

# 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 :  
AURORA PHARMACY, : FINAL DECISION AND ORDER  
: LS0606221PHM

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Division of Enforcement Case # 04 PHM 077

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

Aurora Pharmacy  
4601 Old Peshtigo Road  
Marinette, WI 54143

Division of Enforcement  
Department of Regulation and Licensing  
1400 East Washington Avenue  
P.O. Box 8935  
Madison, WI 53708-8935

Pharmacy Examining Board  
Department of Regulation & Licensing  
1400 East Washington Avenue  
P.O. Box 8935  
Madison, WI 53708-8935

PROCEDURAL HISTORY

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 Pharmacy Examining 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. Aurora Pharmacy, 4601 Old Peshtigo Road, Marinette, Wisconsin, is duly licensed as a pharmacy in the state of Wisconsin (license #42-8228). This license was first granted on September 11, 2002.
2. In April 2004, Aurora Pharmacy failed to have a reporting procedure in place and failed to file a Report of Theft or Loss of Controlled Substances form as provided in Wis. Admin. Code § Phar 8.02(3)(f) when they terminated a pharmacist for drug diversion.
3. In resolution of this matter, Aurora Pharmacy consents to entry of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

1. The Wisconsin Pharmacy Examining Board has jurisdiction to act in this matter, pursuant to Wis. Stats. § 450.10, and is authorized to enter into the attached Stipulation and Order, pursuant to Wis. Stats. § 227.44(5).
2. The conduct described in paragraph 2, above, constitutes a violation of Wis. Admin. Code § Phar 8.02(3)(f).

ORDER

NOW, THEREFORE, IT IS ORDERED that:

1. Aurora Pharmacy (license #42-8228) is hereby REPRIMANDED.

IT IS FURTHER ORDERED that:

2. Respondent shall, within sixty (60) days from the date of this Order, pay a forfeiture of three hundred fifty (\$350.00) dollars.
3. Respondent shall, within sixty (60) days from the date of this Order, pay costs of this proceeding in the amount of two hundred fifty (\$250.00) dollars.

All payments shall be made payable to the Wisconsin Department of Regulation and Licensing, and mailed to:

Department Monitor  
Division of Enforcement  
Department of Regulation and Licensing  
P. O. Box 8935  
Madison, WI 53708-8935  
Tel. (608) 267-3817  
Fax (608) 266-2264

4. Case number 04 PHM 077, shall be, and hereby is, closed without further proceedings.
5. In the event the Respondent fails to pay the forfeiture or the costs as ordered the Respondent's license SHALL BE SUSPENDED until the Respondent has complied with the terms of this Order.
6. This Order is effective on the date of its signing.

PHARMACY EXAMINING BOARD

By: Michael Bettiga  
Member, Wisconsin Pharmacy Examining Board

6/22/2006  
Date