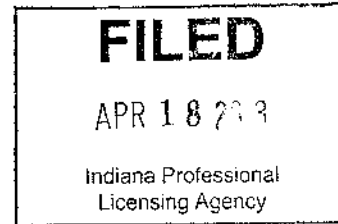


BEFORE THE INDIANA
BOARD OF PHARMACY
CAUSE NUMBER: 2013 IBP 0031

IN THE MATTER OF THE INDIANA)
NON-RESIDENT PHARMACY LICENSE OF:)
)
POSTAL PRESCRIPTION SERVICES)
LICENSE NUMBER: 64000223A.)



**FINAL ORDER ACCEPTING PROPOSED FINDINGS OF FACT, CONCLUSIONS OF
LAW AND ORDER**

The State of Indiana ("Petitioner"), by the Office of the Attorney General, by Deputy Attorney General Darren R. Covington and Postal Prescription Services ("Respondent"), signed a Proposed Settlement Agreement ("Agreement") which purports to resolve all issues involved in the action by the Petitioner and the Indiana Board of Pharmacy ("Board") regarding the Respondent's license, and which Agreement has been submitted to the Board for approval.

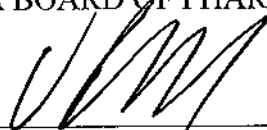
The Board, after reviewing the Agreement at the April 8, 2013, meeting held in Room W064 of the Indiana Government Center South, 402 West Washington Street, Indianapolis, Indiana 46204, now finds it has been entered into fairly and without fraud, duress, or undue influence, and is fair and equitable between the parties. The Board hereby incorporates the Agreement, which is attached hereto and incorporated herein as Exhibit A, and approves and adopts in full the Agreement as a resolution of this matter. The Board approved this Agreement, by a vote of 6-0-0. Incorporated into the Agreement was the consensus of both parties to Findings of Fact, Conclusions of Law and Order.

WHEREFORE, the Board hereby accepts and approves the Agreement, settling all matters in this case consistent with the terms of the Agreement between the parties, and Respondent is hereby **ORDERED** to abide by all the terms of the Agreement.

ORDERED, this 18 day of April, 2013.

INDIANA BOARD OF PHARMACY

By: _____


Virgil R. Madden
Executive Director
Indiana Professional Licensing Agency

CERTIFICATE OF SERVICE

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

Postal Prescription Services

ATTN: Jeff Welter, R.Ph.

P.O. Box 2718

Portland, OR 97202

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 E-Mail

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

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.

Postal Prescription Services
ATTN: Jeff Welter, R.Ph.
P.O. Box 2718
Portland, OR 97202

Re: In the matter of the license of Postal Prescription Services
Before the Indiana Board of Pharmacy

Dear Mr. Welter:

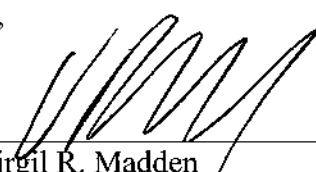
This letter of reprimand is issued as part of the Settlement Agreement reached between you and the State resulting from charges filed by the Office of the Attorney General on March 4, 2013 with the Indiana Board of Pharmacy.

The purpose of this reprimand is to stress the important responsibility that you have by reason of possessing a license to practice as a pharmacy in this state. As a pharmacy, you are responsible for ensuring that your practice is in accordance with the standards of the profession.

The Findings of Fact, Conclusions of Law and Order is attached hereto and incorporated herein as part of this official reprimand.

Sincerely,

By:



Virgil R. Madden
Executive Director
Indiana Professional Licensing Agency

Exhibit A

BEFORE THE INDIANA
BOARD OF PHARMACY
2013 IBP 0031

IN THE MATTER OF THE INDIANA)
NON-RESIDENT PHARMACY LICENSE OF)
)
POSTAL PRESCRIPTION SERVICES)
LICENSE NUMBER 64000223A (ACTIVE))

FILED

MAR 27 2013

Indiana Professional
Licensing Agency

PROPOSED SETTLEMENT AGREEMENT

The State of Indiana (Petitioner), by Darren R. Covington, Deputy Attorney General, and Postal Prescription Services (Respondent), hereby execute this Agreement to a disposition of the Complaint filed in this cause. This Agreement is subject to the review and approval of the Indiana State Board of Pharmacy (Board) pursuant to Ind. Code § 25-1-9 et seq. and the Administrative Orders and Procedures Act, Ind. Code § 4-21.5-3 et seq.

