

May 10, 2024

Arthur Newby II  
16376 W 163rd St  
Olathe KS 66062

RE: Case No. 24-199

Dear Mr. Newby:

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.

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](mailto:Pharmacy.Compliance@ks.gov).

Sincerely,

Kansas Board of Pharmacy

Enclosure

BEFORE THE KANSAS BOARD OF PHARMACY

In the Matter of )  
 )  
Arthur Newby II )  
 )  
Registration No. 24-116929 )

Case No. 24-199

**SUMMARY ORDER OF REVOCATION**

NOW on this 10th day of May, 2024 comes before the Kansas Board of Pharmacy (the “Board”), through its Executive Secretary, the matter of Arthur Newby II (“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**

1. The Board has issued Respondent Pharmacy Technician Registration Number 24-116929 authorizing Respondent to perform the functions of a pharmacy technician in the State of Kansas (“Respondent’s Registration”).

2. On March 17, 2022, the Board mailed Respondent a summary order granting Respondent’s Registration subject to a two-year probationary period, including but not limited to the following requirements:

- a. Respondent must respond to the Board’s regular check-in requests; and
- b. Applicant must comply with all rules and regulations of the Pharmacy Practice Act.

3. On March 4, 2024, the Board sent an email to Respondent’s address of record requesting a response to the Board’s regular check-in request via survey within 30 days.

4. On March 29, 2024, the Board send a letter to Respondent's address of record requesting a response to the Board's regular check-in request via survey within 15 days.

5. On April 16, 2024, the Board mailed and emailed a Final Notice to Respondent's address of record requesting a response within 15 days.

6. To date, the Board has not received any response to the survey or any further correspondence from Respondent.

#### 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. That pursuant to K.S.A. 65-1627(a)(16), the licensee has violated or failed to comply with any lawful order or directive of the board.

3. Respondent's failure to comply with the previous Summary Order is a basis to revoke Respondent's Registration pursuant to K.S.A. 65-1627(a)(16).

#### 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:

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.

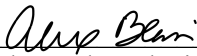
3. Within fifteen (15) days after entry of a final agency order, either party may file a petition for reconsideration pursuant to K.S.A. 77-529.

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.

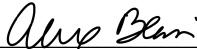
5/10/2024  
Date

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

CERTIFICATE OF SERVICE

I hereby certify that I did, on the 10th day of May, 2024 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:

Arthur Newby II  
16376 W 163rd St  
Olathe KS 66062

  
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Kansas Board of Pharmacy Staff