

BEFORE THE INDIANA
BOARD OF PHARMACY
2012 IBP 0073

IN THE MATTER OF THE LICENSE OF)
)
RYAN PATRICK HENDRICKSON, R.PH.)
)
LICENSE NO. 26023975A (SUMMARY SUSPENSION))

FILED

JAN 14 2013

Indiana Professional
Licensing Agency

COMPLAINT

This complaint is brought against the pharmacist license of Ryan Patrick Hendrickson, R.Ph. (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 9272 Hayes Street, Apartment 205, Merrillville, Indiana 46410.
2. Respondent is a licensed pharmacist in the State of Indiana having been issued license number 26023975A on May 11, 2005.
3. At all times relevant herein, Respondent was employed as a pharmacist with CVS Pharmacy in Hobart, Indiana.
4. On or around July 26, 2012, Respondent was interviewed regarding a customer complaint that a prescription was not filled with the correct quantity. During this interview, Respondent admitted that he diverted four hydrocodone 10/325 tablets on 25 different occasions and four hydrocodone 10/660 tablets on five different occasions.

5. Respondent stated that he diverted the drugs by taking them out of the bottles and pocketing the pills in his pocket.

6. On or around August 3, 2012, Respondent was charged in Lake County, Indiana Superior Court with two counts of Theft, a Class D Felony, and two counts of Possession of a Controlled Substance, a Class D Felony, under Cause Number 45G03-1208-FD-00181.

7. On or around August 13, 2012, the Indiana Board of Pharmacy summarily suspended Respondent's license for ninety days.

8. On or around November 5, 2012, the Indiana Board of Pharmacy extended the summary suspension of Respondent's license for an additional ninety days.

9. On or around January 9, 2013, Respondent pled guilty to one count of Theft, with the conviction entered as a Class A Misdemeanor. Respondent received an eighteen month suspended sentence, and eighteen months probation.

COUNT I

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

11. Respondent violated Ind. Code § 25-1-9-4(a)(8)(A) in that Respondent has diverted a legend drug as evidenced by Respondent's admission that he took hydrocodone from CVS Pharmacy without proper authorization.

COUNT II

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

13. Respondent violated Ind. Code § 25-1-9-4(a)(2)(A) in that Respondent has been convicted of a crime that has a direct bearing on his ability to practice competently as evidenced by his guilty plea to Theft.

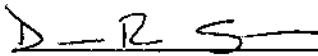
WHEREFORE, Petitioner demands an order against the Respondent that:

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 and Respondent's counsel, by United States mail, first-class, postage prepaid, on this 14th day of January, 2013.

Ryan Hendrickson, R.Ph.
9272 Hayes St., Apt. 205
Merrillville, IN 46410

Marce Gonzalez, Jr., *Esq.*
Manning & Gonzalez PC
200 Monticello Dr.
Dyer, IN 46311

By:

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Darren R. Covington
Deputy Attorney General
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