

STATE OF KANSAS
BEFORE THE KANSAS STATE BOARD OF PHARMACY

FILED
OCT 15 2010
KANSAS STATE BOARD OF PHARMACY

In the Matter of)
)
Coral Main) Case No. 10-57
Kansas Registration No. 14-02268)
_____)

PETITION AND NOTICE OF INTENT TO REVOKE REGISTRATION

COMES NOW the Kansas State Board of Pharmacy ("Board" or "Plaintiff") and reviews the file on Coral Main, Pharmacy Technician, ("Technician" or "Defendant").

THEREUPON, being duly advised in the matter, the Board finds that:

GENERAL

1. The Board is charged with the administration of the Kansas Pharmacy Act (K.S.A. 65-1626, *et. seq.*) and with the enforcement of the rules and regulations promulgated thereunder (K.A.R. 68-1-1a *et seq.*). Further, the Board is authorized to initiate proceedings to revoke any license, registration, or permit issued by the Board under provisions of the pharmacy act of the State of Kansas pursuant to K.S.A. 65-1627a. More specifically, 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. K.S.A. 65-1663(e)(1) The Technician is presently registered as a pharmacy technician in the State of Kansas having been issued Registration No. 14-02268.

2. Pursuant to laws and regulations pertaining to registration of pharmacy technicians, the Board is authorized to conduct hearings, summary proceedings, and

emergency proceedings under the Kansas Administrative Procedure Act, K.S.A. 77-501, *et. seq.* K.S.A. 65-1663(e)(4) Such proceedings may result in suspension, revocation, and other disciplinary actions affecting Technician's ability to work as a registered pharmacy technician in the State of Kansas.

3. K.S.A. 65-1663(e)(1) provides that:

(e)(1) 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.

4. K.S.A. 65-1627(a)(3) provides that:

(a) The board may revoke, suspend, place in a probationary status or deny a renewal of any license of any pharmacist upon a finding that: (3) the licensee is found by the board to be guilty of unprofessional conduct or professional incompetency.

5. K.S.A. 65-1626(rr)(5) defines unprofessional conduct as:

(rr)(5) unlawful possession of drugs and unlawful diversion of drugs to others.

6. K.S.A. 65-1627(g) provides that:

(g) Orders under this section, and proceedings thereon, shall be subject to the provisions of the Kansas administrative procedure act.

INFORMATION WHICH EVIDENCES THAT THE REGISTRATION OF CORAL
MAIN AS A PHARMACY TECHNICIAN IN THE STATE OF KANSAS SHOULD BE
REVOKED

7. On May 11, 2010, Technician admitted stealing drugs from Walgreens Store #5570 in Wichita, Kansas over a period of approximately six weeks. Drugs taken by Technician were 53 Alprazolam 1MG tablets, 18 Alprazolam 2MG tablets, 10 Methadone 5MG tablets, 10 Methadone 10MG tablets, and 20 Oxycodone 10-325 tablets.

8. The retail cost of the stolen drugs was \$90.95.

9. The Technician signed a witnessed confession to theft of the drugs dated

May 19, 2010.

10. The Technician committed several acts of unprofessional conduct as defined by K.S.A. 65-1626(rr)(5) when she took drugs from the pharmacy for personal use without permission or a prescription for their consumption.

11. The Board appoints William C. Rein, Attorney at Law, to serve on its behalf as Disciplinary Counsel in this case. Mr. Rein is authorized to work at his home address:

William C. Rein
1831 SE 43rd Terrace
Topeka, KS 66609
(785) 266-3790 Personal
(785) 224-5307 Cell
Email: wrein@cox.net

12. Mr. Rein is ordered to appear before the Board at all administrative dockets upon which this case is scheduled unless specifically allowed to appear by telephone upon permission granted by the Board or its Executive Secretary.

WHEREFORE, pursuant to K.S.A. 65-1663(e)(1), K.S.A. 65-1627(a)(3), K.S.A. 65-1626(rr)(5), K.S.A. 65-1627a, and K.S.A. 77-501 *et seq*, and for the reasons stated above, petition and notice is hereby given of the Board's intent to revoke Technician's registration as a pharmacy technician in the State of Kansas.

RIGHT TO HEARING

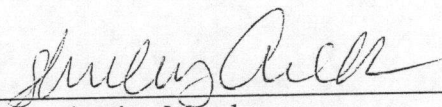
Technician may request a hearing in accordance with the provisions of the Kansas Administrative Procedure Act. A written request for a hearing must be filed within fifteen (15) days of service of this petition and notice as prescribed by K.S.A. 77-542(a).

The request must be submitted to the following person at the address shown. Failure to submit a timely request will result in a waiver of Technician's right to a hearing, and this petition and notice will become a final order revoking Technician's registration as a pharmacy technician in the State of Kansas.

Debra Billingsley
Executive Secretary
Kansas State Board of Pharmacy
800 SW Jackson St.,- Suite 1414
Topeka, KS 66612

IT IS SO ORDERED.

Dated this 7 day of September, 2010.


Investigative Member
Kansas State Board of Pharmacy
800 SW Jackson St.,- Suite 1414
Topeka, KS 66612
(785) 296-4056 Main Office
(785) 296-8420 FAX

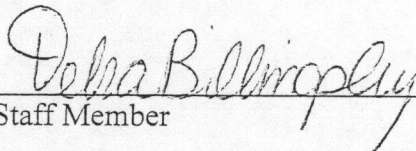
CERTIFICATE OF SERVICE

I hereby certify that on this 7 day of September, 2010, I deposited a true and correct copy of the above and forgoing "Petition and Notice of Intent to Revoke Registration" in the United States Mail, postage prepaid, and addressed to:

Coral Main
340 Ranger Ave.
Haysville, KS 67060

William C. Rein, KS # 09579
Disciplinary Counsel
Kansas State Board of Pharmacy

Direct Mailing Address:
William C. Rein
1831 SE 43rd Terrace
Topeka, KS 66609


Staff Member