

**BEFORE THE INDIANA
BOARD OF PHARMACY
2013 IBP 0017**

**IN THE MATTER OF THE LICENSE OF)
)
JESSICA M. CURTIS, R.PH.)
)
LICENSE NO. 26020384A (ACTIVE))**



COMPLAINT

This complaint is brought against the pharmacist license of Jessica M. Curtis, R.Ph. (Respondent), by the Office of the Attorney General, by counsel, Deputy Attorney General Darren R. Covington, on behalf of the State of Indiana (Petitioner) and pursuant to Ind. Code § 25-1-7-7, Ind. Code § 25-1-5-3, Ind. Code ch. 25-26-13, the Administrative Orders and Procedures Act, Ind. Code art. 4-21.5 and Ind. Code ch. 25-1-9 and in support alleges and states:

FACTS

1. Respondent's address on file with the Indiana Professional Licensing Agency is 4004 W 186th Street, Westfield, Indiana 46074.
2. Respondent is a licensed pharmacist in the State of Indiana having been issued license number 26020384A on December 28, 2000.
3. At all times relevant herein, Respondent was employed as a pharmacist with CVS Pharmacy #4634.
4. On or around January 24, 2012, Respondent was interviewed by CVS Pharmacy loss prevention personnel regarding purchases of fragrance gift sets that she rung up herself. These items rang up at \$0. During the interview, Respondent admitted that she knew this was the wrong price, but still took the merchandise. Respondent signed a promissory note for \$39.98. Respondent's employment was terminated for theft.

COUNT I

5. Paragraphs 1 through 4 are incorporated by reference herein.
6. Respondent violated Ind. Code § 25-1-9-4(a)(5) in that Respondent has engaged in immoral conduct in connection with the delivery of services to the public as evidenced by her theft of fragrance gift sets from CVS Pharmacy.

COUNT II

7. Paragraphs 1 through 4 are incorporated by reference herein.
8. Alternatively, Respondent violated Ind. Code § 25-1-9-4(a)(1)(B) in that Respondent has engaged in fraud or material deception in the course of professional services or activities as evidenced by her theft of fragrance gift sets from CVS Pharmacy.

WHEREFORE, Petitioner demands an order against the Respondent that:

1. Imposes the appropriate disciplinary sanction;
2. Directs Respondent to immediately pay all costs incurred in the prosecution of this case; and,
3. Provides any further relief as the Board deems just and proper.

Respectfully submitted,

Gregory F. Zoeller
Attorney General of Indiana
Atty. No. 1958-98

By: D-R-S-
Darren R. Covington
Deputy Attorney General
Attorney No. 28511-16

CERTIFICATE OF SERVICE

I certify that a copy of the "Complaint" has been duly served upon the Respondent, by
United States mail, first-class, postage prepaid, on this 8th day of February, 2013.

Jessica Curtis
4004 W. 186th St.
Westfield, IN 46074

By:

D-R-S

Darren R. Covington
Deputy Attorney General
Attorney No. 28511-16

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