

BEFORE THE KANSAS BOARD OF PHARMACY

In the Matter of)
)
DERIC PERKINS, PharmD)

Case No. 15-114

Filed By
NOV 10 2015
KANSAS STATE
BOARD OF PHARMACY

SUMMARY ORDER OF DENIAL

NOW on this 29 day of October, 2015, comes before the Kansas Board of Pharmacy (the "Board"), through its Investigation Member, the application of Deric Perkins, PharmD ("Applicant") for licensure as a Kansas pharmacist.

Pursuant to the authority granted to the Board by the Kansas Pharmacy Act, K.S.A. 65-1625, *et seq.* ("Act"), and in accordance with the Kansas Administrative Procedure Act, K.S.A. 77-501, *et seq.*, the Board's Investigation Member enters this Summary Order of Denial in the above-captioned matter. After reviewing the application materials and being otherwise duly advised in the premises, the Board's Investigation Member 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. On July 27, 2015 the Board received Applicant's application for licensure by examination as a pharmacist in the State of Kansas ("Applicant's Application").
2. The Board's Investigation Member has received certain information, has investigated and has determined that there are reasonable grounds to deny Applicant's Application.

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3. Pursuant to K.S.A. 65-1631 and K.A.R. 68-1-2 each applicant for licensure by examination must pass an examination approved by the Board. The Board has approved the North American Pharmacist License Examination (“NAPLEX”).

4. The Board has received information from the National Association of Boards of Pharmacy (“NABP”) indicating that Applicant has failed the NAPLEX on five (5) separate occasions while seeking licensure in the State of Texas on three (3) occasions and seeking licensure in the State of Oklahoma on two (2) occasions. The information received from NABP indicated that Applicant had never passed the NAPLEX.

CONCLUSIONS OF LAW

5. The Board may deny the application for licensure by examination to practice pharmacy in the State of Kansas if the applicant does not have the required qualifications.

6. Applicant lacks the require qualifications to be licensed by examination in the State of Kansas.

ORDER

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

NOTICES

The Applicant is hereby notified as follows:

7. The Applicant may request a hearing pursuant to the Kansas State 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.

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8. If a hearing is not requested as described above, this summary order denying Applicant's Application shall become a final order of the Board, effective upon the expiration of the time to request a hearing.

9. 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.


10. 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:

Carly Haynes, R.Ph.
Acting Executive Director
Kansas Board of Pharmacy
800 SW Jackson, Suite 1414
Topeka, KS 66612

IT IS SO ORDERED.

10-29-15

Date


Michael Lonergan, R.Ph.
Investigation Member
Kansas Board of Pharmacy

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CERTIFICATE OF SERVICE

I hereby certify that I did, on the 10th day of November, 2015, deposit in the United States Mail, postage prepaid, a copy of the foregoing Summary Order of Denial, properly addressed to the following:

Deric Perkins, PharmD
5114 Nassau Rd.
Houston, TX 77021

M Dodds

Representative of the
Kansas Board of Pharmacy