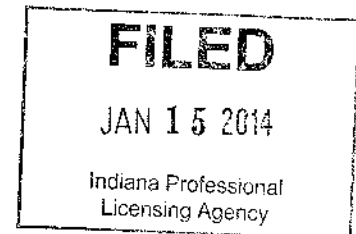


**BEFORE THE INDIANA
BOARD OF PHARMACY
2013 IBP 0102**

**IN THE MATTER OF THE INDIANA
REGISTERED PHARMACIST LICENSE OF**

**RICHARD J. MILLER, R. PH
LICENSE NO. 26019772A**

)
)
)
)
)



NOTICE OF PROPOSED DEFAULT ORDER

An administrative hearing was scheduled to be held on December 9, 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 Complaint filed against Richard J. Miller, R. Ph. ("Respondent") by the State of Indiana ("Petitioner") on November 15, 2013.

The Petitioner was represented by Timothy Weber. Respondent failed to appear in person or by counsel.

The Board, pursuant to Ind. Code § 4-21.5-3-24, voted 5-0 to issue a Notice of Proposed Default on the following grounds:

1. Respondent's address on file with the Indiana Professional Licensing Agency is 518 West Pargrave Place, Bloomington, Indiana 47403-4305.
2. Respondent is a licensed Pharmacist in the State of Indiana having been issued license number 26019772A on February 11, 1999.
2. A Complaint was filed by the Petitioner against Respondent on November 15, 2013.
3. On or about November 19, the Indiana Professional Licensing Agency sent a hearing notice to Respondent at his last address of record informing him of the

date, time, and place of the administrative hearing on the Complaint scheduled for December 9, 2013 at 1:00 p.m.

4. Pursuant to Ind. Code § 4-21.5-3-20, Respondent was provided adequate notice of the hearing and Respondent failed to appear for the scheduled hearing in person or by counsel on December 9, 2013.

NOTICE OF PROPOSED DEFAULT ORDER

For Respondent's failure to appear for the scheduled hearing, the Board issued the following Notice of Proposed Default:

In accordance with Ind. Code § 4-21.5-3-24, Respondent must file a written motion within seven (7) days of service of this Order requesting the Board not enter a default order in this case and stating the reasons relied upon for that request. Failure of Respondent to file such a written motion within seven (7) days shall result in the issuance of a default order. If Respondent timely files a motion, the Board shall consider said motion along with any relevant facts in determining whether a default order should be entered. Should a default order be entered against Respondent, the Board may hold further proceedings it deems appropriate to complete this case without the participation of Respondent.

ORDERED, this 15th day of January, 2014.

INDIANA BOARD OF PHARMACY

By:


Nicholas W. Rhoad
Executive Director
for
Indiana Professional Licensing Agency

CERTIFICATE OF SERVICE

I certify that a copy of the "Notice of Proposed Default Order" has been duly served upon:

Richard J. Miller
518 W. Pargrave Place
Bloomington, IN 47403
Service by U.S. Mail

Richard J. Miller
3005 Whisperwood Drive #283
Ann Arbor, MI 48105
Service by U.S. Mail.

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

Timothy Weber, Attorney
Office of the Attorney General
Indiana Government Center South
302 West Washington Street, Fifth Floor
Indianapolis, IN 46204
Service by Email

1/15/14
Date


Jessi N. Rager, Litigation Specialist

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
Email: pla4@pla.in.gov

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.