

BEFORE THE KANSAS BOARD OF PHARMACY

In the Matter of )  
 ) Case No. 17-112  
Ugochukwu Onwunaka )  
 *Pharmacy Technician* )  
Registration No. 14-101927 )

**ORDER DENYING PETITION FOR RECONSIDERATION**

On February 20, 2018, the Kansas Board of Pharmacy considered Respondent's Petition for Reconsideration of the Summary Order of Revocation entered December 1, 2017, said Petition for Reconsideration being filed on December 22, 2017. Respondent failed to timely request a hearing on the Summary Order of Revocation, which therefore became a Final Order of the Board on December 20, 2017, effective upon the expiration of the time to request a hearing. Pursuant to K.S.A. 77-529(a) and (b), the Kansas Board of Pharmacy denies Respondent's Petition and determines not to reconsider the Final Order in this matter.

As such, the Summary Order of Revocation entered on December 1, 2017, and effective as a Final Order of the Board on December 20, 2017, shall remain in effect, including all findings and conclusions therein and the order revoking Respondent's technician registration in Kansas.

Within the time limits established in K.S.A. 77-613, either party may seek judicial review of the Final Order, pursuant to said statute. The agency officer designated to receive services of a petition for judicial review is:

Alexandra Blasi, Executive Secretary  
Kansas Board of Pharmacy  
800 SW Jackson St., Ste. 1414  
Topeka, KS 66612-1244

**IT IS SO ORDERED.**

2/20/2018  
Date

William W Walden  
William Walden, R.Ph.  
Board Alternate Investigative Member

**CERTIFICATE OF SERVICE**

I hereby certify that on February 21, 2017, a true and correct copy of the foregoing was sent by US mail, postage prepaid, properly addressed to the following:

Ugochukwu Onwunaka  
4524 N 108th St  
Kansas City, KS 66109  
Respondent

Randall J. Forbes  
Frieden, Unrein & Forbes  
1414 SW Ashworth Pl, Ste 201  
Topeka, KS 66604  
Disciplinary Counsel for Kansas Board of Pharmacy



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Alexandra Blasi  
Executive Secretary

BEFORE THE KANSAS BOARD OF PHARMACY

In the Matter of )  
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Ugochukwu Onwunaka ) Case No. 17-112  
 Pharmacy Technician )  
Registration No. 14-101927 )

**SUMMARY ORDER OF REVOCATION**

NOW on this 1 day of December, 2017 comes before the Kansas Board of Pharmacy (the “Board”), through its Executive Director, the matter of Ugochukwu Onwunaka, Pharmacy Technician (“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 Revocation in the above-captioned matter. After reviewing the investigation materials and being otherwise duly advised in the premises, makes the following findings, conclusions and order:

**FINDINGS OF FACT**

For purposes of this order, the Board’s Investigative Member makes the following findings of fact:

1. The Board has issued Respondent Pharmacy Technician Registration Number 14-101927, authorizing him to perform the functions of a pharmacy technician in the State of Kansas (“Respondent’s Registration”).
2. On or about June 15, 2017, a background report provided to the Board by the Kansas Bureau of Investigation reported that Respondent had been charged with DUI, DUI causing bodily harm, and fleeing law enforcement.

*Matter of Ugochukwu Onwunaka, No. 17-112 (Kan. Board. of Pharmacy)*

**SUMMARY ORDER OF REVOCATION**

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3. On June 15, 2017, the Board mailed Respondent a request for submission of a completed S-150 Personal History Form, explaining the circumstances leading to the infraction.

4. On August 4, 2017, Respondent submitted a completed S-150, explaining how he operated a vehicle while severely intoxicated to the point of being unable to remember the events leading up to a significant crash on a highway which harmed others.

5. On September 6, 2017, the Board mailed Respondent a request for all court documents to be provided to the Board within 15 days of any developments in his case.

6. On November 2, 2017, a report received by the Board from KBI indicated that Respondent was convicted of these charges and sentenced to 12 months and 30 days confinement.

7. To-date, no other correspondence or mitigating evidence has been received from Respondent by the Board.

#### CONCLUSIONS OF LAW

8. 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.

9. That pursuant to K.S.A. 65-1627(a)(2), the Board may revoke a license from a licensee who fails to show that the licensee has been sufficiently rehabilitated to warrant the public trust.

10. Pursuant to K.S.A. 65-1627(a)(3), the Board may revoke a license from an Applicant who has been found guilty of unprofessional conduct.

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

12. Applicant's actions in driving a vehicle while intoxicated resulting in injuries to others and fleeing from law enforcement, and a lack of evidence of rehabilitation is a basis to revoke Respondent's Registration for failure to comply with K.S.A. 65-1627(a)(2) and K.S.A. 65-1627(a)(3).

13. Applicant's actions in fleeing from law enforcement after causing injury to others in the intoxicated operation of a vehicle is unprofessional conduct which poses a danger to the public if Respondent were to continue acting in a Pharmacist capacity.

#### ORDER

Based upon the foregoing findings of fact and conclusions of law, Respondent's Registration is hereby REVOKED.

#### NOTICES

The Respondent is hereby notified as follows:

14. The 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.

15. If a hearing is not requested as described above, the Order revoking the Respondent's Registration, as a pharmacy technician shall become a final order of the Board, effective upon the expiration of the time to request a hearing.

16. 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.

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17. 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  
Executive Secretary  
Kansas Board of Pharmacy  
800 SW Jackson, Suite 1414  
Topeka, KS 66612

IT IS SO ORDERED.

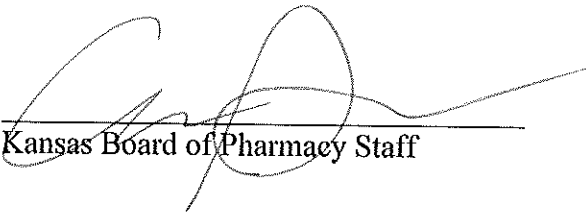
11/30/17  
Date

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

CERTIFICATE OF SERVICE

I hereby certify that I did, on the 1 day of December, 2017, deposit in the United States Mail, postage prepaid, a copy of the foregoing Summary Order of Revocation, properly addressed to the following:

Ugochukwu Onwunaka  
4524 N 108<sup>th</sup> St  
Kansas City, KS 66109

  
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Kansas Board of Pharmacy Staff