

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**

**LANCE J. LUNDSTAD, R.Ph.,
RESPONDENT.**

**ORDER GRANTING
MODIFICATION
LS0206122PHM**

TO: Lance J. Lundstad, R.Ph.
1819 W. Old Shakopee Road, #122
Bloomington, MN 55431

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

The Pharmacy Examining Board considered this matter at its meeting on July 28, 2010.

BACKGROUND

On June 12, 2002, the Board issued a Final Decision and Order suspending Mr. Lundstad's license to practice as a pharmacist in the State of Wisconsin, Pharmacist license #12304. That suspension is currently stayed, subject to certain conditions and limitations.

Specifically, paragraph 2.c. provides that Respondent shall not be employed as or work in the capacity of a "pharmacist in "charge" as defined in Phar 1.02(9), Wisconsin Administrative Code.

Such Order further requires urine testing for drugs and alcohol pursuant to paragraph 2.b.4)b. as follows:

Unless otherwise ordered by the Board, the Approved Program shall require the testing of urine specimens at a frequency of not less than:

- (1) 96 times for the first year following the date Respondent resumes the practice of pharmacy, or once per week if not practicing pharmacy.
- (2) 72 times for the second year following the date Respondent resumes the practice of pharmacy.
- (3) 48 times each year for the third through fifth years following the date Respondent resumes the practice of pharmacy.

Such Order further requires supervision, monitoring and reporting by a supervising pharmacist of the Respondent, pursuant to paragraphs 2.c.(6) and 2.c.(8).

On or about June 27, 2010, Mr. Lundstad petitioned the Board to modify the Order by eliminating the supervising pharmacist requirement and allowing the Respondent to work as a pharmacist in charge.

Based upon all the information of record, the Board orders the following:

ORDER

NOW, THEREFORE, IT IS ORDERED that the Respondent's petition to allow him to work as a pharmacist in charge, be and hereby is, Granted. Respondent may work 24 hours per week as a pharmacist in charge.

IT IS FURTHER ORDERED that Respondent's request to eliminate the supervising pharmacist requirements, be and hereby is, Denied.

IT IS FURTHER ORDERED that the Respondent shall submit to drug and alcohol screens as follows:

The Approved Program shall require the testing of urine specimens at a frequency of not less than 48 times per year. The Approved Program shall also require the testing of a hair sample at a frequency of not less than 1 time per year.

Respondent is reminded that drug and alcohol testing must be performed by an "Approved Program" pursuant to the Final Decision and Order of June 12, 2002 paragraph 2.b.(4).

IT IS FURTHER ORDERED that the Respondent must comply with all other provisions of the Final Decision and Order of June 12, 2002. Pursuant to such Order, the Board will not consider restoring the Respondent's license to full, unlimited status until "after completion of five years of practice of pharmacy in compliance with all terms and conditions of this Order, and a demonstration that respondent may practice pharmacy without condition or limitation with skill and safety to patient and public."

IT IS FURTHER ORDERED that the Respondent shall comply with any other monitoring orders of other states as required by such states to do so.

IT IS FURTHER ORDERED that the Respondent shall provide any and all evaluations completed with regard to the Respondent's sobriety and ability to perform as a pharmacist in Wisconsin which have not previously been provided to the Board.

Dated this 3 day of September, 2010.

Pharmacy Examining Board

By: Jeanne Severson *nw)
Jeanne Severson, R.Ph., Chairperson