BEFORE THE STATE BOARD OF PHARMACY
OF THE STATE OF KANSAS

IN RE: THE MATTER OF

THOMAS NIGEL STOVALL,
License No. 1-10423
14301 Robin Road
Leavenworth, Kansas 66048

STIPULATION OF FINDING OF FACT AND ORDER

This matter comes before the State Board of Pharmacy for the State of Kansas, this 5th day of April, 1997.

The State Board of Pharmacy appears by Karla Kneebone, President and Presiding Officer; Barry Sarvis, Vice-President; Dan Katzer, Pharmacist; Vicki Schmidt, Pharmacist; Lori Moore, Pharmacist; and Dr. Margaret Young, Consumer Representative. Also appearing are Larry Froelich, Executive Secretary, and the attorney for the Board, Dana W. Killinger. Thomas Nigel Stovall appears personally, and with counsel, Al Lopes.

Thomas Nigel Stovall states that he has been advised of his procedural rights under the Pharmacy Practice Act and Administrative Procedure Act, wherein counsel for the Board advised Thomas Nigel Stovall of his rights to a formal hearing wherein he had a right to be represented by counsel, call witnesses on his behalf, cross-examine the Board's witnesses and other procedural rights. Counsel

further advised Thomas Nigel Stovall of the statutory sections of the law which were allegedly violated and the statute giving the Board jurisdiction in this matter. Whereupon Thomas Nigel Stovall waived his right to a Formal Hearing.

Thomas Nigel Stovall further states that no issue of fact exists and wishes to stipulate to the following findings of fact and accepts the order of the State Board of Pharmacy, to-wit:

1. Thomas Nigel Stovall is a licensed pharmacist in the State of Kansas, having License No. 1-10423.

2. That Thomas Nigel Stovall is the Pharmacist in Charge and owner of Stovall Pharmacy, Registration No. 2-07591, 521 N. 7th, Leavenworth, Kansas 66048.

3. That said Thomas Nigel Stovall filled during the period of 1995 through 1996, prescriptions for Janelle Fink for Stadol, a highly abused drug, an excessive amount of times without advising the practitioner of the amount of Stadol that Janelle Fink was consuming. Such is a violation of K.S.A. 65-1627(a)(3) Professional incompetency as defined by K.S.A. 65-1626(aa)(2) and (3).

The State Board of Pharmacy for the State of Kansas, pursuant to K.S.A. 65-1627(a)(3) and K.S.A. 65-4118(a)(3) has jurisdiction and power to revoke, suspend or place

on probation and pursuant to K.S.A. 65-1658, fine said Thomas Nigel Stovall.

IT IS THEREFORE ORDERED that Thomas Nigel Stovall, License No. 1-10423, be placed on Probation for two (2) years from this date and fined $250.00, which is to be paid within 30 days.

Dated this 5th day of April, 1997.

Karla Kneebone
President and Presiding Officer
State Board of Pharmacy
for the State of Kansas

I, Thomas Nigel Stovall, have hereby read the foregoing Stipulation and Order and fully understand the violations of which I am stipulating to and understand the terms of the Stipulation.

Thomas Nigel Stovall

PREPARED BY:

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