

**BEFORE THE INDIANA
BOARD OF PHARMACY
CAUSE NUMBER: 2012 IPB 0023**

**IN THE MATTER OF THE INDIANA)
PHARMACIST LICENSE OF:)
)
SUSAN NORTHROP, R.P.H.)
LICENSE NO: 26016401A)**



FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

The Indiana Board of Pharmacy (“Board”) held an administrative hearing on May 12, 2014, in Room W064 of the Indiana Government Center South, 302 West Washington Street, Indianapolis, Indiana concerning the “Order to Show Cause” issued by the Board which alleges that Susan Northrop violated the terms of probation on her license and should have her pharmacist license disciplined.

Darren Covington, Deputy Attorney General, represented the State of Indiana. Northrop appeared in person and waived her right to be represented by counsel.

The Board, after considering the evidence and taking official notice of its file in this matter, by a vote of 5 to 1 issues the following Findings of Fact, Conclusions of Law and Order:

FINDINGS OF FACT

1. Northrop, who has a mailing address of 3279 North Hamilton Road, Mulberry, Indiana 46058, is a registered pharmacist with license number 26016401A.

2. In April 2014, the Board issued an “Order to Show Cause” against Northrop alleging that Northrop’s license should be disciplined because she violated the terms of probation on her license. The allegations were based on the assertion that she was acting as a qualifying pharmacist at her place of employment. The terms of probation on her license stated specifically that she could not be a qualifying pharmacist.

3. Northrop worked at Lee Pharmacy in Martinsville. Lee Pharmacy has an absentee owner and the management scheme at the store is confused at best.

4. A compliance officer for the Board inspected Lee Pharmacy and was of the opinion that Northrop was acting as the qualifying pharmacist.

5. Northrop has complied with the other terms of probation on her license.

6. Northrop maintained that although she has performed the duties of a pharmacist at Lee Pharmacy she is not the qualifying pharmacist

7. The records of the Board have never listed Northrop as the qualifying pharmacist for Lee Pharmacy.

8. Testimony revealed that Northrop used very poor judgment while working at Lee Pharmacy and her actions may have violated federal and state laws regulating the practice of pharmacy. In addition, Lee Pharmacy itself may have taken actions that will jeopardize its permit.

9. The matter before the Board, however, is limited to the question of whether Northrop violated the terms of her probation by being the qualifying pharmacist at Lee Pharmacy.

10. No evidence was presented showing that Northrop was the qualifying pharmacist at Lee Pharmacy.

11. At the conclusion of the case the Deputy Attorney General submitted that the matter should be dismissed.

CONCLUSIONS OF LAW

1. A pharmacist's license is subject to discipline if she violated an order of the Board. Ind. Code § 25-1-9-4(a)(10).

2. The Board concluded that there was not a preponderance of evidence that Northrop had violated the order placing her license on probation.

ORDER

Based upon the foregoing Findings of Fact and Conclusions of Law, the Board **DISMISSES** the "Order to Show Cause" in this matter.

SO ORDERED, this 21st day of May, 2014.

INDIANA BOARD OF PHARMACY

By: _____

Nicholas W. Rhoad
Nicholas W. Rhoad
Executive Director
Indiana Professional Licensing Agency

CERTIFICATE OF SERVICE

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

Susan Northrop
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Service by U.S. Mail

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