

**BEFORE THE INDIANA
BOARD OF PHARMACY
2014 IBP 0027**

**IN THE MATTER OF THE
PHARMACY TECHNICIAN LICENSE OF

KARRIE ANN WORTHINGTON, C. PH.T.,
LICENSE NO. 67008344A**

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FINDINGS OF FACT, CONCLUSIONS OF LAW AND FINAL ORDER

An final administrative hearing was scheduled to be held on June 9, 2014 before the Indiana Board of Pharmacy (“Board”) in the Auditorium of the Indiana Government Center South, 402 West Washington Street, Indianapolis, Indiana, 46204, to consider the Administrative Complaint (“Complaint”) filed against Karrie Ann Worthington, C. Ph. T. (“Respondent”) by the State of Indiana (“State”) on June 10, 2014 The State of Indiana was represented by Deputy Attorney General Maritza K. Webb, Attorney for the State of Indiana. Respondent was not present in person or by counsel.

On May 15, 2014, the Indiana Professional Licensing Agency sent a notice to Respondent at her listed address, informing her of the time, date, and place of the Final Hearing on this matter.

A Notice of Proposed Default was granted by the Board, by a vote of 6-0-0 on June 9, 2014, after Respondent failed to appear in person or by counsel for the scheduled final hearing. Notice of Proposed Default Order was mailed to Respondent on or about June 13, 2014. Respondent did not provide a response to the Notice of Proposed Default Order.

The Board, after considering the evidence presented and taking official notice of its file in this matter, by a vote of 6-0-0, found Respondent to be in **DEFAULT**. The Board, by another

vote of 6-0-0, 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 1409 C Street, LaPorte, Indiana 46350.
2. Respondent is a licensed pharmacy technician in the State of Indiana having been issued license number 67008344A on August 12, 2005.
3. At all times relevant herein, Respondent was employed as a pharmacy technician with CVS Pharmacy #06483 in LaPorte, Indiana ("CVS").
4. On or around September 22, 2013, CVS began an investigation into the loss of hydrocodone 10/660 tablets. As part of this investigation, CVS installed covert cameras in the pharmacy to observe the area where the bottles of hydrocodone were stored.
5. On or around October 7, 2013, CVS reviewed camera footage from October 4 and October 5, 2013 after losses of hydrocodone 10/660 tablets were noted for both those days.
6. Camera footage showed Respondent handling the bottle containing hydrocodone 10/660 tablets on both October 4 and October 5. Respondent was the only individual who handled the drug bottle on both days.
7. On or about October 9, 2013, the bottle containing hydrocodone 10/600 tablets was then moved to a different location in the pharmacy by another pharmacy technician. The covert cameras were repositioned to cover the new location.
8. Respondent was again observed handling the bottle containing hydrocodone 10/660 tablets on October 11 and 12, 2013. Respondent was the only individual observed handling the drug bottle on both days.

9. Losses of hydrocodone 10/660 tablets were noted on both October 11 and 12, 2013.

10. On or around October 17, 2013, Respondent was questioned about the losses and signed a statement admitting to diverting 100 hydrocodone 10/660 tablets over the previous six (6) months.

11. In the interview, Respondent stated that she took the drugs due to domestic trouble at home and a back injury that occurred several years prior.

12. On or around October 17, 2013, Respondent was terminated from her employment with CVS.

ULTIMATE FINDINGS OF FACT

1. Respondent violated Indiana Code § 25-1-9-4(a)(3) in that Respondent has knowingly violated a state statute regulating her profession. Specifically, Respondent violated Indiana Code § 35-48-4-7 by intentionally possessing a Schedule II controlled substance without a valid prescription or order of a practitioner acting in the course of her professional license as evidenced by Respondent's removal of hydrocodone tablets from CVS pharmacy over a period of six months without a valid prescription or any authorization.

2. Respondent violated Indiana Code § 25-1-9-4(a)(4) in that Respondent has continued to practice although unfit to practice due to addiction to, abuse of, or severe dependency upon drugs that endanger the public by impairing a practitioner's ability to practice safely, as evidenced by Respondent's removal of hydrocodone from the pharmacy, over a period of six months, without a prescription or any authorization, in order to use the drugs for her personal use in response to domestic troubles at home.

3. Respondent violated Indiana Code § 25-1-9-4(a)(8)(A) in that Respondent has diverted a legend drug as evidenced by Respondent's removal of approximately 100 tablets of hydrocodone 10/660 tablets over a period of six months without a prescription or any authorization to remove the drugs from the pharmacy.

CONCLUSION OF LAW

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

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 Indiana pharmacy technician license is **REVOKED**.
2. Respondent shall, within ninety (90) days, pursuant to Ind. Code § 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:

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

ORDERED this 30th day of July, 2014.

INDIANA BOARD OF PHARMACY

By:

Nicholas W. Rhoad

Nicholas W. Rhoad

Executive Director

Indiana Professional Licensing Agency

for

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CERTIFICATE OF SERVICE

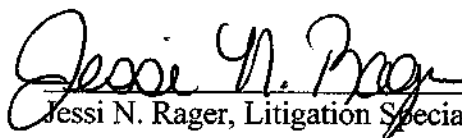
I certify that a copy of the "Findings of Fact, Conclusions of Law, and Final Order" has been duly served upon:

Karrie Worthington
1409 C Street
LaPorte, IN 46350
Service by U.S. Mail.

Maritza K. Webb, Deputy Attorney General
Office of the Attorney General
Indiana Government Center South
302 West Washington Street, Fifth Floor
Indianapolis, IN 46204
Service by Email

7-30-2014

Date


Jessi N. Rager, Litigation Specialist

Indiana Board of Pharmacy
Indiana Government Center South
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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.