

BEFORE THE KANSAS BOARD OF PHARMACY

In the Matter of	)	
	)	Case No. 17-136
Zulema Favela	)	
<i>Pharmacy Technician</i>	)	
<u>Registration No. 14-19152</u>	)	

**SUMMARY ORDER OF REVOCATION**

NOW on this 28 day of December, 2017 comes before the Kansas Board of Pharmacy (the "Board"), through its Executive Director, the matter of Zulema Favela, Pharmacy Technician ("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, makes the following findings, conclusions and order:

**FINDINGS OF FACT**

For purposes of this order, the Board's Investigative Member makes the following findings of fact:

1. The Board has issued Respondent Pharmacy Technician Registration Number 14-19152, authorizing her to perform the functions of a pharmacy technician in the State of Kansas ("Respondent's Registration").
2. On or about July 18, 2017, a background report provided to the Board by the Kansas Bureau of Investigation reported that Respondent had been charged with driving under the influence of alcohol on or about July 7, 2017.

3. On July 28, 2017, the Board mailed Respondent a request to complete a Form S-150 Personal History explaining the July, 2017 DUI incident.

4. On November 14, 2017, the Board mailed Respondent a final request to complete a Form S-150 Personal History explaining the DUI incident.

5. To-date, the Board has not received a completed Form S-150 from respondent or any other correspondence.

#### CONCLUSIONS OF LAW

6. 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.

7. That pursuant to K.S.A. 65-1627(a)(2), the Board may deny the granting of a license to a licensee who fails to show that the licensee has been sufficiently rehabilitated to warrant the public trust.

8. Pursuant to K.S.A. 65-1627(a)(3), the Board may deny the granting of a license to an Applicant who has been found guilty of unprofessional conduct.

9. Pursuant to K.S.A. 65-1626(sss), unprofessional conduct means conduct likely to deceive or harm the public.

10. That pursuant to K.S.A. 65-1627(a)(15), the Board may revoke a license from a pharmacist if the licensee has failed to furnish the board, its investigators or its representatives any information legally requested by the board.

11. Applicant's DUI arrest, and lack of evidence of rehabilitation is a basis to deny Applicant's Application for failure to comply with K.S.A. 65-1627(a)(2) and K.S.A. 65-1627(a)(3).

12. Respondent's failure to provide the Board with legally requested information pertaining to the DUI arrest is a basis to revoke Respondent's license pursuant to K.S.A. 65-1627(a)(15).

#### ORDER

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

#### NOTICES

The Respondent is hereby notified as follows:

13. The 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.

14. If a hearing is not requested as described above, the Order revoking the Respondent's Registration, as a pharmacy technician shall become a final order of the Board, effective upon the expiration of the time to request a hearing.

15. 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.

16. 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:

*Matter of Zulema Favela, No. 17-136 (Kan. Board. of Pharmacy)*

**SUMMARY ORDER OF REVOCATION**

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Alexandra Blasi  
Executive Secretary  
Kansas Board of Pharmacy  
800 SW Jackson, Suite 1414  
Topeka, KS 66612

IT IS SO ORDERED.

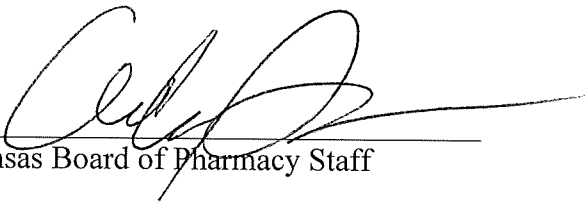
12/28/17  
Date

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

CERTIFICATE OF SERVICE

I hereby certify that I did, on the 29 day of December, 2017, deposit in the United States Mail, postage prepaid, a copy of the foregoing Summary Order of Revocation, properly addressed to the following:

Zulema Favela  
2847 S Hillside St  
Wichita, KS 67216

  
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Kansas Board of Pharmacy Staff