

July 30, 2019

Lashanequa Kimmins  
9727 E Westport Rd  
Independence MO 64052

RE: Case No. 19-069

Dear Ms. Kimmins:

Enclosed you will find a Summary Order issued by the Kansas Board of Pharmacy (Board) in the above-referenced matter. Please read the order in its entirety.

If you disagree with the findings of fact, you have the right to request a hearing. 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 )  
Lashanequa Kimmins )  
Registration No. 14-105216 )

Case No. 19-069

**SUMMARY ORDER OF REVOCATION**

NOW on this 24th day of June, 2019 comes before the Kansas Board of Pharmacy (the "Board"), through its Executive Secretary, the matter of Lashanequa Kimmins ("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**

1. The Board has issued Respondent Pharmacy Technician Registration Number 14-17039 authorizing Respondent to perform the functions of a pharmacy technician in the State of Kansas ("Respondent's Registration").
2. On or about February 28, 2019, the Board received an email from Respondent's employer, OptumRx, notifying the Board that OptumRx had terminated Respondent's employment due to a violation of the UHG Alcohol and Drugs in the Workplace Policy.
3. On March 1, 2019, the Board sent OptumRx a Subpoena Duces Tecum for documents relating to Respondent's UHG Alcohol and Drugs in the Workplace Policy violation.

4. On May 7, 2019, the Board sent OptumRx a reminder to submit documents under the previous Subpeona.

5. On May 15, 2019, the Board received the requested records from OptumRx, including a Controlled Substance Test Report indicating Respondent tested positive for marijuana.

#### CONCLUSIONS OF LAW

1. 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.

2. Pursuant to K.S.A. 65-1627(a)(3), the Board may take action against the license of a pharmacist who has been found guilty of unprofessional conduct.

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

4. Pursuant to K.S.A. 65-1627(a)(5), the Board may take action against the license of a pharmacist who has violated a provision of the federal or state food, drug and cosmetic act, the uniform controlled substances act of the state of Kansas, or any rule and regulation adopted under any such act.

5. Respondent's recent positive drug test for marijuana is unprofessional conduct and a danger to the public in the pharmacy setting and is a basis to revoke Respondent's Registration pursuant to K.S.A. 65-1627(a)(3).

6. Respondent's recent positive drug test for marijuana is a violation of the uniform controlled substances act of the state of Kansas, and is a basis to revoke Respondent's Registration pursuant to K.S.A. 65-1627(a)(5).

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:

1. 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.
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.

4/29/19  
Date

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

CERTIFICATE OF SERVICE

I hereby certify that I did, on the 24th day of June, 2019 deposit in business mail a copy of the foregoing Summary Order, which is then placed in the United States Mail, postage prepaid, properly addressed to the following:

Lashanequa Kimmins  
9727 E Westport Rd  
Independence MO 64052



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Kansas Board of Pharmacy Staff