

BEFORE THE INDIANA  
BOARD OF PHARMACY  
CAUSE NUMBER: 2013 IBP 0033

IN THE MATTER OF THE INDIANA  
PHARMACY TECHNICIAN  
CERTIFICATION OF:  
  
ARIELLE L. FREEMAN, C.PH.T.,  
CERTIFICATION NUMBER: 67021019A.

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**NOTICE OF PROPOSED DEFAULT AND  
EXTENSION OF SUMMARY SUSPENSION ORDER**

An administrative hearing was scheduled to be held on June 10, 2013, before the Indiana Board of Pharmacy ("Board") in Conference Room C of the Indiana Government Center South, 302 West Washington Street, Indianapolis, Indiana 46204, to consider the Administrative Complaint ("Complaint") filed against Arielle L. Freeman, C.Ph.T. ("Respondent"), by the State of Indiana ("Petitioner") on April 22, 2013.

The State of Indiana was represented by Darren R. Covington, Deputy Attorney General. Respondent failed to appear in person or by counsel.

The Board, pursuant to Ind. Code § 4-21.5-3-24, voted 6-0-0 to issue a Notice of Proposed Default and Extension of Summary Suspension Order on the following grounds:

1. Respondent's current address on file with the Indiana Professional Licensing Agency ("IPLA") is P.O. Box 2021, West Lafayette, Indiana 47996.
2. A Complaint was filed by the Petitioner against Respondent on April 22, 2013.
3. On May 14, 2013, IPLA sent a hearing notice to Respondent at her listed address informing her of the date, time, and place of the administrative hearing on the Complaint scheduled for June 10, 2013, at 2:00 p.m.

4. Pursuant to Ind. Code § 4-21.5-3-20, Respondent was provided adequate notice of the hearing and Respondent failed to appear for the scheduled hearing in person or by counsel on June 10, 2013.

#### **NOTICE OF PROPOSED DEFAULT ORDER**

For Respondent's failure to appear for the scheduled hearing, the Board issued the following Notice of Proposed Default:

In accordance with Ind. Code § 4-21.5-3-24, Respondent must file a written motion within seven (7) days of service of this Order requesting the Board not enter a default order in this case and stating the reasons relied upon for that request. Failure of Respondent to file such a written motion within seven (7) days shall result in the issuance of a default order. If Respondent timely files a motion, the Board shall consider said motion along with any relevant facts in determining whether a default order should be entered. Should a default order be entered against Respondent, the Board may hold further proceedings it deems appropriate to complete this case without the participation of Respondent.

#### **EXTENSION OF SUMMARY SUSPENSION ORDER**

The Board, pursuant to Ind. Code § 4-21.5-4-1 *et seq.* and Ind. Code § 25-1-9-10, by a vote of 6-0-0, **EXTENDS THE SUMMARY SUSPENSION** on the certification held by Respondent for an additional ninety (90) days as the Board finds that an emergency continues to exist 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. On or around January 24, 2013, Respondent admitted to diverting controlled substances for personal use in a written statement given to Target.

2. In her written statement, Respondent admitted to diverting as much as 180 prescription drug tablets per week.

3. On or around February 14, 2013, Target submitted a DEA Form 106 Report of Theft or Loss of Controlled Substances, which reported 1,227 missing clonazepam tablets, 10,664 missing hydrocodone tablets, and 5,614 missing alprazolam tablets.

4. On or around March 11, 2013, the Board summarily suspended Respondent's certification for ninety days.

**WHEREFORE, RESPONDENT IS ORDERED** to immediately cease all acts constituting the practice of pharmacy for an additional period of ninety (90) days beginning from the expiration of the previous summary suspension order, up to and including September 7, 2013.

ORDERED, this 28<sup>th</sup> day of June, 2013.

INDIANA BOARD OF PHARMACY

By: Herbert W Rhoad  
for Nicholas W. Rhoad  
Executive Director  
Indiana Professional Licensing Agency

### CERTIFICATE OF SERVICE

I certify that a copy of the "Notice of Proposed Default Order and Extension of Summary Suspension Order" has been duly served upon:

Arielle L. Freeman  
PO Box 2021  
West Lafayette, IN 47996  
**Service by U.S. Mail**

Darren R. Covington, Deputy Attorney General  
Office of the Attorney General  
Indiana Government Center South  
302 West Washington Street, Fifth Floor  
Indianapolis, IN 46204  
**Service by Email**

6/28/13  
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.