

BEFORE THE ARKANSAS STATE BOARD OF PHARMACY

**IN THE MATTER OF
LAKEISHA SPRATT
APPLICANT**

NO. 2006-008

**FINDINGS OF FACT,
CONCLUSIONS OF LAW, AND ORDER**

On February 14, 2006, the Arkansas State Board of Pharmacy (hereafter “the Board”) conducted a hearing in the above styled matter. After being duly served with notice thereof, Lakeisha Spratt (hereafter “Applicant”) appeared in person. From the testimony of witnesses, exhibits, and other evidence or record, the Board enters the following findings of fact, conclusions of law, and order.

FINDINGS OF FACT

1. Applicant has submitted an application to be registered as a pharmacy technician in the State of Arkansas.
2. In her application, Applicant disclosed that she had an expunged criminal conviction. She did not disclose any other conviction, including a *nolo contendere* or guilty plea to a criminal offense other than a minor traffic violation whether or not sentence was imposed or suspended, as set forth in question number 28 in her application.
3. On or about August 16, 2005, Applicant disclosed that she had an expunged felony conviction.
4. On or about August 26, 2005, after being specifically advised by Board staff to disclose any other conviction, Applicant disclosed the misdemeanor criminal convictions described below.
5. On or about August 15, 1996, Applicant pled guilty in Sebastian County District Court, Ft. Smith Division to the offense of shoplifting under \$500.

6. On or about February 16, 2001, Applicant pled guilty in Fayetteville District Court to the offense of shoplifting.

7. On or about February 6, 2004, Applicant pled guilty in Sebastian County Circuit Court to the offense of Theft of Public Benefits.

CONCLUSIONS OF LAW

1. Shoplifting constitutes theft of property pursuant to Ark. Code Ann. § 5-36-101 *et seq.*, a conviction of which disqualifies an applicant from being registered as a pharmacy technician pursuant to Ark. Code Ann. § 17-92-317 (Supp. 2005) and Board Regulation 11-00-0001 *et seq.*

2. Theft of public benefits, Ark. Code Ann. § 5-36-202, is a crime a conviction of which disqualifies an applicant from being registered as a pharmacy technician pursuant to Ark. Code Ann. § 17-92-317 (Supp. 2005) and Board Regulation 11-00-0001 *et seq.*

3. Applicant's failure to disclose the criminal convictions identified above at Findings of Fact, paragraphs 4 – 6 demonstrate that Applicant lacks the good moral character to qualify to be registered as a pharmacy technician pursuant to Board Regulation 03-00-0004(b).

ORDER

IT IS THEREFORE ORDERED that the Applicant's application to be registered as a pharmacy technician be, and it is, hereby denied.

IT IS SO ORDERED this 14 day of February 2006.

In the Matter of
Lakeisha Spratt
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ARKANSAS STATE BOARD
OF PHARMACY

by: 
LARRY MCGINNIS, PHARM. D.
PRESIDENT