

BEFORE THE INDIANA
BOARD OF PHARMACY
CAUSE NUMBER: 2013 IBP 0040

IN THE MATTER OF THE INDIANA
PHARMACY TECHNICIAN
IN-TRAINING PERMIT OF:

JESSICA L. JACKMAN, P.T.I-T.,
PERMIT NUMBER: 99054264A.

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FILED

JUN 28 2013

Indiana Professional
Licensing Agency

**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 Jessica L. Jackman, P.T.I-T. ("Respondent"), by the State of Indiana ("Petitioner") on May 14, 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 524 West 42nd Street, Indianapolis, Indiana 46208.
2. A Complaint was filed by the Petitioner against Respondent on May 14, 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, **EXTENDED THE SUMMARY SUSPENSION** on the permit 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:

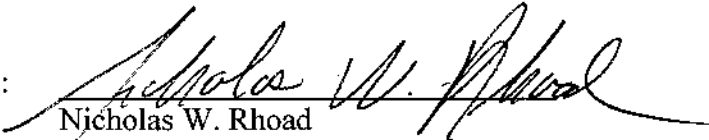
1. On or around January 3, 2013, CVS reported three separate incidents of theft of prescription narcotics.
2. As a result, CVS fired Respondent for theft, and the Indianapolis Marion County Police Department opened an investigation.
3. On or around February 13, 2013, CVS submitted a DEA Form 106 Report of Theft or Loss of Controlled Substances, which reported about 817 missing hydrocodone tablets, a Class III Controlled Substance.
4. On or around March 8, 2013, Respondent was charged in Marion County, Indiana Superior Court with Theft and Possession of a Controlled Substance, both Class D Felonies, under Cause Number 49G14-1303-FD-008564.
5. The Board summarily suspended Respondent's permit for ninety days on April 8, 2013.

WHEREFORE, RESPONDENT IS ORDERED to immediately cease all acts constituting the practice of pharmacy for an additional period of ninety (90) days from the expiration of the first summary suspension order, up to and including October 5, 2013.

ORDERED, this 28th day of June, 2013.

INDIANA BOARD OF PHARMACY

By:


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:

Jessica L. Jackman
524 W 42nd Street
Indianapolis, IN 46208
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
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Phone: 317-234-2067
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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.