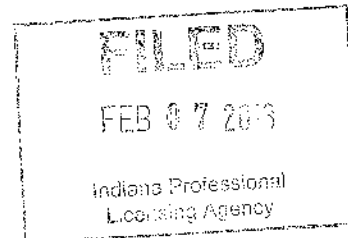


**BEFORE THE INDIANA
BOARD OF PHARMACY
2013 IBP 0012**

**IN THE MATTER OF THE LICENSE OF)
)
MICHAEL ANTHONY ESPINOZA, C.PH.T.)
)
LICENSE NO. 67013292A (ACTIVE))**



PETITION FOR SUMMARY SUSPENSION

The State of Indiana ("Petitioner"), by Counsel, Office of the Indiana Attorney General, by Deputy Attorney General Darren R. Covington, moves the Indiana Board of Pharmacy ("Board") to summarily suspend the pharmacy technician license of Michael Anthony Espinoza, C.Ph.T. ("Respondent") for ninety (90) days and in support of its petition states the following:

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.
2. Respondent's address on file with the Indiana Professional Licensing Agency is 737 Conner Drive, Mishawaka, Indiana 46544.
3. Respondent is a licensed pharmacy technician in the State of Indiana having been issued license number 67013292A on December 1, 2003.
4. At all times relevant herein, Respondent worked as a pharmacy technician at Meijer Pharmacy in Mishawaka, Indiana.
5. On or around October 18, 2012, Respondent signed a statement to Meijer loss prevention personnel that he had diverted hydrocodone for his own personal use. Meijer loss prevention personnel noted a loss of 944 tablets and that Respondent was the only individual on video surveillance seen handling the bottles which had missing tablets.

6. Due to the above facts, Respondent represents a clear and immediate danger to the public health and safety if allowed to continue to practice as a pharmacy technician in Indiana.

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,

Gregory F. Zoeller
Attorney General of Indiana
Atty. No. 1958-98

By:

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

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing "Petition for Summary Suspension" has been sent to the Respondent's last known address by first-class mail, on this 7th day of February, 2013.

Michael Espinoza
737 Conner Dr.
Mishawaka, IN 46544

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

Office of the Attorney General
Indiana Government Center South
302 W Washington Street, 5th Floor
Indianapolis, IN 46204
Telephone (317) 233-6506
Facsimile (317) 233-4393
darren.covington@atg.in.gov