

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 :
 : FINAL DECISION AND ORDER
WILLIAM B. HOBBS, M.D., : LS 0807291 MED
RESPONDENT. :

[Division of Enforcement Case #'s 05 MED 239 & 08 MED 113]

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

William B. Hobbins, M.D.
5510 Medical Circle
Madison, WI 53719

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

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

PROCEDURAL HISTORY

A Notice of Hearing and Complaint were filed and served on July 29, 2008. A hearing has not been held. On August 19, 2009, the Board issued an Order which summarily suspended Respondent's license to practice. The order was served and became effective August 21, 2009 and remains in effect. 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 Medical Examining Board. The Board has reviewed this Stipulation and considers it acceptable.

Accordingly, the Board adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. William B. Hobbins, M.D., Respondent, date of birth August 16, 1924, is licensed and currently registered by the Wisconsin Medical Examining Board to practice medicine and surgery in the state of Wisconsin pursuant to license number 10149, which was first granted January 15, 1948.

2. Respondent's last address reported to the Department of Regulation and Licensing is 5510 Medical Circle, Madison, WI 53719. Respondent is a sole practitioner and does not have privileges at any hospital.

3. While this disciplinary proceeding was pending, Respondent underwent a neuropsychological evaluation by Dr. Bruce Hermann at the University of Wisconsin Hospital and Clinics Neuropsychology Clinic on July 31, 2009, during which certain impairments were noted.

4. Respondent has offered to surrender his license to practice medicine and surgery in the State of Wisconsin.

CONCLUSIONS OF LAW

1. The Wisconsin Medical Examining Board has jurisdiction over this matter pursuant to Wis. Stat. § 448.02(3), and has authority to enter into this stipulated resolution of this matter pursuant to Wis. Stats. §§ 227.44(5) and 448.02(5).

2. Respondent's practice under his license when unable to do so with reasonable skill and safety to patients would be in violation of Wis. Adm. Code § MED 10.02(2)(i).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED:

1. The SURRENDER by William B. Hobbins, M.D., of his license to practice medicine and surgery in the state of Wisconsin is hereby ACCEPTED.
2. Respondent shall never apply or reapply for any credential from the Wisconsin Medical Examining Board.
3. Respondent shall, within 180 days of the date of this Order, pay \$4,500.00 to the Department of Regulation and Licensing, as the costs of this proceeding
4. Payment of costs shall be made to:
Department Monitor
Department of Regulation and Licensing
Division of Enforcement
1400 East Washington Avenue
P.O. Box 8935
Madison, WI 53708-8935
5. This Order is effective on the date of its signing.

Wisconsin Medical Examining Board

By: Gene Musser MD
A Member of the Board

9/16/09
Date

STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF THE DISCIPLINARY	:	
PROCEEDINGS AGAINST	:	
	:	STIPULATION
WILLIAM B. HOBBS, M.D.,	:	<u>LS 0807291 MED</u>
RESPONDENT.	:	

It is hereby stipulated and agreed, by and between William B. Hobbs, M.D., Respondent; Patricia J. Epstein of Bell, Gierhart & Moore, S.C., attorneys for Respondent; and John R. Zwieg, attorney for the Complainant, Department of Regulation and Licensing, Division of Enforcement, as follows:

1. This Stipulation is entered into as a result of a pending disciplinary proceeding against Respondent's licensure by the Division of Enforcement.

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 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 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.

9. The Division of Enforcement joins Respondent in recommending the Board adopt this Stipulation and issue the attached Final Decision and Order.

William B. Hobbs, M.D.

Date

Respondent
5510 Medical Circle
Madison, WI 53719

Patricia J. Epstein
Bell, Gierhart & Moore, S.C.
Attorneys for Respondent
P.O. Box 1807
Madison, WI 53701-1807

Date

John R. Zwiig
Attorney for Complainant
Division of Enforcement
Department of Regulation and Licensing
P.O. Box 8935
Madison, WI 53708-8935

Date