

BEFORE THE KANSAS BOARD OF PHARMACY

Filed By  
JAN 06 2017  
KANSAS STATE  
BOARD OF PHARMACY

In the Matter of )  
Karen Peterson )  
                    *Technician* )  
License No. 14-03564 )

Case No. 16-203a

**SUMMARY ORDER**

NOW on this 6 day of January, 2017, comes before the Kansas Board of Pharmacy (the "Board"), through its Executive Secretary, the matter of Karen Peterson. ("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, makes the following findings, conclusions and order:

**FINDINGS OF FACT**

1. The Board has previously issued Respondent Registration No. 14-03564 which entitles Respondent to function as a pharmacist in the State of Kansas ("Respondent's License").
2. Respondent is employed as a pharmacy technician at the Shopko Pharmacy in Norton, KS.
3. On October 31, 2016, Respondent's registration expired.
4. On November 10, 2016, Respondent discovered her registration was expired and started the renewal process.

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5. On November 14, 2016, the Board received a renewal application from Respondent. The Board contacted Respondent via email and telephone call, informing her that she had an expired technician registration, was no longer eligible for renewal, and could not work as a technician until she submitted a new application and fee and was approved.

6. Respondent acknowledged receipt of both the email and telephone call informing her that she could not work as a pharmacy technician.

7. On November 16, 2016, the Board's Investigator observed Respondent practicing as a pharmacy technician without a valid registration.

8. The Board issued Respondent's new pharmacy technician registration on November 29, 2016.

#### CONCLUSIONS OF LAW

9. Pursuant to K.S.A. 65-1658, the Board may assess a civil fine not to exceed \$5,000, after notice and an opportunity to be heard, to any registrant for violation of the pharmacy act of the state of Kansas or any other rules or regulations of the state board of pharmacy.

10. Pursuant to K.S.A. 65-1663(a), it shall be unlawful for any person to function as a pharmacy technician unless such person is registered with the Board as a pharmacy technician.

11. Respondent violated the Kansas Pharmacy Act when she worked as a pharmacy technician without a valid registration from November 1, 2016 to November 16, 2016.

#### ORDER

Based upon the foregoing findings of fact and conclusions of law, Respondent is ordered to pay a fine to the Board in the amount of \$500.00 for her violation of K.S.A. 65-1663(a). The imposed fine shall be suspended, provided that Respondent complies with all rules and

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regulations of the Kansas Pharmacy Practice Act for two years, including timely renewal of her registration. Failure to do so will result in the fine being due within ten days.

### NOTICES

The Respondent is hereby notified as follows:

1. 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.

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

IT IS SO ORDERED.

11/6/17  
Date

*Alexandra Blasi*  
Alexandra Blasi, J.D., M.B.A.  
Executive Secretary  
Kansas Board of Pharmacy

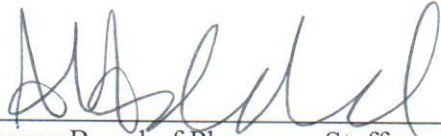
CERTIFICATE OF SERVICE

I hereby certify that I did, on the 6 day of January, 2017, deposit in the United States Mail, postage prepaid, a copy of the foregoing Summary Order, properly addressed to the following:

Karen Peterson  
102 E. Park St.  
Norton, KS 67654

and the original hand delivered to:

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

  
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Kansas Board of Pharmacy Staff