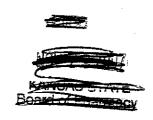
## BEFORE THE KANSAS BOARD OF PHARMACY

DEC 17 2008

KANSAS STATE Board of Pharmacy



In The Matter Of
HEATHER R. WILLIAMS
REGISTRATION NO. 14-06836

Case No. 07-65

### AGENCY ORDER

HEATHER R. WILLIAMS (the "Respondent") is currently authorized to function as a pharmacy technician in the State of Kansas by reason of the Kansas Board of Pharmacy (the "Board") having issued her Registration No. 14-06836.

It has come to the attention of the Board's Investigation Member that Respondent unlawfully diverted a controlled substance from her employer.

After considering the foregoing, the Board's Investigation Member, in accordance with the authority granted to her by the Board, enters the following agency order.

#### I. FINDINGS OF FACT

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

- The Board has previously issued Respondent Registration No.
   14-06836 which entitled her to function as a pharmacy technician in the State of Kansas ("Respondent's Registration").
  - 2. That on during the month of August, 2007 the Respondent's employer

discovered a loss of controlled substances from the pharmacy. An audit was conducted and there was a loss of Oxycodone/APAP, Hydrocodone APAP, and Hydromorphone that corresponded to dates that the Respondent was working.

#### II. CONCLUSIONS OF LAW AND FACT

For purposes of this order, the Board's Investigation member makes the following conclusions of law and fact:

- 1. That the Respondent was originally issued a registration number 14-06836 pursuant to K.S.A. 65-1663.
- 2. That pursuant to K.S.A. 65-1663 (f) 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. That the Board may take action against the license of a pharmacist for Unprofessional conduct or professional incompetency pursuant to K.S.A. 65-1627 (a)(3).
- 4. That K.S.A. 65-1626 (hh) (5) defines unprofessional conduct as unlawful possession of drugs and unlawful diversion of drugs.
- 5. The acts committed by Respondent are a basis for discipline of Respondent's Registration pursuant to the Pharmacy Act, K.S.A. 65-1625 et seq.

#### II. ORDER

Based upon the foregoing findings and conclusions, Respondent's Registration is hereby revoked.

#### III. NOTICES

The Respondent is hereby notified as follows:

- 1. The Respondent may request a hearing pursuant to the Kansas State
  Administrative Procedure Act by filing a written request with the Kansas Board of
  Pharmacy, 900 SW Jackson, Ste. 560, Topeka, Kansas 66612-1231 within
  fifteen (15) days after service of this Order.
- 1. 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.
- 2. 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.
- 3. 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 900 SW Jackson, Ste. 560 Topeka, KS 66612-1231

IT IS SO ORDERED.

11/27/07 Date

Shirley Arck, Pharm.D. Investigation Member Kansas Board of Pharmacy

# CERTIFICATE OF SERVICE

I hereby certify that I did, on the <u>29</u> day of <u>NOVIMON</u>, 2007, deposit in the United States mail, postage prepaid, a copy of the foregoing AGENCY ORDER, properly addressed to the following:

Heather R. Williams 415 E. Mulvane Mulvane, KS 67110

Debra Billingsley
Executive Director
Kansas Board of Pharmacy
900 SW Jackson, Ste. 560
Topeka, KS 66612-1231