



**MEDICAL EXAMINING BOARD
DISCIPLINARY GUIDELINES COMMITTEE
Room 121A, 1400 East Washington Avenue, Madison
Contact: Tom Ryan (608) 266-2112
April 16, 2014**

The following agenda describes the issues that the Committee plans to consider at the meeting. At the time of the meeting, items may be removed from the agenda. Please consult the meeting minutes for a record of the actions of the Committee.

AGENDA

12:00 P.M.

(Immediately following the full Medical Examining Board Meeting)

OPEN SESSION – CALL TO ORDER – ROLL CALL

- A) Adoption of Agenda**
- B) Approval of Minutes of February 19, 2014 (2-3)**
- C) Administrative Updates**
 - 1) Staff Updates
- D) Medical Examining Board Historical Decisions and Orders Data Analysis Report (4-37)**

ADJOURNMENT

**MEDICAL EXAMINING BOARD
DISCIPLINARY GUIDELINES COMMITTEE
MEETING MINUTES
February 19, 2014**

PRESENT: Kenneth Simons, MD; Greg Collins; Timothy Swan, MD

STAFF: Tom Ryan, Executive Director; Pam Stach, Legal Counsel; Daniel Agne, Bureau Assistant; and other Department staff

CALL TO ORDER

Tom Ryan, Executive Director, called the meeting to order at 1:12 P.M. A quorum of three (3) members was confirmed.

ADOPTION OF AGENDA

MOTION: Greg Collins moved, seconded by Timothy Swan, to adopt the agenda as published. Motion carried unanimously.

APPROVAL OF MINUTES

MOTION: Greg Collins moved, seconded by Timothy Swan, to approve the minutes of September 18, 2013 as published. Motion carried unanimously.

ADMINISTRATIVE UPDATES

ELECTION OF OFFICERS

COMMITTEE CHAIR

NOMINATION: Timothy Swan nominated Kenneth Simons for the Office of Committee Chair. Nomination carried.

Tom Ryan called for other nominations three (3) times.

Kenneth Simons was elected as Committee Chair.

VICE CHAIR

NOMINATION: Kenneth Simons nominated Timothy Swan for the Office of Vice Chair. Nomination carried.

Tom Ryan called for other nominations three (3) times.

Timothy Swan was elected as Vice Chair.

SECRETARY

NOMINATION: Timothy Swan nominated Greg Collins for the Office of Secretary. Nomination carried.

Tom Ryan called for other nominations three (3) times.

Greg Collins was elected as Secretary.

2014 ELECTION RESULTS	
Committee Chair	Kenneth Simons
Vice Chair	Timothy Swan
Secretary	Greg Collins

DISCIPLINARY GUIDELINES REPORT

MOTION: Timothy Swan moved, seconded by Greg Collins, to request the Department provide the Committee with the number of instances of each action taken from 2003 to 2013, ordered by applicable rule and/or statute, and sortable by year, with the expectation that the results be presented to the Committee at the April 2014 meeting. Motion carried unanimously.

INFORMATIONAL ITEM: LETTER FROM SENATOR CULLEN

MOTION: Greg Collins moved, seconded by Timothy Swan, to authorize Committee Chair Kenneth Simons to correspond with Senator Cullen to provide updates on the Disciplinary Guidelines Committee Report. Motion carried unanimously.

MOTION: Greg Collins moved, seconded by Timothy Swan, to authorize Tom Ryan to convey the Committee’s request that the issues raised in the first paragraph of Senator Cullen’s letter be addressed. Motion carried unanimously.

ADJOURNMENT

MOTION: Timothy Swan moved, seconded by Greg Collins, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 1:58 P.M.

**State of Wisconsin
Department of Safety and Professional Services**

AGENDA REQUEST FORM

Name and Title of Person Submitting the Request: Janie Brischke, Beth Cramton and Pam Stach Division of Legal Services and Compliance		Date When Request Submitted: April 4, 2014 Items will be considered late if submitted after 4:30 p.m. and less than: <ul style="list-style-type: none"> ▪ 10 work days before the meeting for Medical Board ▪ 14 work days before meeting for all other boards 	
Name of Board, Committee, Council: Medical Examining Board Disciplinary Committee			
Board Meeting Date: April 16, 2014	Attachments: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	How should the item be titled on the agenda page? Medical Examining Board Historical Decisions and Orders Data Analysis Report	
Place Item in: <input type="checkbox"/> Open Session <input checked="" type="checkbox"/> Closed Session <input type="checkbox"/> Both	Is an appearance before the Board being scheduled? If yes, by whom? <input checked="" type="checkbox"/> Yes by Janie Brischke & Beth Cramton <input type="checkbox"/> No	Name of Case Advisor(s), if required:	
Describe the issue and action the Board should address: Committee review of proposed Medical Examining Board Historical Decisions and Orders Data Analysis Report.			
Authorization:			
Signature of person making this request		Date	
Supervisor signature (if required)		Date	
Executive Director signature (indicates approval to add late items to agenda)		Date	
<u>Directions for including supporting documents:</u> 1. This form should be attached to any documents submitted to the agenda. 2. Post Agenda Deadline items must be authorized by a Supervisor and the Board's Executive Director. 3. If necessary, Provide original documents needing Board Chairperson signature to the Bureau Assistant prior to the start of a meeting.			

STATE OF WISCONSIN

DEPARTMENT OF SAFETY & PROFESSIONAL SERVICES

MEDICAL EXAMINING BOARD

FINAL DECISIONS and ORDERS HISTORICAL DATA ANALYSIS

(Based on data from January 1, 2003 – December 31, 2013)



WISCONSIN MEDICAL EXAMINING BOARD

FINAL DECISIONS and ORDERS HISTORICAL DATA REPORT

March 2014

Information to consider when reviewing the attached report:

1. The report represents 11 years of Final Decisions and Orders by the Medical Examining Board. The Orders were issued between January 1, 2003 and December 31, 2013.
2. The data represents actions involving MD's and DO's.
3. This report includes Non-disciplinary options available to the Board such as Administrative Warnings, Remedial Education Orders and Surrender Orders without a finding of a violation. *Note: Administrative Warning data is reflected for the years 2010 – 2013. Administrative Warnings may have been issued during the years 2003 – 2009 but were not included in this study.*
4. Orders without findings (in which Respondent keeps license but surrenders registration and may not practice) may include :
 - Surrender/Agreement not to renew;
 - Retirement from the practice of medicine and surgery
5. Surrenders with findings are disciplines and may include the following:
 - Surrender/ Agreement permanent;
 - Surrender/ Agreement – renew upon conditions being met such as: payment of costs, passage of time, in-depth training, proof of successful behavior changes;
 - Surrender/ Agreement – reapply Board may impose limitations, including proof of maintenance of competence.
6. The various forms of disciplines ordered are identified in the “Disciplinary” section below the “Maximum” and “Minimum” disciplines for each Wisconsin Administrative Code provision.
7. A discipline with an asterisk (*) indicates that the discipline issued also involved other rule or statute violations.

MEDICAL EXAMINING BOARD OF WISCONSIN

AGGRAVATING and MITIGATING FACTORS

After a violation has been established, the Board may consider aggravating and mitigating circumstances in deciding the appropriate discipline. The aggravating and mitigating factors set forth below are some of the factors the Board may consider. The Board may take into consideration other factors in aggravation or mitigation offered by the parties.

AGGRAVATING CIRCUMSTANCES

Aggravating circumstances are any factors or evidence regarding the respondent or the violation that might justify an increase in the degree of discipline to be imposed. Aggravating factors may include, but are not limited to:

- a) Prior disciplinary history/actions.
- b) Multiple violations involved in the case
- c) Pattern of similar violations (prior discipline and prior similar discipline)
- d) Significant harm (financial or physical) to a patient, institution, a consumer or others
- e) Failure/refusal to correct misconduct when warranted
- f) Evidence that the violation was willful or intentional
- g) Evidence that the violation was grossly negligent
- h) Failure to exercise due diligence in the supervision of others
- i) Refusal to acknowledge/admit violation
- j) Lack of cooperation with investigation
- k) Submission of false statements or evidence, or other deceptive practices (e.g., creating or adding to a record, document file after investigation initiated)
- l) Intimidation of or threats to witnesses or others involved with the investigation
- m) Dishonest or selfish motive
- n) Use/abuse of position of trust, or of licensee status, to accomplish the deception, theft, boundaries violation or other misconduct.
- o) Where an individual has a duty to disclose information to the Board, the extent of delay in disclosing all or part of the information, including the failure to self-report relapse immediately to the Board as required.

