

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN
BEFORE THE PHARMACY EXAMINING BOARD

IN THE MATTER OF THE DISCIPLINARY :
PROCEEDINGS AGAINST :
 : FINAL DECISION AND ORDER
KENNETH R. LUCKOW, RPh. : LS0312101PHM
RESPONDENT :

Division of Enforcement Case No. 03 PHM 047

The parties to this action for the purposes of section 227.53 of the Wisconsin statute are:

Kenneth R. Luckow
7084 Timblin Drive
West Bend, WI 53090

Department of Regulation and Licensing
Division of Enforcement
PO 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. Kenneth R. Luckow (DOB: 09/05/1940) is duly licensed as a pharmacist in the state of Wisconsin (license # 7381). This license was first granted on 09/18/1964.
2. Respondent’s most recent address on file with the Wisconsin Pharmacy Examining Board is 7084 Timblin Drive, West Bend, WI 53090.
3. At all times relevant to this action, Respondent was working as the managing pharmacist at Aurora Pharmacy,

1054 East Commerce Boulevard, Slinger, Wisconsin.

4. On August 18, 2003, Respondent allowed prescriptions to be dispensed to clients by unlicensed staff without consultation by a pharmacist.

5. In resolution of this matter, Respondent consents to the entry of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

1. The Pharmacy Examining Board has jurisdiction to act in this matter, pursuant to sec. 450.10, Wis. Stats. The Board is authorized to enter into the attached Stipulation and Order, pursuant to sec. 227.44(5), Stats.

2. The conduct described above constitutes grounds for the imposition of discipline against Respondent's Wisconsin license to practice pharmacy, pursuant to secs. 450.10, Wis. Stats. and Wisconsin Administrative Code § Phar 7.01(1)(e).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that

1. Kenneth R. Luckow is REPRIMANDED.

Forfeiture and Costs

2. Within thirty (30) days from date of this Order, the Respondent shall pay to the Department of Regulation and Licensing a FORFEITURE in the amount of TWO HUNDRED FIFTY dollars (\$250.00). Payment shall be made by check or money order, made payable to the Wisconsin Department of Regulation and Licensing and submitted to the Department Monitor.

3. Within thirty (30) days from date of this Order, the Respondent shall pay to the Department of Regulation and Licensing COSTS of the investigation and prosecution of this action in the sum of TWO HUNDRED dollars (\$200.00). Payment shall be made by check or money order, made payable to the Wisconsin Department of Regulation and Licensing and submitted to the Department Monitor.

Department Monitor

4. The Department Monitor is the individual designated by the Board as its agent to coordinate compliance with the terms of this Order. The Department Monitor may be reached as follows:

Department Monitor

Division of Enforcement

PO Box 8935

Madison, WI 53708-8935

TEL (608) 267-3817

FAX (608) 266-2264

SUMMARY SUSPENSION

5. In the event Respondent fails to timely comply with the conditions set forth in ¶¶ 2 and 3 above, Respondent's license (# 7381) to practice pharmacy in the state of Wisconsin SHALL BE SUSPENDED, without further notice or hearing, until Respondent has complied with the terms of this Order.

Effective date of Order

6. This Order shall become effective upon the date of its signing.

WISCONSIN PHARMACY EXAMINING BOARD

By: Susan Sutter

12-10-03

A Member of the Board

Date