

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF THE DISCIPLINARY
PROCEEDINGS AGAINST
MARTIN C. HINZ, M.D.,
RESPONDENT

FINAL DECISION AND ORDER

LS9812161MED

Division of Enforcement Case No. 96 MED 448

The parties to this action for the purposes of section 227.53 of the Wisconsin statutes are:

Martin C. Hinz, M.D.
5918 N. Pike Lake Rd.
Duluth, MN 55811

Medical Examining Board
PO Box 8935
Madison, WI 53708-8935

Department of Regulation and Licensing
Division of Enforcement
PO Box 8935
Madison, WI 53708-8935

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 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. Martin C. Hinz, M.D. (DOB 01/15/54) is duly licensed to practice medicine and surgery in the state of Wisconsin (license #26723). This license was first granted on May 22, 1985.
2. Dr. Hinz's most recent address on file with the Wisconsin Medical Examining Board is 5918 N Pike Lake Road, Duluth, MN 55811.
3. On April 8, 1996, the Minnesota Board of Medical Practice (hereinafter "Minnesota Board") issued an order which indefinitely suspended the license of Dr. Hinz to practice medicine in Minnesota. The factual basis for the imposition of the suspension involved a diagnosis of bipolar disorder with sleep deprivation. A true and correct copy of the Minnesota Board's Stipulation and Order is attached to this document as Exhibit A. Exhibit A is incorporated into this document by reference.
4. On September 13, 1997, the Minnesota Board issued an amended order regarding Dr. Hinz license to practice medicine, which among other things imposed the following limitations: (1) Respondent shall practice in a group setting with a supervising physician and work no more than 25 hours/week; (2) Respondent shall submit to a comprehensive mental health evaluation through the Minnesota Professional Assessment Program; and (3) Respondent shall complete a practice skills assessment through a Board recommended evaluator. A true and correct copy of the Minnesota Board's Amended Stipulation and Order is attached to this document as Exhibit B. Exhibit B is incorporated into this document by reference.
5. To date, Respondent has successfully complied with all of the terms of the Minnesota Board's September 13, 1997, amended order.
6. In resolution of this matter, Dr. Hinz consents to the entry of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

1. The Wisconsin Medical Examining Board has jurisdiction to act in this matter, pursuant to sec. 448.02(3), Stats. and is authorized to enter into the attached Stipulation and Order, pursuant to sec. 227.44(5), Stats.
2. The conduct described in paragraph 3, above, constitutes a violation of section Med 10.02(2)(q) of the Wisconsin Administrative Code.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that:

The license of Martin C. Hinz (license # 26723) to practice medicine and surgery in the State of Wisconsin is LIMITED as follows:

1. Dr. Hinz shall maintain complete compliance with all terms and conditions imposed upon his Minnesota license. Respondent shall arrange for quarterly reports to the Department Monitor from the Minnesota Board documenting his compliance with the terms and conditions affecting his Minnesota license. Respondent shall further arrange with the Minnesota Board and his supervising health care provider for immediate submission of notification to the Department Monitor of any violation by Respondent of the Minnesota Order. Respondent, himself, agrees to submit notification to the Department Monitor of any violation by Respondent of the Minnesota Order.
2. Respondent shall provide the Board with current releases complying with state and federal laws, authorizing release and access to his records with the Minnesota Board and from his current mental health treatment providers.
3. Respondent shall notify the Board at least fifteen (15) days prior to any resumption on his part of his practice of medicine in the state of Wisconsin.
4. Dr. Hinz may petition the Board for removal or revision of any of the terms and conditions imposed pursuant to this Order at any time following successful completion of all probationary terms imposed against his Minnesota license. Denial in whole or in part of a petition under this paragraph shall not constitute denial of a license and shall not give rise to a contested case within the meaning of secs. 227.01(3) and 227.42, Stats.
5. Any petition or report submitted under this order shall be submitted to:

Department Monitor
Division of Enforcement
P.O. Box 8935
Madison, WI 53708-8935

FAX (608) 266-2264
TEL. (608) 267-7139

6. Violation of any of the terms of this Order or the conditions imposed as a result of this Order shall 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 and/or other additional discipline for a violation of any of the terms of this Order.

7. This Order shall become effective on the date of its signing.

MEDICAL EXAMINING BOARD

By: Wanda Roever 12/16/98

A Member of the Board Date

