

state or federal court whether or not a sentence was imposed, suspended, or diverted? This includes misdemeanors.

3. Application materials indicate Applicant had been arrested for driving under the influence of drugs or alcohol in 2004.

4. On September 14, 2017, the Board sent Applicant an e-mail requesting he submit a completed S-150 Personal History Form, as well as certified copies of any court pleadings.

5. On January 2, 2018, the Board sent Applicant a letter requesting he submit a completed S-150 Form, as well as certified copies of any court pleadings.

6. On February 8, 2018, the Board sent Applicant a final letter requesting he submit a completed S-150 Form, as well as certified copies of any court pleadings.

7. To date, the Board has not received the requested materials.

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. Pursuant to K.S.A. 65-1627(a)(1), the Board may deny the application of an Applicant who has attempted to obtain, renew, or reinstate a license by false or fraudulent means, including misrepresentation of a material fact.

3. Pursuant to K.S.A. 65-1627(a)(15), the Board may deny the application of an Applicant who has failed to furnish the board, its investigators or its representatives any information legally requested by the board.

4. Applicant's answer of "No" on his application regarding his previous criminal history is a misrepresentation of a material fact and is a basis to deny Applicant's Application pursuant to K.S.A. 65-1657(a)(1).

5. Applicant's failure to provide the Board with the requested S-150 and additional court documentation is a basis to deny Applicant's Application pursuant to K.S.A. 65-1627(a)(15).

ORDER

Based upon the foregoing findings of fact and conclusions of law, Applicant's Application for issuance of pharmacy technician registration is hereby DENIED.

NOTICES

Applicant is hereby notified as follows:

6. Applicant 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.

7. If a hearing is not requested as described above, the Order denying Applicant'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.

8. 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.

9. 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, JD, MBA
Executive Secretary
Kansas Board of Pharmacy
800 SW Jackson, Suite 1414
Topeka, KS 66612

IT IS SO ORDERED.

3/21/18

Date



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

CERTIFICATE OF SERVICE

I hereby certify that I did, on the 21 day of March, 2018 deposit in the United States Mail, postage prepaid, a copy of the foregoing Summary Order of Denial, properly addressed to the following:

Justin Tran
2119 Farmstead
Wichita, KS 67208

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