

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN
BEFORE THE PHARMACY EXAMINING BOARD

IN THE MATTER OF	:	ORDER GRANTING
THE LICENSE OF	:	FULL LICENSURE
	:	
SHELDON A. BERNSTEIN, R.Ph.,	:	ORDER0000589
RESPONDENT	:	

TO: Sheldon A. Bernstein	Department Monitor
5256 North Shoreland Avenue	Division of Enforcement
Whitefish Bay, WI 53217	1400 East Washington Avenue
	Madison, Wisconsin 53703

The Pharmacy Examining Board considered this matter at its meeting on October 26, 2011.

PROCEDURAL HISTORY

On December 15, 2010, the Board issued a Final Decision and Order that included requiring Sheldon A. Bernstein, license number 8627-40, to provide proof that he has taken and successfully completed the Multi-state Pharmacy Jurisprudence Examination within 180 days of the date of the Order. Based thereon, the Board makes the following:

FINDINGS OF FACT

1. On May 27, 2011, Mr. Bernstein took the Multi-state Pharmacy Jurisprudence Examination and failed to achieve a passing score.
2. On September 26, 2011, the Board issued an Order Limiting License to Mr. Bernstein due to his failure to successfully complete the examination within the required timeframe pursuant to the Final Decision and Order dated December 15, 2010. The Order Limiting License dated September 26, 2011 prohibited Mr. Bernstein from working as a pharmacist without another pharmacist physically present and further prohibited Mr. Bernstein from being employed as or working in the capacity of a "pharmacist in charge" as defined in Wis. Admin. Code § Phar 1.02(9).
3. On October 4, 2011, Mr. Bernstein petitioned the Board to remove the limitations on his license from the Order Limiting License dated September 26, 2011.
4. On or about October 24, 2011, the Department of Safety and Professional Services received information that Mr. Bernstein completed the Multi-state Pharmacy Jurisprudence Examination and achieved a passing score.
5. On October 26, 2011, the Board reviewed Mr. Bernstein's petition and all of the information of record. The Board determined that Mr. Bernstein was in compliance with the terms of the Final Decision and Order dated December 15, 2010. Based upon all the information of record, the Board finds that the Order below is necessary to ensure the safety and protection of the public, and orders the following:

ORDER

NOW, THEREFORE, IT IS ORDERED that Sheldon A. Bernstein's petition to remove all conditions and limitations on his license and to reinstate him to full licensure status to practice as a pharmacist, license number 8627-40, is hereby GRANTED.

This Order is effective on the date signed below.

STATE OF WISCONSIN
PHARMACY EXAMINING BOARD

By: Jason Walker-Crawford

Date: 11/4/11

Jason Walker-Crawford
Chairperson

