

July 14, 2021

LUKE MARX  
26239 W 141<sup>st</sup> CT  
OLATHE, KS 66061

RE: Case No. 21-099

Dear Mr. Marx:

Enclosed you will find a Summary Order issued by the Kansas Board of Pharmacy (Board) in the above-referenced matter. Please read the order in its entirety.

If you disagree with the findings of fact, you have the right to request a hearing. Instructions for filing a written request are included under the "Notices" section of the order. Hearings are held before the full Board during their regularly scheduled quarterly meetings.

According to KSA 65-1627h, the Board is required to recoup the costs of administrative hearings when the decision is adverse to the licensee. These costs may include charges for services rendered by the Board's disciplinary counsel, an administrative law judge, and, if applicable, a court reporter.

If you have any questions, feel free to contact the Board at [Pharmacy.Compliance@ks.gov](mailto:Pharmacy.Compliance@ks.gov).

Sincerely,

Kansas Board of Pharmacy

Enclosure

BEFORE THE KANSAS BOARD OF PHARMACY

In the Matter of )  
 )  
Luke Marx )  
 )  
Registration No. 24-112260 )

Case No. 21-099

**SUMMARY ORDER OF REVOCATION**

NOW, on this 14th day of July 2021, comes before the Kansas Board of Pharmacy (the “Board”), through its Executive Secretary, the matter of Luke Marx (“Respondent”).

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 Revocation in the above-captioned matter. After reviewing the investigation materials and being otherwise duly advised in the premises, the Board makes the following findings, conclusions and order:

**FINDINGS OF FACT**

1. The Board has issued Respondent Pharmacy Technician Registration Number 24-112260 authorizing Respondent to perform the functions of a pharmacy technician in the State of Kansas (“Respondent’s Registration”).

2. On October 12, 2020, the Board’s disciplinary order in Case 20-244 became effective, granting Respondent’s Registration subject to probation through October of 2022, the terms of which stated Respondent must comply with all rules and regulations of the Pharmacy Practice Act of the State of Kansas.

3. On or about March 9, 2021, the Board received information regarding a court case for a misdemeanor DUI charge laid against Respondent on March 4, 2021.

4. On March 9, 2021, the Board sent a letter to Respondent's address of record requesting a Personal History Form S-150 ("S-150") on the incident, as well as certified copies of the court pleadings from the case. Respondent did not respond to the Board's request.

5. On April 12, 2021, the Board mailed a second letter to Respondent's address of record, again requesting a completed S-150 and supporting court documentation. Respondent did not respond to the Board's request.

6. On May 5, 2021, the Board mailed a final letter to Respondent's address of record requesting an S-150 and supporting court documents one last time.

7. To date, the Board has not received the S-150 or court documents from Respondent, nor any correspondence.

#### CONCLUSIONS OF LAW

1. Pursuant to K.S.A. 65-1663, the Board may limit, suspend, or revoke a 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)(15), the Board may take action against the license of a pharmacist if the licensee has failed to furnish to the Board, its investigators, or its representatives any information legally requested by the Board.

3. Pursuant to K.S.A. 65-1627(a)(16), the Board may take action against the license of a pharmacist if the licensee has violated or failed to comply with any lawful order or directive of the Board.

4. Respondent's failure to supply the Board with the requested documentation is a violation of K.S.A. 65-1627(a)(15) and a basis to revoke Respondent's Registration.

5. Respondent's aforementioned violation of K.S.A. 65-1627(a)(15) deems him in breach of the terms of his Board-ordered probation. This violation of, and so failure to comply with, the lawful order of the Board in Case 20-244 is a violation of K.S.A. 65-1627(a)(16), and a basis to revoke Respondent's Registration.

### ORDER

Based upon the foregoing findings of fact and conclusions of law, Respondent's Registration is hereby REVOKED.

### NOTICES

The Respondent is hereby notified as follows:

1. The Respondent 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.

2. If a hearing is not requested as described above, the Order shall become a final order of the Board, effective upon the expiration of the time to request a hearing.

3. 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.

4. 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  
Executive Secretary  
Kansas Board of Pharmacy  
800 SW Jackson, Suite 1414  
Topeka, KS 66612

IT IS SO ORDERED.

7/14/2021

\_\_\_\_\_  
Date

*Alex Blasi*

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

CERTIFICATE OF SERVICE

I hereby certify that I did, on the 14th day of July 2021, deposit in business mail a copy of the foregoing Summary Order, which is then placed in the United States Mail, postage prepaid, properly addressed to the following:

LUKE MARX  
26239 W 141<sup>st</sup> CT  
OLATHE, KS 66061



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Kansas Board of Pharmacy Staff