

# WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN  
BEFORE THE PHARMACY EXAMINING BOARD

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IN THE MATTER OF THE DISCIPLINARY :  
PROCEEDINGS AGAINST : FINAL DECISION AND ORDER  
: :  
LLOYD G. SCHAEFER, R.P.H., : *ORDER 0000 137*  
RESPONDENT. :

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Division of Enforcement Case No. 08 PHM 045

The parties to this action for the purposes of Wis. Stat. § 227.53 are:

Lloyd G. Schaefer, R.P.H.  
1103 S. Roosevelt Street  
Green Bay, WI 54301

Division of Enforcement  
Department of Regulation and Licensing  
1400 East Washington Avenue  
P.O. Box 8935  
Madison, WI 53708-8935

Wisconsin Pharmacy Examining Board  
Department of Regulation and Licensing  
1400 East Washington Avenue  
P.O. Box 8935  
Madison, WI 53708-8935

PROCEDURAL HISTORY

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final decision of this matter, subject to the approval of the Pharmacy Examining Board. The Board has reviewed this Stipulation and considers it acceptable.

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Lloyd G. Schaefer, R.P.h., Respondent, is licensed by the Wisconsin Pharmacy Examining Board as a pharmacist in the State of Wisconsin pursuant to license No. 9804-40, which was first granted June 6, 1980.

2. Respondent's address of record with the Department of Regulation and Licensing is 1103 S. Roosevelt Street, Green Bay, Wisconsin 54301.
3. Respondent in the course of leaving employment obtained identifying information of pharmacy clients. Respondent's purpose was for his personal benefit—to maintain a business relationship with the consumers.
4. Wis. Stat. § 146.82(1) provides that confidential patient health care records, including identifying information on pharmacy patients, is confidential and may not be used for the personal benefit of pharmacy employees.

### CONCLUSIONS OF LAW

1. The Wisconsin Pharmacy Examining Board has jurisdiction over this matter pursuant to Wis. Stat. § 450.10 and has authority to enter into this stipulated resolution of this matter pursuant to Wis. Stat. § 227.44(5).
2. Wis. Stat. 146.82(1) is a law substantially related to the practice of pharmacy.
3. The conduct described above constitutes a violation of Wis. Stat. § 450.10(1)(a)2 and subjects Respondent to discipline pursuant to Wis. Stat. § 450.10(1).

### ORDER

IT IS HEREBY ORDERED that the stipulation of the parties is approved.

IT IS FURTHER ORDERED that Lloyd G. Schaefer, R.P.H. is hereby REPRIMANDED

IT IS FURTHER ORDERED that Lloyd G. Schaefer, R.P.H. is LIMITED as follows:

1. Within 9 months of the date of this Final Decision and Order, Respondent shall retake the Multistate Pharmacy Jurisprudence Examination. The examination in satisfaction of this Order must be pre-approved by the Pharmacy Examining Board or its designee. Respondent will be responsible for locating an examination satisfactory to the Pharmacy Examining Board and for obtaining the required approval of the examination from the Pharmacy Examining Board or its designee. Respondent will within 60 days of completion of this examination requirement, file an affidavit with the Pharmacy Examining Board stating under oath that he has completed the examination approved for satisfaction of this requirement. This affidavit will be filed with:

Department Monitor  
Department of Regulation and Licensing  
Division of Enforcement  
1400 East Washington Avenue  
P.O. Box 8935  
Madison, Wisconsin 53708-8935

All certifications, affidavits or other documents required to be filed with the Pharmacy Examining Board will be deemed filed upon receipt by the Department Monitor.

2. Respondent will be responsible for paying the full cost of the required examination. Respondent will not apply any of the continuing education credits earned in satisfaction of this Order toward satisfaction of the Wis. Stat. § 448.13 biennial training requirements.

IT IS FURTHER ORDERED that:

3. Respondent shall, within sixty (60) days from the date of this Order, pay to the Department of Regulation and Licensing a forfeiture in the amount of FIVE HUNDRED dollars (\$500), pursuant to Wis. Stat. § 450.09(8).

4. Respondent shall, within sixty (60) days from the date of this Order, pay to the Department of Regulation and Licensing costs of this proceeding in the amount of TWO HUNDRED FIFTY dollars (\$250), pursuant to Wis. Stat. § 440.22(2).

5. All payments required by this Order shall be mailed or delivered to:

Department Monitor  
Department of Regulation and Licensing  
Division of Enforcement  
1400 East Washington Ave.  
P.O. Box 8935  
Madison, WI 53708-8935  
Fax: (608) 266-2264  
Telephone: (608) 267-3817

6. In the event Respondent fails to timely pay forfeiture as ordered or fails to pay costs as ordered or fails to comply with the ordered examination, Respondent's license (No. 9804-40) SHALL BE SUSPENDED, without further notice or hearing, until Respondent has complied with the terms of this Order. The Board or its designee will remove the suspension, if provided with sufficient information that Respondent is in compliance with the Order and that it is inappropriate for the suspension to remain in effect. The Board in its discretion may impose additional conditions and limitations for a violation of any of the terms of this Order.

7. This Order is effective on the date of its signing.

Wisconsin Pharmacy Examining Board

By: James Sumner  
A Member of the Board

4/7/10  
Date