

March 29, 2023

Teresa Coleman
7405 W. 62nd Street #3
Overland Park Kansas 66062

RE: Case No. 23-204

Dear Teresa Coleman:

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)
)
Teresa Coleman)
)
Registration No. 24-113759)

Case No. 23-204

SUMMARY ORDER OF REVOCATION

NOW, on this 29th day of March 2023, comes before the Kansas Board of Pharmacy (the “Board”), through its Executive Secretary, the matter of Teresa Coleman, (“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. On May 18, 2021, the Board mailed Respondent a Summary Order, case 21-060, incorporated herein by reference, granting Respondent’s Registration subject to a 2-year probationary status with the following terms:

- a. Applicant must notify the Board of any arrest or criminal charge within 10 days of the date of the arrest or charge;
- b. Applicant must notify the Board of any change in employment within 10 days of the change and obtain Board approval for the change;
- c. Applicant must inform employers of the probationary status of her pharmacy technician registration;

- d. Applicant must obtain the signature of her pharmacist-in-charge (PIC) documenting knowledge of her probationary status to the Board; and
 - e. Applicant must comply with all rules and regulations of the Pharmacy Practice Act.
2. On June 7, 2021, the Summary Order became final and effective.
 3. On June 7, 2021, the Board issued Respondent Pharmacy Technician Registration Number 24-113759 authorizing Respondent to perform the functions of a pharmacy technician in the State of Kansas (“Respondent’s Registration”). Respondent’s Registration was immediately placed on probation.
 4. On or about November 28, 2022, the board received information regarding Respondent’s arrest on August 10, 2022 for a criminal threat offense.
 5. On December 9, 2022, 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.
 6. On January 4, 2023, Respondent emailed requesting additional time to submit the requested documentation to accommodate her diversion court date of February 16, 2023.
 7. On or about February 28, 2023, the Board received one page of the diversion agreement from Respondent.
 8. On or about March 9, 2023, the Board emailed the Respondent requesting the complete copy of the Diversion agreement with a deadline of March 24, 2023.
 9. On or about March 27, 2023, the Board received the remaining pages of Respondent’s diversion agreement, which indicated Respondent was planning to enter into a 12-month diversion agreement with the court for the August 2022 criminal threat offense.

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)(3), the Board may place in a probationary status the license of any pharmacist who has been found guilty of unprofessional conduct.

3. Pursuant to K.S.A. 65-1626(vv)(7), unprofessional conduct means conduct likely to deceive, defraud or harm the public.

4. 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.

5. That pursuant to K.S.A. 65-1627(a)(16), the licensee has violated or failed to comply with any lawful order or directive of the board.

6. Respondent's Registration was previously granted only pursuant to a two-year probationary status which included a requirement to notify the Board of any arrest or criminal charge within 10 days of the date of the arrest or charge.

7. Respondent failed to notify the Board of her August 2022 criminal threat arrest or charge. The Board independently learned of the arrest and charge in November 2022, more than three months after the original incident.

8. Respondent failed to comply with the Board's Summary Order in Case 21-060, incorporated by reference, by failing to comply with the terms of the probationary status of Respondent's Registration by failing to notify the Board within 10 days (by August 20, 2022) of

her arrest for criminal threat. This is a violation of K.S.A. 65-1627(a)(16) and a basis to revoke Respondent's Registration.

9. On December 9, 2022 and March 9, 2023, the Board requested Respondent provide certified copies of court documents relating to the August 2022 criminal threat offense.

10. Though Respondent provided copies of court documents, Respondent did not provide all relevant or certified court documents. To date, Respondent has not provided the Board with the final, accepted 12-month diversion agreement entered by the court.

11. Respondent's failure to supply the Board with the requested documentation is a violation of K.S.A. 65-1627(a)(15) and a basis to revoke Respondent's Registration.

12. Furthermore, Respondent previously demonstrated behavior necessary to place Respondent's Registration on a probationary status due to her previous criminal history, outlined in Case 21-060. Respondent's failure to comply with the terms of the probation, as well as her violation of K.S.A. 65-1627(a)(15) and (a)(16) is further proof that Respondent has demonstrated unprofessional conduct likely to harm the public and pursuant to K.S.A. 65-1627(a)(3), Respondent's Registration should be revoked.

ORDER

Based upon the foregoing findings of fact and conclusions of law, Respondent's Registration is REVOKED.

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.

3/29/2023

Date


Alex Blasi

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

CERTIFICATE OF SERVICE

I hereby certify that I did, on the 29th day of March 2023, 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:

Teresa Coleman
7405 W. 62nd Street, # 3
Overland Park Kansas 66062



Kansas Board of Pharmacy Staff