

## WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN  
BEFORE THE MEDICAL EXAMINING BOARD

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IN THE MATTER OF DISCIPLINARY :  
PROCEEDINGS AGAINST :  
 : FINAL DECISION AND ORDER  
EVAN K. SAUNDERS, M.D., :  
RESPONDENT. : *ORDER 0000856*

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Division of Legal Services and Compliance<sup>1</sup>  
Case Nos. 08 MED 315, 11 MED 124 and 11 MED 157

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

Evan K. Saunders, M.D.  
6330 N. Lake Drive  
Milwaukee, WI 53217

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

Division of Legal Services and Compliance  
Department of Safety and Professional Services  
P.O. Box 8935  
Madison, WI 53708-8935

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final disposition of this matter, subject to the approval of the Medical Examining Board (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, Conclusions of Law and Order.

FINDINGS OF FACT

1. Respondent Evan K. Saunders, M.D. (dob February 25, 1964), is licensed in the State of Wisconsin to practice medicine and surgery, having license number 20-35918, first issued on August 26, 1994. His registration expired on October 31, 2011. Evan K. Saunders, M.D.'s most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is 6330 N. Lake Drive, Milwaukee, Wisconsin 53217.

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<sup>1</sup> The Division of Legal Services and Compliance was formerly known as the Division of Enforcement.

2. On May 19, 2011, the Division of Legal Services and Compliance (Division) filed a Complaint against Respondent alleging sexual misconduct involving two female patients, Patients C.D. and R.S. Also on that date, the Board issued an Interim Order suspending Respondent's license to practice medicine and surgery, pending final resolution of this disciplinary matter.

3. On November 21, 2011, the Division filed an Amended Complaint against Respondent alleging sexual misconduct involving eight female patients (Patients C.D., R.S., A.S., D.C., L.D., F.G., K.P., S.J.), which included the patients alleged in the May 19, 2011 Complaint.

4. On September 21, 2012, Respondent was found guilty in Milwaukee County Case Number 2011CM005751, of four counts of fourth-degree sexual assault, Wis. Stat. § 940.225(3m), a misdemeanor A, and four counts of disorderly conduct, Wis. Stat. § 947.01, a misdemeanor B. The victims referenced in the criminal matter were four (Patients C.D., R.S., A.S., D.C.) of the eight patients alleged in the Amended Complaint filed November 21, 2011.

5. Respondent neither admits nor denies the allegations in reference to the remaining four patients (Patients L.D., F.G., K.P., S.J.) alleged in the Amended Complaint filed November 21, 2011.

#### CONCLUSIONS OF LAW

1. 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).

2. By the conduct described in the Findings of Fact, Respondent Evan K. Saunders, M.D., engaged in unprofessional conduct pursuant to Wis. Admin. Code § MED 10.02(2)(z), by violating a law, the circumstances of which substantially relate to the circumstances of the practice of medicine.

3. As a result of the above conduct, Evan K. Saunders, M.D., is subject to discipline pursuant to Wis. Stat. § 448.02(3).

#### ORDER

1. The attached Stipulation is accepted.

2. The VOLUNTARY SURRENDER by Respondent Evan K. Saunders, M.D., of his license and registration to practice medicine and surgery in the state of Wisconsin and his right to renew that license and registration is hereby ACCEPTED.

3. If Respondent ever makes application to the Board for any credential:

- a. Respondent shall provide proof sufficient to the Board that he can practice medicine and surgery with reasonable safety and skill.

- b. Whether to grant a license and whether to impose any limitations or restrictions on any license granted shall be in the sole discretion of the Board.
- c. Respondent shall, prior to becoming licensed, pay to the Department of Safety and Professional Services costs of this proceeding in the amount of \$7,100.00 pursuant to Wis. Stat. § 440.22(2).

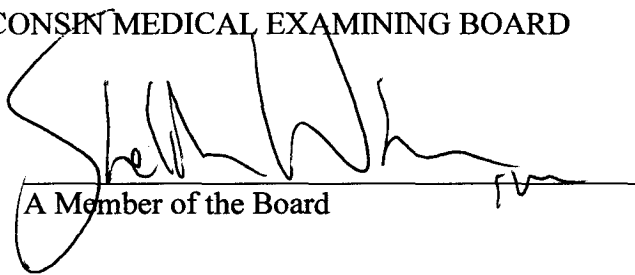
4. Payment of costs (made payable to the Wisconsin Department of Safety and Professional Services) shall be sent by Licensee to the Department Monitor at the address below:

Department Monitor  
Division of Legal Services and Compliance  
Department of Safety and Professional Services  
P.O. Box 8935, Madison, WI 53708-8935  
Telephone (608) 267-3817; Fax (608) 266-2264  
DSPSMonitoring@wisconsin.gov

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

WISCONSIN MEDICAL EXAMINING BOARD

by:

  
\_\_\_\_\_  
A Member of the Board

10/17/12

\_\_\_\_\_  
Date