

BEFORE THE INDIANA  
BOARD OF PHARMACY  
2013 IBP 0054

IN THE MATTER OF THE CERTIFICATION OF )  
 )  
GREGORY LAVON MILLER, PHARMACY INTERN )  
 )  
LICENSE NO. 45016216A (SUMMARY SUSPENSION) )



**COMPLAINT**

This complaint is brought against the pharmacy intern license of Gregory Lavon Miller, Pharmacist Intern (Respondent), by the Office of the Attorney General, by counsel, Deputy Attorney General Darren R. Covington and Certified Legal Intern Tim Weber, 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 of record with the Indiana Professional Licensing Agency is 810 W. Hampton, Indianapolis, Indiana 46208.
2. Respondent is a licensed pharmacy intern in the State of Indiana having been issued license number 45016216A on January 4, 2010.
3. At all times relevant herein, Respondent was employed as a pharmacy intern with Cowan Pharmacy ("Cowan") in Lebanon, Indiana.
4. Respondent is a senior student in the Butler University of Pharmacy and Human Science Pharmacy Program ("Butler Program").

Exhibit A

5. On or around January 28, 2013, Respondent was arrested for theft of a controlled substance, Adderall, from Cowan after he admitted to the arresting officer that he had taken the Adderall for personal use.

6. In an email on or around January 31, 2013 to Cowan, Respondent indicated he “made the biggest mistake of his life today,” and “had a severe lapse in judgment during work.”

7. On or around February 20, 2013 Respondent was charged with Possession of a Controlled Substance and Theft, Class D felonies, in Boone County Indiana Circuit Court under cause number 06C01-1302-FD-0030.

8. At the April 8, 2013 administrative hearing before the Board, Respondent admitted to diverting Adderall from Cowan on or around January 28, 2013.

9. On or around April 8, 2013, the Indiana Board of Pharmacy summarily suspended Respondent’s license for ninety days.

### **COUNT I**

10. Paragraphs 1 through 9 are incorporated by reference herein.

11. Respondent is subject to disciplinary sanctions pursuant to Ind. Code § 25-1-9-4(a)(8)(A) in that Respondent has diverted a legend drug as evidenced by his misappropriation of Adderall from Cowan Pharmacy.

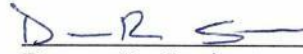
**WHEREFORE**, Petitioner demands an order against the Respondent that:

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:

A handwritten signature in blue ink, appearing to read "D-R S", is written over a horizontal line.

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 6<sup>th</sup> day of May, 2013.

Gregory Lavon Miller  
810 W. Hampton  
Indianapolis, IN 46208

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

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