

BEFORE THE INDIANA
BOARD OF PHARMACY
CAUSE NUMBER 2004 IBP 0033

IN THE MATTER OF THE LICENSE OF)
)
KATHRYN BEARSS, PH.T.)
)
LICENSE NO: 67003506A)



NOTICE OF PROPOSED DEFAULT ORDER

An Order to Show Cause hearing was scheduled to be held on February 11, 2019, in Room W064 of the Indiana Government Center South, 402 West Washington Street, Indianapolis, Indiana 46204, concerning why Kathryn Bearss's ("Respondent") pharmacy technician license should not be suspended on an emergency basis or whether other disciplinary action should be imposed due to noncompliance with the probationary terms as set forth in the Findings of Fact, Conclusions of Law and Order filed on March 28, 2018.

The State of Indiana was represented by Ryan P. Eldridge, Deputy Attorney General. Respondent failed to appear in person or by counsel.

Pursuant to Indiana Code § 4-21.5-3-24, the Indiana Board of Pharmacy ("Board") issues this Notice of Proposed Default on the following grounds:

1. Respondent's address on file with the Indiana Professional Licensing Agency ("IPLA") is 2203 East 73rd Ave., Merrillville, IN 46410.
2. On January 16, 2019, IPLA sent notice to Respondent at her listed address informing Respondent of the date, time and place of the Order to Show Cause Hearing.
3. On February 11, 2019, Respondent failed to appear in person or by counsel for the administrative hearing.

4. Pursuant to Indiana Code § 4-21.5-3-20, Respondent was provided adequate notice of the Order to Show Cause hearing and failed to appear for said hearing.

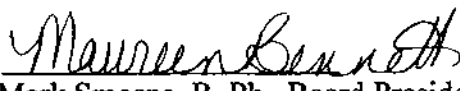
ORDER

For Respondent's failure to appear for the Order to Show Cause hearing, the Board issues the following Notice of Proposed Default Order:

In accordance with Indiana Code §4-21.5-3-24, Respondent must file a written motion within seven (7) days of service of this Order requesting the Board not enter a default order in this case and stating the reasons relied upon for that request. Failure of the Respondent to file such a written motion within seven (7) days shall result in the issuance of a default order. If Respondent timely files a motion, the Board shall consider said motion along with any relevant facts in determining whether a default order should be entered. Should a default order be entered against Respondent, the Board may hold further proceedings it deems appropriate to complete this case without the participation of Respondent.

SO ORDERED, this 7 day of March, 2019.

INDIANA BOARD OF PHARMACY

By: 
for Mark Smosna, R. Ph., Board President

CERTIFICATE OF SERVICE

I certify that a copy of the "Notice of Proposed Default Order" has been duly served upon:

Kathryn Bearss
2203 East 73rd Ave.
Merrillville, IN 46410
Service by U.S. Mail

Ryan P. Eldridge
Deputy Attorney General
Office of the Indiana Attorney General
302 West Washington Street
IGCS – 5th Floor
Indianapolis, Indiana 46204
Ryan.eldridge@atg.in.gov
Service by Email

3/7/19
Date


Nathaniel Black Jr., Litigation Specialist

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.