

BEFORE THE KANSAS BOARD OF PHARMACY

In the Matter of)
)
Adriana Mertes)
)
Registration No. 14-18781)

Case No. 20-037

SUMMARY ORDER OF REVOCATION

NOW on this 6th day of April, 2020, comes before the Kansas Board of Pharmacy (the "Board"), through its Executive Secretary, the matter of Adriana Mertes ("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, makes the following findings, conclusions and order:

FINDINGS OF FACT

1. The Board has issued Respondent Pharmacy Technician Registration Number 14-18781 authorizing Respondent to perform the functions of a pharmacy technician in the State of Kansas ("Respondent's Registration").

2. On February 20, 2020, the Board received a notification from Kansas.gov that Respondent's October 31, 2019 renewal registration fee in the amount of \$20.00 using a credit card that was returned after processing.

3. On February 20, 2020 the Board requested that Respondent submit a new \$20.00 renewal registration fee plus a \$30.00 returned fee payment on or before March 20, 2020.

4. To date, the Board has not received a new registration renewal fee payment from Respondent.

CONCLUSIONS OF LAW

5. 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.

6. That pursuant to K.S.A. 65-1627(a)(8), the licensee has failed to comply with the provisions of the pharmacy act of the state of Kansas or any rule and regulation adopted by the board pursuant to the provisions of such pharmacy act.

7. That pursuant to K.S.A. 65-1663(b) each application for pharmacy technician shall be accompanied by an application fee affixed by the Board as provided in K.S.A. 65-1645.

8. Upon applying for her pharmacy technician registration, Respondent paid electronically using a card that was either inactive or had insufficient funds.

9. To date, Respondent has failed to furnish the Board with any information regarding the failed payment and has failed to provide a new renewal application payment to the Board. The Respondent's lack of response and failure to remit the proper registration fee is grounds for revocation of her pharmacy technician registration.

ORDER

Based upon the foregoing findings of fact and conclusions of law, Respondent's Registration is hereby REVOKED. Further, the Board orders that Respondent should be and hereby is assessed a total fee of **\$50.00** (\$20.00 in costs plus \$30.00 returned check fee) which shall be paid to the Board by **May 6, 2020**.

NOTICES

The Respondent is hereby notified as follows:

10. 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.

11. 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.

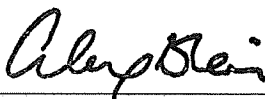
12. Within fifteen (15) days after entry of a final agency order, either party may file a petition for reconsideration pursuant to K.S.A. 77-529.

13. 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.

4/6/2020
Date

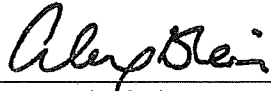


Alexandra Blasi, JD, MBA
Executive Secretary
Kansas Board of Pharmacy

CERTIFICATE OF SERVICE

I hereby certify that I did, on the 6th day of April, 2020 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:

Adriana Mertes
1647 S Waco
Wichita KS 67213



Kansas Board of Pharmacy Staff