

**BEFORE THE INDIANA
BOARD OF PHARMACY
CAUSE NUMBER: 2013 IBP 0070**

**IN THE MATTER OF THE INDIANA)
PHARMACIST LICENSE OF:)
)
SHANNON RENEE ADAMS, R.PH.,)
)
LICENSE NUMBER: 26019548A)**



**FINAL ORDER ACCEPTING PROPOSED FINDINGS OF FACT, CONCLUSIONS OF
LAW AND ORDER**

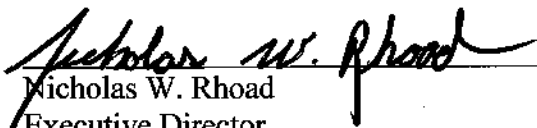
The State of Indiana (“Petitioner”), by the Office of the Attorney General, by Deputy Attorney General Darren R. Covington and Shannon Adams, R.Ph. (“Respondent”), by counsel, Carol Dillon, signed a Proposed Settlement Agreement (“Agreement”) which purports to resolve all issues involved in the action by the Petitioner and the Indiana Board of Pharmacy (“Board”) regarding the Respondent’s license, and which Agreement has been submitted to the Board for approval.

The Board, after reviewing the Agreement at the September 9, 2013 meeting held in Room W064 of the Indiana Government Center South, 402 West Washington Street, Indianapolis, Indiana 46204, now finds it has been entered into fairly and without fraud, duress, or undue influence, and is fair and equitable between the parties. The Board hereby incorporates the Agreement, which is attached hereto and incorporated herein as Exhibit A, and approves and adopts in full the Agreement as a resolution of this matter. The Board approved this Agreement by a vote of 5-0-1. Incorporated into the Agreement was the consensus of both parties to Findings of Fact, Conclusions of Law and Order.

WHEREFORE, the Board hereby accepts and approves the Agreement, settling all matters in this case consistent with the terms of the Agreement between the parties, and Respondent is hereby ORDERED to abide by all the terms of the Agreement.

ORDERED, this 13th day of September, 2013.

INDIANA BOARD OF PHARMACY

By: 
Nicholas W. Rhoad
Executive Director
Indiana Professional Licensing Agency

CERTIFICATE OF SERVICE

I certify that a copy of the "Final Order Accepting Proposed Findings of Fact, Conclusions of Law, and Order" has been duly served upon:

Shannon Adams, R.Ph.
11131 Harrington Ln.
Fishers, IN 46038
Service by U.S. Mail

Carol Dillon
Bleeke Dillon Crandall
8470 Allison Pointe Blvd. Ste. 420
Indianapolis, IN 46250
Service by U.S. Mail

Darren R. Covington, Deputy Attorney General
Office of the Indiana Attorney General
Indiana Government Center South
302 West Washington Street, Fifth Floor
Indianapolis, IN 46204
Service by Email

9/13/13
Date


Jackie Day

Indiana Board of Pharmacy
Indiana Government Center South
402 West Washington St., Room W072
Indianapolis, IN 46204
Phone: 317-234-2067
Fax: 317-233-4236
Email: pla4@pla.in.gov

Explanation of Service Methods

Personal Service: by delivering a true copy of the aforesaid document(s) personally.

Service by U.S. Mail: by serving a true copy of the aforesaid document(s) by First Class U.S. Mail, postage prepaid.

Service by Email: by sending a true copy of the aforesaid document(s) to the individual's electronic mail address.

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PROPOSED SETTLEMENT AGREEMENT

The State of Indiana (Petitioner), by Darren R. Covington, Deputy Attorney General, and Shannon Renee Adams, R.Ph. (Respondent), by counsel, Carol Dillon, hereby execute this Agreement to a disposition of the Complaint filed in this cause. This Agreement is subject to the review and approval of the Indiana Board of Pharmacy (Board) pursuant to Ind. Code § 25-1-9 et seq. and the Administrative Orders and Procedures Act, Ind. Code § 4-21.5-3 et seq.

STIPULATED FACTS

1. Respondent's address on file with the Indiana Professional Licensing Agency is 11131 Harrington Lane, Fishers, Indiana, 46038.
2. Respondent is a licensed pharmacist in the State of Indiana having been issued license number 26019548A on August 3, 1998.
3. On or around March 19, 2013, the Drug Enforcement Administration (DEA) completed a routine inspection at Pharmacorr, LLC.
4. At the time of DEA's inspection, Respondent was working as a pharmacist for Pharmacorr, LLC.
5. During the DEA inspection, Respondent was identified as having an unreported criminal history.

EXHIBIT A

6. On or around May 6, 2005, Respondent was charged with Criminal Mischief, a Class A Misdemeanor, in Vigo County, Indiana Superior Court, under Cause Number 84D04-0505-CM-01189.

