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KANSAS STATE
Board of Pharmacy

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BEFORE THE KANSAS STATE BOARD OF PHARMACY

In the Matter of the Application of)
Mark E. Evans, for a) Case No. 12-99
Pharmacy Technician Registration.)

SUMMARY ORDER

NOW this 12 day of July, 2012, the above captioned matter comes before the Kansas State Board of Pharmacy (“Board”) on the application of Mark E. Evans (“Respondent”) for a Pharmacy Technician Registration. After considering the foregoing, the Board’s Investigative Member, in accordance with the authority granted to him by the Board, enters the following Summary Order:

FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. Respondent is a resident of 401 NE 114 Terr., Kansas City, MO 64155.
2. The Board has the authority to grant Respondent a Pharmacy Technician Registration.
3. On June 5, 2012, Respondent applied for a Pharmacy Technician Registration with the Board.
4. The Kansas Bureau of Investigation did a criminal background search on Respondent and provided the Board with an Abstract of Criminal History, more commonly known as the RAP Sheet.

5. Respondent's RAP Sheet documents that on November 12, 2011, Respondent was arrested in Parkville, Missouri on a charge of Driving While Intoxicated.

6. Respondent disclosed that he pleaded guilty to this charge, and is currently serving the terms of his one year of unsupervised probation.

7. Pursuant to K.S.A. § 65-1663(e)(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.

ORDER

Based upon the foregoing findings of fact and conclusions of law, the Board's Investigative Member hereby enters the following order:

1. Respondent is hereby GRANTED a Pharmacy Technician Registration pursuant to K.S.A. § 65-1627a under probationary status for a period of one year, under the following conditions:
 - a. Respondent shall notify the Board of any and all changes to his name, address, telephone number and/or place of employment; and
 - b. Respondent shall comply with all federal, State and local laws and ordinances, including the Kansas Pharmacy Act and regulations promulgated thereunder.
 - c. Failure to adhere to these guidelines will result in additional disciplinary actions by the Board, including, but not limited to revocation or suspension of Respondent's registration and additional probation.
 - d. Upon completion of the one year probationary term, if Respondent has fully complied with the conditions of this Summary Order, the probationary status

on Respondent's license shall be lifted, with no further action required of Respondent.

NOTICES

Respondent is hereby notified as follows:

1. Respondent may request a hearing pursuant to the Kansas State Administrative Procedures 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 Summary Order shall become a final order of the Board, effective upon the expiration of the time to request a hearing. Respondent's one year probationary period will begin upon this Order becoming a final order.

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 § 77-613. The agency officer designated to receive service of a petition for judicial review is:

Debra Billingsley
Executive Director
Kansas Board of Pharmacy
800 SW Jackson, Suite 1414
Topeka, KS 66612.

IT IS SO ORDERED.

7-12-2012

Date



David R. Schoech
Investigative Member

CERTIFICATE OF SERVICE

I hereby certify that I did, on the 12 day of July, 2012, deposit in the United States Mail, postage prepaid, a copy of the foregoing Summary Order, properly addressed to the following:

Mark E. Evans
401 NE 114th Terr.
Kansas City, MO 64155



Doug Taylor, Compliance Counsel