

BEFORE THE INDIANA
BOARD OF PHARMACY
CAUSE NUMBER: 2012 IBP 0073

IN THE MATTER OF THE INDIANA
PHARMACIST LICENSE OF:

RYAN PATRICK HENDRICKSON, R.PH.
LICENSE NUMBER: 26023975A.
(SUMMARY SUSPENSION)

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**FINAL ORDER ACCEPTING PROPOSED FINDINGS OF FACT, CONCLUSIONS OF
LAW AND ORDER**

The State of Indiana ("Petitioner"), by the Office of the Attorney General, by Deputy Attorney General Darren R. Covington and Ryan Patrick Hendrickson, R.Ph. ("Respondent"), by counsel, Marce Gonzalez, Jr. signed a Proposed Settlement Agreement ("Agreement") which purports to resolve all issues involved in the action by the Petitioner and the Indiana Board of Pharmacy ("Board") regarding the Respondent's license, and which Agreement has been submitted to the Board for approval.

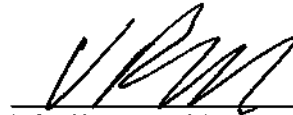
The Board, after reviewing the Agreement at the February 11, 2013 meeting held in Room W064 of the Indiana Government Center South, 402 West Washington Street, Indianapolis, Indiana 46204, now finds it has been entered into fairly and without fraud, duress, or undue influence, and is fair and equitable between the parties. The Board hereby incorporates the Agreement, which is attached hereto and incorporated herein as Exhibit A, and approves and adopts in full the Agreement as a resolution of this matter. The Board approved this Agreement by a vote of 6-0-0. Incorporated into the Agreement was the consensus of both parties to Findings of Fact, Conclusions of Law and Order.

WHEREFORE, the Board hereby accepts and approves the Agreement, settling all matters in this case consistent with the terms of the Agreement between the parties, and Respondent is hereby **ORDERED** to abide by all the terms of the Agreement.

ORDERED, this 22 day of February, 2013.

INDIANA BOARD OF PHARMACY

By:



Virgil R. Madden
Executive Director
Indiana Professional Licensing Agency

CERTIFICATE OF SERVICE

I certify that a copy of the "Final Order Accepting Proposed Findings of Fact, Conclusions of Law, and Order" has been duly served upon:

Ryan Hendrickson, R.Ph.
9272 Hayes St., Apt. 205
Merrillville, IN 46410
Service by U.S. Mail

Marce Gonzalez, Jr., *Esq.*
Attorney for Respondent
Manning & Gonzalez PC
200 Monticello Dr.
Dyer, IN 46311
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 E-Mail

2/22/13
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

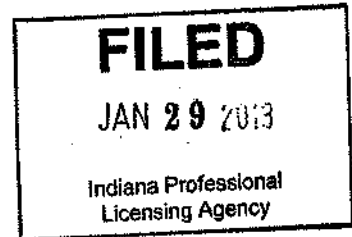
Personal Service: by delivering a true copy of the aforesaid document(s) personally.

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.

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))



PROPOSED SETTLEMENT AGREEMENT

The State of Indiana (Petitioner), by Darren R. Covington, Deputy Attorney General, and Ryan Patrick Hendrickson, R.Ph. (Respondent), by counsel, Marce Gonzalez, Jr., hereby execute this Agreement to a disposition of the Complaint filed in this cause. This Agreement is subject to the review and approval of the Indiana State Board of Pharmacy (Board) pursuant to Ind. Code § 25-1-9 et seq. and the Administrative Orders and Procedures Act, Ind. Code § 4-21.5-3 et seq.

STIPULATED 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

Exhibit A

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.

STIPULATED CONCLUSIONS OF LAW

The parties further stipulate:

1. 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.

2. 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.

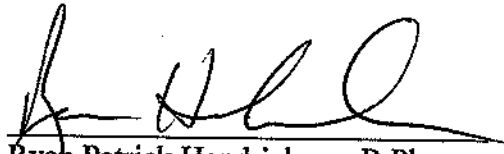
AGREED DISPOSITION

It is now therefore agreed by the Respondent and Petitioner as follows:

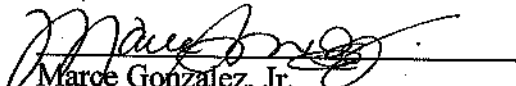
1. The Board has jurisdiction over the Respondent and the subject matter in this disciplinary action.
2. The parties execute this Agreement voluntarily.
3. Both parties voluntarily waive their rights to a public hearing on the Complaint.
4. Petitioner agrees that the terms of this Agreement will resolve any and all pending claims or allegations relating to disciplinary action against the Respondent's Indiana pharmacist license.
5. Respondent's Indiana pharmacist license shall be placed on **INDEFINITE SUSPENSION**. Respondent may not petition for reinstatement until after he has six (6) months of full compliance with a Pharmacist Recovery Network contract and submits a letter to the Board from Dr. Hinchman in support of his petition for reinstatement.
6. The Respondent has carefully read and examined this Agreement and fully understands its terms and that, subject to a final order issued by the Board, this Agreement is a final disposition of all matters and not subject to further review.
7. The Respondent further understands that a violation of the Final Order, any non-compliance with the statutes or regulations regarding the practice of pharmacy, or any violation of the Agreement may result in the Petitioner requesting an emergency suspension of the Respondent's license, an Order to Show Cause as may be issued by the Board, or a new cause of action pursuant to Ind. Code § 25-1-9-4, any or all of which

could lead to additional sanctions, up to and including a revocation of the Respondent's license.

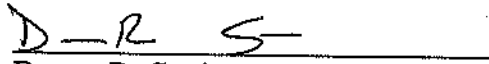
8. The parties agree to the continuing jurisdiction of the Board and that the discipline agreed to, terms of discipline, and licensure status will apply even if the Board renews the Respondent's license at a later date.


Ryan Patrick Hendrickson, R.Ph.
Respondent

1-25-13
Date


Marce Gonzalez, Jr.
Attorney for Respondent

1/25/13
Date


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

1/28/13
Date