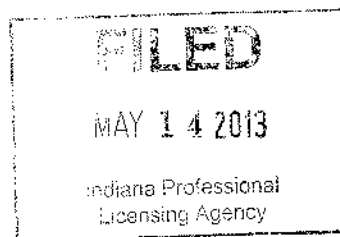


BEFORE THE INDIANA  
BOARD OF PHARMACY  
2013 IBP 0050

IN THE MATTER OF THE LICENSE OF )  
 )  
MELISSA MARIE TORRES, C.PH.T. )  
 )  
LICENSE NO. 67014732A (EXPIRED) )



**COMPLAINT**

This complaint is brought against the pharmacy technician license of Melissa Marie Torres, C.Ph.T. (Respondent), by the Office of the Attorney General, by counsel, Deputy Attorney General Darren R. Covington, on behalf of the State of Indiana (Petitioner) and pursuant to Ind. Code § 25-1-7-7, Ind. Code § 25-1-5-3, Ind. Code ch. 25-26-13, the Administrative Orders and Procedures Act, Ind. Code art. 4-21.5 and Ind. Code ch. 25-1-9 and in support alleges and states:

**FACTS**

1. Respondent's address on file with the Indiana Professional Licensing Agency is 3816 Fir Street, East Chicago, Indiana, 46312.
2. Respondent is a licensed pharmacy technician in the State of Indiana having been issued license number 67014732A on November 13, 2008.
3. At all times relevant herein, Respondent was employed as a pharmacy technician with Walgreens Pharmacy (Walgreens) in Hammond, Indiana.
4. On or around June 17, 2011, Walgreens began an investigation into missing hydrocodone tablets by conducting counts and placing covert cameras.
5. On or around September 1, 2011, Respondent was observed on video handling a bottle of hydrocodone, even though no prescription was being filled.

6. On or around September 9, 2011, Respondent was interviewed by loss prevention personnel and admitted to diverting approximately 1,000 hydrocodone tablets, because an individual was threatening her to do so.

7. On or around September 22, 2011, Respondent was charged in Lake County, Indiana Superior Court with Theft, a Class D Felony, under Cause Number 45G01-1109-FD-00210.

8. On or around February 23, 2012, Respondent pled guilty to Theft and judgment of conviction was entered as a Class A Misdemeanor. Respondent received a one-year suspended sentence and two years on probation.

#### **COUNT I**

9. Paragraphs 1 through 8 are incorporated by reference herein.

10. Respondent violated Ind. Code § 25-1-9-4(a)(8)(A) in that Respondent has diverted a legend drug as evidenced by Respondent's theft of controlled substances from Walgreens.

#### **COUNT II**

11. Paragraphs 1 through 8 are incorporated by reference herein.

12. Respondent violated Ind. Code § 25-1-9-4(a)(2)(A) in that Respondent has been convicted of a crime that has a direct bearing on her ability to practice as evidenced by her guilty plea to Theft of controlled substances.

**WHEREFORE**, Petitioner demands an order against the Respondent that:

1. Imposes the appropriate disciplinary sanction;
2. Directs Respondent to immediately pay all costs incurred in the prosecution of this case; and,

3. Provides any further relief as the Board deems just and proper.

Respectfully submitted,

Gregory F. Zoeller  
Attorney General of Indiana  
Atty. No. 1958-98

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

**CERTIFICATE OF SERVICE**

I certify that a copy of the "Complaint" has been duly served upon the Respondent, by  
United States mail, first-class, postage prepaid, on this 14th day of May, 2013.

Melissa Torres  
3816 Fir St.  
East Chicago, IN 46312

By:

D-R-S

Darren R. Covington  
Deputy Attorney General  
Attorney No. 28511-16

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