

BEFORE THE KANSAS BOARD OF PHARMACY

In the Matter of
Elisabeth Gossman

Case No. 18-612

FINAL ORDER

Statement of Case

This matter comes on for hearing on this the 8th day of February 2019, before the Kansas Board of Pharmacy (Board) upon the application of Elisabeth Gossman (Gossman) to renew her pharmacy technician license and for a pharmacy intern permit in the State of Kansas.

Appearing for the Board were: John Worden, PharmD, President; and members, Jonathan Brunswig, PharmD; Robert Haneke, PharmD; Bill Walden, R.Ph.; Michael Lonergan, R.Ph.; and Chad Ullom, R.Ph.

Kevin Fowler appeared as the Board's disciplinary counsel.

Gossman appeared *pro se*.

Appearing with Gossman was Jody Gossman, her father.

Evidentiary Rulings

The Board offered Exhibit A for admission. Gossman had no objection. Exhibit A was admitted into evidence.

Gossman offered Respondent's Exhibit 1. The Board had no objection. Respondent's Exhibit 1 was admitted into evidence.

Findings of Fact

1. Gossman applied for a pharmacy technician license on March 8, 2017. Gossman was granted pharmacy technician license no. 14-102526.

2. On August 6, 2018, the Board received Gossman's application for registration as a pharmacy intern in the State of Kansas.

3. On the application, Gossman responded, "Yes," to the question asking if she had "ever 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."

4. Gossman submitted a S-150 Personal History Form setting forth an explanation for the answer to the above-stated question. Gossman explained on the S-150 that in March of 2018, she was charged with the offense of minor in possession of alcohol and possession of a fake identification. She entered into a Diversion Agreement with the City of Lawrence on April 30, 2018. Gossman attached a copy of the Diversion Agreement to the S-150 Personal History Form.

5. According to the Diversion Agreement, Gossman was charged with the offenses in the City of Lawrence on March 16, 2018. Gossman was required to pay a diversion fee of \$600.00 and court costs in the amount of \$63.00. The term of the diversion is twelve (12) months, to be completed on April 30, 2019.

6. A signed copy of the Diversion Agreement was obtained by the Board on January 17, 2019.


7. On or about January 31, 2019, the Board sent a Notice of Administrative Proceeding to Gossman setting this matter for hearing on February 8, 2019, to consider her application to renew her pharmacy technician license and to become a pharmacy intern in the State of Kansas.

8. Gossman testified and took responsibility for the offenses and acknowledged possessing the fake identification, even prior to the night of the offense.

Applicable Law
and
Discussion

1. Upon hearing the testimony of Gossman, as well as the testimony of her father, and then reviewing the recommendations of Linda Blasi, the Board approved Gossman's application to renew her pharmacy technician license and her application to be a pharmacy intern, subject to Gossman completing the terms of her Diversion Agreement and being placed on two years' probation. Gossman is ordered to notify the Board of any changes with regards to her legal status within ten (10) days of the change occurring. Gossman is further ordered to notify employers of the probationary status of her pharmacy technician and intern registrations and to obtain the signature of her pharmacist-in-charge documenting knowledge of Gossman's probationary status.

3-22-19
Date


John Worden, 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 pursuant to K.S.A. 77-529.
3. Either party to this agency proceeding may seek judicial review of the Final Order by filing a timely petition in the District Court as authorized by K.S.A. 77-613. 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

CERTIFICATE OF SERVICE

On March 22, 2019, I certify that a copy of the foregoing was placed in the United States first class mail, postage prepaid, addressed to:

Elisabeth Gossman
6727 Meadowlark Ln.
Shawnee, KS 66226

Kevin Fowler
Frieden, Unrein & Forbes
1414 SW Ashworth Pl, 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