MITIGATING CIRCUMSTANCES

Mitigating circumstances are any factors or evidence regarding the respondent or the violation that might justify a reduction in the degree of discipline to be imposed.

Mitigating factors may include, but are not limited to:

- a) Length of time since the date of violation
- b) No prior disciplinary history
- c) No other complaints currently pending against licensee
- d) No pattern of similar offenses
- e) No evidence that the violation was willful or intentional
- f) No evidence that the violation was grossly negligent
- g) License level at the time of violation (length of experience in profession)
- h) Licensee was under the supervision of another professional at the time (e.g., trainees)
- i) Additional education taken and/or experience gained after violation occurred
- j) Full cooperation with the Board/investigation
- k) Little or no financial or physical harm to patient, client, consumer or others
- l) Timely mitigation or correction of deficiency or loss
- m) Understanding and acknowledgement of violation
- n) Personal problems such as physical, mental or emotional problems or substance abuse at the time of the violation that have since been addressed
- o) Isolated incident unlikely to recur
- p) Full and free disclosure to Board when done in a timely manner.
- q) Interim rehabilitation or remedial measures

WISCONSIN MEDICAL EXAMINING BOARD
HISTORICAL FINAL DECISIONS and ORDERS DATA ANALYSIS
MARCH 2014

(Based on Orders issued to MD's and DO's from January, 1 2003 – December 31, 2013)

Med 10.03(1) Dishonesty and Character

Med 10.03(1)(a) Violating or attempting to violate ch. 448, Stats., or any provision, condition, or term of a valid rule or order of the board.

Disciplinary

- Maximum: Revocation
- Minimum: Reprimand

Total	Discipline	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
1	Limitation restricting practice						1					
1	Limitation restricting practice (Interim Order)*							1				
1	Limitation; Maintain compliance with each term of another state order			1								
1	Reprimand								1			
1	Reprimand*										1	
1	Reprimand; Limitation - Maintain compliance with each term of another state order. Upon commencement of the practice of medicine and surgery in the State of Wisconsin, license shall be suspended and limited*	1										
4	Reprimand; Limitation requiring education/testing									1	3	
3	Reprimand; Limitation requiring education/testing*			2	1							
1	Reprimand; Limitation requiring education/testing, mentor/supervision, restricting practice*								1			
1	Reprimand; Limitation requiring education/testing, restricting practice, treatment*					1						
1	Reprimand; Limitation requiring education/testing, restricting practice			1								
1	Reprimand; Maintain compliance with each term of another state order			1								
1	Revocation	1										
2	Revocation*					1						1
2	Surrender			1					1			
3	Surrender*	1		1					1			
6	Suspension	5				1						
1	Suspension (Stayed); Limitation – Maintain compliance with each term of another state order*		1									
1	Suspension (Summary)				1							
1	Suspension (Summary) cont'd – Limitation requiring education/testing, mentor/supervision, reports, restricting practice*		1									
2	Suspension (Summary)*		1				1					
1	Suspension*	1										
1	Suspension; Limitation requiring education/testing, mentor/supervision, restricting practice*				1							
38	Total	9	3	7	3	3	2	1	4	1	4	1

* indicates that the discipline issued involved other rule or statute violations

Non-Disciplinary (There may have been Administrative Warnings issued during the years 2003 – 2009 but they were not included in this study)

Total	Other Action	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
2	Administrative Warning (AW)		1	1		n/a						
3	Administrative Warning (AW)*	1	1		1	n/a						
1	Surrender*	1										
6	Total	2	2	1	1	0	0	0	0	0	0	0

Med 10.03(1) Dishonesty and Character

Med 10.03(1)(b) Knowingly engaging in fraud or misrepresentation or dishonesty in applying, for or procuring a medical license, by examination for a medical license, or in connection with applying for or procuring periodic renewal of a medical license, or in otherwise maintaining such licensure.

Disciplinary

- **Maximum:** Surrender
- **Minimum:** Reprimand

Total	Discipline	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
1	Reprimand		1									
1	Reprimand*		1									
2	Reprimand; Limitation requiring education/testing*		1						1			
2	Surrender*		1				1					
1	Suspension*					1						
7	Total	0	4	0	0	1	1	0	1	0	0	0

Non-Disciplinary

(There may have been Administrative Warnings issued during the years 2003 – 2009 but they were not included in this study)

Total	Other Action	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
1	Administrative Warning (AW)				1	n/a						
1	Total	0	0	0	1	0	0	0	0	0	0	0

Med 10.03(1) Dishonesty and Character

Med 10.03(1)(c) Knowingly giving false, fraudulent, or deceptive testimony while serving as an expert witness.

Disciplinary: None

Non-Disciplinary: None for the years 2010 – 2013. (There may have been Administrative Warnings issued during the years 2003 – 2009 but they were not included in this study)

* indicates that the discipline issued involved other rule or statute violations

Med 10.03(1) Dishonesty and Character

Med 10.03(1)(d) Employing illegal or unethical business practices.

Disciplinary

- **Maximum:** Revocation
- **Minimum:** Reprimand

Total	Discipline	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
1	Reprimand*				1							
4	Reprimand; Limitation requiring education/testing*				1	1		1	1			
1	Reprimand; Limitation requiring education/testing, mentor/supervision, reports, restricting practice*					1						
1	Reprimand; Limitation requiring education/testing, restricting practice, treatment*					1						
1	Reprimand; Limitation requiring education/testing, treatment			1								
1	Revocation*					1						
3	Surrender*	2						1				
1	Suspension (Stayed)*					1						
1	Suspension (Summary)*							1				
1	Suspension*					1						
1	Suspension; Limitation requiring education/testing, compliance with terms of Judgment in criminal case*	1										
1	Suspension; Limitation requiring education/testing, mentor/supervision, restricting practice*				1							
1	Suspension; Limitation requiring education/testing, restricting practice*	1										
18	Total	4	0	1	3	6	0	3	1	0	0	0

Non-Disciplinary: None for the years 2010 – 2013. (There may have been Administrative Warnings issued during the years 2003 – 2009 but they were not included in this study)

Med 10.03(1) Dishonesty and Character

Med 10.03(1)(e) Knowingly, negligently, or recklessly making any false statement, written or oral, in the practice of medicine and surgery which creates an unacceptable risk of harm to a patient, the public, or both.

Disciplinary

- **Maximum:** Revocation
- **Minimum:** Reprimand

Total	Discipline	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
1	Limitation requiring education/testing, mentor/supervision, restricting practice*										1	
1	Reprimand*		1									
2	Revocation*										1	1
1	Surrender*	1										
1	Suspension; Limitation requiring education/testing, restricting practice*	1										
6	Total	2	1	0	0	0	0	0	0	0	2	1

* indicates that the discipline issued involved other rule or statute violations

Non-Disciplinary: None for the years 2010 – 2013. (There may have been Administrative Warnings issued during the years 2003 – 2009 but they were not included in this study)

Med 10.03(1) Dishonesty and Character

Med 10.03(1)(f) Engaging in any act of fraud, deceit, or misrepresentation, including acts of omission to the board or any person acting on the board's behalf.

Disciplinary

- **Maximum:** Reprimand; Limitation restricting practice, shall not re-register
- **Minimum:** Reprimand; Limitation requiring testing or undergo an assessment and comply with requirements

Total	Discipline	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
1	Reprimand; Limitation requiring education/testing, mentor/supervision, reports, restricting practice*	1										
1	Reprimand; Limitation requiring testing or undergo an assessment and comply with requirements*	1										
1	Reprimand; Limitation restricting practice, shall not re-register*	1										
3	Total	3	0	0	0	0	0	0	0	0	0	0

Non-Disciplinary: None for the years 2010 – 2013 (There may have been Administrative Warnings issued during the years 2003 – 2009 but they were not included in this study)

Med 10.03(1) Dishonesty and Character

Med 10.03(1)(g) Obtaining any fee by fraud, deceit, or misrepresentation.

