

800 SW Jackson St., Suite 1414  
Topeka, KS 66612



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

Alexandra Blasi, Executive Secretary

Laura Kelly, Governor

October 24, 2022

Tanisha Evans  
1905 S Shiloh St  
Wichita KS 67207

RE: Case No. 22-123

Dear Ms. Evans:

Enclosed you will find an Order denying your request for reconsideration in this matter. Please read the order in its entirety.

If you have any questions, feel free to contact the Board at [Pharmacy.Compliance@ks.gov](mailto:Pharmacy.Compliance@ks.gov).

Sincerely,

Kansas Board of Pharmacy

Enclosure

BEFORE THE KANSAS BOARD OF PHARMACY

In the Matter of )  
 )  
Tanisha Evans )  
 )  
License No. 24-115763 )

Case No. 22-123

**ORDER DENYING REQUEST FOR RECONSIDERATION**

On October 24, 2022, the Kansas Board of Pharmacy, through its Executive Secretary, considered Respondent's Request for Reconsideration of the Final Order entered September 27, 2022, said Request for Reconsideration being filed on October 17, 2022. Pursuant to K.S.A. 77-529(a) and (b), the Kansas Board of Pharmacy denies Respondent's Request and determines not to reconsider the Final Order in this matter.

As such, the Final Order of the Board entered on September 27, 2022, shall remain in effect, including all findings and conclusions therein and the order requiring Respondent to pay costs to the Board within 30 days.

Within the time limits established in K.S.A. 77-613, either party may seek judicial review pursuant to said statute. The agency officer designated to receive services of a petition for judicial review is:

Alexandra Blasi, Executive Secretary  
Kansas Board of Pharmacy  
800 SW Jackson St., Ste. 1414  
Topeka, KS 66612-1244

**IT IS SO ORDERED.**

10/24/2022  
Date

  
\_\_\_\_\_  
Alexandra Blasi, Executive Secretary  
Kansas Board of Pharmacy

**CERTIFICATE OF SERVICE**

I hereby certify that on October 24, 2022, I certify that a copy of the foregoing was placed in building mail, the same to be sent via United States first class mail, postage prepaid, addressed to:

Tanisha Evans  
1905 S Shiloh St  
Wichita KS 67207

  
\_\_\_\_\_  
Kansas Board of Pharmacy

800 SW Jackson St., Suite 1414  
Topeka, KS 66612



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

Alexandra Blasi, Executive Secretary

Laura Kelly, Governor

September 27, 2022

Tanisha Evans  
1905 S Shiloh St  
Wichita KS 67207

RE: Case No. 22-123

Dear Ms. Evans:

Enclosed you will find a Final Order issued by the Kansas Board of Pharmacy (Board) in the above-referenced matter. Please read the order in its entirety. In addition, administrative costs have been assessed totaling \$820. Please submit a check or money order made payable to the Kansas Board of Pharmacy and include your case number in the check memo.

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](mailto:Pharmacy.Compliance@ks.gov).

Sincerely,

Kansas Board of Pharmacy

Enclosure

**BEFORE THE KANSAS BOARD OF PHARMACY**

In the Matter of

Case No. 22-123

**Tanisha Evans**

License Number 24-115763

**FINAL ORDER**

**Decision**

Having heard the testimony of the witness(es), considered the evidence presented, reviewed the applicable statutes, regulations and policies, and otherwise being duly and fully informed in the premises of this matter, it is the decision of the Kansas Board of Pharmacy (Board) to affirm the Summary Order of Revocation dated May 2, 2022, revoking the Pharmacy Technician Registration Number 24-115763 issued to the Licensee, Tanisha Evans (Evans).

**Statement of Case**

This matter comes on for hearing on August 25, 2022 before the Board upon the request by Evans for a hearing to review the Summary Order of Revocation revoking the Pharmacy Technician Registration Number 24-115763 issued to Evans.

Appearing for the Board were: Jonathan Brunswig, PharmD, President; and members, Bill Walden, R.Ph; Terica Gatewood, PharmD; Tiffany Strohmeyer, PharmD; Erick Axcell, PharmD ; Andrew Truong, PharmD; and, Lucinda Noches Talbert, Public Member

Evans appeared via video conference without an attorney.

Brenda Head appeared via video conference as the Board's disciplinary counsel.

Alexandra Blasi (Blasi), Executive Secretary for the Board, appeared and provided testimony for the Board.

Loren F. Snell, Jr., Administrative Law Judge, was appointed and served as the Presiding Officer over the evidentiary hearing.

**Evidentiary Rulings**

The Board offered Exhibits 1 through 15 for admission as evidence. Evans had no objection to admission of Exhibits 1 through 15. Board's Exhibits 1 through 15 were admitted. Exhibit 11 was sealed as it contained confidential information.

