Filed By

BEFORE THE KANSAS BOARD OF PHARMACY

JUL 3 0 2018

KANSAS STATE BOARD OF PHARMACY

In the Matter of
India Bridgeford,

Pharmacy Technician
Registration No. 14-11493

Case No.

18-084

FINAL ORDER

Statement of Case

This matter comes before the Kansas Board of Pharmacy (Board) on the Summary Order revoking the respondent's, India Bridgeford, pharmacy technician registration for failure to pay the renewal registration fee and assessing fees in the amount of \$50.00 (\$20.00 for the renewal fee plus \$30.00 for the returned check fee).

The hearing in this matter was held on June 14, 2018. Appearing for the Board were: John Worden, PharmD, President; and members, Jonathan Brunswig, PharmD; Robert Haneke, PharmD; Cheri Pugh, Public Member, Chad Ullom, R.Ph., and Bill Walden, R.Ph.

Randall J. Forbes appeared as the Board's disciplinary counsel.

Ms. Bridgeford appeared pro se.

Findings of Fact

 The Board previously issued Pharmacy Technician Registration No. 14-11493 to Ms. Bridgeford, authorizing her to perform the functions of a pharmacy technician in the State of Kansas.

- 2. On February 8, 2018, the Board received notification from Kansas.gov that Ms. Bridgeford's October 19, 2017, credit card payment in the amount of \$20.00 that she had submitted to pay her technician registration renewal fee had been denied after processing.
- 3. Kansas.gov sent notices to Ms. Bridgeford notifying her that the payment had been denied.
- 4. The notices were not returned to Kansas.gov marked undeliverable.
- 5. On February 13, 2018, the Board sent a letter to Ms. Bridgeford requesting payment of the renewal registration fee plus an additional \$30.00 returned payment fee by March 15, 2018.
- 6. On March 20, 2018, the Board issued a Summary Order Revoking License Registration, and mailed a copy of the same to Ms. Bridgeford on April 2, 2018.
- 7. On April 3, 2018, Ms. Bridgeford timely appealed the Summary Order.
- 8. It is Board policy that once a payment is returned that the fees can only be paid utilizing cash or a money order.
- 9. Ms. Bridgeford had no explanation for the returned payment and advised the Board that the account upon which the credit card was issued has been closed and that she did not have the card in her possession.

10. Ms. Bridgeford further stated that because the payment had to be made utilizing cash or a money order that would require her to drive to Topeka and she was not going to drive to Topeka to make the payment.

Applicable Law and Discussion

- 1. Pursuant to K.S.A. 65-1663(b), "All applications for registration shall be made on a form to be prescribed and furnished by the board. Each application for registration shall be accompanied by a registration fee fixed by the board by rule and regulation not to exceed \$50."
- 2. Pursuant to K.S.A. 65-1663(d), the renewal fee for a pharmacy technician is fixed by the board and shall not exceed \$25.00. This statute also provides that "[i]f the renewal fee is not paid prior to the expiration date of the renewal year, the registration is void."
- 3. According to K.S.A. 65-1663(f)(1), "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."
- 4. K.S.A. 65-1627(8) permits the Board to revoke a license (or registration) for violation of "any of the provisions of the pharmacy act of the state of Kansas or any rule and regulation adopted by the board pursuant to the provisions of

provisions of such pharmacy act;..."

5. The respondent when paying the registration renewal fee utilized a credit

card that was either inactive or had insufficient funds, resulting in a

returned payment.

6. As of the date of the hearing, the respondent had not paid the registration

renewal fee, plus the returned payment fee, to the Board as required by the

Pharmacy Act of the State of Kansas.

<u>Order</u>

Based on the foregoing, the Board upholds the Summary Order Revoking License

Registration issued on March 20, 2018, and assesses the total fees against the

respondent in the amount of \$50.00 to be paid to the Board within thirty (30) days of

the date of the service of this order.

In addition, the costs of this proceeding are assessed against the respondent

pursuant to K.S.A. 65-1627h. The amount of costs is \$575.00. The costs are due

within thirty (30) days of the date of the service of this order.

IT IS SO ORDERED.

<u>)- 30 -/8</u> Date

John Worden, PharmD, President

Kansas Board of Pharmacy

NOTICES

- 1. This is a Final Order and becomes effective upon service.
- 2. Within fifteen (15) days after service of the Final Agency Order, any party may file a Petition for Reconsideration pursuant to K.S.A. 77-529.
- 3. Either party to this agency proceeding may seek judicial review of the Final Order by filing a timely petition in the District Court as authorized by K.S.A. 77-613. Reconsideration of the Final Order is not a prerequisite to judicial review. A petition for judicial review is not timely unless filed within thirty (30) days following service of the Final Order.
- 4. A copy of any petition for judicial review must be served upon the Kansas Board of Pharmacy. The agency officer designated to receive service of a petition for judicial review is:

Alexandra Blasi, Executive Secretary Kansas State Board of Pharmacy 800 SW Jackson #1414 Topeka, KS 66612-1244

CERTIFICATE OF SERVICE

to:	On July 30	, 2018, I mailed a copy of this document
	India Bridgeford 508 W. 89th Street, Apt. A	
	Kansas City, MO 64114	

Randall J. Forbes Frieden, Unrein & Forbes 1414 SW Ashworth Pl, Ste. 201 Topeka, KS 66604

and hand-delivered to:

Alexandra Blasi Executive Secretary Kansas State Board of Pharmacy 800 SW Jackson #1414 Topeka, KS 66612-1244

Staff Person