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**BEFORE THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING  
OF THE DEPARTMENT OF COMMERCE  
OF THE STATE OF UTAH**

IN THE MATTER OF THE LICENSE OF )  
**KASEY F. KOEVEN** ) **STIPULATION AND ORDER**  
TO PRACTICE AS A )  
PHARMACY TECHNICIAN ) **CASE NO DOPL 2007-- 96**  
IN THE STATE OF UTAH )

**KASEY F. KOEVEN** ("Respondent") and the **DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING** of the Department of Commerce of the State of Utah ("Division") stipulate and agree as follows

- 1 Respondent admits the jurisdiction of the Division over Respondent and over the subject matter of this action
- 2 Respondent acknowledges that Respondent enters into this Stipulation knowingly and voluntarily
- 3 Respondent understands that Respondent has the right to be represented by counsel in this matter and Respondent's signature below signifies that Respondent has either consulted with an attorney or Respondent waives Respondent's right to counsel in this matter

4 Respondent understands that Respondent is entitled to a hearing before the Utah State Board of Pharmacy ("the Board"), or other Division Presiding Officer, at which time Respondent may present evidence on Respondent's own behalf, call witnesses, and confront adverse witnesses Respondent acknowledges that by executing this document Respondent hereby waives the right to a hearing and any other rights to which Respondent may be entitled in connection with said hearing

5 Respondent waives the right to the issuance of a Petition and a Notice of Agency Action in this matter

6 Respondent acknowledges that this Stipulation and Order, if adopted by the Director of the Division, will be classified as a public document and may be released to other persons and entities

7 Respondent admits the following facts

- a Respondent's voluntarily entered into a Memorandum of Understanding and Order in Division Case No 2005-164 Respondent was subject to various terms and conditions including probationary requirements
- b Respondent has failed to comply with the terms and conditions contained in the Memorandum of Understanding and Order Respondent failed to meet with the Board and Division when requested to do so in April and October 2006 Respondent also failed to notify the Board and Division that his employment had been terminated

8 Respondent admits that Respondent's conduct described above is unprofessional conduct as defined under Utah Code Ann § 58-1-501(2)(a) and justifies disciplinary action against Respondent's license pursuant to Utah Code Ann § 58-1-401(2)(a) Respondent hereby surrenders Respondent's license to practice as a Pharmacy Technician The issuance of the Order in this matter accepting Respondent's surrender is disciplinary action pursuant to Utah

Administrative Code R156-1-102(7) and Utah Code Ann § 58-1-401(2) Respondent agrees not to reapply for licensure as a Pharmacy Technician for a period of (5) five years from the date the Division Director signs this Stipulation and Order. The Division does not guarantee that any future application by Respondent for licensure will be granted. If the Division Director accepts the terms of this Stipulation and Order, Respondent forfeits all rights to practice as a Pharmacy Technician in the State of Utah. Respondent understands that Respondent will not receive any refund of license or renewal fees previously paid to the Division.

9 This Stipulation and Order, upon approval by the Director of the Division, shall be the final compromise and settlement of this matter. Respondent acknowledges that the Director is not required to accept the terms of this Stipulation and Order and that if the Director does not do so, *this Stipulation and the representations contained therein shall be null and void*, except that the Division and the Respondent waive any claim of bias or prejudgment Respondent might have with regard to the Director by virtue of his having reviewed this Stipulation, and this waiver shall survive such nullification.

10 This document constitutes the entire agreement between the parties and supersedes and cancels any and all prior negotiations, representations, understandings or agreements between the parties regarding the subject of this Stipulation and Order. There are no verbal agreements that modify, interpret, construe or affect this Stipulation.

11 If Respondent violates any term or condition of this Stipulation and Order, the Division may take action against Respondent, including imposing appropriate sanction, in the manner provided by law.

12 Respondent has read each and every paragraph contained in this Stipulation and

Order Respondent understands each and every paragraph contained in this Stipulation and

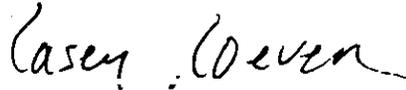
Order Respondent has no questions about any paragraph or provision contained in this

Stipulation and Order

DIVISION OF OCCUPATIONAL &  
PROFESSIONAL LICENSING

RESPONDENT

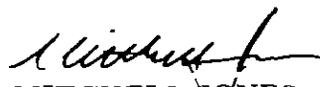
BY   
**DIANA BAKER**  
Bureau Manager

BY   
**KASEY F. KOEVEN**

DATE *4/30/07*

DATE *4/20/07*

MARK L. SHURTLEFF  
ATTORNEY GENERAL

BY   
**L. MITCHELL JONES**  
Counsel for the Division

DATE *30 Apr 2007*

**ORDER**

THE ABOVE STIPULATION, in the matter of **KASEY F KOEVEN**, is hereby approved by the Division of Occupational and Professional Licensing, and constitutes my Findings of Fact and Conclusions of Law in this matter. The issuance of this Order is disciplinary action pursuant to Utah Administrative Code R156-1-102(7) and Utah Code Ann § 58-1-401(2). The terms and conditions of the Stipulation are incorporated herein and constitute my final Order in this case.

DATED this 30 day of April, 2007

DIVISION OF OCCUPATIONAL AND  
PROFESSIONAL LICENSING

  
F DAVID STANLEY  
Director

Investigator Del Mortenson