

March 13, 2024

Aaliyah Holloman  
5231 SE Tecumseh Rd.  
Berryton, KS 66409

RE: Case No. 24-010

Dear Ms. Holloman:

Enclosed you will find an Amended Summary Order issued by the Kansas Board of Pharmacy (Board) in the above-referenced matter. Please read the order in its entirety. In addition, a civil fine has been assessed totaling \$450. Please submit a check or money order made payable to the Kansas Board of Pharmacy and include your case number in the check memo.

If you disagree with the findings of fact, you still have the right to request a hearing. Your previous request for hearing will not count. Instructions for filing a written request are included under the "Notices" section of the order. Hearings are held before the full Board during their regularly scheduled quarterly meetings.

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 )  
 )  
Aaliyah Holloman )  
 )  
Registration # 24-121810 )

Case No. 24-010

**AMENDED SUMMARY ORDER**

NOW on this 13th day of March, 2024, comes before the Kansas Board of Pharmacy (the “Board”), through its Executive Secretary, the matter of Aaliyah Holloman (“Applicant”), for application for a Kansas pharmacy technician registration.

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 Amended Summary Order 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**

1. On October 25, 2023, the Board received Applicant’s application for registration as a pharmacy technician in the State of Kansas (“Applicant’s Application”).
2. As part of the application, Applicant answered “No” to the question: “Have you ever been 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.” The application directs that if the applicant answers yes, the applicant must attach a Form S-150: Personal History.

3. The Board received information regarding an April 2021 STO Vehicle liability insurance, unknown circumstance offense, and a September 2021 Driving under influence of alcohol or drugs, misdemeanor and transporting an open container offense against Applicant.

4. On November 2, 2023, the Board sent a letter to Applicant's address of record requesting a completed Personal History Form S-150, as well as certified copies of the court pleadings from each case.

5. On November 29, 2023, the Board sent a second letter to Applicant's address of record requesting this information.

6. On December 17, 2023, the Board mailed a Final Notice to Applicant's address of record requesting this information.

7. As of January 22, 2024, the Board had not received a completed S-150 Personal History form, the certified court documents, or any further correspondence from Applicant.

8. On January 30, 2024, the Board received an email from Applicant inquiring about the status of Applicant's Application.

9. On February 5, 2024, the Board received court documents from Applicant, which indicated Applicant entered into a 12-month diversion program for misdemeanor DUI and open container charges. Applicant completed all court-imposed requirements in March 2023.

10. On February 6, 2024, the Board received an email from Applicant with a statement regarding her 2021 offenses. Applicant's statement admitted to consuming alcohol and operating a motor vehicle.

#### CONCLUSIONS OF LAW

1. That pursuant to K.S.A. 65-1658, the Board may assess a civil fine not to exceed \$5,000, after notice and an opportunity to be heard, to any registrant for violation of the pharmacy

act of the state of Kansas or any other rules or regulations of the state board of pharmacy.

2. 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.

3. Pursuant to K.S.A. 65-1627(a)(1), the Board may place in a probationary status the license of any pharmacist upon a finding that the licensee has obtained, renewed or reinstated, or attempted to obtain, renew or reinstate, a license by false or fraudulent means, including misrepresentation of a material fact.

4. Pursuant to K.S.A. 65-1627(a)(3), the Board may place in a probationary status the license of any pharmacist who has been found guilty of unprofessional conduct.

5. Pursuant to K.S.A. 65-1626(vvv)(7), unprofessional conduct means conduct likely to deceive, defraud or harm the public.

6. That pursuant to K.S.A. 65-1627 (a)(15), the Board may place in a probationary status the license of any pharmacist if the licensee has failed to furnish the board, its investigators or its representatives any information legally requested by the board.

7. Applicant's answer of "no" to the disciplinary question(s) on Applicant's Application when, in fact, Applicant was charged with two misdemeanors and completed a 12-month diversion program was a misrepresentation of material fact on an application and a basis to place Applicant's registration in a probationary status pursuant to K.S.A. 65-1627(a)(1).

8. Furthermore, the recentness of Applicant's DUI and open container offenses are unprofessional conduct likely to harm the public and are a basis to place Applicant's registration in a probationary status pursuant to K.S.A. 65-1627(a)(3).

9. Applicant was provided three separate communications over the course of three months (November – January) requesting a statement and court documents related to her offenses. Applicant’s failure to timely supply the Board with the requested documentation until the Board began commencing disciplinary action is a basis to place Applicant’s registration in a probationary status for a violation of K.S.A. 65-1627(a)(15).

### ORDER

Based upon the foregoing findings of fact and conclusions of law, Applicant’s Application for issuance of pharmacy technician registration is hereby GRANTED subject to a 2-year probationary status and payment of a fine to the Board in the amount of \$450. Applicant has 30 days from the date of this order to pay the fine and the probationary pharmacy technician registration shall be issued upon receipt. The terms of Applicant’s probation are as follows:

- Applicant must notify the Board of any arrest or criminal charge within 10 days of the date of the arrest or charge;
- Applicant must notify the Board of any change in employment within 10 days of the change;
- Applicant must respond to the Board’s regular check-in requests;
- Applicant must inform employers of the probationary status of their pharmacy technician registration;
- Applicant must obtain the signature of their pharmacist-in-charge (PIC) documenting knowledge of her probationary status to the Board; and
- Applicant must comply with all rules and regulations of the Pharmacy Practice Act.

NOTICES

The Applicant is hereby notified as follows:

1. The Applicant 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.
2. If a hearing is not requested as described above, the Order shall become a final order of the Board, effective upon the expiration of the time to request a hearing.
3. 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.
4. 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:

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

IT IS SO ORDERED.

3/13/2024

Date

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

CERTIFICATE OF SERVICE

I hereby certify that I did, on the 13th day of March, 2024 deposit in business mail a copy of the foregoing Amended Summary Order, which is then placed in the United States Mail, postage prepaid, properly addressed to the following:

Aaliyah Holloman  
5231 SE Tecumseh Rd  
Berryton, KS 66409

  
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Kansas Board of Pharmacy Staff