foregoing findings of fact and conclusions of law, Respondent's Registration is hereby **SUSPENDED** pending Respondent's notification to the Board of the

outcome of her DUI case and any court-imposed requirements, and until further order of the Board.

NOTICES

Respondent is hereby notified as follows:

18. 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.

19. 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.

20. 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.

21. 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.

4/13/2021

Date



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

CERTIFICATE OF SERVICE

I hereby certify that I did, on the 13th day of April 2021, 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:

CAROLYN LEDESMA  
1019 BOYD AVE, APT D  
NEWTON, KS 67114



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Kansas Board of Pharmacy Staff