

BEFORE THE STATE BOARD OF PHARMACY
OF THE STATE OF KANSAS

IN RE: THE MATTER OF

DONNA FAYE GIBSON,
601 Main
Wellsville, KS
License No. 9809

STIPULATION OF FINDING OF FACT AND ORDER

This matter comes before the State Board of Pharmacy for the State of Kansas, this 31 day of October, 1993.

The State Board of Pharmacy appears by Charlotte Brock, President and Presiding Officer; Hoyt Kerr, Vice-President; Dana Creitz, Pharmacist; Monte Baugher, Pharmacist; Glen Mathis, Pharmacist; and Dr. Margaret Young, Consumer Representative. Also appearing are Tom C. Hitchcock, Executive Secretary, and the attorney for the Board, Dana W. Killinger. Donna Faye Gibson appears personally.

Donna Faye Gibson states that she has been advised of her procedural rights under the Pharmacy Practice Act and Administrative Procedure Act, wherein Counsel for the Board advised Donna Faye Gibson of her rights to a formal hearing wherein she had a right to be represented by counsel, call witnesses on her behalf, cross-examine the Board's witnesses and other procedural rights. Counsel

further advised Donna Faye Gibson of the statutory sections of the law which were allegedly violated and the statute giving the Board jurisdiction in the matter. Whereupon Donna Faye Gibson waived her right to Formal Hearing.

Donna Faye Gibson further states that no issue of fact exists and wishes to stipulate to the following findings of fact and accepts the order of the State Board of Pharmacy, to-wit:

1. That Donna Faye Gibson is a licensed pharmacist in the State of Kansas, having License No. 9809.

2. That Donna Faye Gibson is the Pharmacist in Charge at the J & D Family Pharmacy, Registration No. 7736, located at 601 Main, Wellsville, Kansas 67330.

3. That on or about August 17, 1993, said Donna Faye Gibson engaged in the practice of pharmacy while having an inactive license and their being no other licensed pharmacist on the premises, all in violation of K.S.A. 65-1632(d) and K.A.R. 68-1-8.


That the State Board of Pharmacy of the State of Kansas pursuant to K.S.A. 65-1627(a)(8) has jurisdiction and power to revoke, suspend or place on probation said Donna Faye Gibson.

IT IS THEREFORE ORDERED that Donna Faye Gibson, Licensee

No. 9809 ~~be~~ herein take the pharmacy law examination at the Board of Pharmacy office at the Landon State Office Building, Room 513, Topeka, Kansas, within thirty (30) days from this date, October 31, 1993, and pass said examination with a score of 75%.

Should the licensee fail to appear for said examination or fail to pass said examination as provided, this matter shall be taken up at the January Board meeting as a formal proceeding.

Dated: This 31 day of October, 1993.


Charlotte Brock
President and Presiding Officer
State Board of Pharmacy
of the State of Kansas

I, Donna Faye Gibson, have hereby read the foregoing Stipulation and Order and fully understand the violations to which I am stipulating to and understand the terms of the Stipulation.


Donna Faye Gibson

PREPARED BY:



Dana W. Killinger
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Attorney for the State
Board of Pharmacy
of the State of Kansas

APPROVED:



Tom C. Hitchcock
Executive Secretary
State Board of Pharmacy
of the State of Kansas