7. According to the Terre Haute Police Department report, Respondent's roommate reported that when she came home from work the inside of the house was torn apart and Respondent was in an intoxicated state. Respondent told police that she had taken fifteen Valium pills and her hands had been cut. Respondent told the emergency room physician that she attempted to commit suicide, and that she had obtained the Valium from work.

8. Respondent pled guilty on or around June 2, 2005 and was placed on informal probation for one year.

9. On or around May 9, 2006, Respondent completed her license renewal answering no to, "Since you last renewed, have you been convicted of or pled guilty to a violation of a federal or state law or are criminal charges pending?"

10. On or around August 20, 2013, Respondent was assessed by Andrew Sonderman, M.D. for an addictionology assessment, at the request of the Petitioner. Dr. Sonderman did not diagnose Respondent with a substance abuse disorder, and noted that her use of Valium in 2005 was related to her psychiatric condition at the time, but that she was currently safe to practice.

STIPULATED CONCLUSIONS OF LAW

The parties further stipulate:

1. Respondent violated Ind. Code § 25-1-9-4(a)(1)(A) in that Respondent engaged in fraud or material deception in order to obtain a license to practice as

evidenced by Respondent not reporting on her license renewal pleading guilty to Criminal Mischief in 2005.

2. Respondent violated Ind. Code § 25-1-9-4(a)(2)(B) in that the Respondent has been convicted of a crime that is harmful to the public as evidenced by Respondent pleading guilty to Criminal Mischief in 2005.

AGREED DISPOSITION

It is now therefore agreed by the Respondent and Petitioner as follows:

1. The Board has jurisdiction over the Respondent and the subject matter in this disciplinary action.
2. The parties execute this Agreement voluntarily.
3. Both parties voluntarily waive their rights to a public hearing on the Complaint.
4. Petitioner agrees that the terms of this Agreement will resolve any and all pending claims or allegations relating to disciplinary action against the Respondent's Indiana pharmacist license.
5. Respondent's Indiana pharmacist license shall be placed on **INDEFINITE PROBATION.**
6. Respondent shall be governed by the following **TERMS and CONDITIONS.**
 - a. Respondent shall keep the Board apprised of the following:
 - i. Current residence, mailing address, email address, and residential telephone number;

ii. Place of employment, employment phone number, and name of supervisor; and,

iii. Occupation and work schedule, including number of hours worked per week.

b. Respondent shall cause her pharmacy employer to submit monthly reports to the Board, for the first year of probation, and quarterly thereafter, indicating his professional competence, sense of responsibility, work habits, mental attitude, and ability to work with others.

c. Respondent shall present the Board's Order to her pharmacy employer and cause them to submit a signed copy acknowledging the Order back to the Board ten (10) days after receipt of the Order.

d. Respondent shall notify the Board in writing of any discipline incurred in other states, including any criminal or licensing charges pending.

e. Respondent shall not be a qualifying pharmacist.

f. Respondent shall make personal appearances before the Board quarterly.

g. Respondent shall submit proof of completion of four (4) hours of community service every quarter.

h. Respondent may not petition for withdrawal of probation until she has made two quarterly personal appearances.
~~from the date of the Board's Order.~~

7. Within thirty (30) days of the Board's Order, Respondent shall pay a FINE in the amount of FIVE HUNDRED DOLLARS (\$500.00) payable to the Indiana Professional Licensing Agency.

8. Within thirty (30) days of the Board's Order, Respondent shall, pursuant to I.C. § 4-6-14-10(b), pay a fee of Five Dollars (\$5.00) to be deposited into the Health Records and Personal Identifying Information Protection Trust Fund. This fee shall be paid by check or money order payable to the State of Indiana, and submitted to the following address:

Indiana Office of the Attorney General
Attn: Katherine Lee
302 West Washington Street, 5th Floor
Indianapolis, IN 46204

9. The Respondent has carefully read and examined this Agreement and fully understands its terms and that, subject to a final order issued by the Board, this Agreement is a final disposition of all matters and not subject to further review.

10. The Respondent further understands that a violation of the Final Order, any non-compliance with the statutes or regulations regarding the practice of pharmacy, or any violation of the Agreement may result in the Petitioner requesting an emergency suspension of the Respondent's license, an Order to Show Cause as may be issued by the Board, or a new cause of action pursuant to Ind. Code § 25-1-9-4, any or all of which could lead to additional sanctions, up to and including a revocation of the Respondent's license.

11. The parties agree to the continuing jurisdiction of the Board and that the discipline agreed to, terms of discipline, and licensure status will apply even if the Board renews the Respondent's license at a later date.

Shannon Adams
Shannon Adams, R.Ph.
Respondent

9/9/13
Date

Carol A. Dillon
Carol Dillon
Attorney for Respondent

9/9/13
Date

D-R S-
Darren R. Covington
Deputy Attorney General

9/9/13
Date