

BEFORE THE KANSAS BOARD OF PHARMACY
800 SW Jackson, Suite 1414
Topeka, KS 66612-1231

Filed By
JAN 6 2016
KANSAS STATE
BOARD OF PHARMACY

In the Matter of)
)
Jamie Martin,)
Kansas Registration No. 14-17860,)
Registrant.)
_____)

Case No. 15-247

SUMMARY ORDER OF SUSPENSION

NOW on this 4th day of January, 2016, comes before the Kansas Board of Pharmacy (the “Board”), through its Investigation Member, Jamie Martin (the “Registrant”), an individual currently registered by the Board as a pharmacy technician under Kansas Registration No. 14-17860.

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 Investigation Member enters this Summary Order of Suspension 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 or about November 2, 2015, the Board received an updated background report (the “Rapback”) on Registrant from the Kansas Bureau of Investigation.

2. The Rapback reported that on October 27, 2015, Registrant was arrested by the Sedgwick County, Kansas, Sheriff's Office for one count of felony Theft and one count of Computer unlawful acts; Access to defraud or obtain money/prop/services.

CONCLUSIONS OF LAW

3. 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.

4. 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).

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

6. Registrant's arrest for felony criminal charges which display unprofessional conduct in attempting to deceive, defraud or harm the public is a basis to suspend Registrant's Kansas Pharmacy Technician Registration No. 14-17860 pending reconsideration by the Board upon the outcome of the criminal proceedings in Sedgwick County, Kansas.

ORDER

Based upon the foregoing findings of fact and conclusions of law, Registrant's Kansas Pharmacy Technician Registration No. 14-17860 is hereby **SUSPENDED** pending reconsideration by the Board upon the outcome of the criminal proceedings in Sedgwick County, Kansas.

NOTICES

Registrant is hereby notified as follows:

7. Registrant 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. If the outcome of the hearing is adverse to Registrant, costs of the proceedings shall be charged to Registrant.

8. If a hearing is not requested as described above, the Summary Order of Suspension suspending Registrant's Kansas Pharmacy Technician Registration No. 14-17860 shall become a final order of the Board, effective upon the expiration of the time to request a hearing.


9. 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.

10. 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.

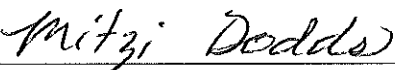
1-4-16
Date


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

CERTIFICATE OF SERVICE

I hereby certify that I did, on the 6th day of January, 2016, deposit in the United States Mail, postage prepaid, a copy of the foregoing Summary Order of Suspension, properly addressed to the following:

JAMIE MARTIN
511 E JAYHAWK
CHENEY KS 67025



Kansas Board of Pharmacy Staff