

BEFORE THE KANSAS PHARMACY BOARD

*In The Matter Of* )  
 ) File No. 01-13  
DANIEL VOSSMAN, R.PH. )  
Kansas License No. 1-08514 )

**FINAL AGENCY ORDER**

On August 28, 2001, a hearing was held before the Kansas Pharmacy Board (the "Board") on the Petition To Revoke, Suspend or Otherwise Limit Licensure filed in the above captioned matter regarding the license of Daniel Vossman, R.Ph. ("Vossman") to practice pharmacy in the State of Kansas. After considering the evidence admitted at the hearing as well as the statements of counsel, the Board enters the following final agency order.

**I. FINDING OF FACT**

1. Vossman is presently entitled to practice pharmacy in the State of Kansas by reason of the Board having issued him Kansas License number 1-08514. At all times relevant hereto, Vossman has held a current license to engage in the practice of pharmacy in Kansas. Vossman had also been licensed to practice pharmacy in the State of Missouri. [Petition To Revoke, Suspend or Otherwise Limit Licensure].

2. On October 1, 1997, while licensed to practice pharmacy in the State of Missouri, Respondent entered a guilty plea in the criminal case, State of Missouri vs. Daniel Vossman, Case number CR296-773FX, pending in the Circuit Court of Camden County, Missouri. Therein, Respondent plead guilty to making a false statement to receive a health care payment as part of his pharmacy practice, in violation of Section 191.905(1) of the Missouri statutes, a Class D felony, and was found guilty of that crime. [Hearing Exhibit A].

3. On April 23, 1998 the Missouri State Board of Pharmacy entered an order revoking Vossman's license to practice pharmacy in the State of Missouri. [Hearing Exhibit A].

## II. CONCLUSIONS OF LAW AND FACT

A. The Board is the Kansas agency vested with the authority to carry out and enforce the provisions of the Kansas Pharmacy Law, K.S.A. 65-1626 *et seq.*, including conducting hearings and proceedings to revoke, suspend or otherwise discipline a Kansas license to practice pharmacy.

B. Vossman has committed an act or acts which would justify disciplinary action against his license pursuant to K.S.A. 65-1627 (a)(12), in that his license to practice pharmacy in the State of Missouri was revoked by the Missouri State Board of Pharmacy which is the Missouri administrative agency authorized to issue pharmacy licenses.

## III. FINAL ORDER

Based upon the evidence introduced at the hearing held August 28, 2001 and the foregoing findings and conclusions, the Board enters the following orders:

1. Vossman's license to practice pharmacy in the State of Kansas is suspended for a period of six (6) months. The suspension shall not take effect if during a 5-year probation period beginning August 28, 2001 (the "Probation Period"), Vossman does not commit any further act that would constitute a further violation of the Pharmacy Practices Act or the Board's regulations. If Vossman commits an act during the Probation Period that constitutes a violation of the Pharmacy Practices Act or the Board's regulations or fails to meet any condition set out in this final order the period of suspension shall begin. If Vossman does not commit an act during the Probation Period which constitutes a violation of the Pharmacy Practices Act or the Board's

regulations and meets all the conditions set out in this final order the suspension provided for herein shall never become effective.

2. Vossman shall not perform the duties or functions of a pharmacist in charge under any circumstances or in any setting until further order of the Board.

3. Vossman shall not directly or indirectly obtain or possess any ownership interest in a pharmacy located in Kansas until further order of the Board.

#### IV. NOTICES

Within fifteen (15) days after service of this Final Agency Order, either party may file a petition for reconsideration pursuant to K.S.A. 77-529.

Within the time limits established in K.S.A. 77-613, either party may seek judicial review of this Final Agency Order, pursuant to said statute. The agency officer designated to receive service of a petition for judicial review is:

Susan Linn  
Executive Director  
Kansas Pharmacy Board  
900 SW Jackson, Room 513  
Topeka, KS 66612-1231

IT IS SO ORDERED.

Date

8/21/01

Vicki Schmidt, R.Ph.  
President  
Kansas Pharmacy Board

**CERTIFICATE OF SERVICE**

I hereby certify that I did, on the 26 day of September, 2001, deposit in the United States mail, postage prepaid, a copy of the foregoing FINAL AGENCY ORDER, properly addressed to the following:

Daniel Vossman, R.Ph.  
15 Robyn Point  
Osage Beach, MO 65065

Michael E. Francis  
SLOAN, LISTROM, EISENBARTH, SLOAN & GLASSMAN. L.L.C.  
714 Capitol Federal Building  
700 Kansas Avenue  
Topeka, KS 66603-3881

Randall J. Forbes  
FRIEDEN, HAYNES & FORBES  
555 South Kansas Avenue, Suite 303  
Topeka, KS 66603

---

Susan Linn  
Executive Director  
Kansas Pharmacy Board