

June 28, 2022

Military Medical Supplies
1172 N. Knollwood Cir
Anaheim CA 92801

RE: Case No. 22-165

Dear Olivia Scheidt:

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. In addition, a civil fine has been assessed totaling \$500. Please submit a check or money order made payable to the Kansas Board of Pharmacy and include your case number in the check memo.

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)
)
Military Medical Supplies)
)
Registration No. 16-111225)

Case No. 22-165

SUMMARY ORDER

NOW on this 28th day of June 2022, comes before the Kansas Board of Pharmacy (the “Board”), through its Executive Director, the matter of Military Medical Supplies (“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 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 previously issued Respondent Registration No. 16-111225 which entitles Respondent to operate as a durable medical equipment provider in the State of Kansas (“Respondent’s Registration”).

2. On September 1, 2021, the address of Respondent’s facility was changed from 1440 S. State College Blvd #5H, Anaheim CA, 92806 to 1172 N. Knollwood Circle, Anaheim, CA 92801.

3. On May 23, 2022, the Board received from Respondent a Form BA-16 Durable Medical Equipment Provider Application, notifying of the change in address from 1440 S. State

College Blvd #5H, Anaheim CA, 92806 to 1172 N. Knollwood Circle, Anaheim, CA 92801 effective September 1, 2021, and applying for a new durable medical equipment registration at the new address, 1172 N. Knollwood Cir, Anaheim CA, 92801.

4. On June 14, 2022, the Board approved Respondent's Durable Medical Equipment Provider Application, effective immediately.

CONCLUSIONS OF LAW

1. Pursuant to K.S.A. 65-1658, the Board may assess a civil fine not to exceed \$5,000, after notice and an opportunity to be heard, to any registrant for violation of the pharmacy act of the state of Kansas or any other rules or regulations of the state board of pharmacy.

2. Pursuant to K.S.A. 65-1643(m), it shall be unlawful for any person to sell or lease or offer for sale or lease durable medical equipment without first obtaining a registration from the Board.

3. Pursuant to K.S.A. 65-1643(f), registrations issued under the provisions of K.S.A. 65-1643, and amendments thereto, shall not be transferable.

4. Respondent's application documents indicated Respondent had functioned as a durable medical equipment provider in the state of Kansas at the new address prior to obtaining an accurate registration as a durable medical equipment provider from the Board on June 14, 2022.

5. By operating as a durable medical equipment provider in the state of Kansas at the new address prior to its Durable Medical Equipment Provider Application approval by the Board, Respondent violated K.S.A. 65-1643.

ORDER

The Board finds and concludes that Respondent's conduct, as described above, violates the Act and such conduct warrants the imposition of a fine pursuant to K.S.A. 65-1658, in the amount of \$500.00. Respondent has 30 days from the date of this order to pay the full \$500.00.

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.

6/28/2022
Date



Kansas Board of Pharmacy

CERTIFICATE OF SERVICE

I hereby certify that I did, on the 28th day of June, 2022 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:

Military Medical Supplies
1172 N. Knollwood Cir
Anaheim CA 92801



Kansas Board of Pharmacy Staff