

Filed By

AUG 23 2018

KANSAS STATE BOARD OF PHARMACY

BEFORE THE KANSAS BOARD OF PHARMACY

In the Matter of )  
 )  
Maureen Woods )  
14-106283 )  
\_\_\_\_\_ )

Case No. 18-466

**SUMMARY ORDER OF DENIAL**

NOW on this 23 day of August, 2018, comes before the Kansas Board of Pharmacy (the "Board"), through its Executive Secretary, the matter of Maureen Woods, ("Applicant"), for her application 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 Procedure Act, K.S.A. 77-501, *et seq.*, the Board's Executive Secretary 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 Executive Secretary makes the following findings of fact:

1. On or about May 29, 2018, the Board received Applicant's application for registration as a pharmacy technician in the State of Kansas ("Applicant's Application").
2. Applicant answered "No" to the following question on her application: Have you been charged with or 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.

3. Although Applicant answered “No” to the disciplinary question on her application, she attached a Personal History Form S-150 disclosing that she had a theft charge from 1984 or 1985 and a theft of services charge from 1986.

4. On or about June 1, 2018, the Board received additional application materials regarding a 1992 battery offense; a 1994 battery offense; and a 2005 worthless check offense.

5. On June 6, 2018, the Board mailed Applicant a letter requesting she submit an additional Personal History Form S-150 for these additional offenses, as well as court documents.

6. On June 15, 2018, the Board received the additional requested documentation from Applicant. Applicant’s statement included that she has been a registered nurse for 25 years.

7. On June 19, 2018, the Board sent the Kansas State Board of Nursing, with whom Applicant was registered as a registered nurse from March 20, 1992 through February 28, 2018, a letter requesting copies of any and all complaints, investigations, and legal or disciplinary documents regarding Applicant’s time as a registered nurse.

8. On or about June 28, 2018, the Board received a letter from the Kansas State Board of Nursing, stating that the Board of Nursing requested Applicant complete additional continuing education in 2000 for a complaint alleging failure to report on a patient’s condition. Additionally, the letter stated Applicant has a current 2018 case involving a pending registered nurse reinstatement application. The letter stated this matter has not concluded but resulted from the discovery that Applicant was dishonest about her criminal history on a previous

application and never self-reported any additional convictions prior to the 2018 reinstatement application.

#### 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)(1), the Board may deny the granting of a license to an Applicant who has attempted to obtain a license by false or fraudulent means, including misrepresentation of material fact.

3. Pursuant to K.S.A. 65-1627(a)(3), the Board may deny the granting of a license to an Applicant who has been found guilty of unprofessional conduct.

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

5. Applicant's statement that she was a registered nurse, while omitting her previous and current discipline with the Kansas State Board of Nursing is a misrepresentation of a material fact and is a basis to deny Applicant's Application pursuant to K.S.A. 65-1627(a)(1).

6. Applicant's failure to disclose her full criminal history on her application is a misrepresentation of a material fact and is a basis to deny Applicant's Application pursuant to K.S.A. 65-1627(a)(1), and the criminal history itself is unprofessional conduct likely to harm the public and a basis to deny under K.S.A. 65-1627(a)(3).

7. Applicant's previous discipline from the Kansas State Board of Nursing suggests a pattern and practice of behavior that could potentially harm members of the public in a pharmacy setting, and is unprofessional conduct and is a basis to deny Applicant's Application pursuant to K.S.A. 65-1627(a)(3).

ORDER

Based upon the foregoing findings of fact and conclusions of law, Applicant's Application for issuance of pharmacy technician registration is hereby DENIED.

NOTICES

Applicant is hereby notified as follows:

8. 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.

9. If a hearing is not requested as described above, the Order denying Applicant'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.

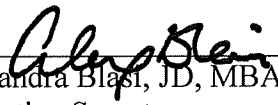
10. Within fifteen (15) days after entry of a final agency order, either party may file a petition for reconsideration pursuant to K.S.A. 77-529.

11. 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, JD, MBA  
Executive Secretary  
Kansas Board of Pharmacy  
800 SW Jackson, Suite 1414  
Topeka, KS 66612

IT IS SO ORDERED.

8/27/18  
Date

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

CERTIFICATE OF SERVICE

I hereby certify that I did, on the 23 day of August, 2018 deposit in the United States Mail, postage prepaid, a copy of the foregoing Summary Order of Denial, properly addressed to the following:

Maureen Woods  
118 North Front St  
Salina, KS 67401

  
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Kansas Board of Pharmacy Staff