

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



Wisconsin Department of Regulation & Licensing Access to the Public Records of the Reports of Decisions

This Reports of Decisions document was retrieved from the Wisconsin Department of Regulation & Licensing website. These records are open to public view under Wisconsin's Open Records law, sections 19.31-19.39 Wisconsin Statutes.

Please read this agreement prior to viewing the Decision:

- The Reports of Decisions is designed to contain copies of all orders issued by credentialing authorities within the Department of Regulation and Licensing from November, 1998 to the present. In addition, many but not all orders for the time period between 1977 and November, 1998 are posted. Not all orders issued by a credentialing authority constitute a formal disciplinary action.
- Reports of Decisions contains information as it exists at a specific point in time in the Department of Regulation and Licensing data base. Because this data base changes constantly, the Department is not responsible for subsequent entries that update, correct or delete data. The Department is not responsible for notifying prior requesters of updates, modifications, corrections or deletions. All users have the responsibility to determine whether information obtained from this site is still accurate, current and complete.
- There may be discrepancies between the online copies and the original document. Original documents should be consulted as the definitive representation of the order's content. Copies of original orders may be obtained by mailing requests to the Department of Regulation and Licensing, PO Box 8935, Madison, WI 53708-8935. The Department charges copying fees. *All requests must cite the case number, the date of the order, and respondent's name as it appears on the order.*
- Reported decisions may have an appeal pending, and discipline may be stayed during the appeal. Information about the current status of a credential issued by the Department of Regulation and Licensing is shown on the Department's Web Site under "License Lookup." The status of an appeal may be found on court access websites at: <http://ccap.courts.state.wi.us/InternetCourtAccess> and <http://www.courts.state.wi.us/wscca>.
- Records not open to public inspection by statute are not contained on this website.

By viewing this document, you have read the above and agree to the use of the Reports of Decisions subject to the above terms, and that you understand the limitations of this on-line database.

Correcting information on the DRL website: An individual who believes that information on the website is inaccurate may contact the webmaster at web@drl.state.wi.gov

IN THE MATTER OF DISCIPLINARY

PROCEEDINGS AGAINST:

JON D. HERDRICH, R.PH,	FINAL DECISION AND ORDER
RESPONDENT	LS0205144PHM

01 PHM 085

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

Jon D. Herdrich, R.Ph.
156 Laurel Drive South
West Bend, WI 53095

Wisconsin Pharmacy Examining Board
P.O. Box 8935
Madison, WI 53708-8935

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

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 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. Respondent Jon D. Herdrich, R.Ph. (d.o.b. 04/16/64), 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 # 11072, originally granted on March 16, 1988. At all times relevant to this action Respondent was the managing pharmacist of Walgreens store # 3422 in West Bend, Wisconsin.
- 2. On February 6, 2002, and February 21, 2002, the pharmacy practice at Walgreens store # 3422 was observed. Respondent failed to ensure that consultations were provided on refill prescriptions.

CONCLUSIONS OF LAW

- A. The Wisconsin Pharmacy Examining Board has jurisdiction to act in this matter pursuant to §450.10, Wis. Stats. and is authorized to enter into the attached Stipulation pursuant to §227.44(5), Wis. Stats.
- B. The conduct described in paragraph 2, above, violated § Phar 7.01(1)(e). Such conduct constitutes unprofessional conduct within the meaning of the Code and statutes.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED, that the attached Stipulation is accepted.
IT IS FURTHER ORDERED, that, Jon D. Herdrich, R.Ph., is REPRIMANDED for his unprofessional conduct in this matter.

IT IS FURTHER ORDERED, that Respondent as managing pharmacist and with the assistance of the district supervisor shall certify to the Board the completion of a training session of all pharmacists, pharmacy technicians and pharmacy clerks of Walgreens store # 3422 covering the Wisconsin law of consultations and transfers. Respondent shall ensure that the Wisconsin law of consultations and transfers is incorporated into store policies and work flow procedures. Respondent shall have each employee attest that the required training has been completed and is understood.

IT IS FURTHER ORDERED, that respondent shall pay to the Department: COSTS in this matter in the amount of \$ 250.00, and a FORFEITURE of \$ 250.00, all within 30 days of this Order.
IT IS FURTHER ORDERED, that an investigator of the department shall observe the practice of pharmacy at Respondent’s practice location, without advance notice to Respondent, at a time convenient to the department, during each six month period for two years from the date of this Order. Respondent shall cooperate by furnishing respondent’s work schedule upon request.

IT IS FURTHER ORDERED, that pursuant to §227.51(3), Wis. Stats., and ch. RL 6, Wis. Adm. Code, if the Board determines that there is probable cause to believe that respondent has violated any term of this Final Decision and Order, the Board may order that the license of respondent be summarily suspended pending investigation of the alleged violation.

Dated this May 14th, 2002.

WISCONSIN PHARMACY EXAMINING BOARD, by:

Susan Sutter