

BEFORE THE KANSAS BOARD OF PHARMACY

In the Matter of)	
)	Case No. 18-539I
ZACHARY RONDEAU)	
<i>Pharmacy Technician</i>)	
<u>Registration No. 14-106713</u>)	

SUMMARY ORDER OF REVOCATION

NOW on this 1 day of February, 2019, comes before the Kansas Board of Pharmacy (the "Board"), through its Executive Secretary, the matter of Zachary Rondeau, Pharmacy Technician ("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

For purposes of this order, the Board's Executive Secretary makes the following findings of fact:

1. On July 6, 2018, the Board received notification from Walmart Pharmacy #5180 that Walmart Pharmacy #5180 had terminated the employment of its pharmacist-in-charge on July 2, 2018 for allowing an unregistered pharmacy employee to perform pharmacy technician duties.

2. Upon investigation, a Board Inspector discovered that Respondent had been hired by Walmart Pharmacy #5180 on June 4, 2018. Respondent's first day working behind the pharmacy counter at Walmart Pharmacy was June 11, 2018.

3. Upon investigation, a Board Inspector discovered that Respondent performed the pharmacy technician duties of inputting and filling prescriptions before obtaining a pharmacy technician registration on several occasions between the dates of June 11, 2018 and June 21, 2018.

4. On June 25, 2018, the Board received Respondent's pharmacy technician application and money order.

5. On July 2, 2018, prior to receiving notification from Walmart Pharmacy #5180 and investigating the issue related to the Respondent, the Board approved Respondent's pharmacy technician registration application, issuing him registration number 14-106713.

CONCLUSIONS OF LAW

6. 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.

7. That pursuant to K.S.A. 65-1627(a)(8), the Board may revoke a registration of a pharmacist who has violated any of 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.

8. Pursuant to K.S.A. 65-1663(a), it shall be unlawful for any person to function as a pharmacy technician in this state unless such person is registered with the Board as a pharmacy technician.

9. Respondent violated K.S.A. 65-1663(a) when he performed the functions of a pharmacy technician without being registered with the Board as a pharmacy technician.

10. Respondent's violation of K.S.A. 65-1663(a) is a basis to revoke Respondent's registration pursuant to K.S.A. 65-1627(a)(8).

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:

11. 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.

12. If a hearing is not requested as described above, the Order revoking the Respondent's Registration, as a pharmacy technician shall become a final order of the Board, effective upon the expiration of the time to request a hearing.

13. 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.

14. 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.

Date

2/1/19



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

CERTIFICATE OF SERVICE

I hereby certify that I did, on the 1 day of February, 2019, deposit in the United States Mail, postage prepaid, a copy of the foregoing Summary Order of Revocation, properly addressed to the following:

Zachary Rondeau
16305 West 141st St
Olathe, KS 66062

and the original hand delivered to:

Alexandra Blasi
Executive Secretary
Kansas Board of Pharmacy
800 SW Jackson, Ste. 1414
Topeka, KS 66612



Kansas Board of Pharmacy Staff