

## WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN  
BEFORE THE PHARMACY EXAMINING BOARD

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IN THE MATTER OF	:	
DISCIPLINARY PROCEEDINGS AGAINST	:	<b>ORDER OF SUMMARY SUSPENSION</b>
GEORGE WALKER, R.Ph.,	:	96 PHM 65
RESPONDENT.	:	

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This matter came before the Board at its regular and properly noticed meeting on November 12, 1996. The appearances were James Harris, Prosecuting Attorney, Michelle Neverman (Department Monitor) and George Walker, R.Ph. The matter was presented on the affidavit and memorandum of Arthur Thexton, Prosecuting Attorney, and the file and statements of the Department Monitor and Mr. Harris. Mr. Walker addressed the Board.

**FINDINGS OF FACT**

1. Respondent George Walker (dob 8/11/36) is and was at all times relevant to the facts set forth herein a registered pharmacist licensed in the State of Wisconsin pursuant to license #6983, originally granted on 4/15/60. Respondent was previously disciplined on 5/11/93, file 88 PHM 11, for various recordkeeping violations and practice errors, and on 9/11/96, for practicing without having renewed his license. His address of record is 7344 Clover Hill Drive, Waunakee, WI 53597.
2. There is probable cause to believe that respondent has violated the Board's order of May 11, 1993, in that he has failed to submit the results of an annual hearing test including an audiogram, despite being specifically reminded and requested to do so. The Board infers that respondent has either disregarded the Board's order, or that he is unable to demonstrate that his hearing is adequate to enable him to function as a pharmacist.
3. The facts cited above give rise to a reasonable inference that respondent is an immediate danger to patients and the public. Respondent's conduct is such that the public health, safety and welfare imperatively require emergency suspension of respondent's license until such time as respondent can demonstrate that he can practice with skill and safety to patient and public.
4. A formal complaint alleging that respondent has committed unprofessional conduct has been filed.
5. Respondent was informed of the Notice and Petition for Summary Suspension on 11/8/96 by service upon his regular place of business, and has acknowledged that he is aware of the petition in a telephone conversation with Prosecuting Attorney Arthur Thexton in the morning of 11/10/96. He appeared at the hearing and did not object to the proceedings.

## CONCLUSION OF LAW

6. The legal requirements for summary suspension pursuant to ch. RL 6, Wis. Adm. Code, have been fulfilled.

## ORDER

NOW, THEREFORE, IT IS ORDERED: the license of George Walker, R.Ph., to practice pharmacy is **SUSPENDED**, pending a final decision and order in this matter, unless the Board shall order otherwise. Respondent shall surrender his credentials to the Board or any department staff requesting them, forthwith.

IT IS FURTHER ORDERED, that upon presenting the results of a complete hearing test including audiogram to the Department Monitor, the Department Monitor may terminate the summary suspension and is delegated the authority to do so. The suspension shall continue until the Department Monitor has notified respondent in writing that the test has been received and is in satisfactory form, and that the suspension is terminated. Respondent may not practice until he has received notice from the Department Monitor that his summary suspension is terminated.

IT IS FURTHER ORDERED, that any action terminating the summary suspension shall not affect any pending complaint against respondent which seeks discipline for violating a board order, and the matters alleged in that complaint shall be considered independently of the summary suspension.

IT IS FURTHER ORDERED, that respondent may request a hearing to show cause why this suspension order should not be continued, and may file such request with Wayne R. Austin, as the Administrative Law Judge assigned to this matter, at Box 8935, Madison, WI 53708-8935. A hearing on such request shall be scheduled within 20 days of the date the ALJ receives such request, unless respondent agrees to a later date.

Dated this November 12, 1996,

WISCONSIN PHARMACY EXAMINING BOARD, by:

  
A member of the board

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