STIPULATED FACTS

1. Respondent's address on file with the Indiana Professional Licensing Agency is 3500 Southeast 26th Avenue, P.O. Box 2718, Portland, Oregon, 97202.
2. Respondent is a licensed non-resident pharmacy in the State of Indiana having been issued license number 64000223A on May 23, 2000.
3. Respondent also holds a pharmacy license in Oregon.
4. On or around August 15, 2012, the Board of Pharmacy of the State of Oregon filed a "Notice of Proposed Disciplinary Action" against Respondent alleging that between February 22 and June 6, 2012, Respondent allowed unlicensed individuals to perform the duties of a pharmacy technician without a pharmacy technician license.

EXHIBIT A

5. On or around September 6, 2012, Respondent signed a "Consent Order" agreeing to pay a civil penalty in the amount of \$5,000.00.

6. In a letter to the Petitioner, dated October 29, 2012, Respondent indicated that the person in question who was performing pharmacy technician duties without a license, was employed through a temporary agency as a customer service representative to answer telephones. This individual would place refill requests, which require a pharmacy technician license under Oregon law.

STIPULATED CONCLUSIONS OF LAW

The parties further stipulate:

1. Respondent violated Ind. Code § 25-1-9-4(a)(7) in that Respondent has had disciplinary action taken against its Oregon license on grounds similar to Ind. Code § 25-1-9-4(a)(3) and (13), for permitting unlicensed individuals to perform duties for which a license is required.

AGREED DISPOSITION

It is now therefore agreed by the Respondent and Petitioner as follows:

1. The Board has jurisdiction over the Respondent and the subject matter in this disciplinary action.
2. The parties execute this Agreement voluntarily.
3. Both parties voluntarily waive their rights to a public hearing on the Complaint.
4. Petitioner agrees that the terms of this Agreement will resolve any and all pending claims or allegations relating to disciplinary action against the Respondent's Indiana pharmacy license.

5. Respondent's Indiana pharmacist license shall be issued a **LETTER OF REPRIMAND** attached as Exhibit A.

6. Within thirty (30) days of the date of the Board's Order, Respondent shall, pursuant to Indiana Code 4-6-14-10 (b), pay a fee of Five Dollars (\$5.00) within thirty (30) days of the date of the Final Order in this matter, to be deposited into the Health Records and Personal Identifying Information Protection Trust Fund. This fee shall be paid by check or money order made payable to the State of Indiana, and submitted to the following address:

Indiana Office of the Attorney General
Attn: Katherine Lee
302 West Washington Street, 5th Floor
Indianapolis, IN 46204

7. The Respondent has carefully read and examined this Agreement and fully understands its terms and that, subject to a final order issued by the Board, this Agreement is a final disposition of all matters and not subject to further review.

8. The Respondent further understands that a violation of the Final Order, any non-compliance with the statutes or regulations regarding the practice of pharmacy, or any violation of the Agreement may result in the Petitioner requesting an emergency suspension of the Respondent's license, an Order to Show Cause as may be issued by the Board, or a new cause of action pursuant to Ind. Code § 25-1-9-4, any or all of which could lead to additional sanctions, up to and including a revocation of the Respondent's license.

9. The parties agree to the continuing jurisdiction of the Board and that the

discipline agreed to, terms of discipline, and licensure status will apply even if the Board renews the Respondent's license at a later date.

Jeff Welton
Postal Prescription Services
Representative for Respondent

3-21-13
Date

D. R. S.
Darren R. Covington
Deputy Attorney General
Atty. No. 28511-16

3/26/13
Date