Disciplinary

- **Maximum:** Reprimand; Limitation requiring education/testing
- **Minimum:** Surrender

Total	Discipline	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
2	Reprimand; Limitation requiring education/testing*		1						1			
1	Reprimand; Limitation requiring education/testing, restricting practice*						1					
2	Surrender*	1								1		
1	Suspension (Summary)							1				
1	Suspension; Limitation requiring education/testing, compliance with terms of Judgment in criminal case*	1										
1	Suspension; Limitation requiring education/testing, restricting practice*	1										
1	Suspension; Limitation requiring treatment*							1				
9	Total	3	1	0	0	0	1	2	1	1	0	0

* indicates that the discipline issued involved other rule or statute violations

Non-Disciplinary (There may have been Administrative Warnings issued during the years 2003 – 2009 but they were not included in this study)

Total	Other Action	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
1	Administrative Warning (AW)			1		n/a						
1	Total	0	0	1	0	0	0	0	0	0	0	0

Med 10.03(1) Dishonesty and Character

Med 10.03(1)(h) Directly or indirectly giving or receiving any fee, commission, rebate, or other compensation for professional services not actually and personally rendered, unless allowed by law. This prohibition does not preclude the legal functioning of lawful professional partnerships, corporations, or associations.

Disciplinary

- **Maximum:** Surrender*
- **Minimum:** Reprimand*

Total	Discipline	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
1	Reprimand*	1										
1	Surrender*	1										
1	Suspension; Limitation requiring education/testing, restricting practice*	1										
3	Total	3	0	0	0	0	0	0	0	0	0	0

Non-Disciplinary: None for the years 2010 – 2013 (There may have been Administrative Warnings issued during the years 2003 – 2009 but they were not included in this study)

Med 10.03(1) Dishonesty and Character

Med 10.03(1)(i) Representing or claiming as true the appearance that a physician possesses a medical specialty certification by a board recognized certifying organization, such as the American Board of Medical Specialties, or the American Osteopathic Association, if it is not true.

Disciplinary: None

Non-Disciplinary: None for the years 2010 – 2013 (There may have been Administrative Warnings issued during the years 2003 – 2009 but they were not included in this study)

Med 10.03(1) Dishonesty and Character

Med 10.03(1)(j) Engaging in uninvited in-person solicitation of actual or potential patients who, because of their particular circumstances, may be vulnerable to undue influence.

Disciplinary: None

Non-Disciplinary: None for the years 2010 – 2013. (There may have been Administrative Warnings issued during the years 2003 – 2009 but they were not included in this study)

* indicates that the discipline issued involved other rule or statute violations

Med 10.03(1) Dishonesty and Character

Med 10.03(1)(k) Engaging in false, misleading, or deceptive advertising.

Disciplinary: None

Non-Disciplinary: None for the years 2010 – 2013. (There may have been Administrative Warnings issued during the years 2003 – 2009 but they were not included in this study)

Med 10.03(1) Dishonesty and Character

Med 10.03(1)(L) Failure to adequately supervise delegated medical acts performed by licensed or unlicensed personnel.

Disciplinary

- Maximum: Suspension; Limitation requiring education/testing, restricting practice*
- Minimum: Suspension; Limitation requiring education/testing, restricting practice*

Total	Discipline	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
1	Suspension; Limitation requiring education/testing, restricting practice*	1										
1	Total	1	0	0	0	0	0	0	0	0	0	0

Non-Disciplinary: None for the years 2010 – 2013. (There may have been Administrative Warnings issued during the years 2003 – 2009 but they were not included in this study)

Med 10.03(2) Direct Patient Care Violations

Med 10.03(2)(a) Practicing or attempting to practice under any license when unable or unwilling to do so with reasonable skill and safety. A certified copy of an order issued by a court of competent jurisdiction finding that a person is mentally incompetent is conclusive evidence that the physician was, for any period covered by the order, unable to practice medicine and surgery with reasonable skill and safety. (Impairment)

Disciplinary

- Maximum: Revocation
- Minimum: If reapply Board may impose limitations*

Total	Discipline	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
1	If reapply Board may impose limitations*		1									
1	Limitation – Maintain compliance with each term of another state order*											1
1	Limitation requiring education/testing, mentor/supervision, restricting practice,	1										
1	Limitation requiring education/testing, reports*	1										
2	Limitation restricting practice					1				1		
1	Limitation restricting practice (Interim Order)*							1				
1	Limitation restricting practice, treatment							1				
1	Reprimand						1					

* indicates that the discipline issued involved other rule or statute violations

Med 10.03(2)(a) – Disciplinary continued

	Discipline	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
1	Reprimand; Limitation - Maintain compliance with each term of another state order. Upon commencement of the practice of medicine and surgery in the State of Wisconsin, license shall be suspended and limited*	1										
2	Reprimand; Limitation – Maintain compliance with each term of another state order*	1	1									
1	Reprimand; Limitation requiring education/testing, mentor/supervision, reports, screens, treatment*		1									
1	Reprimand; Limitation restricting practice, shall not re-register*	1										
1	Revocation*	1										
3	Surrender			1	1	1						
6	Surrender*	2	2		1	1						
2	Suspension	1				1						
1	Suspension (Interim Order)	1										
1	Suspension (Stayed)										1	
3	Suspension (Stayed)*					1					1	1
2	Suspension (Stayed); Limitation – Maintain compliance with each term of another state order*		2									
1	Suspension (Stayed); Limitation requiring education/testing, mentor/supervision, reports, screens, treatment*			1								
2	Suspension (Stayed); Limitation requiring reports, restricting practice, screens, treatment*	1	1									
2	Suspension (Stayed); Limitation requiring treatment*							2				
2	Suspension (Stayed); Limitation requiring reports, screens, treatment*	1	1									
3	Suspension (Summary)			1		2						
1	Suspension (Summary) cont'd – Limitation requiring education/testing, mentor/supervision, reports, restricting practice*		1									
5	Suspension (Summary)*	1	1	1		1	1					
7	Suspension*	1	3			2	1					
1	Suspension; Limitation requiring assessment, reports, screens, treatment*		1									
1	Suspension; Limitation requiring mentor/supervision, reports, restricting practice, screens, treatment				1							
2	Suspension; Limitation requiring reports, restricting practice, screens, treatment*	2										
3	Suspension; Limitation requiring reports, screens, supervision, treatment*				1							
4	Suspension; Limitation requiring treatment*							2				2
65	Total	16	15	4	4	10	3	6	0	1	2	4

Non-Disciplinary (No Administrative Warnings were issued for the years 2010 – 2013. There may have been Administrative Warnings issued during the years 2003 – 2009 but they were not included in this study)

Total	Other Action	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
2	Comply with all aspects of treatment and testing required by the program in which currently enrolled*		2									
1	Limitation requiring assessment/psychological exam, restricting practice (Interim Order)			1								
1	Limitation restricting practice (Interim Order)*							1				
9	Surrender	2		1	2	1		1			1	1
1	Surrender*	1										
14	Total	3	2	2	2	1	0	2	0	0	1	1

* indicates that the discipline issued involved other rule or statute violations

Med 10.03(2) Direct Patient Care Violations

Med 10.03(2)(b) Departing from or failing to conform to the standard of minimally competent medical practice which creates an unacceptable risk of harm to a patient or the public whether or not the act or omission resulted in actual harm to any person. (Danger rule)

