

BEFORE THE INDIANA
BOARD OF PHARMACY
CAUSE NUMBER: 2013 IBP 0041

IN THE MATTER OF THE INDIANA
PHARMACIST INTERN
REGISTRATION OF:

GREGORY LEVON MILLER, R.Ph.I.,
REGISTRATION NUMBER: 45016216A.

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SUMMARY SUSPENSION ORDER

An administrative hearing was held on April 8, 2013, before the Indiana Board of Pharmacy ("Board") in Room W064 of the Indiana Government Center South, 402 West Washington Street, Indianapolis, Indiana 46204, to consider the Petition for Summary Suspension ("Petition") filed against Gregory Levon Miller, R.Ph.I. ("Respondent"), by the State of Indiana ("Petitioner") on April 3, 2013.

The State of Indiana was represented by Tim Weber, Certified Legal Intern, and Darren R. Covington, Deputy Attorney General. Respondent appeared in person, and chose to proceed without counsel.

The Board, pursuant to Ind. Code § 4-21.5-4-1 *et seq.* and Ind. Code § 25-1-9-10, by a vote of 6-0-0, **SUMMARILY SUSPENDS** the registration held by Respondent for ninety (90) days, as the Board finds that an emergency exists and that Respondent represents a clear and immediate danger to the public health and safety if allowed to practice pharmacy in the State of Indiana.

This **NON-FINAL** emergency order is based on evidence supporting the following findings:

1. This Board has jurisdiction to suspend Respondent's registration in accordance with the provisions of Ind. Code ch. 4-21.5-4 and Ind. Code § 25-1-9-10.

2. Respondent's address on file with the Indiana Professional Licensing Agency is 810 W. Hampton, Indianapolis, Indiana 46208.

3. Respondent is a registered pharmacist intern in the State of Indiana having been issued registration number 45016216A on January 4, 2010.

4. At all times relevant herein, Respondent was employed as a pharmacy intern with Cowan Pharmacy ("Cowan") in Lebanon, Indiana.

5. Respondent is a senior student in the Butler University of Pharmacy and Human Science Pharmacy Program ("Butler Program").

6. 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.

7. 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."

8. 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.

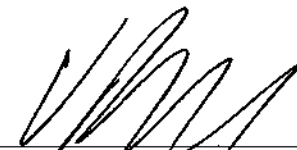
9. At the April 8, 2013, administrative hearing, Respondent admitted to diverting Adderall from Cowan on or around January 28, 2013.

WHEREFORE, RESPONDENT IS ORDERED to immediately cease all acts constituting the practice of pharmacy for a period of ninety (90) days, effective April 8, 2013.

ORDERED, this 18 day of April, 2013; this Summary Suspension Order
is effective as of April 8, 2013.

INDIANA BOARD OF PHARMACY

By:

A handwritten signature in black ink, appearing to read 'V. Madden', is written over a horizontal line.

Virgil R. Madden
Executive Director
Indiana Professional Licensing Agency

CERTIFICATE OF SERVICE

I certify that a copy of the "Summary Suspension Order" has been duly served upon:

Gregory Miller
810 W. Hampton
Indianapolis, IN 46208
Service by U.S. Mail

Darren R. Covington, Deputy Attorney General
Office of the Indiana Attorney General
Indiana Government Center South
302 West Washington Street, Fifth Floor
Indianapolis, IN 46204
Service by Email

4/18/13
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
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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.