Doug M. Taylor, KS Bar #23690 Kansas State Board of Pharmacy 800 SW Jackson, Suite 1414 Topeka, KS 66612 (785) 296-4056 (tel.) (785) 296-8420 (fax) doug.taylor@pharmacy.ks.gov

# BEFORE THE KANSAS STATE BOARD OF PHARMACY

In the Matter of	)	
Ralph Reppond, R.Ph.,	) Case No.	12-155
Application for Reciprocal Licensure.	)	

#### **CONSENT AGREEMENT**

COMES NOW, the Kansas State Board of Pharmacy ("the Board"), and reviews the file on Ralph Reppond, R.Ph. ("Respondent").

THEREUPON, being duly advised on the matter, the Board and Respondent agree to the following:

#### WAIVER OF RIGHTS

Respondent understands that he has the following rights in this case: The right to discovery, a hearing before the Board, and if found in violation of the Kansas Pharmacy Act, the right to appear before the District Court and Kansas appellate courts pursuant to the Kansas Judicial Review Act (the "KJRA").

Respondent hereby acknowledges his right to be represented by a lawyer of his own choosing. Knowing these rights, Respondent, by signing this agreement, knowingly and voluntarily suspends these rights at this time, including the right to a hearing by the Board.

## FINDINGS OF FACT AND CONCLUSIONS OF LAW

Respondent neither admits nor denies the following findings of fact and conclusions of law, but does accept the terms of this Consent Agreement:

- 1. The Board is charged with the administration of the Kansas Pharmacy Act (K.S.A. § 65-1626, et seq.) (the "Pharmacy Act") and with the enforcement of the rules and regulations promulgated thereunder.
- 2. Respondent is currently registered as a pharmacist in the State of Missouri.
- During the time in question, Respondent served as a staff pharmacist at QuickMeds Pharmacy in Joplin, MO.
- 4. On June 2, 2000, the Missouri Board of Pharmacy placed Respondent's Missouri license on probation for a period of five years for misappropriation of controlled substances for his personal use.
- 5. Respondent successfully completed this probation on June 1, 2005.
- 6. On December 4, 2010, Respondent self-reported a relapse to the Missouri Board of Pharmacy, along with the theft and consumption of Hydrocodone, and the falsification of inventory records in an effort to cover up his diversion.
- 7. Respondent was terminated from his employment with QuickMeds in Joplin, MO.
- 8. On or about March 17, 2011, the Missouri Board of Pharmacy entered into a stipulation agreement with Respondent which suspended his license for 90 days, and placed the license on probation for five years thereafter, beginning on June 15, 2011.
- On August 21, 2012, Respondent applied for reciprocal licensure with the Kansas Board of Pharmacy.
- 10. Pursuant to K.S.A. 65-1627(e)(4), the Board may revoke, suspend, place in probationary status or deny a renewal of the registration of a pharmacist upon a finding that the registrant has had a registration revoked, suspended or limited by the proper registering

authority of another state, territory, District of Columbia or other country. A certified copy of the record of the action is deemed to be conclusive evidence thereof.

#### TERMS AND CONDITIONS

Respondent's license to practice pharmacy in the State of Kansas shall be granted, with the following terms and conditions:

- 1. Respondent's license shall be placed on probation for a period of time to run concurrently with his Missouri agreement, scheduled to terminate on June 14, 2016.
- 2. Respondent shall enroll in the Kansas Pharmacists Recovery Network (KS PRN) within 30 days of the effective date of this agreement.
- 3. Respondent shall participate in a random drug testing program as administered through KS PRN and follow all specified guidelines of such program. Respondent may, upon coordination and approval of KS PRN, continue to participate in his ongoing random drug testing program in Missouri, provided the test results and records of that program are provided to KS PRN on a regular basis as determined by KS PRN.
- Respondent shall submit copies of any and all documentation required by his
   Missouri agreement as proof of continued compliance to KS PRN as necessary, as
   well as to the Kansas Board of Pharmacy.
- Respondent shall execute medical release forms on a yearly basis authorizing any
  medical professional to release records and information regarding his treatment to the
  Board.

- 6. Respondent shall not serve as a pharmacist in charge or in a supervisory capacity of the practice of other pharmacists without prior approval of the Board.
- 7. Respondent's failure to comply with the terms and conditions of this consent agreement shall constitute a violation of the agreement.

# CONSENT OF THE KANSAS STATE BOARD OF PHARMACY

This Consent Agreement is not binding upon the Board until it has been reviewed and agreed to by the Kansas State Board of Pharmacy at its next quarterly meeting, to be held November 29-30, 2012.

The parties below have read this Consent Agreement, know and understand its contents, and agree to comply with its terms. Respondent specifically agrees to waive the constitutional rights enumerated above.

Ralph Reppond

P.O. Box 2326 Joplin, MO 64803

Date: 10/2/12

Chad Ullom, R.Ph.

Investigative Member

Kansas Board of Pharmacy

800 SW Jackson, Ste. 1414

Topeka, KS 66612

Date: 10 16/12

Doug M. Taylor
Compliance Counsel
Kansas Board of Pharmacy
800 SW Jackson, Ste. 1414
Topeka, KS 66612

Date: 10/15/12

Date: 1/- 30-2012

# APPROVAL OF THE BOARD OF PHARMACY

This Consent Agreement has been reviewed by the Kansas State Board of Pharmacy and is agreed to as of the date stated below.

David Schoech, R.Ph.

President, Kansas State Board of Pharmacy

Much

800 SW Jackson St., Ste. 1414

Topeka, KS 66612

## CERTIFICATE OF SERVICE

I hereby certify that on this <u>30</u> day of <u>November</u>, 2012, I deposited a true and correct copy of the above and foregoing Consent Agreement in the United States Mail, postage prepaid, and addressed to:

Ralph Reppond P.O. Box 2326 Joplin, MO 64803

and

Vicki Whitaker KS PRN Program Administrator 1020 SW Fairlawn Topeka, KS 66604

Doug M. Taylor, Compliance Counsel