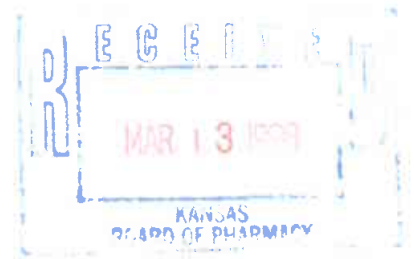


BEFORE THE STATE BOARD OF PHARMACY
OF THE STATE OF KANSAS



IN RE: THE MATTER OF

KEITH L. HAYDEN
License No. 1-09560
10008 West 9th
Wichita, KS 67212

STIPULATION OF FINDING OF FACT AND ORDER

This matter comes before the State Board of Pharmacy for the State of Kansas, this 30th day of January, 1998.

The State Board of Pharmacy appears by Barry Sarvis, President and Presiding Officer; Lori Moore, Vice-President; Dan Katzer, Pharmacist; Vicki Schmidt, Pharmacist; Karla Kneebone, Pharmacist; and Dr. Dan Upson, Consumer Representative. Also appearing are Larry Froelich, Executive Secretary, and the attorney for the Board, Dana W. Killinger. Keith L. Hayden appears personally and by Counsel, William Fortenbury.

Keith L. Hayden states that he has been advised of his procedural rights under the Pharmacy Practice Act and Administrative Procedure Act, wherein counsel for the Board advised Keith L. Hayden of his rights to a formal hearing wherein he has a right to be represented by counsel, call witnesses on his behalf, cross-examine the Board's witnesses and other procedural rights. Counsel further advised Keith L. Hayden of the statutory sections of the law which were allegedly violated and the statute giving

the Board jurisdiction in this matter. Whereupon Keith L. Hayden waived his right to a Formal Hearing.

Keith L. Hayden 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 Keith L. Hayden is a licensed pharmacist in the State of Kansas, having License No. 1-09560.

2. That Keith L. Hayden became the pharmacist in Charge at Walgreens Pharmacy # 3058, Registration No. 2-08943, located at 1306 N. Woodlawn, Wichita, Kansas 67208 on or about December 13, 1996 and is still Pharmacist in Charge.


3. That said Keith L. Hayden was employed as Pharmacist in Charge at Walgreens Pharmacy #3058, located at 1306 N. Woodlawn, Wichita, Kansas owned and operated by Walgreen Company, 300 Wilmot Road, Deerfield, Illinois 60015.

4. That during the year 1997, and prior years, large quantities of controlled substances were being diverted illegally from said Walgreens Pharmacy # 3058. As Pharmacist in Charge of said pharmacy said Keith L. Hayden failed to meet the requirements placed on him as a Pharmacist in Charge. Violations of K.A.R. 68-7-12(c) and K.A.R. 68-8-12(h).

The State Board of Pharmacy for the State of Kansas pursuant to K.S.A. 65-1627(a)(8) has jurisdiction and power to revoke, suspend or place on probation and pursuant to K.S.A. 65-1658, fine said Keith L. Hayden.

IT IS THEREFORE ORDERED that Keith L. Hayden, License No. 1-09560, be fined \$500 for each violation for a total of \$1,000. In addition, Keith L. Hayden may not serve as Pharmacist in Charge for 90 days, to commence 30 days from the Presiding Officer signing and dating this Stipulation.

Dated this 3rd day of March, 1998.




Barry Sarvis
President and Presiding Officer
State Board of Pharmacy
for the State of Kansas

I, Keith L. Hayden, have hereby read the foregoing Stipulation and Order and fully understand the violations of which I am stipulating to and understand the terms of this Stipulation.



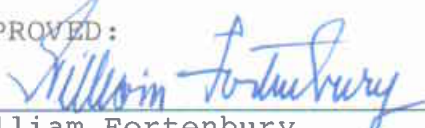
Keith L. Hayden

PREPARED BY:



Dana W. Killinger
1505 SW Harrison St.
Topeka, KS 66612-1811
(785) 232-9616
Attorney for the State
Board of Pharmacy
for the State of Kansas

APPROVED:



William Fortenbury
9300 Olive Blvd.
St. Louis, MO 63132
(314)569-2002
Attorney for Keith L. Hayden

BEFORE THE STATE BOARD OF PHARMACY
OF THE STATE OF KANSAS

IN RE: THE MATTER OF

KEITH L. HAYDEN
License No. 1-09560
10008 West 9th
Wichita, KS 67212

ADDENDUM TO STIPULATION OF FINDING OF FACT AND ORDER

This document is an addendum to the document entitled "Stipulation of Finding of Fact and Order", pursuant to informal hearing, January 30, 1998, and said stipulation is incorporated herein by reference.

- (1) William Fortenbury, Attorney at Law, Missouri Bar #34526, associated with Thomas Stein, Attorney at Law, Kansas Bar #17081, appears as counsel for Keith L. Hayden, RPh.
- (2) All fines payable by Mr. Hayden under the stipulation shall be paid by check or money order payable to "Kansas State Board of Pharmacy", and delivered to the following address within thirty days of the date the stipulation is signed by the presiding officer.

Kansas State Board of Pharmacy
Attn: Larry Froelich, RPh, Executive Secretary
Landon State Office building
900 SW Jackson Street, Room 513
Topeka, KS 66612-1231

- (3) Paragraph #2 of the original stipulation is hereby amended to read as follows: Keith L. Hayden ceased being Pharmacist In Charge at Walgreen Pharmacy #3058 in December, 1997, and is currently a staff pharmacist at three different Walgreen Pharmacies.

Dated this 3rd day of March, 1998.

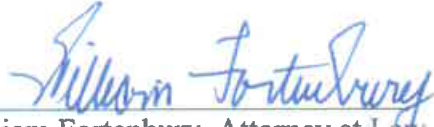


Barry Sarvis, RPh.
President and Presiding Officer
State Board of Pharmacy
For the State of Kansas



Keith L. Hayden

PREPARED BY:



William Fortenbury, Attorney at Law
9300 Olive Boulevard
St. Louis, MO 63132
(314) 569-2002
Attorney for Keith Hayden

APPROVED:



Dana Killinger
1505 SW Harrison St.
Topeka, KS 66612-1811
Attorney for the State
Board of Pharmacy
for the State of Kansas

walgrkan.adden.kh