Disciplinary

- **Maximum:** Revocation
- **Minimum:** Reprimand

Total	Discipline	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
1	Let license lapse					1						
1	Limitation requiring assessment				1							
1	Limitation requiring assessment, education/testing, mentor/supervision, reports											1
16	Limitation requiring education/testing		1		1	1		2	2	3	5	1
1	Limitation requiring education/testing*		1									
1	Limitation requiring education/testing, mentor/supervision*						1					
1	Limitation requiring education/testing, mentor/supervision, restricting practice						1					
2	Limitation requiring education/testing, mentor/supervision, restricting practice*							1			1	
1	Limitation requiring education/testing, reports				1							
1	Limitation requiring education/testing, reports*	1										
3	Limitation requiring education/testing, restricting practice							2		1		
1	Limitation requiring mentor/supervision											1
1	Limitation requiring mentor/supervision, testing								1			
3	Limitation restricting practice					2					1	
1	Limitation restricting practice (Interim Order)*		1									
31	Reprimand	4	5	5	2	3	3	2	4	2		1
10	Reprimand*	5	2		1		2					
1	Reprimand: Limitation requiring assessment											1
1	Reprimand: Limitation requiring assessment, education/testing							1				
1	Reprimand: Limitation requiring assessment, education/testing, mentor, reports, restricting practice*		1									
1	Reprimand: Limitation requiring assessment, restricting practice*											1
52	Reprimand: Limitation requiring education/testing	5	4	7	5	5	2	4	9	8	2	1
17	Reprimand: Limitation requiring education/testing*	2	6	2	1		1	3	2			
2	Reprimand: Limitation requiring education/testing, mentor/supervision, reports, restricting practice*	1				1						
4	Reprimand: Limitation requiring education/testing, mentor/supervision			1	1						2	
1	Reprimand: Limitation requiring education/testing, mentor/supervision, restricting practice			1								
1	Reprimand: Limitation requiring education/testing, mentor/supervision, reports, screens, treatment*		1									
1	Reprimand: Limitation requiring education/testing, restricting practice					1						
6	Reprimand: Limitation requiring education/testing, restricting practice*		3	1				2				
1	Reprimand: Limitation requiring education/testing, restricting practice, treatment*					1						
1	Reprimand: Limitation requiring mentor/supervision, reports		1									
1	Reprimand: Limitation requiring mentor/supervision, reports, restricting practice, treatment		1									
1	Reprimand: Limitation requiring mentor/supervision, restricting practice, testing*								1			
1	Reprimand: Limitation requiring mentor/supervision, restricting practice*		1									
1	Reprimand: Limitation requiring testing or undergo an assessment and comply with requirements*	1										

* indicates that the discipline issued involved other rule or statute violations

	Discipline	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
7	Reprimand; Limitation restricting practice	2	1		1		1			1		1
2	Reprimand; Limitation restricting practice*	1						1				
1	Reprimand; Limitation restricting practice, shall not re-register*	1										
1	Reprimand; Suspension; Limitation requiring education/testing*		1									
1	Reprimand; Suspension; Limitation requiring education/testing, restricting practice*										1	
2	Reprimand; The board recognizes education completed by Respondent as an equivalent of the education the Board would have otherwise ordered*		2									
2	Reprimand; The Board recognizes medical education courses as the equivalent of the education the Board would have otherwise required		2									
1	Reprimand; The Board recognizes the education/course equivalent of the education the Board would have otherwise required			1								
1	Revocation										1	
7	Revocation*	1		3					1		1	1
6	Surrender			1	2		1	1	1			
9	Surrender*	1	3		1		2	1		1		
1	Surrender; Limitation until surrender takes effect*	1										
1	Suspension											1
1	Suspension (Stayed)*					1						
1	Suspension (Stayed); Limitation requiring education/testing, mentor/supervision, reports, treatment				1							
2	Suspension (Stayed); Limitation requiring reports, restricting practice, screens, treatment*	1	1									
1	Suspension (Stayed); Limitation requiring reports, screens, treatment*	1										
1	Suspension (Summary)				1							
1	Suspension (Summary) cont'd – Limitation requiring education/testing, mentor/supervision, reports, restricting practice*		1									
7	Suspension (Summary)*	2	1	2				1		1		
9	Suspension*	1	3			2	2		1			
1	Suspension; Limitation requiring assessment*	1										
2	Suspension; Limitation requiring assessment, education/testing							1				1
1	Suspension; Limitation requiring education/testing			1								
1	Suspension; Limitation requiring education/testing, mentor/supervision, restricting practice*				1							
2	Suspension; Limitation requiring education/testing, restricting practice*	2										
1	Suspension; Limitation requiring reports, restricting practice*								1			
1	Suspension; Limitation requiring reports, screens, mentor/supervision, treatment*				1							
1	Suspension; Limitation requiring treatment*								1			
1	Suspension; Limitation restricting practice*						1					
1	The Board recognizes R's conduct in working on a system wide basis to prevent any recurrence of a similar loss of continuity of care as significant mitigation of the need for the imposition of discipline against R											
247	Total	34	43	25	21	18	18	22	24	17	14	11

* indicates that the discipline issued involved other rule or statute violations

Non-Disciplinary (There may have been Administrative Warnings issued during the years 2003 – 2009 but they were not included in this study)

Total	Other Action	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
41	Administrative Warning (AW)	15	16	4	6	n/a						
3	Administrative Warning (AW)*	3				n/a						
2	If reapply, Board may impose limitations					1	1					
2	Limitation requiring assessment										1	1
1	Limitation requiring consulting services, reports									1		
1	Limitation requiring education/testing										1	
5	Limitation restricting practice		2				1	1			1	
27	Remedial Education		6	3	1		1	5	7	1	3	
2	Remedial Education*		1					1				
1	Remedial Education; Limitation requiring mentor								1			
2	Shall not practice/Shall not renew		2									
1	Shall not register for an active license to practice medicine and surgery in the State of Wisconsin					1						
12	Surrender	1	1	2	1		2		1	3	1	
4	Surrender*	3	1									
104	Total	22	29	9	8	2	5	7	9	5	7	1

Med 10.03(2) Direct Patient Care Violations

Med 10.03(2)(c) Prescribing, ordering, dispensing, administering, supplying, selling, giving, or obtaining any prescription medication in any manner that is inconsistent with the standard of minimal competence.

Disciplinary

- **Maximum:** Revocation
- **Minimum:** Reprimand

Total	Discipline	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
1	If reapply Board may impose limitations*		1									
1	Limitation requiring education/testing, mentor/supervision, restricting practice*							1				
1	Limitation requiring education/testing, mentor/supervision*						1					
2	Limitation restricting practice (Interim order)*	1	1									
1	Reprimand – The Board recognizes the successful completion of all terms of the Final Orders imposed by another state Board and does not feel additional disciplinary action is required*		1									
5	Reprimand*	1	2				2					
1	Reprimand; Limitation - aintain compliance with each term of another state order. Upon commencement of the practice of medicine and surgery in the State of Wisconsin, license shall be suspended and limited*	1										
1	Reprimand; Limitation – Maintain compliance with each term of another state order*		1									
2	Reprimand; Limitation – Maintain compliance with each term of another state order, restricting practice*	1	1									

* indicates that the discipline issued involved other rule or statute violations

	Discipline	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
1	Reprimand; Limitation requiring assessment, education/testing*							1				
1	Reprimand; Limitation requiring assessment, education/testing, mentor/supervision, reports, restricting practice*		1									
1	Reprimand; Limitation requiring education/testing		1									
5	Reprimand; Limitation requiring education/testing*	1	3				1					
1	Reprimand; Limitation requiring education/testing, mentor/supervision, reports, restricting practice*					1						
1	Reprimand; Limitation requiring education/testing, mentor/supervision, restricting practice*	1										
1	Reprimand; Limitation requiring education/testing, reports, screens, treatment*		1									
1	Reprimand; Limitation requiring education/testing, restricting practice									1		
3	Reprimand; Limitation requiring education/testing, restricting practice*		1					2				
1	Reprimand; Limitation requiring mentor/supervision, restricting practice*		1									
1	Reprimand; Limitation requiring testing or undergo an assessment and comply with requirements*	1										
1	Reprimand; Limitation restricting practice								1			
1	Reprimand; Limitation restricting practice*							1				
1	Reprimand; Limitation restricting practice, shall not re-register*	1										
1	Reprimand; Suspension; Limitation requiring education/testing*		1									
1	Reprimand; Suspension; Limitation requiring education/testing, restricting practice*										1	
1	Reprimand; The board recognizes education completed by Respondent as an equivalent of the education the Board would have otherwise ordered*		1									
2	Revocation*		1						1			
6	Surrender*	2	2		1							1
1	Surrender; Limitation until surrender takes effect*	1										
1	Suspension (Stayed)*											1
1	Suspension (Stayed): Limitation requiring reports, screens, restricting practice, treatment*	1										
1	Suspension (Stayed): Limitation requiring, reports, screens, treatment*		1									
1	Suspension (Summary)								1			
4	Suspension (Summary)*	1	1					1		1		
2	Suspension*	1	1									
1	Suspension; Limitation requiring assessment*	1										
1	Suspension; Limitation requiring education, restricting practice*	1										
2	Suspension; Limitation requiring reports, screens, restricting practice, treatment*	2										
61	Total	18	23	0	1	1	4	6	3	2	1	2

Non-Disciplinary (No Administrative Warnings were issued for the years 2010 – 2013. There may have been Administrative Warnings issued during the years 2003 – 2009 but they were not included in this study)

Total	Other Action	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
1	Limitation requiring education/testing; restricting practice					1						
2	Remedial Education		1			1						
2	Remedial Education*		2									

* indicates that the discipline issued involved other rule or statute violations

	Other Action	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
3	Shall not reapply		1	1		1						
3	Surrender*	1	1			1						
11	Total	1	5	1	0	4	0	0	0	0	0	0

Med 10.03(2) Direct Patient Care Violations

Med 10.03(2)(d) Performing or attempting to perform any surgical or invasive procedure on the wrong patient, or at the wrong anatomical site, or performing the wrong procedure on any patient.

