

**BEFORE THE INDIANA
BOARD OF PHARMACY
CAUSE NUMBER: 2012 IBP 0057**

**IN THE MATTER OF THE INDIANA
PHARMACY TECHNICIAN
CERTIFICATION OF:**

**COURTNEY RICHARDSON, C.PH.T.,
CERTIFICATION NUMBER: 67009225A.**

FILED

MAY 20 2013

Indiana Professional
Licensing Agency

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

The Indiana Board of Pharmacy ("Board") held an administrative hearing on May 13, 2013, in Room W064 of the Indiana State Government Center South, 402 West Washington Street, Indianapolis, Indiana 46204, concerning an Administrative Complaint ("Complaint") filed against Courtney Richardson, C.Ph.T. ("Respondent"), on August 6, 2012.

The State of Indiana ("Petitioner") was represented by Darren R. Covington, Deputy Attorney General. Respondent appeared in person and chose to proceed without counsel.

The Board, after considering the evidence presented and taking official notice of its file in this matter, by a vote of 4-0-0, issues the following Findings of Fact, Ultimate Findings of Fact, Conclusions of Law and Order:

FINDINGS OF FACT

1. Respondent's address on file with the Indiana Professional Licensing Agency is 1316 Canty Street, Logansport, Indiana 46947.
2. Respondent is a certified pharmacy technician in the State of Indiana having been issued certification number 67009225A on April 18, 2006.

3. At all times relevant herein, Respondent was employed as a pharmacy technician with CVS Pharmacy in Logansport, Indiana.

4. On or around June 7, 2012, Respondent's employment was terminated from CVS Pharmacy after Respondent overfilling prescriptions for Ibudone and Viciprofen for herself.

5. Respondent testified before the Board that she overfilled the prescription to treat her migraines and was afraid her nurse practitioner would discontinue the medication.

6. By agreement of the Petitioner and Respondent, Respondent's certification has been summarily suspended since July 9, 2012.

7. On or around March 26, 2013, Respondent obtained a substance abuse evaluation from Melanie Margiotta, M.D. In her report, Dr. Margiotta noted that Respondent would benefit from an abstinence based treatment program for one year, with random urine drug screening and counseling.

ULTIMATE FINDINGS OF FACT

Respondent violated Ind. Code § 25-1-9-4(a)(8)(A) in that Respondent has diverted a legend drug as evidenced by her overfilling prescriptions for her own personal use.

CONCLUSIONS OF LAW

Respondent's violations are cause for disciplinary sanctions which may be imposed singly or in combination such as censure, a letter of reprimand, probation, suspension, or revocation and a fine up to the amount of \$1,000 per violation as detailed in Ind. Code § 25-1-9-4.

ORDER

Based upon the above Findings of Fact, Ultimate Findings of Fact, and Conclusions of Law, the Board issues the following Order:

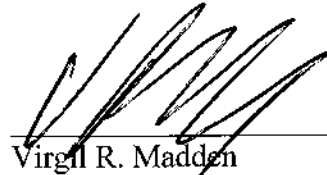
1. Respondent's certification is hereby **INDEFINITELY SUSPENDED**.
2. Prior to petitioning for reinstatement, Respondent shall successfully complete one (1) year in an abstinence-based treatment program, with such program including random urine drug screening and counseling.
3. Within thirty (30) days of the Board's Order, Respondent shall, pursuant to I.C. § 4-6-14-10(b), pay a **FEE of FIVE DOLLARS (\$5.00)** to be deposited into the Health Records and Personal Identifying Information Protection Trust Fund. This fee shall be paid by check or money order 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
4. Respondent's violation of this Final Order or any non-compliance with the statutes or regulations regarding the practice of pharmacy may result in Petitioner requesting a summary suspension of 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 Respondent's license.

ORDERED, this 20 day of May, 2013.

INDIANA BOARD OF PHARMACY

By:

A handwritten signature in black ink, appearing to read 'V. R. Madden', is written over a horizontal line.

Virgil R. Madden
Executive Director
Indiana Professional Licensing Agency

CERTIFICATE OF SERVICE

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

Courtney Richardson
1316 Canty Street
Logansport, IN 46947
Service by U.S. Mail

Courtney Richardson
P.O. Box 34
Lucerne, IN 46950
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 Email

5/20/13
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.