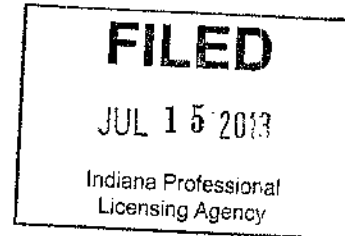


BEFORE THE INDIANA
BOARD OF PHARMACY
CAUSE NUMBER: 2013 IBP 0040

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

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

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**FINDINGS OF FACT, ULTIMATE FINDINGS OF FACT, CONCLUSIONS OF LAW
AND ORDER**

The Indiana Board of Pharmacy ("Board") held an administrative hearing on July 8, 2013, in Conference Room C of the Indiana State Government Center South, 302 West Washington Street, Indianapolis, Indiana, 46204, concerning an Administrative Complaint ("Complaint") filed against Jessica L. Jackman, P.T.I-T. ("Respondent") on May 14, 2013.

The State of Indiana ("Petitioner") was represented by Darren R. Covington, Deputy Attorney General. Respondent did not appear in person or by counsel.

The Board, after considering the evidence presented and taking official notice of its file in this matter, by a vote of 5-0-0, finds Respondent to be in default. The Board, by another vote of 5-0-0, issues the following Findings of Fact, Ultimate Findings of Fact, Conclusions of Law and Order:

FINDINGS OF FACT

1. Respondent's current address on file with the Indiana Professional Licensing Agency is 524 West 42nd Street, Indianapolis, Indiana 46208.
2. Respondent is a permitted pharmacy technician in-training in the State of Indiana having been issued permit number 99054264A on October 10, 2012.

3. On or around January 3, 2013, CVS reported three separate incidents of theft of prescription narcotics.

4. As a result, CVS fired Respondent for theft, and the Indianapolis Marion County Police Department opened an investigation.

5. 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.

6. 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.

7. The Board summarily suspended Respondent's permit for ninety (90) days on April 8, 2013.

8. A Complaint was filed by the Petitioner against Respondent on May 14, 2013.

9. On May 14, 2013, the Indiana Professional Licensing Agency sent a hearing notice to Respondent at her last address of record 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.

10. 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.

11. On June 10, 2013, the Board voted, 6-0-0, to issue a Notice of Proposed Default Order. On June 28, 2013, the Notice of Proposed Default Order was mailed to Respondent's address of record.

12. Respondent failed to submit a written response within seven (7) days as required by Ind. Code § 4-21.5-3-24.

13. On July 8, 2013, the Board voted, 5-0-0, to hold Respondent in default.

ULTIMATE FINDINGS OF FACT

Respondent violated Ind. Code § 25-1-9-4(a)(8)(A) in that Respondent has diverted a legend drug as evidenced by Respondent's theft of controlled substances from CVS.

CONCLUSIONS OF LAW

Respondent's violations are cause for disciplinary sanctions which may be imposed singly or in combination such as censure, a letter of reprimand, probation, suspension, or revocation and a fine up to the amount of \$1,000 per violation as detailed in Ind. Code § 25-1-9-9.

ORDER

Based upon the above Findings of Fact, Ultimate Findings of Fact, and Conclusions of Law, the Board issues the following Order:

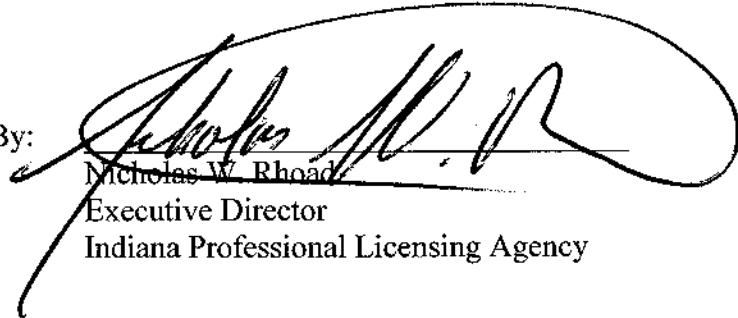
1. Respondent's permit is **REVOKED**.
2. Within thirty (30) days of the date of this Order, pursuant to Ind. Code § 4-6-14-10(b), Respondent shall pay a fee of Five Dollars (\$5.00) to be deposited into the Health Records and Personal Identifying Information Protection Trust Fund. This fee shall be paid by check or money order payable to the State of Indiana, and submitted to the following address:

Indiana Office of the Attorney General
ATTN: Katherine Lee
302 W. Washington St., 5th Floor
Indianapolis, IN 46204

ORDERED, this 15th day of July, 2013.

INDIANA BOARD OF PHARMACY

By:

A large, stylized handwritten signature in black ink, which appears to read "Nicholas W. Rhoads". The signature is written over a horizontal line and extends upwards and to the right, looping back towards the center.

Nicholas W. Rhoads
Executive Director
Indiana Professional Licensing Agency

CERTIFICATE OF SERVICE

I certify that a copy of the "Findings of Fact, Ultimate Findings of Fact, Conclusions of Law and 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

7/15/13
Date


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.