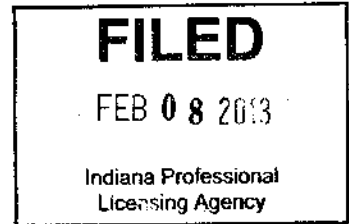


BEFORE THE INDIANA
BOARD OF PHARMACY
2012 IBP 0083

IN THE MATTER OF THE LICENSE OF)
)
DANYEL MAREE FRANKLIN, C.PH.T.)
)
LICENSE NO. 67016073A (SUMMARY SUSPENSION))



COMPLAINT

This complaint is brought against the pharmacy technician license of Danyel Maree Franklin, C.Ph.T. (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 1359 Kappes Street, Indianapolis, Indiana 46221.
2. Respondent is a licensed pharmacy technician in the State of Indiana having been issued license number 67016073A on July 20, 2009.
3. On or around May 1, 2012, Respondent was charged in Marion County, Indiana Superior Court with Conspiracy to Commit Dealing in Cocaine, a Class B Felony; Dealing in Cocaine, a Class B Felony; and, Possession of Cocaine, a Class D Felony; under Cause Number 49G20-1204-FB-025407.

4. According to the Probable Cause Affidavit, on or around September 28, 2011, an Undercover Detective and a Confidential Informant purchased crack cocaine from a black male known as "G," later identified as Sidney Galloway.

5. Respondent drove "G" to the location of the buy. Respondent remained in the car while the buy took place. Respondent witnessed the buy take place. Respondent told the Undercover Detective that she could call "G" anytime and asked where the Undercover Detective would like to meet "G" the next time. Respondent drove "G" away after the buy was completed.

6. On or around October 1, 2012, the Indiana Board of Pharmacy summarily suspended Respondent's license for ninety days.

7. On or around December 10, 2012, the Indiana Board of Pharmacy summarily suspended Respondent's license for an additional ninety days.

8. On or around January 14, 2013, Respondent pled guilty to Maintaining a Common Nuisance, a Class D Felony. Judgment of conviction was entered as a Class A Misdemeanor. Respondent received a 180 day suspended sentence and 180 days probation.

COUNT I

9. Paragraphs 1 through 8 are incorporated by reference herein.

10. Respondent violated Ind. Code § 25-1-9-4(a)(2)(B) in that Respondent has been convicted of a crime that is harmful to the public as evidenced by her guilty plea to Maintaining a Common Nuisance.

WHEREFORE, Petitioner demands an order against the Respondent that:

1. Imposes the appropriate disciplinary sanction;

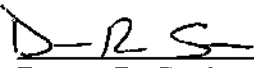
2. Directs Respondent to immediately pay all costs incurred in the prosecution of this case; and,

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:



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.

Danyel Franklin
1359 Kappes St.
Indianapolis, IN 46221

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

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