Disciplinary

- Maximum: Surrender
- Minimum: Reprimand

Total	Discipline	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
2	Reprimand								1			1
1	Reprimand*		1									
2	Reprimand; Limitation requiring education/testing*				1			1				
2	Surrender*	1					1					
1	Suspension (Stayed); Limitation requiring education/testing, mentor/supervision, reports, restricting practice*		1									
1	Suspension (Stayed); Limitation requiring treatment*							1				
9	Total	1	2	0	1	0	1	2	1	0	0	1

Non-Disciplinary *(There may have been Administrative Warnings issued during the years 2003 – 2009 but they were not included in this study)*

Total	Other Action	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
4	Administrative Warning (AW)	1	1	1	1	n/a						
1	Comply with all aspects of treatment and testing required by the program in which respondent is enrolled*		1									
2	Remedial Education			1								1
1	Surrender*		1									
8	Total	1	3	2	1	0	0	0	0	0	0	1

continued



* indicates that the discipline issued involved other rule or statute violations

Med 10.03(2) Direct Patient Care Violations

Med 10.03(2)(e) Administering, dispensing, prescribing, supplying, or obtaining a controlled substance as defined in s. 961.01 (4), Stats., other than in the course of legitimate professional practice, or as otherwise permitted by law.

1. Except as otherwise provided by law, a certified copy of a relevant finding, order, or judgment by a state or federal court or agency charged with making legal determinations shall be conclusive evidence of its findings of facts and conclusions of law.
2. A certified copy of a finding, order, or judgment demonstrating the entry of a guilty plea, nolo contendere plea or deferred adjudication, with or without expungement, of a crime substantially related to the practice of medicine and surgery is conclusive evidence of a violation of this paragraph.

Disciplinary

- **Maximum:** Revocation
- **Minimum:** Reprimand

Total	Discipline	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
1	Limitation requiring education/testing, mentor/supervision, restricting practice*							1				
1	Limitation restricting practice (Interim Order)*							1				
1	Reprimand									1		
3	Reprimand*		1		1			1				
1	Reprimand; Limitation requiring assessment, education/testing, mentor/supervision, reports, restricting practice*		1									
1	Reprimand; Limitation requiring education/testing			1								
3	Reprimand; Limitation requiring education/testing*				1			1	1			
2	Reprimand; Limitation requiring education/testing, mentor/supervision, reports, restricting practice*					2						
1	Reprimand; Limitation requiring education/testing, mentor/supervision, reports, screens, treatment*		1									
1	Reprimand; Limitation requiring education/testing, restricting practice									1		
1	Reprimand; Limitation requiring education/testing, restricting practice*			1								
1	Reprimand; Limitation requiring education/testing, restricting practice, treatment*					1						
1	Reprimand; Limitation restricting practice*							1				
3	Revocation*		1			1			1			
3	Surrender*					1		1	1			
1	Suspension (Stayed)*					1						
3	Suspension (Stayed); Limitation requiring treatment*			2				1				
2	Suspension (Summary)*					1		1				
4	Suspension*		2			1			1			
1	Suspension, Limitation requiring education/testing, restricting practice*	1										
1	Suspension; Limitation requiring assessment, reports, screens, treatment*		1									
1	Suspension; Limitation requiring education/testing, mentor/supervision, reports, restricting practice, screens, treatment				1							
1	Suspension; Limitation requiring education/testing, reports, restricting practice, treatment*				1							
1	Suspension; Limitation requiring treatment								1			
3	Suspension; Limitation requiring treatment*							2	1			
42	Total	1	7	4	4	8	0	10	6	2	0	0

* indicates that the discipline issued involved other rule or statute violations

Non-Disciplinary (There may have been Administrative Warnings issued during the years 2003 – 2009 but they were not included in this study)

Total	Other Action	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
2	Administrative Warning (AW)	1		1		n/a						
2	Administrative Warning (AW)*	1	1			n/a						
4	Total	2	1	1	0	0	0	0	0	0	0	0

Med 10.03(2) Direct Patient Care Violations

Med 10.03(2)(f) Engaging in sexually explicit conduct, sexual contact, exposure, gratification, or other sexual behavior with or in the presence of a patient, a patient's immediate family, or a person responsible for the patient's welfare.

1. Sexual motivation may be determined from the totality of the circumstances and shall be presumed when the physician has contact with a patient's intimate parts without legitimate medical justification for doing so.
2. For the purpose of this paragraph, an adult receiving treatment shall be considered a patient for 2 years after the termination of professional services.
3. If the person receiving treatment is a child, the person shall be considered a patient for the purposes of this paragraph for 2 years after termination of services or for 2 years after the patient reaches the age of majority, whichever is longer.

Disciplinary

- **Maximum:** Revocation
- **Minimum:** Reprimand; Limitation requiring compliance with each term of another state order*

Total	Discipline	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
1	Reprimand; Limitation requiring compliance with each term of another state order*	1										
1	Reprimand; Limitation requiring education/testing, treatment*									1		
1	Revocation*	1										
1	Surrender		1									
3	Surrender*		2					1				
1	Suspension (during the pendency of disciplinary matter)*		1									
1	Suspension (Interim Order)*	1										
1	Suspension (Stayed)					1						
2	Suspension (Stayed); Limitation requiring education/testing, mentor/supervision, reports, treatment			1	1							
1	Suspension (Stayed); Limitation requiring education/testing, mentor/supervision, reports, screens, treatment*			1								
2	Suspension (Stayed); Limitation requiring education/testing, reports, restricting practice, treatment*		1		1							
1	Suspension (Stayed); Limitation requiring mentor/supervision, treatment			1								
1	Suspension (Stayed); Limitation requiring reports, treatment					1						
4	Suspension (Summary)*	1				2				1		
5	Suspension*					2	2		1			
1	Suspension; Limitation restricting practice*						1					
27	Total	4	5	3	2	6	3	1	1	2	0	0

* indicates that the discipline issued involved other rule or statute violations

Non-Disciplinary (No Administrative Warnings were issued for the years 2010 – 2013. There may have been Administrative Warnings issued during the years 2003 – 2009 but they were not included in this study)

Total	Other Action	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
3	Surrender		1	1	1							
2	Surrender*	1	1									
1	Surrender; Limitation restricting practice until surrender takes effect*	1										
1	Suspension (Interim Order)			1								
7	Total	2	2	2	1	0	0	0	0	0	0	0

Med 10.03(2) Direct Patient Care Violations

Med 10.03(2)(g) Engaging in any sexual contact or conduct with or in the presence of a patient or a former patient

Disciplinary

- **Maximum:** Surrender
- **Minimum:** Suspension (Summary)

Total	Discipline	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
1	Surrender				1							
1	Suspension (Summary)					1						
2	Total	0	0	0	1	1	0	0	0	0	0	0

Non-Disciplinary

(No Administrative Warnings were issued for the years 2010 – 2013. There may have been Administrative Warnings issued during the years 2003 – 2009 but they were not included in this study)

Total	Other Action	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
1	Surrender*	1										
1	Total	1	0	0	0	n/a						

continued



* indicates that the discipline issued involved other rule or statute violations

Med 10.03(2) Direct Patient Care Violations

Med 10.03(2)(h) Engaging in repeated or significant disruptive behavior or interaction with physicians, hospital personnel, patients, family members, or others that interferes with patient care or could reasonably be expected to adversely impact the quality of care rendered.

Disciplinary

- Maximum: Limitation requiring education/testing, reports*
- Minimum: Reprimand*

Total	Discipline	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
1	Limitation requiring education/testing, reports*	1										
1	Reprimand*							1				
2	Total	1	0	0	0	0	0	1	0	0	0	0

Non-Disciplinary: None for the years 2010 – 2013. (There may have been Administrative Warnings issued during the years 2003 – 2009 but they were not included in this study)

Med 10.03(2) Direct Patient Care Violations

Med 10.03(2)(i) Knowingly, recklessly, or negligently divulging a privileged communication or other confidential patient health care information except as required or permitted by state or federal law.

