

BEFORE THE KANSAS BOARD OF PHARMACY

In the Matter of

Case No. 14-100

Steven Stoecker
(1-14152)

ORDER OF REINSTATEMENT

Statement of Case

NOW on this 27 day of June, 2017 comes before the Kansas Board of Pharmacy (the "Board"), through its Executive Secretary, the matter of Steven Stoecker, ("Respondent"), for review of licensure as a Pharmacist for the State of Kansas.

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 Reinstatement in the above-captioned matter. After reviewing the application materials and being otherwise duly advised in the premises, makes the following findings, conclusions and order.

Findings of Fact

1. The Board has previously issued Respondent license number 1-14152, allowing Respondent to practice as a pharmacist in the State of Kansas.
2. On July 15, 2016, Respondent entered into a Stipulation and Consent Order, Case No. 14-100 with the Board.
3. The Consent Order indefinitely prohibited Respondent from dispensing prescription drugs and practicing pharmacy. The order additionally requires full compliance with

the KsPRN/CIPP program that Respondent had been required to enter in 2014, for a period of five years.

4. The Consent Order allowed Respondent to petition for reconsideration of the limitations on pharmacy practice after a 12-month period if Respondent had remained in full compliance with his KsPRN/CIPP contract.

5. On March 17, 2017, the Board received a letter from Respondent's physician, indicating no concerns about Respondent's ability to work as a pharmacist.

6. On March 27, 2017, the Board received a formal request from Respondent that the status of his prohibition from practicing pharmacy and dispensing prescription drugs to be reconsidered by the Board at their next available meeting.

7. On April 7, 2017, the Board received a letter from Mary Jackson, LPC, LMAC, detailing Respondent's consistent attendance in required CIPP sessions and continued recovery.

8. According to the KsPRN program director Respondent has consistently participated in and complied with all CIPP program requirements and addiction counseling programs.

Applicable Law
and
Discussion

1. Pursuant to K.S.A. 65-1627(a)(3), board may revoke, suspend, place in a probationary status or deny a renewal of any license of any pharmacist upon a finding that: . . . (3) the licensee is found by the board to be guilty of unprofessional conduct or professional incompetency.

2. The Board finds that lifting the probationary status of Respondent is warranted for

the following reasons:

- A. The Board finds that Respondent has worked hard as he continues to participate in substance abuse, rehabilitation, and treatment programs.
 - B. The Board finds that Respondent's continued treatment evidences his efforts to remain drug free, employed, and capable of practicing pharmacy
 - C. The Board also finds the letters from Ms. Jackson and Mr. Banks persuasive.
3. It is the opinion of the Board that Respondent deserves to have his licensure status reconsidered, and his pharmacist license restored to active status after the 12-month period has passed.

Order

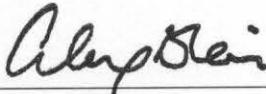
Based on the foregoing, the Board hereby reinstates Respondent's Kansas pharmacist license number 1-14152 to full, active status as of July 16, 2017, with the following conditions and restrictions:

1. Respondent is not permitted to serve as a pharmacist-in-charge or a preceptor, until approved by CIPP and the Board.
2. Respondent must report any non-compliance with his KsPRN contract to the Board within 10 days.

IT IS SO ORDERED.

Date

6/27/17


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

NOTICES

1. This is a Final Order, and becomes effective upon service.
2. **Within fifteen (15) days** after service of the Final Agency Order, any party may file a Petition for Reconsideration pursuant to K.S.A. 77-529.
3. Either party to this agency proceeding may seek judicial review of the Final Order by filing a timely petition in the District Court as authorized by K.S.A. 77-613. Reconsideration of the Final Order is not a prerequisite to judicial review. A petition for judicial review is not timely unless filed **within thirty (30) days** following service of the Final Order.
4. A copy of any petition for judicial review must be served upon the Kansas Board of Pharmacy. The agency officer designated to receive service of a petition for judicial review is:

Alexandra Blasi
Executive Secretary
Kansas State Board of Pharmacy
800 SW Jackson #1414
Topeka, KS 66612-1244

CERTIFICATE OF SERVICE

I hereby certify that I did, on the 27 day of June, 2017, deposit in the United States Mail, postage prepaid, a copy of the foregoing Summary Order of Reinstatement, properly addressed to the following:

Steven Stoecker
2307 Lakeview Dr
Paola, KS 66071

Randall J. Forbes
Frieden, Unrein & Forbes
1414 SW Ashworth Pl, Ste. 201
Topeka, KS 66604

Alexandra Blasi
Executive Secretary
Kansas State Board of Pharmacy
800 SW Jackson #1414
Topeka, KS 66612-1244



Staff Person