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STATE OF WISCONSIN

BEFORE THE PHARMACY EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY :
PROCEEDINGS AGAINST : ORDER DENYING
: STAY OF SUSPENSION
: LS9708133PHM
JOHN R. SCHMITT, R.Ph., :
RESPONDENT. :

John R. Schmitt, R.Ph.
2710 Cormier Road
Green Bay, WI 54313

On December 10, 2002, the State of Wisconsin Pharmacy Examining Board reviewed a petition by John R. Schmitt, R.Ph., requesting the board to reinstate a three-month stay of suspension, as provided within the board's *Final Decision and Order*, ("Order") dated August 13, 1997. The board, previously by order dated September 11, 2001, found that granting a stay of suspension constituted a danger to the public health, safety and welfare and accordingly ordered, that the suspension of John R. Schmitt should remain in effect for a minimum of one (1) year from September 11, 2001, and that as a precondition to petitioning the board for any further stay of suspension, the respondent was required to demonstrate to the board full compliance with the terms and conditions of the *Order* for a period of one (1) year preceding the month in which any subsequent petition for a stay of suspension would be filed. The documentation submitted by and on behalf of Schmitt does not demonstrate full compliance with the terms and conditions of the *Order* for a period of one (1) year preceding the month in which the present petition for a stay of suspension was filed. Therefore, based upon the board's review of the current petition and supporting materials:

IT IS HEREBY ORDERED: that John R. Schmitt, R.Ph., is denied a three month stay of the suspension of license #8852 to practice pharmacy in the State of Wisconsin.

Dated: December 10, 2002

STATE OF WISCONSIN
PHARMACY EXAMINING BOARD

Susan L. Sutter, R.Ph.
Chairperson