

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN
BEFORE THE DENTISTRY EXAMINING BOARD

IN THE MATTER OF :
DISCIPLINARY PROCEEDINGS AGAINST :
 :
JEFFREY L. SORENSEN, DDS, : FINAL DECISION AND ORDER
RESPONDENT. : LS 0601201 DEN
 :

Division of Enforcement Case # 03 DEN 117

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

Jeffrey L. Sorensen, DDS
24418 75th St.
Paddock Lake , WI 53168

Division of Enforcement
Department of Regulation and Licensing
1400 East Washington Avenue
P.O. Box 8935
Madison, WI 53708-8935

Dentistry Examining Board
Department of Regulation & Licensing
1400 East Washington Avenue
P.O. Box 8935
Madison, WI 53708-8935

PROCEDURAL HISTORY

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 Dentistry Examining Board. The Board has reviewed the attached Stipulation and considers it acceptable.

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Jeffrey L. Sorensen, DDS, (DOB 10/02/1959) is duly licensed as dentist in the State of Wisconsin (license # 3640). This license was first granted on 06/27/1986.
2. Respondent's most recent address on file with the Wisconsin Dentistry Examining Board is 24418 75th Street, Paddock Lake, Wisconsin.
3. At all times relevant to this action, Respondent was working as a dentist in Wisconsin.
4. At all relevant times, J.N. was employed by the respondent.
5. As an employee benefit for J.N., Respondent agreed to place veneers on the teeth of P.C., who was J.N.'s daughter, and to charge J.N. only for the lab work involved.

6. On or about July 12, 1999, Respondent saw patient P.C. for the purpose of placing veneers on her teeth. Thereafter, Respondent billed P.C.'s insurance company for $\frac{3}{4}$ crowns, stating that he had replaced P.C.'s existing $\frac{3}{4}$ crowns.
7. In fact, P.C. did not have existing $\frac{3}{4}$ crowns.
8. P.C. later needed crowns, but her insurance company would not pay for crowns because it already paid Respondent for $\frac{3}{4}$ crowns.
9. In connection with the investigation of this matter, an investigator for the Division of Enforcement requested P.C.'s dental records from Respondent. Respondent claimed that the records had been stolen by an unnamed disgruntled ex-employee.
10. Respondent consents to issuance of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

1. The Wisconsin Dentistry Examining Board has jurisdiction to act in this matter, pursuant to Wis. Stat. § 447.07(3), and is authorized to enter into the attached Stipulation and Order, pursuant to Wis. Stat. § 227.44(5).
2. The Respondent's conduct as referenced above constitutes a basis for the imposition of discipline against Respondent's license pursuant to § 447.07(3)(a) and (i) Wis. Stats. and Wis. Admin. Code § DE 5.02(25).

ORDER

IT IS ORDERED:

1. The stipulation of the parties is approved.
2. The Respondent shall pay a **FORFEITURE** of \$5000 within 60 days of the date of this order.
3. The Respondent's license is **LIMITED** as follows:
 - (a) Within nine months of the date of this Order, Respondent shall complete 8 hours of a pre-approved course of continuing education in ethics for dentists. All courses taken in satisfaction of the above requirements must be pre-approved by the board. Prior to attending any such course, Respondent shall submit to the Board Monitor at the address listed below an outline of the required training for approval, which shall contain the name of the institution providing the instruction, name of the instructor, and the course content. Respondent is responsible for ensuring that such course information submissions reach the Board Monitor in a timely manner such that the board is able to consider the courses for approval at the usual course of business at its regularly scheduled board meetings in sufficient time for the Respondent to complete the courses prior to the expiration of the nine month deadline discussed above. Respondent shall be responsible for the cost of compliance with the terms of this Order.
 - (b) Respondent shall obtain, at his expense, another licensed dentist, acceptable to the Board, who will come to Respondent's practice and audit a random sample of their choice of respondent's patient healthcare records, no less often than every other month, and report to the Board on Respondent's compliance with applicable statutes, rules, and professional standards. Respondent shall arrange for the auditing dentist to provide formal written reports to the Department Monitor in the Department of Regulation and Licensing, Division of Enforcement, P.O. Box 8935, Madison, Wisconsin 53708-8935 on a quarterly basis, as directed by the Department Monitor. Respondent's auditing dentist shall immediately report to the Department Monitor any conduct of the Respondent which may constitute unprofessional conduct, a violation of this Order, or a danger to the public or patient. It is the responsibility of respondent to promptly notify the Department Monitor of any suspected violations of any of the terms and conditions of this Order, including any failures of the auditing dentist to conform to the terms and conditions of this Order. After two years of monitoring, Respondent may petition to end the monitoring. If there have been no violations, the board shall end the monitoring upon receipt of such a petition.
 - (c) Respondent shall use an outside billing service.

4. Respondent shall, within sixty (60) days from the date of this Order, pay costs of this proceeding in the amount of Two Thousand Dollars (\$2,000.00) dollars. Payment shall be made payable to the Wisconsin Department of Regulation and Licensing, and mailed to:

Department Monitor
Division of Enforcement
Department of Regulation and Licensing
P.O. Box 8935
Madison, WI 53708-8935
Telephone (608) 267-3817
Fax (608) 266-2264

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 any payment of the forfeiture as set forth above, or fails to pay costs as ordered or fails to comply with the ordered continuing education, the Respondent's license (#3640) SHALL BE SUSPENDED, without further notice or hearing, until Respondent has complied with the terms of this Order.

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

Dentistry Examining Board

By: Keith D. Clemence
A Member of the Board

7/12/06
Date

STATE OF WISCONSIN
BEFORE THE DENTISTRY EXAMINING BOARD

IN THE MATTER OF :
DISCIPLINARY PROCEEDINGS AGAINST :
 :
JEFFREY L. SORENSEN, : STIPULATION
RESPONDENT. : LS 0601201 DEN
 :

Division of Enforcement Case # 03 DEN 117

Respondent Jeffrey L. Sorensen, personally and by his attorney Patrick Sullivan; and Jeanette Lytle, for the Department of Regulation and Licensing, Division of Enforcement, stipulate:

1. This Stipulation is entered into as a result of a pending investigation of Respondent's licensure by the Division of Enforcement (case # 03 DEN 117). Respondent consents to the resolution of this investigation by stipulation.

2. Respondent understands that by signing this Stipulation he voluntarily and knowingly waives his rights, including: the right to a hearing on the allegations against him, 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 him; the right to call witnesses on his behalf and to compel their attendance by subpoena; the right to testify himself; 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 him under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin Administrative Code, and any other provisions of state or federal law.

3. Respondent has obtained advice of legal counsel prior to signing this stipulation.

4. Respondent agrees to the adoption of the attached Final Decision and Order by the Dentistry 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 be returned to the Division of Enforcement for further proceedings. In the event that this 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 consideration of this attempted resolution.

6. The parties to this Stipulation agree that the attorney or other agent for the Division of Enforcement and any member of the Dentistry Examining Board ever assigned as an advisor in this investigation may appear before the Board in open or closed session, without the presence of the Respondent or his attorney, for purposes of speaking in support of this agreement and answering questions that any member of the Board may have in connection with the Board's deliberations on the Stipulation. Additionally, any such Board 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 Enforcement joins Respondent in recommending the Board adopt this Stipulation and issue the attached Final Decision and Order.

Jeffrey L. Sorensen, DDS
24418 75th St.
Paddock Lake, WI 53168

Date

Patrick Sullivan
Attorney for Jeffrey L. Sorensen, DDS
Siesennop & Sullivan
200 N. Jefferson St.
Milwaukee, WI 53202-5900

Date

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

Date