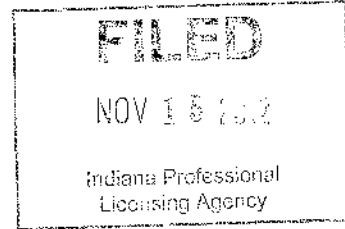


**BEFORE THE INDIANA
BOARD OF PHARMACY
CAUSE NUMBER: 2012 IBP 0083**

**IN THE MATTER OF THE INDIANA
PHARMACY TECHNICIAN
CERTIFICATION OF:**

**DANYEL FRANKLIN, C.P.H.T.
CERTIFICATION NUMBER: 67016073A.**



HEARING NOTICE

Comes now the **INDIANA BOARD OF PHARMACY** ("Board") pursuant to Ind. Code. § 4-21.5-3-20 and issues the following Hearing Notice:


1. This notice is being provided to **Danyel Franklin** ("Respondent"), 4510 Candletree Circle Apt. 14, Indianapolis, Indiana 46254.
2. This notice is being provided to counsel for Petitioner, State of Indiana, Darren R. Covington, Deputy Attorney General, Office of the Attorney General, Indiana Government Center South, 302 West Washington Street, 5th Floor, Indianapolis, Indiana 46204, telephone number (317) 233-6506.
3. The official cause number of this action is: **2012 IBP 0083**.
4. This action is a hearing to determine whether the Board should extend the summary suspension on the Respondent's pharmacist license..
5. A hearing regarding this matter will be held on **December 10, 2012, at 2:00 p.m.**, Local Time, in Room W064 of the Indiana Professional Licensing Agency, Indiana Government Center South, 402 West Washington Street, Indianapolis, Indiana 46204.
6. The Board is empowered to hold this disciplinary hearing pursuant to the authority of Ind. Code § 25-1-9 and Ind. Code § 4-21.5 *et seq.*

7. The Board will be presiding as administrative law judge in this matter. Greg Pachmayr, Director of the Board, may be contacted to obtain information concerning hearing schedules and procedures by mail in care of the Indiana Professional Licensing Agency, 402 West Washington Street, Room W072, Indianapolis, Indiana 46204, by e-mail at gpachmayr@pla.in.gov, by facsimile at (317) 233-4536, or by telephone at (317) 234-2067.
8. The hearing will address the issues contained in the Summary Suspension Order filed on October 3, 2012, which is attached hereto and incorporated herein by reference as Exhibit A.
9. Any party may be advised and represented by counsel at the party's own expense.
10. A party who fails to attend or participate in a pre-hearing conference, hearing, or other later stage of this proceeding may be held in default or have the proceeding dismissed under Ind. Code § 4-21.5-3-24.
11. Pursuant to Ind. Code § 4-21.5-3-34, this Board may afford parties the opportunity to informally settle matters; however, this section does not require any person to settle a matter under this agency's informal procedures.

ORDERED, this 15 day of November, 2012.

INDIANA BOARD OF PHARMACY

BY: _____


Frances L. Kelly
Executive Director
Indiana Professional Licensing Agency

CERTIFICATE OF SERVICE

I certify that a copy of the "Hearing Notice" has been duly served upon:

Danyel Franklin
4510 Candletree Circle Apt. 14
Indianapolis, Indiana 46254
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

11/15/12
Date

Jackie Day
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.

BEFORE THE INDIANA
BOARD OF PHARMACY
CAUSE NUMBER: 2012 IBP 0083

IN THE MATTER OF THE PHARMACY)
TECHNICIAN CERTIFICATION OF:)
DANYEL MAREE FRANKLIN, C.PH.T.)
CERTIFICATION NUMBER: 67016073A)



SUMMARY SUSPENSION ORDER

An administrative hearing was held on October 1, 2012, before the Indiana Board of Pharmacy ("Board") in Room W064 of the Indiana Government Center South, 402 West Washington Street, Indianapolis, Indiana 46204, to consider the Petition for Summary Suspension ("Petition") filed against Danyel Maree Franklin, C.Ph.T. ("Respondent") by the State of Indiana ("Petitioner") on September 25, 2012.

The State of Indiana was represented by Darren R. Covington, Deputy Attorney General. Respondent appeared in person and waived her right to counsel.

The Board, pursuant to Ind. Code § 4-21.5-4-1 *et seq.* and Ind. Code § 25-1-9-10, by a vote of 5-0-0, **SUMMARILY SUSPENDS** the certification held by Respondent for ninety (90) days as the Board finds that an emergency exists and that Respondent represents a clear and immediate danger to the public health and safety if allowed to practice pharmacy in the State of Indiana.

This **NON-FINAL** emergency order is based on evidence supporting the following findings:

1. This Board has jurisdiction to suspend Respondent's license in accordance with the provisions of Ind. Code ch. 4-21.5-4 and Ind. Code § 25-1-9-10.

ORDERED, this 3rd day of October 2012; this Summary
Suspension Order is effective as of October 1, 2012.

INDIANA BOARD OF PHARMACY

By:


fr Frances L. Kelly
Executive Director
Indiana Professional Licensing Agency