

## WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN  
BEFORE THE PHARMACY EXAMINING BOARD

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IN THE MATTER OF DISCIPLINARY  
PROCEEDINGS AGAINST

AMANDA M. GRYCOWSKI, R.PH.,  
RESPONDENT.

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FINAL DECISION AND ORDER

**0004731**

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Division of Legal Services and Compliance Case No. 14 PHM 128

The parties to this action for the purpose of Wis. Stat. § 227.53 are:

Amanda M. Grycowski, R.Ph.  
2201 Woodlawn Lane  
Appleton, WI 54914

Wisconsin Pharmacy Examining Board  
P.O. Box 8366  
Madison, WI 53708-8366

Division of Legal Services and Compliance  
Department of Safety and Professional Services  
P.O. Box 7190  
Madison, WI 53707-7190

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final disposition of this matter, subject to the approval of the Pharmacy Examining Board (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, Conclusions of Law and Order.

FINDINGS OF FACT

1. Respondent Amanda M. Grycowski, R.Ph., (dob October 29, 1979) is licensed in the state of Wisconsin to practice pharmacy, having license number 14579-40, first issued on November 7, 2005 and current through May 31, 2016. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is 2201 Woodlawn Lane, Appleton, Wisconsin 54914.

2. At all times relevant to this proceeding, Respondent was employed as a pharmacist at pharmacy (Pharmacy), located in Oshkosh, Wisconsin.

3. On September 22, 2014, Respondent dispensed three (3) prescriptions for Patient A; oxycodone 15 mg immediate release – 120 tablets, Oxycontin® 20 mg – 60 tablets, and omeprazole 40 mg – 60 tablets.

4. When Patient A picked-up her prescriptions she discovered that she had received 20 tablets of the oxycodone instead of the prescribed 120 tablets. Before Patient A left the additional 100 tablets were added to the prescription bottle.

5. Upon arriving home, Patient A checked the other prescriptions and discovered that she had been given oxycodone instead of the prescribed Oxycontin®.

6. Patient A returned to the Pharmacy and was given the correct prescription.

7. On March 30, 2015, Respondent, in an interview with a Department investigator, admitted to dispensing oxycodone instead of Oxycontin® to Patient A.

8. Respondent contends that one of the scanners was bad and caused the prescription to be “fuzzy” and that she “couldn’t quite read” it due to the scanner quality. Respondent acknowledged that she should have checked the hard copy to double check the prescription.

9. Respondent further admitted that she forgot to add the additional 100 tablet bottle of oxycodone 15 mg immediate release to the prescription bottle after the 20 tablets had been counted.

10. Respondent failed to take reasonable steps to confirm accuracy of the fill when she was unable to read the prescription on the inadequate electronic copy.

11. In resolution of this matter, Respondent consents to the 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. Stat. § 450.10(1), and is authorized to enter into the attached Stipulation pursuant to Wis. Stat. § 227.44(5).

2. By the conduct described in the Findings of Fact, Amanda M. Grycowski, R.Ph., engaged in unprofessional conduct as defined by Wis. Admin. Code § Phar 10.03(2), by practicing in a manner which substantially departs from the standard of care ordinarily exercised by a pharmacist which harmed or could have harmed a patient.

3. As a result of the above violations, Amanda M. Grycowski, R.Ph., is subject to discipline pursuant to Wis. Stat. § 450.10(1)(b)1.

#### ORDER

1. The attached Stipulation is accepted.

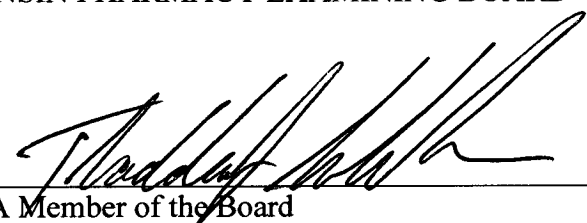
2. Respondent Amanda M. Grycowski, R.Ph., is REPRIMANDED.
3. Within ninety (90) days from the date of this Order, Amanda M. Grycowski, R.Ph., shall pay COSTS of this matter in the amount of \$325.00.
4. Payment of costs (made payable to the Wisconsin Department of Safety and Professional Services) shall be sent by Respondent to the Department Monitor at the address below:

Department Monitor  
Division of Legal Services and Compliance  
Department of Safety and Professional Services  
P.O. Box 7190, Madison, WI 53707-7190  
Telephone (608) 267-3817; Fax (608) 266-2264  
[DSPSMonitoring@wisconsin.gov](mailto:DSPSMonitoring@wisconsin.gov)

5. Violation of any of the terms of this Order may be construed as conduct imperiling public health, safety and welfare and may result in a summary suspension of Respondent's license. The Board in its discretion may in the alternative impose additional conditions and limitations or other additional discipline for a violation of any of the terms of this Order. In the event Respondent fails to timely submit payment of costs as ordered, Respondent's license (no. 14579-40) may, in the discretion of the Board or its designee, be SUSPENDED, without further notice or hearing, until Respondent has complied with payment of costs.

