

BEFORE THE INDIANA
BOARD OF PHARMACY
CAUSE NUMBER: 2013 IBP 0087

IN THE MATTER OF THE INDIANA
NON-RESIDENT PHARMACY PERMIT OF:

JHC ACQUISITION LLC D/B/A
OMNICARE OF NORTHERN ILLINOIS,
PERMIT NUMBER: 64001149A.

)
)
)
)
)
)



NOTICE OF PROPOSED DEFAULT ORDER

An administrative hearing was scheduled to be held on August 21, 2013, before an Administrative Law Judge ("ALJ") for the Indiana Board of Pharmacy ("Board") in Conference Room 18 of the Indiana Government Center South, 302 West Washington Street, Indianapolis, Indiana 46204, to consider the Complaint filed against JHC Acquisition LLC dba Omnicare of Northern Illinois ("Respondent") by the State of Indiana ("Petitioner") on July 26, 2013.

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

The ALJ, pursuant to Ind. Code § 4-21.5-3-24, issues a Notice of Proposed Default on the following grounds:

1. Respondent's last known address is 2313 S. Mt. Prospect Road, Des Plaines, Illinois 60018.
2. On August 9, 2013, the Indiana Professional Licensing Agency sent a hearing notice to Respondent at its last known address informing it of the date, time, and place of the administrative hearing on the Complaint scheduled for August 21, 2013 at 1:00 p.m.
3. 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 August 21, 2013.

NOTICE OF PROPOSED DEFAULT ORDER

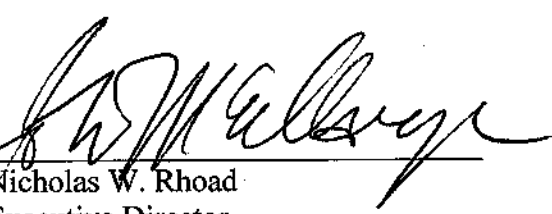
For Respondent's failure to appear for the scheduled hearing, the Board issued the following Notice of Proposed Default:

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.

ORDERED, this 23rd day of August, 2013.

INDIANA BOARD OF PHARMACY

By:

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" has been duly served upon:

JHC Acquisition LLC dba
Omnicare of Northern Illinois
2313 S. Mt. Prospect Rd.
Des Plaines, IL 60018
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

8/23/13
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.