Disciplinary

- Maximum: Surrender
- Minimum: Reprimand; Limitation requiring education

Total	Discipline	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
1	Surrender		1									
1	Reprimand; Limitation requiring education/testing*					1						
2	Total	0	1	0	0	1	0	0	0	0	0	0

Non-Disciplinary (There may have been Administrative Warnings issued during the years 2003 – 2009 but they were not included in this study)

Total	Other Action	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
2	Administrative Warning (AW)	1			1	n/a						
1	Limitation requiring assessment, restricting practice						1					
3	Total	1	0	0	1	0	1	0	0	0	0	0

continued



* indicates that the discipline issued involved other rule or statute violations

Med 10.03(2) Direct Patient Care Violations

Med 10.03(2)(j) Performing an act constituting the practice of medicine and surgery without required informed consent under s. 448.30, Stats.

Disciplinary

- **Maximum:** Revocation
- **Minimum:** Reprimand

Total	Discipline	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
2	Reprimand	1		1								
2	Reprimand*		1				1					
1	Reprimand, Limitation requiring education/testing, mentor/supervision, reports, restricting practice*					1						
6	Reprimand; Limitation requiring education/testing*	1	2	1	1				1			
1	Reprimand; Limitation requiring testing or undergo an assessment and comply with requirements*	1										
2	Reprimand; Limitation restricting practice*	1						1				
1	Revocation*											1
1	Suspension*						1					
16	Total	4	3	2	1	1	2	1	1	0	0	1

Non-Disciplinary *(There may have been Administrative Warnings issued during the years 2003 – 2009 but they were not included in this study)*

Total	Other Action	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
1	Administrative Warning (AW)		1			n/a						
2	Administrative warning (AW)*			1	1	n/a						
1	Notice to patients						1					
1	Remedial Education							1				
1	Surrender*	1										
6	Total	1	1	1	1	0	1	1	0	0	0	0

Med 10.03(2) Direct Patient Care Violations

Med 10.03(2)(k) Aiding or abetting the practice of medicine by an unlicensed, incompetent, or impaired person or allowing another person or organization to use his or her license to practice medicine. This provision does not prohibit a Wisconsin physician or any other practitioner subject to this chapter from providing outpatient services ordered by a physician licensed in another state, if the physician who wrote the order saw the patient in the state in which the physician is licensed and the physician who wrote the order remains responsible for the patient.

Disciplinary

- **Maximum:** Suspension, Limitation requiring education, restricting practice
- **Minimum:** Reprimand; Limitation requiring assessment, education, restricting practice

Total	Discipline	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
1	Reprimand; Limitation requiring assessment, education/testing, restricting practice*				1							
1	Reprimand; Limitation requiring education/testing, mentor/supervision, reports, restricting practice*					1						

* indicates that the discipline issued involved other rule or statute violations

	Discipline	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
1	Suspension, Limitation requiring education/testing, restricting practice*	1										
1	Total	1	0	0	1	1	0	0	0	0	0	0

Non-Disciplinary (There may have been Administrative Warnings issued during the years 2003 – 2009 but they were not included in this study)

Total	Other Action	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
2	Administrative Warning (AW)	1			1	n/a						
2	Total	1	0	0	1	n/a						

Med 10.03(2) Direct Patient Care Violations

Med 10.03(2)(L) Violating the practice standards under s. Cos 2.03 to practice medicine and surgery while serving as a medical director or physician who delegates and supervises services performed by non-physicians, including aiding or abetting any person's violation of s. Cos 2.03

Disciplinary

- **Maximum:** Reprimand; Limitation requiring education/testing, restricting practice
- **Minimum:** Reprimand; Limitation requiring education/testing, restricting practice

Total	Discipline	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
1	Reprimand; Limitation requiring education/testing, restricting practice*		1									
1	Total	0	1	0	0	0	0	0	0	0	0	0

Non-Disciplinary: None for the years 2010 – 2013 (There may have been Administrative Warnings issued during the years 2003 – 2009 but they were not included in this study)

Med 10.03(2) Direct Patient Care Violations

Med 10.03(2)(m) Prescribing a controlled substance to oneself as described in s. 961.38 (5), Stats.

Disciplinary

- **Maximum:** Suspension (Stayed); Limitation requiring treatment
- **Minimum:** Reprimand; Limitation requiring education/testing, restricting practice, treatment

Total	Discipline	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
1	Reprimand; Limitation requiring education/testing, restricting practice, treatment*					1						
1	Suspension (Stayed), Limitation requiring reports, screens, treatment*		1									
1	Suspension (Stayed); Limitation requiring reports, restricting practice, screens, treatment*	1										
1	Suspension (Stayed); Limitation requiring treatment*							1				
1	Suspension (Summary)*	1										
5	Total	2	1	0	0	1	0	1	0	0	0	0

* indicates that the discipline issued involved other rule or statute violations

Non-Disciplinary: None for the years 2010 – 2013. (There may have been Administrative Warnings issued during the years 2003 – 2009 but they were not included in this study)

Med 10.03(2) Direct Patient Care Violations

Med 10.03(2)(n) Practicing medicine in another state or jurisdiction without appropriate licensure. A physician has not violated this paragraph if, after issuing an order for services that complies with the laws of Wisconsin, his or her patient requests that the services ordered be provided in another state or jurisdiction.

Disciplinary

- **Maximum:** Reprimand; Limitation requiring assessment, education/testing, restricting practice
- **Minimum:** Reprimand; Limitation requiring assessment, education/testing, restricting practice

Total	Discipline	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
1	Reprimand; Limitation requiring assessment, education/testing, restricting practice*				1							
1	Total	0	0	0	1	0	0	0	0	0	0	0

Non-Disciplinary: None for the years 2010 – 2013 (There may have been Administrative Warnings issued during the years 2003 – 2009 but they were not included in this study)

Med 10.03(2) Direct Patient Care Violations

Med 10.03(2)(o) Patient abandonment occurs when a physician without reasonable justification unilaterally withdraws from a physician-patient relationship by discontinuing a patient's treatment regimen when further treatment is medically indicated and any of the following occur:

1. The physician fails to give the patient at least 30 days notice in advance of the date on which the physician's withdrawal becomes effective.
2. The physician fails to allow for patient access to or transfer of the patient's health record as required by law.
3. The physician fails to provide for continuity of prescription medications between the notice of intent to withdraw from the physician-patient relationship and the date on which the physician-patient relationship ends, if the prescription medications are necessary to avoid unacceptable risk of harm.
4. The physician fails to provide for emergency care during the period between the notice of intent to withdraw from the physician-patient relationship and the date on which the physician-patient relationship ends. Nothing in this section shall be interpreted to impose upon the physician a greater duty to provide emergency care to a patient than otherwise required by law.

Disciplinary

- **Maximum:** Surrender
- **Minimum:** Surrender

Total	Discipline	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
1	Surrender*		1									
1	Total	0	1	0	0	0	0	0	0	0	0	0

* indicates that the discipline issued involved other rule or statute violations

Non-Disciplinary (There may have been Administrative Warnings issued during the years 2003 – 2009 but they were not included in this study)

Total	Other Action	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
1	Administrative Warning (AW)		1			n/a						
1	Surrender*		1									
2	Total	0	2	0	0	0	0	0	0	0	0	0

Med 10.03(3) Law violations, adverse action, and required reports to the board.

Med 10.03(3)(a) Failing, within 30 days, to report to the board any final adverse action taken against the licensee's authority to practice medicine and surgery by another licensing jurisdiction concerned with the practice of medicine and surgery.

Disciplinary: None

Non-Disciplinary: None for the years 2010 – 2013. (There may have been Administrative Warnings issued during the years 2003 – 2009 but they were not included in this study)

Med 10.03(3) Law violations, adverse action, and required reports to the board.

Med 10.03(3)(b) Failing, within 30 days, to report to the board any adverse action taken by the Drug Enforcement Administration against the licensee's authority to prescribe controlled substances.

