

BEFORE THE INDIANA
BOARD OF PHARMACY
2013 IBP 0001

IN THE MATTER OF THE LICENSE OF
LYNDA MAIKE, C.PH.T.
LICENSE NO. 67001946A (SUMMARY SUSPENSION)

)
)
)
)
)

FILED

FEB 08 2013

Indiana Professional
Licensing Agency

COMPLAINT

This complaint is brought against the pharmacy technician license of Lynda Maike, C.Ph.T. (Respondent), by the Office of the Attorney General, by counsel, Deputy Attorney General Darren R. Covington, on behalf of the State of Indiana (Petitioner) and pursuant to Ind. Code § 25-1-7-7, Ind. Code § 25-1-5-3, Ind. Code ch. 25-26-13, the Administrative Orders and Procedures Act, Ind. Code art. 4-21.5 and Ind. Code ch. 25-1-9 and in support alleges and states:

FACTS

1. Respondent's address on file with the Indiana Professional Licensing Agency is 1018 Foster Drive, South Bend, Indiana 46617.
2. Respondent is a licensed pharmacy technician in the State of Indiana having been issued license number 67001946A on November 6, 2003.
3. At all times relevant herein, Respondent was employed as a pharmacy technician with CVS Pharmacy in South Bend, Indiana.
4. On or around October 5, 2012, CVS Pharmacy loss prevention personnel began an investigation into the loss of ten suboxone film 8 mg after receiving information from Miami Correctional Facility that a greeting card, with ten suboxone films attached to the inside, was mailed to Justin Maike, and signed by Respondent, who is Justin Maike's mother.

5. An audit conducted by CVS revealed a discrepancy of ten suboxone films missing.

6. On or around October 24, 2012, Respondent was questioned by loss prevention personnel. During the interview, Respondent left the pharmacy and did not return to work. Respondent's employment was then suspended for being uncooperative and abandoning her job.

7. On or around January 14, 2012, the Indiana Board of Pharmacy summarily suspended Respondent's license for ninety days.

COUNT I

8. Paragraphs 1 through 7 are incorporated by reference herein.

9. Respondent violated Ind. Code § 25-1-9-4(a)(8)(A) in that Respondent has diverted a legend drug as evidenced by her taking of suboxone films from CVS Pharmacy without authorization.

WHEREFORE, Petitioner demands an order against the Respondent that:

1. Imposes the appropriate disciplinary sanction;
2. Directs Respondent to immediately pay all costs incurred in the prosecution of this case; and,
3. Provides any further relief as the Board deems just and proper.

Respectfully submitted,

Gregory F. Zoeller
Attorney General of Indiana
Atty. No. 1958-98

By:

D - R S

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

CERTIFICATE OF SERVICE

I certify that a copy of the "Complaint" has been duly served upon the Respondent, by
United States mail, first-class, postage prepaid, on this 8th day of February, 2013.

Lynda Maike
1018 Foster Dr.
South Bend, IN 46617

By: D - R S -
Darren R. Covington
Deputy Attorney General
Attorney No. 28511-16

OFFICE OF THE INDIANA ATTORNEY GENERAL
Indiana Government Center South
302 West Washington St., Fifth Floor
Indianapolis, IN 46204-2770
Telephone Number: 317-233-6506
Facsimile Number: 317-233-4393
Email: darren.covington@atg.in.gov