

January 11, 2021

MADISON REESE
2113 EASTRIDGE DR
ARKANSAS CITY, KS 67005

RE: Case No. 20-300

Dear Mr. Reese:

Enclosed you will find a Summary Order issued by the Kansas Board of Pharmacy (Board) in the above-referenced matter. Please read the order in its entirety.

If you disagree with the findings of fact, you have the right to request a hearing. Instructions for filing a written request are included under the "Notices" section of the order. Hearings are held before the full Board during their regularly scheduled quarterly meetings.

According to KSA 65-1627h, the Board is required to recoup the costs of administrative hearings when the decision is adverse to the licensee. These costs may include charges for services rendered by the Board's disciplinary counsel, an administrative law judge, and, if applicable, a court reporter.

If you have any questions, feel free to contact the Board at Pharmacy.Compliance@ks.gov.

Sincerely,

Kansas Board of Pharmacy

Enclosure

BEFORE THE KANSAS BOARD OF PHARMACY

In the Matter of)
)
Madison Reese)
)
Registration No. 24-16395)

Case No. 20-300

SUMMARY ORDER

NOW, on this 11th day of January 2021, comes before the Kansas Board of Pharmacy (the “Board”), through its Executive Secretary, the matter of Madison Reese, (“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, the Board makes the following findings, conclusions and order:

FINDINGS OF FACT

1. The Board has issued Respondent Pharmacy Technician Registration Number 24-16395 authorizing Respondent to perform the functions of a pharmacy technician in the State of Kansas (“Respondent’s Registration”).
2. On or about September 11, 2020, the Board received information regarding September 3rd misdemeanor domestic violence charges against Respondent for domestic battery, criminal restraint, and criminal damage to property.
3. On September 15, 2020, the Board sent a letter to Respondent’s address of record requesting a completed Personal History Form S-150 (“S-150”), as well as certified copies of the court pleadings from the case.

4. On October 9, 2020, the Board received from Respondent an unsatisfactory two-sentence response.

5. On October 12, 2020, the Board sent a second request, this time to Respondent's email address of record and in reply to his unsatisfactory response, again requesting the S-150 and relevant court documents.

6. On November 15, 2020, Respondent emailed to the Board a request for additional time in which to acquire and submit the requested documents, and made a statement noting he had agreed to diversion for the charges in question.

7. By November 24, 2020, as the Board had still not received any of the requested documents from Respondent, a third and final request for such was sent to Respondent's email address of record, indicating a response deadline of December 1, 2020.

8. On November 30, 2020, the Board received the requested documents from Respondent, along with a letter of recommendation. Respondent's court document, the diversion agreement, indicated that Respondent will serve diversion through 2021, requiring completion of 20 hours of community service and anger management class.

CONCLUSIONS OF LAW

1. 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.

2. Pursuant to K.S.A. 65-1627(a)(2), the Board may place in a probationary status the license of any pharmacist upon a finding that the licensee has been convicted of any felony

or misdemeanor of gross immorality or moral turpitude, and the licensee fails to show that the licensee has been sufficiently rehabilitated to warrant the public trust.

3. Respondent's misdemeanors are bases to place Respondent's registration in a probationary status pursuant to K.S.A. 65-1627(a)(2), as Respondent is still on diversion and is therefore unable to show sufficient rehabilitation to warrant the public trust at this time. Respondent requires a degree of supervision to ensure the protection of the public in the pharmacy setting due to the seriousness of the offenses that occurred.

ORDER

Based upon the foregoing findings of fact and conclusions of law, Respondent's Registration is hereby placed on a 2-year probationary status. The terms of Respondent's probation are as follows:

- Respondent must continue compliance with the terms of his court diversion, and must notify the Board of any change in such 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 10 days of the change and obtain Board approval for the change;
- Respondent must inform employers of the probationary status of his pharmacy technician registration;
- Respondent must obtain the signature of his pharmacist-in-charge (PIC) documenting knowledge of her probationary status to the Board; and
- Respondent must comply with all rules and regulations of the Pharmacy Practice Act.

NOTICES

Respondent is hereby notified as follows:

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

IT IS SO ORDERED.

1/11/2021

Date

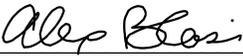


Alexandra Blasi, JD, MBA
Executive Secretary
Kansas Board of Pharmacy

CERTIFICATE OF SERVICE

I hereby certify that I did, on the 11th day of January 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:

MADISON REESE
2113 EASTRIDGE DR
ARKANSAS CITY, KS 67005



Kansas Board of Pharmacy Staff