

BEFORE THE INDIANA BOARD OF
PHARMACY
CAUSE NUMBER: 2007 IBP 0010

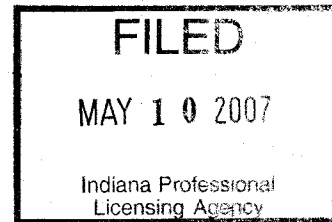
STATE OF INDIANA,

Petitioner,

v.

BARNEY T. DOTSON, R.PH.
LICENSE NUMBER: 26014491A,

Respondent.



PETITION FOR SUMMARY SUSPENSION

The State of Indiana, by Counsel, Mark E. Mader, Deputy Attorney General, moves the Indiana Board of Pharmacy ("Board") to suspend the license Barney T. Dotson, R.Ph. ("Respondent") for 90 days, and in support of its petition states the following:

1. Respondent is a licensed Pharmacist in the State of Indiana.
2. This Board has jurisdiction to suspend Respondent's license in accordance with the provisions of Indiana Code § 4-21.5-4 *et seq.* and Indiana Code § 25-1-9-10.
3. If allowed to continue to practice as a licensed Pharmacist, Respondent represents a clear and immediate danger to the public health and safety for the following reasons:
 - a. The Respondent's record address for Indiana licensure purposes is 5367 Race Road, Cincinnati, Ohio 45247.
 - b. On April 12, 2007, the Indiana Board of Pharmacy received notification from the Ohio Board of Pharmacy that the Respondent had been summarily suspended by that Board on April 3, 2007.

c. The Summary Suspension Order dated April 3, 2007 determined that the Respondent was addicted to the use of controlled substances.

d. The Ohio Board found that the Respondent was addicted to or abusing drugs or alcohol and/or impaired physically or mentally to such a degree as to render him unfit to practice pharmacy.

e. That the Respondent admitted to an agent of the Ohio Board that he was addicted to both drugs and alcohol.

f. That he had been an in-patient for alcohol treatment previously and had stated an intention to enter into treatment again.

g. The Respondent admitted that he had stolen Fentanyl and Hydromorphone from his employer for his own abuse every other day and had been stealing Vicodin since he began practicing pharmacy in 1980.

h. That the Respondent's use of Hydromorphone began with ingestion of 2 mg per occasion and escalated to 8 to 10 mg. each use currently.

i. That the Respondent's abuse was discovered on March 16, 2007, when he was arrested after having passed out while driving his car and struck another vehicle.

j. That Respondent admitted that on or about March 16, 2007, and on various dates preceding, he did steal Fentanyl and Hydromorphone from his employer.

WHEREFORE, the State of Indiana requests that this Board set a hearing on this petition for summary suspension and suspend Respondent's license for a period of ninety (90) days and for all other proper relief.

Respectfully submitted,

STEVE CARTER
Attorney General of Indiana

By: Mark E. Mader
Mark E. Mader
Deputy Attorney General
Attorney Number: 8972-98

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing "Petition for Summary Suspension" has been served upon the Respondent at the address listed below, by United States mail, first class postage prepaid, on this 9th day of May, 2007:

Barney T. Dobson
5367 Race Road
Cincinnati, OH 45247

Mark E. Mader
Mark E. Mader
Deputy Attorney General
Attorney Number: 8972-98

Deputy Attorney General, Mark E. Mader
Office of the Attorney General
Indiana Government Center South
302 West Washington Street, Fifth Floor
Indianapolis, IN 46204-2770
(317) 233-3972