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IN THE MATTER OF :
DISCIPLINARY PROCEEDINGS AGAINST : **FINAL DECISION AND ORDER**
:
MOHAMMED Y. SAMARA, M.D., : LS-0704183-MED
RESPONDENT. :

Division of Enforcement Case #04 MED 313

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

Mohammed Y. Samara, MD
8030 W. Crawford Ave.
Milwaukee, WI 53220

Wisconsin Medical Examining Board
P.O. Box 8935
Madison, WI 53708-8935

Department of Regulation and Licensing
Division of Enforcement
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 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. Respondent Mohammed Yousef Samara (dob 7/15/51) is and was at all times relevant to the facts set forth herein a physician and surgeon licensed in the State of Wisconsin pursuant to license #36801, first granted on 7/28/95. Respondent is a general practitioner, and is not certified by any board recognized by the American Board of Medical Specialties.

2. On 9/15/04, Respondent was disciplined by the Michigan Board of Medicine, which found that Respondent had failed to properly and adequately assess the mental states of two elderly patients in 2002, and had opined that they were not mentally competent, when in fact they were. Respondent was ordered to pay an administrative fine of \$250 and his license was placed on probation for six months; as a condition of probation he was ordered to complete a continuing education course relating to documentation, which course was to be pre-approved by the Board. Respondent successfully completed the course and has been discharged from probation; his Michigan license was restored to unlimited status. As a result of this discipline, New York took reciprocal disciplinary action against Respondent; Respondent agreed not to renew his registration in New York again and an order to this effect was entered on 8/9/05. He is not licensed in any other state.

CONCLUSIONS OF LAW

A. The Wisconsin Medical Examining Board has jurisdiction to act in this matter pursuant to Wis. Stat. § 448.02(3), and is authorized to enter into the attached Stipulation pursuant to Wis. Stat. § 227.44(5).

B. The conduct described in ¶2, above, violated Wis. Adm. Code § Med 10.02(2)(q). Such conduct constitutes unprofessional conduct within the meaning of the Code and statutes.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED, that the attached Stipulation is accepted.

IT IS FURTHER ORDERED, that Mohammed Yousef Samara, M.D., is REPRIMANDED for his unprofessional conduct in this matter.

IT IS FURTHER ORDERED, that respondent shall pay the COSTS of investigating and prosecuting this matter of \$950 within 60 days of this Order. In the event Respondent fails to timely submit any payment of the costs as set forth above, Respondent's license SHALL BE SUSPENDED, without further notice or hearing until Respondent has paid the costs, together with any accrued interest, in full.

Dated this April 18, 2007.

WISCONSIN MEDICAL EXAMINING BOARD

by: Gene Musser MD
a member of the Board