

BEFORE THE KANSAS BOARD OF PHARMACY

In the Matter of)
)
SHAWNA WEBB)

Case No. 14-62

Filed By
DEC 22 2014
KANSAS STATE
BOARD OF PHARMACY

SUMMARY ORDER OF DENIAL

NOW on this 23 day of Dec., 2014, comes before the Kansas Board of Pharmacy (the "Board"), through its Investigation Member, the application of Shawna Webb (the "Applicant") for registration as a Kansas pharmacy technician.

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 Procedures Act, K.S.A. 77-501, *et seq.*, the Board's Investigation Member enters this Summary Order of Denial in the above-captioned matter. After reviewing the application materials and being otherwise duly advised in the premises, makes the following findings, conclusions and order:

FINDINGS OF FACT

For purposes of this order, the Board's Investigative Member makes the following findings of fact:

1. On May 16, 2014 the Board received Applicant's application for registration as a pharmacy technician in the State of Kansas ("Respondent's Application").
2. The Respondent's Application revealed that she had previously been charged and/or convicted of multiple crimes. The Applicant's Application identified those crimes as "petit theft", "misdemeanor trespassing" and "felony theft".
3. The Respondent's Criminal History provided to the Board by the Kansas Bureau of Investigation showed that:

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(a) In 2000 Respondent was convicted of misdemeanor theft and criminal trespass.

(b) In 2011 Respondent was convicted of driving with a cancelled/suspended/revoked license.

(c) In 2011 Respondent was again convicted of misdemeanor theft.

(d) In 2013 Respondent was arrested for felony theft.

4. The Respondent's Application indicated that the felony theft charge arose from an incident that occurred while she was engaged in pharmacy technician training and that she is currently on probation.

CONCLUSIONS OF LAW

5. 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.

6. 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).

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

8. The acts committed by Respondent, as reflected in her criminal history, constitute conduct likely to deceive, defraud or harm the public and therefore a basis to deny Respondent's Application.

ORDER

Based upon the foregoing findings of fact and conclusions of law, Respondent's Application is hereby DENIED.

NOTICES

The Respondent is hereby notified as follows:

9. The Respondent may request a hearing pursuant to the Kansas State Administrative Procedures 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.

10. 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.

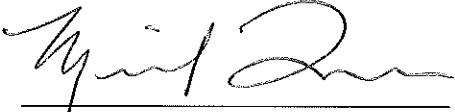
11. Within fifteen (15) days after entry of a final agency order, either party may file a petition for reconsideration pursuant to K.S.A. 77-529.

12. 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:

Debra Billingsley
Executive Director
Kansas Board of Pharmacy
800 SW Jackson, Suite 1414
Topeka, KS 66612

IT IS SO ORDERED.

12-11-14
Date



Michael Lonergan, R.Ph.
Investigation Member
Kansas Board of Pharmacy

CERTIFICATE OF SERVICE

I hereby certify that I did, on the 23rd day of December, 2014, deposit in the United States Mail, postage prepaid, a copy of the foregoing SUMMARY ORDER OF DENIAL, properly addressed to the following:

Shawna Webb
1035 North Piatt
Wichita, KS 67214



For the Kansas Board of Pharmacy