

September 27, 2023

Dana Moeder
1829 SW Lincoln St
Topeka KS 66604

RE: Case No. 23-113

Dear Ms. Moeder:

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.

Sincerely,

Kansas Board of Pharmacy

Enclosure

BEFORE THE KANSAS BOARD OF PHARMACY

In the Matter of)
)
Dana Moeder)
)
Registration No. 14-18922)

Case No. 23-113

SUMMARY ORDER OF REVOCATION

NOW on this 27th day of September, 2023 comes before the Kansas Board of Pharmacy (the “Board”), through its Executive Secretary, the matter of Dana Moeder (“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 14-18922 authorizing Respondent to perform the functions of a pharmacy technician in the State of Kansas (“Respondent’s Registration”).
2. On March 27, 2023, the Board mailed Respondent a summary order disciplining Respondent’s Registration for failure to comply with the continuing education requirements for renewal, and imposing a \$100 fine and 40 hours of penalty continuing education (CE).
3. On May 26, 2023, the Board received payment of the fine.
4. On May 31, 2023, the Board sent a letter to Respondent’s address of record requesting proof of the past-due CE within 30 days.

5. On July 3, 2023, the Board emailed a Final Notice to Respondent's address of record requesting the past-due CE.

6. On July 24, 2023, the Board received a telephone call from Respondent requesting additional time to submit proof of the past-due CE, which was granted.

7. On September 11, 2023, the Board emailed another Final Notice to Respondent's address of record requesting the past-due CE within 15 days.

8. To date, the Board has not received proof of the required CE.

CONCLUSIONS OF LAW

1. 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.

2. That pursuant to K.S.A. 65-1627(a)(9), the licensee has failed to comply with the continuing education requirements of the board for license renewal.

3. That pursuant to K.S.A. 65-1627(a)(16), the licensee has violated or failed to comply with any lawful order or directive of the board.

4. Respondent's failure to complete the required CE is a basis to revoke Respondent's Registration pursuant to K.S.A. 65-1627(a)(9).

5. Respondent's failure to comply with the previous Summary Order is a basis to revoke Respondent's Registration pursuant to K.S.A. 65-1627(a)(16).

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.

9/27/2023

Date

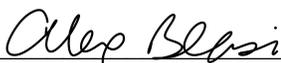


Alexandra Blasi, JD, MBA
Executive Secretary
Kansas Board of Pharmacy

CERTIFICATE OF SERVICE

I hereby certify that I did, on the 27th day of September, 2023 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:

Dana Moeder
1829 SW Lincoln St
Topeka KS 66604



Kansas Board of Pharmacy Staff