

3. On or around April 20, 2005, Respondent's employment with St. Mary's was terminated for theft. Respondent used her employee discount card to provide medications to her friend, Jessica M. Nuffer.

4. St. Mary's is unable to locate the supporting prescriptions for the medications dispersed by Respondent to Jessica M. Nuffer.

5. On or around November 8, 2001, Respondent dispensed five hundred (500) Alprazolam 0.5 mg tablets to Jessica M. Nuffer.

6. On or around January 29, 2002, Respondent dispensed five hundred (500) Alprazolam 0.5 mg tablets to Jessica M. Nuffer.

7. On February 13, 2001, Respondent dispensed one hundred eighty (180) Alprazolam 0.5 mg tablets to Jessica M. Nuffer.

8. On May 21, 2001, Respondent dispensed one hundred eighty (180) Alprazolam 0.5 mg tablets to Jessica M. Nuffer.

9. On June 6, 2001, Respondent dispensed one hundred eighty (180) Alprazolam 0.5 mg tablets to Jessica M. Nuffer.

10. On July 27, 2001, Respondent dispensed one hundred eighty (180) Alprazolam 0.5 mg tablets to Jessica M. Nuffer.

11. On August 28, 2001, Respondent dispensed one hundred eighty (180) Alprazolam 0.5 mg tablets to Jessica M. Nuffer.

12. On November 8, 2001, Respondent dispensed five hundred (500) Alprazolam 0.5 mg tablets to Jessica M. Nuffer.

13. On January 29, 2002, Respondent dispensed five hundred (500) Alprazolam 0.5 mg tablets to Jessica M. Nuffer.

14. On October 18, 2002, Respondent dispensed one hundred eighty (180) Alprazolam 0.5 mg tablets to Jessica M. Nuffer.
15. On February 25, 2003, Respondent dispensed one hundred (100) Alprazolam 0.5 mg tablets to Jessica M. Nuffer.
16. On May 2, 2003, Respondent dispensed two hundred (200) Alprazolam 0.5 mg tablets to Jessica M. Nuffer.
17. On June 10, 2003, Respondent dispensed two hundred (200) Alprazolam 0.5 mg tablets to Jessica M. Nuffer.
18. On January 28, 2005, Respondent dispensed ninety (90) Alprazolam 0.5 mg tablets to Jessica M. Nuffer.
19. Pharmacy records indicate Bryan G. Laura, D.O. was the prescribing physician; however, Dr. Laura denies authorizing the Alprazolam quantities Respondent dispensed.
20. In addition to Dr. Laura, Jessica M. Nuffer was under the care of Greg Toothman, M.D. and Ted Troyer, M.D.
21. Jessica M. Nuffer's medical records from Greg Toothman, M.D. and Ted Troyer, M.D. do not indicate she was prescribed the quantities and the specific medications dispensed to her by Respondent.
22. On or around July 1, 2005, Respondent admitted to purchasing the medications for her friend, Jessica M. Nuffer, using her employee discount.
23. Respondent dispensed the medication to her friend Jessica M. Nuffer without a valid prescription.

COUNT I

1. Respondent's actions are in direct violation of 856 IAC 1-20-1(7), in that Respondent sold controlled substances or legend drugs with or without a prescription, where such sale or distribution is not in good faith and enables the person to whom the sale is made to supply or divert the controlled substances or legend drugs in an unlawful manner. The sale or distribution of controlled substances or legend drugs in unusually large amounts and within an unusually short period of time to the same individual is considered to be against the public welfare, health and safety and may be determined to be a sale or distribution not in good faith.

2. Respondent's failure to comply with the above referenced standards is cause for disciplinary sanctions which may be imposed singly or in combination such as censure, a letter of reprimand, probation, suspension, or a revocation of license, and a fine up to the amount of \$1000.00 per violation, as detailed at Ind. Code § 25-1-9-9.

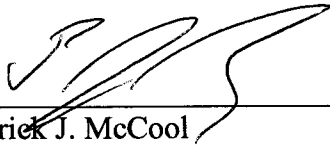
WHEREFORE, Petitioner requests an order against the Respondent, that:

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

Respectfully submitted,

STEVE CARTER
Attorney General of Indiana

By: _____


Patrick J. McCool
Deputy Attorney General
Attorney Number: 25348-49

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing "Complaint" has been served upon the Respondent listed below, by United States mail, first class postage prepaid, on this 20 day of December, 2005:

Tara Lynn Feldhaus, R.Ph.
1301 Mesker Park Drive
Evansville, Indiana 47720

Kelly J. Green
Krieg Devault
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