Disciplinary

- **Maximum: Surrender**
- **Minimum: Reprimand**

Total	Discipline	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
3	Reprimand*		3									
2	Reprimand; Limitation – Maintain compliance with each term of another state order*		2									
1	Reprimand; Limitation – Maintain compliance with each term of another state order, restricting practice*		1									
1	Reprimand; Limitation requiring education/testing*		1									
1	Reprimand; The Board recognizes successful completion of all terms of the Orders imposed by other state Boards and does not feel additional disciplinary action is required*		1									
4	Surrender*		4									
1	Suspension (Stayed); Limitation – Maintain compliance with each term of another state order*		1									
1	Suspension (Summary)*		1									
2	Suspension*		2									
16	Total	0	16	0	0	0	0	0	0	0	0	0

* indicates that the discipline issued involved other rule or statute violations

Non-Disciplinary - (No Administrative Warnings were issued for the years 2009 – 2013. There may have been Administrative Warnings issued during the years 2003 – 2009 but they were not included in this study)

Total	Other Action	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
1	Shall not practice/Shall not renew*		1									
1	Total	0	1	0	0	0	0	0	0	0	0	0

Med 10.03(3) Law violations, adverse action, and required reports to the board.

Med 10.03(3)(c) Having any credential pertaining to the practice of medicine and surgery or any act constituting the practice of medicine and surgery become subject to adverse determination by any agency of this or another state, or by any federal agency or authority. (Adverse Action)

Disciplinary

- **Maximum:** Revocation
- **Minimum:** Reprimand

Total	Discipline	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
7	Limitation – Maintain compliance with each term of another state order	1		2					2		1	1
2	Limitation – Maintain compliance with each term of another state order*			1								1
1	Limitation requiring assessment*											1
3	Limitation restricting practice					1	1		1			
18	Reprimand	1		9	3	1				3	1	
1	Reprimand – The Board recognizes the successful completion of all terms of the Final Orders imposed by another state Board and does not feel additional disciplinary action is required*		1									
1	Reprimand – The Board recognizes the successful completion of all terms of the Final Orders imposed by another state Board and does not feel additional disciplinary action is required			1								
7	Reprimand*	4	2					1				
1	Reprimand; Limitation - Maintain compliance with each term of another state order. Upon commencement of the practice of medicine and surgery in the State of Wisconsin, license shall be suspended and limited*	1										
5	Reprimand; Limitation – Maintain compliance with each term of another state order*	3	2									
6	Reprimand; Limitation – Maintain compliance with each term of another state order			1	1				1		3	
1	Reprimand; Limitation requiring education/testing*		1									
1	Reprimand; Limitation requiring education/testing, reports			1								
1	Reprimand; Limitation requiring education/testing, restricting practice*						1					
1	Reprimand; Limitation restricting practice*	1										
2	Revocation					1			1			
5	Revocation*	1	1	1					1		1	
10	Surrender		1	3	1				1	3	1	
9	Surrender*	3	1	1		2	1					1
3	Suspension									1	2	

* indicates that the discipline issued involved other rule or statute violations

	Discipline	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
1	Suspension (Stayed)*											1
1	Suspension (Stayed); Limitation – Maintain compliance with each term of another state order*		1									
1	Suspension (Stayed); Limitation requiring education/testing, mentor/supervision, reports, restricting practice*		1									
1	Suspension (Stayed); Limitation requiring reports, restricting practice, screens, treatment*		1									
3	Suspension*	1				1			1			
1	Suspension, Limitation requiring education/testing, reports, restricting practice, treatment*				1							
1	Suspension; Limitation – Maintain compliance with each term of another state order								1			
2	Suspension; Limitation requiring treatment*							1				1
96	Total	16	12	20	6	6	3	2	9	7	9	6

Non-Disciplinary (There may have been Administrative Warnings issued during the years 2003 – 2009 but they were not included in this study)

Total	Other Action	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
4	Administrative Warning (AW)	3		1		n/a						
1	Comply with all aspects of treatment and testing required by the program in which currently enrolled*		1									
1	Limitation – Maintain compliance with each term of another state order	1										
1	Limitation restricting practice											1
5	Surrender	1		2						2		
5	Surrender*	3	1			1						
17	Total	8	2	3	0	1	0	0	0	2	0	1

Med 10.03(3) Law violations, adverse action, and required reports to the board.

Med 10.03(3)(d) Failing to comply with state and federal laws regarding access to patient health care records.

Disciplinary

- **Maximum:** Reprimand; Limitation restricting practice, shall not re-register
- **Minimum:** Reprimand

Total	Discipline	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
1	Limitation requiring mentor/supervision, reports									1		
1	Reprimand								1			
1	Reprimand; Limitation – Maintain compliance with each term of another state order*	1										
1	Reprimand; Limitation restricting practice, shall not re-register*	1										
4	Total	2	0	0	0	0	0	0	1	1	0	0

* indicates that the discipline issued involved other rule or statute violations

Non-Disciplinary (There may have been Administrative Warnings issued during the years 2003 – 2009 but they were not included in this study)

Total	Other Action	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
1	Administrative Warning (AW)		1			n/a						
1	Administrative Warning (AW)*			1		n/a						
2	Total	0	1	1	0	n/a						

Med 10.03(3) Law violations, adverse action, and required reports to the board.

Med 10.03(3)(e) Failing to establish and maintain timely patient health care records, including records of prescription orders, under s. Med 21.03, or as otherwise required by law

Disciplinary

- **Maximum:** Revocation
- **Minimum:** Reprimand

Total	Discipline	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
1	Limitation requiring compliance with each term of another state order*											1
1	Limitation requiring education/testing		1									
1	Limitation requiring education/testing, mentor/supervision, restricting practice*							1				
1	Limitation requiring mentor/supervision, maintain the services of a third party health care billing service			1								
2	Limitation restricting practice (Interim order)*	1						1				
1	Reprimand							1				
1	Reprimand – The Board recognizes the successful completion of all terms of the Final Orders imposed by another state Board and does not feel additional disciplinary action is required*		1									
4	Reprimand*	1	1					2				
1	Reprimand; Limitation – Maintain compliance with each term of another state order*		1									
1	Reprimand; Limitation requiring assessment, education/testing, mentor/supervision, reports, restricting practice*		1									
1	Reprimand; Limitation requiring assessment, education/testing, reports*				1							
1	Reprimand; Limitation requiring assessment, restricting practice											1
1	Reprimand; Limitation requiring assessment, restricting practice*											1
14	Reprimand; Limitation requiring education/testing		5	8								1
1	Reprimand; Limitation requiring education/testing or undergo an assessment and comply with requirements*	1										
5	Reprimand; Limitation requiring education/testing*		2		1			2				
1	Reprimand; Limitation requiring education/testing, mentor/supervision				1							
2	Reprimand; Limitation requiring education/testing, mentor/supervision, restricting practice*	1	1									
1	Reprimand; Limitation requiring education/testing, mentor/supervision, reports, restricting practice*	1										
1	Reprimand; Limitation requiring education/testing, mentor/supervision, reports, screens, treatment*		1									
3	Reprimand; Limitation requiring education/testing, restricting practice*		1					2				

* indicates that the discipline issued involved other rule or statute violations

	Discipline	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
1	Reprimand; Limitation requiring education/testing, restricting practice, treatment*					1						
1	Reprimand; Limitation requiring mentor/supervision, restricting practice*		1									
2	Reprimand; Limitation restricting practice*	1								1		
1	Reprimand; limitation restricting practice, shall not re-register*	1										
1	Reprimand; Suspension; Limitation requiring education/testing*		1									
1	Reprimand; Suspension; Limitation requiring education/testing, restricting practice*										1	
2	Revocation*			1					1			
3	Surrender*	1					2					
1	Suspension (Stayed); Limitation requiring education/testing, reports, restricting practice, treatment*				1							
1	Suspension (Stayed); Limitation requiring treatment*							1				
1	Suspension (Stayed); Limitation requiring, reports, screens, treatment*		1									
4	Suspension (Summary)*		1	1		1				1		
1	Suspension*	1										
1	Suspension; Limitation requiring assessment*	1										
1	Suspension; Limitation requiring education/testing, restricting practice			1								
1	Suspension; Limitation requiring education/testing, restricting practice*	1										
1	Suspension; Limitation requiring reports, restricting practice*								1			
1	Suspension; Limitation requiring treatment*							1				
70	Total	11	19	12	4	2	2	11	2	2	1	4

Non-Disciplinary (There may have been Administrative Warnings issued during the years 2003 – 2009 but they were not included in this study)

Total	Other Action	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
12	Administrative Warning (AW)		7	4	1	n/a						
3	Remedial Education*		1					2				
1	Surrender*	1										
16	Total	1	8	4	1	0	0	2	0	0	0	0

Med 10.03(3) Law violations, adverse action, and required reports to the board.

