

BEFORE THE INDIANA
BOARD OF PHARMACY
CAUSE NUMBER: 2014 IBP 0006

IN THE MATTER OF THE INDIANA)
PHARMACIST LICENSE OF:)
)
NOAH SHARP, R.PH.)
LICENSE NUMBER: 26025454A)



FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

Noah Sharp appeared at a hearing before the Indiana Board of Pharmacy ("Board") on June 12, 2017, in Room W064 of the Indiana Government Center South, 402 West Washington Street, Indianapolis, Indiana concerning his request to withdraw the terms of probation on his license as a pharmacist.

The State of Indiana appeared by Timothy Weber, Deputy Attorney General. Sharp appeared in person and waived his right to be represented by counsel.

The Board, after considering the file and the testimony of Sharp, by a vote of 6 to 0, issues the following Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT

1. Noah Sharp, whose mailing address is 6619 Finegan Drive, Dayton, Ohio 45424, is a duly registered pharmacist in the State of Indiana holding license number 26025454A.
2. The Indiana Professional Licensing Agency sent, and Sharp received, timely and proper notice of the date, time and location of this hearing pursuant to Ind. Code § 4-21.5-3-20.
3. The Board is empowered to hold this administrative hearing pursuant to the authority of Ind. Code § 25-1-9-9 and Ind. Code § 4-21.5-3.

4. In March 2014 the Board issued Sharp's Indiana license on probation because his license to practice pharmacy in Ohio was on probation. The licensing authorities in Ohio had taken action against his license due to his past abuse of controlled substances.

5. In April 2017 Sharp asked that the probation on his Indiana license be withdrawn.

6. At the hearing on withdrawal of probation, Sharp testified that he has complied with the terms of probation on his license which included having his Ohio license restored to unencumbered status. He completed his recovery contract in Ohio in March 2017.

7. The deficiency that led to the discipline on Sharp's license involved substance abuse and out of state discipline. Sharp's compliance with his probation indicates that this problem has been remedied.

CONCLUSIONS OF LAW

1. "The board may withdraw or modify the probation ... if it finds, after a hearing, that the deficiency that required disciplinary action has been remedied, or that changed circumstances warrant a modification of the order." Ind. Code § 25-1-9-9(b).

2. Sharp's compliance with his probation indicates that the deficiency that required disciplinary action has been remedied.

ORDER

Based upon the foregoing Findings of Fact and Conclusions of Law, the Board **WITHDRAWS** the probation from Sharp's license.

SO ORDERED this 6th of July 2017.

INDIANA BOARD OF PHARMACY

By: Maureen Bennett
for Steve Anderson, R.Ph.
Chairman
Indiana Board of Pharmacy

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CERTIFICATE OF SERVICE

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

Noah Sharp
6619 Finegan Dr.
Dayton, OH 45424
Service by U.S. Mail

Timothy Weber
Deputy Attorney General
Indiana Attorney General's Office
302 West Washington Street
IGCS – 5th Floor
Indianapolis, IN 46204
Service by e-mail

7.6.17

Date



Nate Black, Litigation Specialist

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