

BEFORE THE KANSAS BOARD OF PHARMACY

Filed By
FEB 06 2017
KANSAS STATE
BOARD OF PHARMACY

In the Matter of)
)
RACHEL WEDEL)
 Pharmacy Technician)
 Registration No. 14-17520)

Case No. 16-202

SUMMARY ORDER OF REVOCATION

NOW on this 6 day of February, 2017, comes before the Kansas Board of Pharmacy (the "Board"), through its Executive Secretary, the matter of Rachel Wedel, 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, the Investigation member makes the following findings, conclusions and order:

FINDINGS OF FACT

For purposes of this order, the Board's Executive Secretary makes the following findings of fact:

1. The Board has issued Respondent Pharmacy Technician Registration Number 14-17520 authorizing her to perform the functions of a pharmacy technician in the State of Kansas ("Respondent's Registration").
2. At all times relevant hereto, Respondent was employed as a Pharmacy Technician in the Walgreens Pharmacy location at 2900 S. 4th St. in Leavenworth, Kansas ("Walgreens").

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3. On Monday, November 28, 2016, the Board office received a faxed DEA theft and loss report stating Respondent diverted controlled substances.

4. According to the internal report, Respondent was recorded pocketing pills on October 29, 2016 via Walgreens video monitoring system.

5. Respondent has admitted that she diverted Hydrocodone 10/325, Hydrocodone 7/325, Diphenhydramine 50mg/ml, Tramadol 50mg, and Alprazolam 1mg for personal use.

6. Subsequently, the Board's inspector conducted an investigation, which affirmed verified Respondent's admission.

CONCLUSIONS OF LAW

7. 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.

8. That the Board may take action against the license of a pharmacist for unprofessional conduct or professional incompetency as set forth in K.S.A. 65-1627(a)(3).

9. That K.S.A. 65-1626(ccc)(5) defines unprofessional conduct to include the unlawful possession of drugs.

10. That K.S.A. 65-1626(ccc)(7) defines unprofessional conduct to include conduct likely to deceive, defraud, or harm the public.

11. The Respondent's conduct in stealing drugs from her employer and the Respondent's disregard for the potential harmful effects of her action to the public are basis to revoke Respondent's Registration.

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:

12. 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.

13. 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.


14. 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.

15. 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.

2/6/17
Date



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

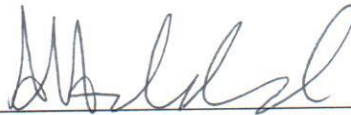
CERTIFICATE OF SERVICE

I hereby certify that I did, on the 16 day of February, 2017, deposit in the United States Mail, postage prepaid, a copy of the foregoing Summary Order of Revocation, properly addressed to the following:

Rachel Wedel
907 Limit St.
Leavenworth, KS 66048

and the original hand delivered to:

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



Kansas Board of Pharmacy Staff