

May 4, 2021

SARAH COOTS
340 E WALLER ST
ROSE HILL, KS 67133

RE: Case No. 21-011

Dear Ms. Coots:

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)
)
Sarah Coots)
)
Applicant)

Case No. 21-011

SUMMARY ORDER

NOW, on this 4th day of May 2021, comes before the Kansas Board of Pharmacy (the “Board”), through its Executive Secretary, the matter of Sarah Coots (“Applicant”), for application for a Kansas pharmacy technician registration.

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 in the above-captioned matter. After reviewing the application materials and being otherwise duly advised in the premises, the Board makes the following findings, conclusions and order.

FINDINGS OF FACT

1. On October 23, 2020, the Board received Applicant’s application for registration as a pharmacy technician in the State of Kansas (“Applicant’s Application”).

2. Applicant answered “YES” to the following question on her application: *Have you been charged with or convicted of (includes plea of guilty or no contest) a criminal offense or is there any criminal charge now pending against you (other than minor traffic violations) in any state or federal court whether or not a sentence was imposed, suspended, or diverted? This includes misdemeanors.* The application instructs that if the applicant answers “YES”, he or she must include a Form S-150 Personal History (“S-150”).

3. Applicant's S-150 was a blank statement, providing only her contact information and her dated signature, the latter of which was gathered as Applicant's certification that the information provided in her application was true, correct, and complete.

4. On or about October 29, 2020, the Board received information regarding several 2015 felony charges laid against Applicant: two counts of unauthorized use of a computer and five counts of embezzlement of property.

5. On October 30, 2020, the Board mailed Applicant a letter requesting a completed S-150 detailing the circumstances that led to and outcome of the charges, as well as certified copies of the court pleadings from the case.

6. On or about November 17, 2020, the Board received from Applicant an S-150 which included no details of the circumstances that led to her charges, and only one detailed page of certified court documentation ("court document"). Also included were references and the certification of completed community service and court-mandated classes, but no letters of recommendation or professional character, nor any further supporting court documents or explanation of charges.

7. Applicant's court document detailed two separate dates on which Applicant had unlawfully used a computer network to obtain money by use of fraudulent representation. As an employee of CVS Pharmacy, Applicant had scanned prescription labels into their computer system to generate a fraudulent refund on to her own debit card, thereby defrauding her employer.

CONCLUSIONS OF LAW

1. Pursuant to K.S.A. 65-1663, the Board may deny an application for issuance 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 deny an application of any pharmacist who has been found guilty of unprofessional conduct or professional incompetency.

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

4. Pursuant to K.S.A. 65-1627(a)(15), the Board may deny an application of any pharmacist who has failed to furnish to the Board any information legally requested by the Board.

5. Applicant's having defrauded her employer, and furthermore having done so in the pharmacy setting has the potential to cause irreparable harm to the public, is unprofessional conduct and a basis to deny Applicant's Application pursuant to K.S.A. 65-1627(a)(3).

6. Applicant's failure to supply the Board with an S-150 unveiling the nature of her misconduct is a basis to deny Applicant's Application pursuant to K.S.A 65-1627(a)(15).

ORDER

Based upon the foregoing findings of fact and conclusions of law, Applicant's Application is hereby DENIED.

NOTICES

Applicant is hereby notified as follows:

1. Applicant 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.

5/4/2021

Date

Alex Blasi

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

CERTIFICATE OF SERVICE

I hereby certify that I did, on the 4th day of May 2021, 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:

SARAH COOTS
340 E WALLER ST
ROSE HILL, KS 67133

Alex Blasi

Kansas Board of Pharmacy Staff