

**BEFORE THE INDIANA  
BOARD OF PHARMACY  
CAUSE NO.: 2005 IBP 0036**

**IN THE MATTER OF THE INDIANA )  
PHARMACY TECHNICIAN LICENSE OF: )  
 )  
 )  
 )  
**DONNIELLE SHEAD, C.P.H.T, )  
LICENSE NO.: 67008613A )****



**FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER**

Donnielle Shead (“Shead”) appeared at a hearing before the Indiana Board of Pharmacy (“Board”) on November 9, 2015, in Room W064 of the Indiana Government Center South, 402 West Washington Street, Indianapolis, Indiana concerning her request to have the probationary terms withdrawn from her license as a pharmacy technician.

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

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

**FINDINGS OF FACT**

1. Donnielle Shead, whose mailing address is 3620 Nicholas Lane, Columbus, Indiana 47203, is a duly certified pharmacy technician in the State of Indiana holding license number 67008613A.

2. The Indiana Professional Licensing Agency sent, and Shead 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 ch. 4-21.5-3.

4. Shead has been before the Board multiple times. The Board issued her a certificate on probation in 2006 because of past substance abuse issues when she was in the Marine Corps.

5. In February 2008 she relapsed into the use of alcohol and the Board suspended her certificate for the first time in June of that year.

6. When she appeared to be in a strong recovery, the Board reinstated her certificate on probation in September 2008.

7. The Board voted to suspend Shead's certificate a second time in March 2009 because she was not complying with the terms of her probation.

8. Shead asked to have her certificate reinstated again in July 2012.

9. At the hearing on reinstatement, Shead testified that she had been sober since February 2008 but stopped complying with her probationary order because she did not think she would be using her certificate in the future. She worked in the photo department at Walgreens but wanted to advance her career.

10. Shead testified that she and her husband, who have two children, no longer drank alcohol and were in marital counseling. She attended at least two Alcoholics Anonymous meetings a week.

11. Based on the forgoing information, the Board reinstated her license on probation in September 2012.

12. In August 2015 Shead requested that the probation be withdrawn from her license.

13. At the hearing on withdrawal of probation, Shead testified that she has complied with the terms of her probation and continues to go to marriage counseling. She has not consumed alcohol since 2008.

14. The deficiency that led to the probation of Shead's license involved alcohol abuse and failure to comply with the Board's orders. Shead's compliance with her 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. Shead's compliance with her 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 Shead's license.

**SO ORDERED**, this 24 of November, 2015.

INDIANA BOARD OF PHARMACY

By: Herbert W. Pucci  
William Cover, R.Ph., President  
Indiana Board of Pharmacy

for

**CERTIFICATE OF SERVICE**

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

Donnielle Shead  
3620 Nicholas Lane  
Columbus, IN 47203  
**Service by U.S. Mail**

Renee Gallagher  
Deputy Attorney General  
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302 West Washington Street, Fifth Floor  
Indianapolis, IN 46204  
**Service by Email**

11-24-2015  
Date

  
Megan O'Neal, Litigation Specialist

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