

# 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 DISCIPLINARY	:	
PROCEEDINGS AGAINST	:	ORDER DENYING STAY OF
	:	SUSPENSION AND DENYING
JOHN R. SCHMITT, R.Ph.,	:	MODIFICATION OF ORDER
RESPONDENT	:	LS9708133PHM

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John R. Schmitt, R.Ph.  
5509 Woodland St.  
Stevens Point, WI 54481

On April 13, 2005, the State of Wisconsin Pharmacy Examining Board reviewed the documentation submitted in support of the request by John R. Schmitt, R.Ph., for a stay of suspension of his license to practice pharmacy as provided within the board's *Final Decision and Order*, (“*Order*”) dated August 13, 1997. Schmitt also requested a reduction in drug screening frequency and that he be granted hours to work as a pharmacist in charge. The board also reviewed documentation and an oral report provided by the department monitor regarding a conversation the monitor had with a pharmacist working in the NeighborCare pharmacy in Stevens Point where Schmitt is employed wherein the pharmacist stated that Schmitt had worked in that pharmacy unsupervised by a pharmacist in charge. The department monitor also reported that Schmitt failed to have submitted a controlled substances audit as required by the *Order*. The department monitor also reported that Schmitt failed to cause to have submitted for review by the board a plan of care report from his treating physician, as ordered by the board in its February 9, 2005, order.

Based upon the board's review of the documentation submitted:

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.

IT IS FURTHER ORDERED: that the petition to reduce drug screening frequency, is denied.

IT IS FURTHER ORDERED: that the petition to be granted hours to work as a pharmacist in charge, is denied.

IT IS FURTHER ORDERED: that the board liaison shall consider reinstituting the stay of suspension if Schmitt submits to the department monitor evidence of 3 witnessed urine samples for drug screening, the name of his supervising pharmacist, a controlled substances audit as required by the *Order*, and a plan of care report from his treating physician.

IT IS FURTHER ORDERED: that Schmitt shall appear for questioning before the board at its next regularly scheduled meeting on June 22, 2005, as an additional condition to receiving consideration for any further extension of a stay of suspension.

Dated: April 13, 2005

STATE OF WISCONSIN  
PHARMACY EXAMINING BOARD

Michael Bettiga, R.Ph.  
Chairman