## Findings of Fact

1. The Board issued Pharmacy Technician Registration Number 24-115763 to Evans allowing Evans to perform the functions of a pharmacy technician in the State of Kansas.
2. On or about November 12, 2021 the Board mailed a Summary Order to the respondent in case number 21-207. The order granted Evans's registration with a fine for misrepresentation on her application. Evans was placed on two (2) years' probation. As part of the conditions of her probation, Evans was required to: notify the Board of any change in her court status within ten (10) days of the change; notify the Board of any arrest or criminal charge within ten (10) days of the date of arrest or charge; notify the Board of any change in employment within ten (10) days of the change; inform her employers of her probation status and obtain a signature of such from her pharmacist-in-charge; and, comply with all rules and regulations of the Kansas Pharmacy Practice Act. (Exhibit 5).
3. Evans wrote a letter stating she disagreed with the fine and probation; however, she paid the fine and did not request an administrative hearing related to the November 12, 2021 Summary Order. (Exhibit 6).
4. On or before March 2, 2022 the Board became aware of Evans's arrest by law enforcement on or about February 28, 2022 concerning allegations of unlawful selling of prescription drug(s), assault of a law enforcement officer, and a parking infraction. A letter was sent to Evans on or about March 2, 2022 requesting a completed S-150 Form, copies of court documents or a letter indicating there were no court documents available. Evans was also instructed to provide a written statement explaining why she should be licensed as a pharmacy technician. Evans was given until March 31, 2022 to provide the requested information. (Exhibit 8).
5. On March 29, 2022 the Board received an email from Evans requesting additional time to submit the requested information. (Exhibit 10).
6. On March 30, 2022 the Board responded, granting Evans until April 8, 2022 to submit the requested information. (Exhibit 10).
7. On April 1, 2022 the Board received a handwritten statement from Evans, as well as a letter from Sedgwick County District Court. (Exhibit 9). The handwritten statement explained that on or about February 28, 2022 Evans was arrested along with her children; however, no charges had been filed against her as of March 14, 2022. The attached letter was dated March 29, 2022 and indicated no criminal charges were pending against Evans.
8. On April 6, 2022 the Board obtained a report that provided some information regarding the arrest. (Exhibit 11, Under Seal). According to the report, Evans was arrested on February 27, 2022. The charges associated with the arrest were identified as: unlawful sell of prescription drug; assault of a law enforcement officer; possession of marijuana; and, improper parking. It showed that Evans was released on February 28, 2022 by court order.

9. On April 12, 2022 Blasi contacted Evans by telephone because the Board had not received the requested documentation concerning the arrest or the completed S-150 Form. Blasi testified she asked Evans if she needed more time and asked Evans about the arrest event in order to determine what documents may have been available.

10. On May 23, 2022 the Board issued a Summary Order of Revocation seeking to revoke Evans's pharmacy technician registration due to her failure to provide the Board with requested information and failure to comply with a lawful order or directive of the Board, and failure to comply with the November 12, 2021 Summary Order. (Exhibit 12).

11. Evans filed a request for an administrative hearing that was received by the Board on June 6, 2022. (Exhibit 13).

12. Evans testified that she was not trying to be misleading and that the Board had requested information from her before the ten (10) days were up for her to report the information as required by the November 12, 2021 Summary Order. Evans acknowledged she had not gotten the information submitted to the Board within the time requested.

13. Evans testified that she was arrested with her children but that she was not charged with a criminal offense in District Court. Evans testified that her son is going through District Court proceedings, but she was not.

### **Applicable Statutes, Regulations and Policies**

"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."<sup>1</sup>

"The board may revoke, suspend, place in a probationary status or deny an application or renewal of any license of any pharmacist upon a finding that: (15) the licensee has failed to furnish the board, its investigators or its representatives any information legally requested by the board; [or] (16) the licensee has violated or failed to comply with any lawful order or directive of the board."<sup>2</sup>

### **Decision**

The Board considered that Evans was originally placed on probationary status because she had provided false information on her application and had failed to provide documentation requested by the Board when reviewing her application, and then failed to satisfy the terms of her probation as set forth in the November 12, 2021 Summary Order by failing to report the arrest to the Board within ten (10) days of the arrest. It was further noted that while Evans did provide a handwritten statement concerning the charges, she did not provide the completed S-150

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<sup>1</sup> K.S.A. 65-1663(f)(1).

<sup>2</sup> K.S.A. 65-1627(e).

Form requested by the Board. Although the Board had identified the arrest and requested court documents, that did not forgive Evans of her responsibility to report the arrest as required in the Summary Order.

The Board voted 5-0 to affirm the Summary Order of Revocation and revoke Evans's Pharmacy Technician Registration Number.<sup>3</sup>

Because Evans did not prevail, Evans is also ordered to pay the costs of the hearing in the amount of \$820.

Sep 27, 2022

Date

*Dr. Jonathan W. Brunswig, PharmD*

Dr. Jonathan W. Brunswig, PharmD (Sep 27, 2022 08:55 CDT)

Jonathan Brunswig, 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.<sup>4</sup>
3. Either party to this agency proceeding may seek judicial review of the Final Order by filing a timely petition in the District Court.<sup>5</sup> 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

<sup>3</sup> Two (2) members of the Board recused themselves from the deliberations and vote.

<sup>4</sup> K.S.A. 77-529.

<sup>5</sup> K.S.A. 77-613.



**Certificate of Service**

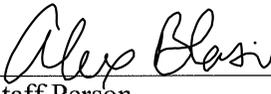
On September 27th, 2022, I certify that a copy of the foregoing was placed in the United States first class mail, postage prepaid, addressed to:

Tanisha Evans  
1905 S. Shiloh St.  
Wichita, KS 67207

Brenda Head  
Frieden & Forbes, LLP  
1414 SW Ashworth Place, Ste 201  
Topeka, KS 66604

and, I further certify that I caused a copy of the foregoing to be hand-delivered to:

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

  
\_\_\_\_\_  
Staff Person  
Kansas Board of Pharmacy