Med 10.03(3)(f) Violating the duty to report under s. 448.115, Stats.

Disciplinary

- **Maximum:** Limitation restricting practice (Interim Order)
- **Minimum:** Limitation restricting practice (Interim Order)

Total	Discipline	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
1	Limitation restricting practice (Interim Order)*							1				
1	Total	0	0	0	0	0	0	1	0	0	0	0

* indicates that the discipline issued involved other rule or statute violations

Non-Disciplinary: None for the years 2010 – 2013. (There may have been Administrative Warnings issued during the years 2003 – 2009 but they were not included in this study)

Med 10.03(3) Law violations, adverse action, and required reports to the board.

Med 10.03(3)(g) After a request by the board, failing to cooperate in a timely manner with the board's investigation of a complaint filed against a license holder. There is a rebuttable presumption that a credential holder who takes longer than 30 days to respond to a request of the board has not acted in a timely manner.

Disciplinary

- **Maximum:** Surrender
- **Minimum:** Reprimand

Total	Discipline	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
1	Reprimand*				1							
1	Reprimand; Limitation requiring education/testing*		1									
1	Reprimand; Limitation requiring education/testing, restricting practice*						1					
1	Reprimand; Limitation restricting practice, shall not re-register*	1										
1	Surrender*						1					
1	Suspension (Stayed); Limitation requiring education/testing, mentor/supervision, reports, screens, treatment*			1								
1	Suspension (Summary)*					1						
1	Suspension*					1						
1	Suspension; Limitation restricting practice				1							
9	Total	1	1	1	2	2	2	0	0	0	0	0

Non-Disciplinary (There may have been Administrative Warnings issued during the years 2003 – 2009 but they were not included in this study)

Total	Other Action	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
2	Administrative Warning (AW)	1	1			n/a						
2	Total	1	1	0	0	n/a						

Med 10.03(3) Law violations, adverse action, and required reports to the board.

Med 10.03(3)(h) Failing, within 30 days of conviction of any crime, to provide the board with certified copies of the criminal complaint and judgment of conviction.

Disciplinary: None

Non-Disciplinary: None for the years 2010 – 2013. (There may have been Administrative Warnings issued during the years 2003 – 2009 but they were not included in this study)

* indicates that the discipline issued involved other rule or statute violations

Med 10.03(3) Law violations, adverse action, and required reports to the board.

Med 10.03(3)(i) Except as provided in par. (i), a violation or conviction of any laws or rules of this state, or of any other state, or any federal law or regulation that is substantially related to the practice of medicine and surgery.

1. Except as otherwise provided by law, a certified copy of a relevant decision by a state or federal court or agency charged with determining whether a person has violated a law or rule relevant to this paragraph is conclusive evidence of findings of facts and conclusions of law contained therein.
2. The department has the burden of proving that the circumstances of the crime are substantially related to the practice of medicine and surgery.

Disciplinary

- Maximum: Reprimand
- Minimum: Revocation

Total	Discipline	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
1	Comply with all aspects of treatment and testing required by the program in which respondent is enrolled*		1									
2	Limitation – Maintain compliance with each term of another state order*			1								1
1	Limitation requiring assessment*											1
1	Limitation requiring education/testing, mentor/supervision, restricting practice*							1				
2	Limitation restricting practice (Interim Order)*							2				
3	Reprimand	1		1						1		
2	Reprimand*		1					1				
1	Reprimand: Limitation – Maintain compliance with each term of another state order*		1									
1	Reprimand; Limitation - Maintain compliance with each term of another state order. Upon commencement of the practice of medicine and surgery in the State of Wisconsin, license shall be suspended and limited*	1										
1	Reprimand; Limitation requiring assessment, education/testing, mentor/supervision, reports, restricting practice*		1									
2	Reprimand; Limitation requiring education/testing				1							1
1	Reprimand; Limitation requiring education/testing*							1				
1	Reprimand; Limitation requiring education/testing, restricting practice										1	
1	Reprimand; Limitation requiring education/testing, treatment*									1		
2	Reprimand; Limitation restricting practice*							1		1		
1	Reprimand; Suspension; Limitation requiring education/testing, restricting practice*										1	
5	Revocation*		1		1						2	1
3	Surrender							3			1	
10	Surrender*	2	3	1			3	1				
1	Suspension (Stayed)									1		
2	Suspension (Stayed)*										1	1
1	Suspension (Stayed), Limitation – requiring reports, screens, treatment*		1									
1	Suspension (Stayed), Limitation requiring education/testing, mentor/supervision, reports, restricting practice*		1									
1	Suspension (Stayed); Limitation requiring education/testing, reports, restricting practice, treatment*		1									
1	Suspension (Stayed); Limitation requiring mentor/supervision, screens, treatment				1							

* indicates that the discipline issued involved other rule or statute violations

	Discipline	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
4	Suspension (Stayed); Limitation requiring treatment*			2				2				
2	Suspension (Summary)*						1	1				
2	Suspension*	1	1									
2	Suspension, Limitation requiring education/testing, restricting practice*	2										
1	Suspension; Limitation requiring assessment, reports, screens, treatment*		1									
1	Suspension; Limitation requiring education/testing, compliance with terms of Judgment in criminal case	1										
1	Suspension; Limitation requiring mentor/supervision, restricting practice, treatment				1							
1	Suspension; Limitation requiring reports, screens, mentor/supervision, treatment				1							
5	Suspension; Limitation requiring treatment*							2			1	2
67	Total	8	13	5	5	0	4	15	0	4	7	7

Non-Disciplinary (No Administrative Warnings were issued for the years 2010 – 2013. There may have been Administrative Warnings issued during the years 2003 – 2009 but they were not included in this study)

Total	Other Action	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
2	Comply with all aspects of treatment and testing required by the program in which currently enrolled*		2									
1	Remedial Education									1		
1	Surrender	1										
1	Surrender*		1									
1	Surrender; Limitation restricting practice until surrender takes effect*	1										
6	Total	2	3	0	0	0	0	0	0	1	0	0

continued



* indicates that the discipline issued involved other rule or statute violations

Med 10.03(3) Law violations, adverse action, and required reports to the board.

Med 10.03(3)(i) Violating or being convicted of any of the conduct listed in Table 10.03, any successor statute criminalizing the same conduct, or if in another jurisdiction, any act which, if committed in Wisconsin would constitute a violation of any statute listed in Table 10.03:

Table 10.03

940.01 First degree intentional homicide	940.295 Abuse and neglect of patients and residents
940.02 First degree reckless homicide	948.02 (1) or (2) First and second degree sexual assault of a child
940.03 Felony murder	948.03 (2) Physical abuse of a child, intentional causation of bodily harm
940.05 Second degree intentional homicide	948.05 Sexual exploitation of a child
940.12 Assisting suicide	948.051 Trafficking of a child
940.19 (2), (4), (5), or (6) Battery, substantial battery, or aggravated battery	948.055 Causing a child to view or listen to sexual activity
940.22 (2) or (3) Sexual exploitation by therapist; duty to report	948.06 Incest with a child
940.225 (1), (2), or (3) First, second, or third degree sexual assault	948.07 Child enticement
940.285 (2) Abuse of individuals at risk	948.08 Soliciting a child for prostitution
940.29 Abuse of residents of penal facilities	948.085 Sexual assault of a child placed in substitute care

Disciplinary

- **Maximum:** Revocation
- **Minimum:** Suspension (during the pendency of the disciplinary matter)

Total	Discipline	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
3	Revocation*	1		1	1							
1	Surrender			1								
1	Surrender*				1							
1	Suspension (during the pendency of disciplinary matter)*		1									
2	Suspension (Interim Order)*	1					1					
8	Total	2	1	2	2	0	1	0	0	0	0	0

Non-Disciplinary (No Administrative Warnings were issued for the years 2010 – 2013. There may have been Administrative Warnings issued during the years 2003 – 2009 but they were not included in this study)

Total	Other Action	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
1	Surrender*		1									
1	Total	0	1	0	0	0	0	0	0	0	0	0

* indicates that the discipline issued involved other rule or statute violations

** indicates that the discipline issued involved other rule or statute violations*