

BEFORE THE INDIANA
BOARD OF PHARMACY
CAUSE NUMBER: 2013 IBP 0046

IN THE MATTER OF THE INDIANA)
NON-RESIDENT PHARMACY)
LICENSE APPLICATION OF:)
PHARMACY CREATIONS)

FILED

AUG 19 2013

Indiana Professional
Licensing Agency

ORDER VACATING PROPOSED DISMISSAL

The Indiana Board of Pharmacy issued a Notice of Proposed Dismissal in this case on July 15, 2013, because it had set a hearing on an appeal filed by Pharmacy Creations ("Pharmacy") and Pharmacy did not appear.¹ In a letter dated July 22, 2013, counsel for Pharmacy asked the Board to reconsider the issuance of the Notice of Proposed Dismissal. Pharmacy stated that it does not have a license in Indiana and will not be shipping medications into this state. For that reason, Pharmacy contends that there will be no prejudice to the state or the Board if the hearing is delayed.

The Board is willing to reschedule the hearing for its October 2013 meeting, but notes that the reason Pharmacy's application was denied in the first place was because it was shipping medications into Indiana illegally. The Board will also remind counsel for Pharmacy again that he cannot practice before the Board until he obtains temporary admission to practice in this state from the Indiana Supreme Court. Indiana Rules for Admission to Bar, Sec. 2.

Notice setting out the time and location of that hearing will be served at a later date.

¹ Pharmacy Creations had asked that the hearing be continued but the Board did not rule on that motion until the day of the hearing. It denied the motion and no representatives of Pharmacy Creations were in attendance.

ORDERED, this 19th day of August, 2013.

INDIANA BOARD OF PHARMACY

By: Maureen Bennett
for Nicholas W. Rhoad
Executive Director
Indiana Professional Licensing Agency

CERTIFICATE OF SERVICE

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

Pharmacy Creations
540 Route 10 West
Randolph, NJ 07869
Service by U.S. Mail

Richard West
The Law Office of Richard West
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Service by U.S. Mail

8/19/13
Date


Jackie Day

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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.