6. This Order is effective on the date of its signing.

WISCONSIN PHARMACY EXAMINING BOARD

by:   
A Member of the Board

5/25/14  
Date

STATE OF WISCONSIN  
BEFORE THE PHARMACY EXAMINING BOARD

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IN THE MATTER OF DISCIPLINARY  
PROCEEDINGS AGAINST

AMANDA M. GRYCOWSKI, R.PH.,  
RESPONDENT.

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STIPULATION

0004731

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Division of Legal Services and Compliance Case No. 14 PHM 128

Respondent Amanda M. Grycowski, R.Ph., and the Division of Legal Services and Compliance, Department of Safety and Professional Services stipulate as follows:

1. This Stipulation is entered into as a result of a pending investigation by the Division of Legal Services and Compliance. Respondent consents to the resolution of this investigation by Stipulation.

2. Respondent understands that by signing this Stipulation, Respondent voluntarily and knowingly waives the following rights:

- the right to a hearing on the allegations against Respondent, at which time the State has the burden of proving those allegations by a preponderance of the evidence;
- the right to confront and cross-examine the witnesses against Respondent;
- the right to call witnesses on Respondent's behalf and to compel their attendance by subpoena;
- the right to testify on Respondent's own behalf;
- the right to file objections to any proposed decision and to present briefs or oral arguments to the officials who are to render the final decision;
- the right to petition for rehearing; and
- all other applicable rights afforded to Respondent under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin Administrative Code, and other provisions of state or federal law.

3. Respondent is aware of Respondent's right to seek legal representation and has been provided an opportunity to obtain legal counsel before signing this Stipulation.

4. Respondent agrees to the adoption of the attached Final Decision and Order by the Wisconsin Pharmacy Examining (Board). The parties to the Stipulation consent to the entry of the attached Final Decision and Order without further notice, pleading, appearance or consent of the parties. Respondent waives all rights to any appeal of the Board's order, if adopted in the form as attached.

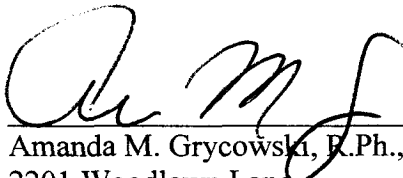
5. If the terms of this Stipulation are not acceptable to the Board, the parties shall not be bound by the contents of this Stipulation, and the matter shall then be returned to the Division

of Legal Services and Compliance for further proceedings. In the event that the Stipulation is not accepted by the Board, the parties agree not to contend that the Board has been prejudiced or biased in any manner by the consideration of this attempted resolution.

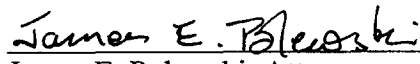
6. The parties to this Stipulation agree that the attorney or other agent for the Division of Legal Services and Compliance and any member of the Board ever assigned as an advisor in this investigation may appear before the Board in open or closed session, without the presence of Respondent, for purposes of speaking in support of this agreement and answering questions that any member of the Board may have in connection with deliberations on the Stipulation. Additionally, any such advisor may vote on whether the Board should accept this Stipulation and issue the attached Final Decision and Order.

7. Respondent is informed that should the Board adopt this Stipulation, the Board's Final Decision and Order is a public record and will be published in accordance with standard Department procedure.

8. The Division of Legal Services and Compliance joins Respondent in recommending the Board adopt this Stipulation and issue the attached Final Decision and Order.

  
Amanda M. Grycowski, R.Ph., Respondent  
2201 Woodlawn Lane  
Appleton, WI 54914  
License no. 14579-40

3-23-16  
Date

  
James E. Polewski, Attorney  
Department of Safety and Professional Services  
Division of Legal Services and Compliance  
P.O. Box 7190  
Madison, WI 53707-7190

March 10, 2016  
Date