

Phone: (785) 296-4056 Fax: (785) 296-8420 pharmacy@ks.gov www.pharmacy.ks.gov

Alexandra Blasi, Executive Secretary

Laura Kelly, Governor

January 18, 2022

LAKECIA BRADEN 5206 SW 28th ST TOPEKA, KS 66614

RE: Case No. 22-020

Dear Ms. Braden:

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)	
)	Case No. 22-020
Lakecia (Hymon) Braden)	
)	
Registration No. 14-09440)	

SUMMARY ORDER OF REVOCATION

NOW, on this 18th day of January 2022, comes before the Kansas Board of Pharmacy (the "Board"), through its Executive Secretary, the matter of Lakecia Braden ("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 14-09440 authorizing Respondent to perform the functions of a pharmacy technician in the State of Kansas ("Respondent's Registration").
- 2. On November 22, 2021, the Board received Complaint Form C-100 ("C-100") from Stormont-Vail Healthcare, Inc.'s ("the Pharmacy") General Counsel and Chief Compliance Officer, alleging that Respondent had committed fraud, based on the Pharmacy's own internal investigation conducted.
 - 3. Subsequently, the Board's investigator reviewed the matter.

- 4. Respondent presented to the Pharmacy's Employee Relations division a fabricated and false COVID-19 vaccination card ("Respondent's card").
- 5. The Pharmacy conducted its own internal investigation. Notes from such investigation documented that Respondent's forgery, which also contained white-out, represented Respondent to have been administered the Johnson & Johnson COVID-19 vaccine on January 6, 2021. When confronted regarding the Pharmacy's internal investigation and its findings of fabrication, Respondent immediately resigned her employment from the Pharmacy and did not provide additional information.
- 6. The FDA issued an Emergency Use Authorization for the Johnson & Johnson vaccine on February 27, 2021.
- 7. Respondent's vaccine card listed her vaccine as having been administered by an entity which was issuing no such vaccinations on January 6, 2021.

CONCLUSIONS OF LAW

- 1. Pursuant to K.S.A. 65-1663(f)(1), the Board may revoke a 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)(3), the Board may revoke the license of any pharmacist who is found by the Board to be guilty of unprofessional conduct.
- 3. Pursuant to K.S.A. 65-1626(vvv), unprofessional conduct includes intentionally falsifying or altering records and conduct likely to deceive, defraud or harm the public.
- 4. Respondent's falsification of her vaccination record and presentation of such fabrication to her employer is a basis to revoke Respondent's Registration pursuant to K.S.A. 65-

1627(a)(3), as such conduct blatantly deceives and has the potential for harm to her employer and public.

5. A licensee or registrant willing to falsify a vaccination record may also make the determination to falsify other records, including those for patient prescriptions and/or controlled substances, which has the potential to further harm the public and is a basis for revocation.

<u>ORDER</u>

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

SUMMARY ORDER OF REVOCATION
Page 3 of 5

1/18/2022	Alex Blasi
Date	Alexandra Blasi, JD, MBA
	Executive Secretary
	Kansas Board of Pharmacy

IT IS SO ORDERED.

CERTIFICATE OF SERVICE

I hereby certify that I did, on the 18th day of January 2022, 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:

LAKECIA BRADEN 5206 SW 28th ST TOPEKA, KS 66614

Kansas Board of Pharmacy Staff