

BEFORE THE KANSAS BOARD OF PHARMACY

In the Matter of)	
)	Case No. 17-299
Colton Wasinger)	
<i>Pharmacy Technician</i>)	
<u>Registration No. 14-101270</u>)	

SUMMARY ORDER OF REVOCATION

NOW on this 8 day of February, 2018, comes before the Kansas Board of Pharmacy (the "Board"), through its Executive Secretary, the matter of Colton Wasinger, Pharmacy Technician ("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, the Investigation member makes the following findings, conclusions and order:

FINDINGS OF FACT

For purposes of this order, the Board's Executive Secretary makes the following findings of fact:

1. The Board has issued Respondent Pharmacy Technician Registration Number 14-101270 authorizing him to perform the functions of a pharmacy technician in the State of Kansas ("Respondent's Registration").
2. At all times relevant hereto, Respondent was employed as a Pharmacy Technician in the Walgreens Pharmacy #06006 in Wichita, Kansas ("Walgreens").

3. On January 22, 2018, the Board office received a faxed DEA theft and loss report, containing an admission by Respondent to diverting large quantities of several controlled substances, including Hydrocodone, Oxycodone and Alprazolam, all for personal use.

4. Respondent also admitted to significant bouts of anxiety and depression which led to the diversion for purposes of self-medication.

5. Subsequently, the Board's inspector conducted an investigation, which verified Respondent's admission.

CONCLUSIONS OF LAW

6. 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.

7. That the Board may take action against the license of a pharmacist for unprofessional conduct or professional incompetency as set forth in K.S.A. 65-1627(a)(3).

8. That K.S.A. 65-1626(ccc)(5) defines unprofessional conduct to include the unlawful possession of drugs.

9. That K.S.A. 65-1626(ccc)(7) defines unprofessional conduct to include conduct likely to deceive, defraud, or harm the public.

10. Respondent's conduct in stealing drugs from his employer for the purposes of self-medication, and the potential harmful effects of his actions to the public are basis to revoke Respondent's Registration pursuant to K.S.A 65-1626(ccc)(5) and (7).

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:

11. 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.

12. If a hearing is not requested as described above, the Order revoking the Respondent's Registration, as a pharmacy technician shall become a final order of the Board, effective upon the expiration of the time to request a hearing.


13. 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.

14. 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.

2/7/18
Date



Alexandra Blasi, J.D. M.B.A.
Executive Secretary
Kansas Board of Pharmacy

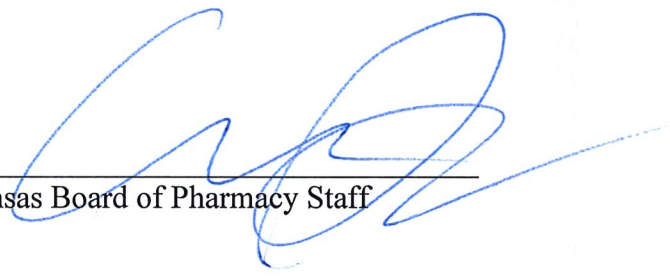
CERTIFICATE OF SERVICE

I hereby certify that I did, on the 8 day of February, 2018, deposit in the United States Mail, postage prepaid, a copy of the foregoing Summary Order of Revocation, properly addressed to the following:

Colton Wasinger
1613 Gleneagles
Andover, KS 67002

and the original hand delivered to:

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



Kansas Board of Pharmacy Staff