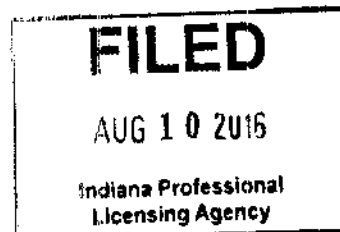


BEFORE THE INDIANA
BOARD OF PHARMACY
CAUSE NO.: 2013 IBP 0041

IN THE MATTER OF THE INDIANA
PHARMACIST INTERN REGISTRATION OF:

GREGORY MILLER, R.P.H.I.,
REGISTRATION NO.: 45016216A

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FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

Gregory Miller appeared at a hearing before the Indiana Board of Pharmacy ("Board") on July 11, 2016, in Room W064 of the Indiana Government Center South, 402 West Washington Street, Indianapolis, Indiana concerning his request to have the probationary terms withdrawn from his pharmacist intern registration.

The state of Indiana appeared by Renee Gallagher, Deputy Attorney General. Miller appeared in person and waived his right to be represented by counsel.

The Board, after considering the file and the testimony of Miller, by a vote of 6 to 0, issues the following Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT

1. Gregory Miller, whose mailing address is 630 Northview Avenue, Indianapolis, Indiana 46220, is a duly registered pharmacist intern in the State of Indiana holding registration number 45016216A.

2. The Indiana Professional Licensing Agency sent, and Miller received, timely and proper notice of the date, time and location of this hearing pursuant to Ind. Code § 4-21.5-3-20.

3. The Board is empowered to hold this administrative hearing pursuant to the authority of Ind. Code § 25-1-9-9 and Ind. Code § 4-21.5-3.

4. The Board placed Miller's registration on probation in July 2013 because he admitted diverting Adderal from his employer

5. Miller asked that the probation on his registration be withdrawn.

6. At the hearing on withdrawal of probation, Miller testified that he has fulfilled the Terms and Conditions the Board imposed on his registration. He goes to weekly Alcoholics Anonymous and Caduceus meetings and graduated from Butler in May 2016.

7. The deficiencies that led to the probation of Miller's license involved diversion of Adderal. Miller's compliance with his probation constitutes evidence that this problem has been remedied.

CONCLUSIONS OF LAW

1. "The board may withdraw or modify the probation ... if it finds, after a hearing, that the deficiency that required disciplinary action has been remedied, or that changed circumstances warrant a modification of the order." Ind. Code § 25-1-9-9(b).

2. Miller's compliance with his probation constitutes evidence that the deficiency that required disciplinary action has been remedied.

ORDER

Based upon the foregoing Findings of Fact and Conclusions of Law, the Board
WITHDRAWS the probation on Miller's registration.

SO ORDERED this 10th of August 2016.

INDIANA BOARD OF PHARMACY

By: Herbert W. Price
for Donna Wall, R. Ph., President
Indiana Board of Pharmacy

CERTIFICATE OF SERVICE

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

Gregory Miller
630 Northview Avenue
Indianapolis, IN 46220
Service by U.S. Mail

Renee Gallagher
Attorney
Indiana Attorney General's Office
302 West Washington Street
IGCS – 5th Floor
Indianapolis, IN 46204
Service by e-mail

August 10, 2016
Date


Zaneta Nunnally, Compliance Director

Indiana Board of Pharmacy
Indiana Government Center South
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Indianapolis, IN 46204
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