

BEFORE THE KANSAS BOARD OF PHARMACY

In the Matter of)
John Boren)
Registration No. 14-06604)

Case No. 19-603

SUMMARY ORDER OF REVOCATION

NOW, on this 6th day of October 2020, comes before the Kansas Board of Pharmacy (the "Board"), through its Executive Secretary, the matter of John Boren ("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 Board makes the following findings, conclusions and order:

FINDINGS OF FACT

1. The Board has issued Respondent Pharmacy Technician Registration Number 14-06604 authorizing Respondent to perform the functions of a pharmacy technician in the State of Kansas ("Respondent's Registration").
2. On or about December 23, 2019, the Board received an incident report stating that, following his termination as Pharmacy Technical Analyst from Olathe Medical Center Pharmacy ("the Pharmacy") on October 2, 2019, it was suspected that Respondent may have diverted drugs from the Pharmacy.
3. On February 26, 2020, the Board mailed a subpoena duces tecum to the Pharmacy for further information regarding the possible diversion.

4. On March 19, 2020, the Board received from the Pharmacy the requested information which concluded that Respondent likely diverted non-controlled drugs from the Pharmacy.

5. The Board's Investigator made multiple attempts to contact Respondent for interview at his email address and phone number of record. All attempts for interview by the Board's Investigator went unanswered by Respondent.

6. On July 8, 2020, the Board mailed a letter to Respondent's address of record requesting he immediately contact the Board's Investigator to set up an interview regarding the possible diversion. The letter noted that Respondent's failure to respond would result in the revocation of his registration or other disciplinary action.

7. To date, the Board has received no correspondence whatsoever from Respondent.

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. That pursuant to K.S.A. 65-1627 (a)(15), the Board may take action against the license of a pharmacist if the licensee has failed to furnish the Board, its investigators or its representatives any information legally requested by the Board.

3. Respondent's failure to respond and supply the Board with the requested information is a violation of K.S.A. 65-1627(a)(15) and a 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

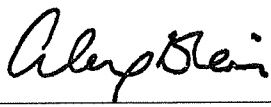
The Respondent is hereby notified as follows:

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.

10/6/2020
Date




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

CERTIFICATE OF SERVICE

I hereby certify that I did, on the 6th day of October 2020, 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:

JOHN BOREN
4441 GILLHAM RD
KANSAS CITY, MO 64110



Kansas Board of Pharmacy Staff