

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY :
PROCEEDINGS AGAINST :
 :
 : FINAL DECISION AND ORDER
VICTORIA J. MONDLOCH, M.D., :
RESPONDENT. :
 :
 : ORDER 0002309

Division of Legal Services and Compliance¹ Case Nos. 09MED258 and 10MED363

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

Victoria J. Mondloch, M.D.
W220 S3731 Hidden Ct.
Waukesha, WI 53189

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

PROCEDURAL HISTORY

On January 19, 2012, the formal Complaint in 09MED258 and 10MED363 was filed.

A Petition for Summary Suspension was filed and served upon Respondent and Respondent's attorney, Mary Lee Ratzel, on January 27, 2012 by certified U.S. mail, electronic e-mail and U.S. regular mail.

The parties in this matter agreed to the terms and conditions of an Interim Agreement and Order in this matter, which was approved by the Medical Examining Board (Board) on February 15, 2012.

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 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.

¹ The Division of Legal Services and Compliance was formerly known as the Division Enforcement.

FINDINGS OF FACT

1. Respondent Victoria J. Mondloch, M.D., (dob August 19, 1955), is licensed in the State of Wisconsin to practice medicine and surgery, having license number 20-26004, first issued on July 1, 1984, with registration current through October 31, 2013. Respondent's most recent address on file with the Department of Safety and Professional Services (Department) is W220 S3731 Hidden Ct., Waukesha, Wisconsin, 53189.
2. Respondent specializes in obstetrics and gynecology.
3. A formal complaint was filed in this matter on January 27, 2012.
4. The allegations contained in the formal complaint involve the Respondent's obstetrical and gynecological surgical practice only.

PATIENT A

5. On August 16, 2002, Patient A, a 29 year old female gravida 2, para 2 0 0 2, presented to Respondent after her primary care physician could not locate her intrauterine device (IUD) at annual examination. Patient A asked Respondent to determine if the IUD was still properly placed. Patient A also complained of hirsutism.

6. Respondent's medical notes reflect that Patient A advised Respondent that she had been diagnosed with polycystic ovary syndrome (PCOS) and that she may want one more pregnancy. Respondent reviewed Patient EF's laboratory results from October 2005 and diagnosed the patient with PCOS and hormone imbalance. Respondent recommended ovarian drilling as the treatment plan for PCOS and hormone imbalance.

7. On January 13, 2007, Patient A contacted Respondent and advised she would like to have a tubal ligation and the ovarian drilling procedure. On February 9, 2007, Patient A was admitted to Waukesha Memorial Hospital for laparoscopy for bilateral tubal cauterization, lysis of adhesions, ovarian drilling, and cauterization of endometrial implants and removal of Mirena IUD.

8. Ovarian drilling is not indicated for treatment of metabolic abnormalities in PCOS or hormone imbalance. Respondent's conduct in proceeding with an ovarian drilling procedure when not indicated as a treatment for hormone imbalance or metabolic disease evidences a lack of knowledge which creates the risk to the patient of an unnecessary surgery with all attendant risks, including the risks accompanying general anesthesia, up to and including death. Patient EF, however, sustained no known permanent injury as a result of the ovarian drilling procedure.

PATIENT B

9. From approximately April 13, 2004 through July 19, 2007, Respondent provided care and treatment for Patient B, a 38 year old gravida 3, para 2-1-0-3, for menometrorrhagia and migraine headaches which Respondent attributed to the patient's menstrual cycle and stress.

10. Respondent attempted to control the patient's headaches with Fioricet, Fioricet #3, Inderal, Maxalt, Imitrex, and hormonal manipulation, but these attempts were marginally successful.

11. On February 17, 2006, Patient B consented to and underwent a laparoscopic-assisted vaginal hysterectomy with bilateral salpingo-oophorectomy for menometrorrhagia and menstrual migraines performed by Respondent.

12. During the surgical procedure, Respondent noted significant bleeding from the patient's left port site as well as bleeding along "established endo GIA staple sites that were initially stapled intraoperatively." Respondent did not address the intraoperative bleeding until completion of the laparoscopic portion of the procedure.

13. Following the procedure, Respondent was called to the patient's bedside to address bleeding from the 5mm suprapubic site, which had not bled previously.

14. Patient B received 4 units of blood post surgically on February 17 and 18, 2006, but had no known permanent injury following the surgery.

15. Respondent's conduct created the following unacceptable risks to Patient B:

- a. By proceeding to laparoscopic hysterectomy and bilateral salpingo-oophorectomy surgery in Patient B, a 38-year-old female, prior to attempting more conservative medical management of the patient's symptoms, Respondent created a risk of unnecessary surgery with all attendant risks, including the risks accompanying general anesthesia up to and including bleeding and death.
- b. By failing to address the patient's intraoperative bleeding before the completion of the laparoscopic portion of the procedure, Respondent created the risk that the patient would have significant bleeding requiring blood transfusions, thereby also creating the risks of infection and other risks associated with such transfusions.

16. The formal complaint filed in this matter contains allegations involving three additional patients. Those allegations are contained in Counts I, II and III of the Complaint and include:

- a. Respondent failed to properly and timely evaluate a patient for a possible ectopic pregnancy.
- b. Respondent misdiagnosed a patient's condition as a molar pregnancy.
- c. Respondent misdiagnosed a patient with Polycystic Ovary Syndrome (PCOS) and performed ovarian drilling for treatment of metabolic abnormalities caused by PCOS or hormone imbalance when such treatment is not indicated by those conditions.

17. For purposes of this resolution only, the Board makes no findings with regard to the allegations contained in paragraph 16, above.

18. Respondent has chosen to continue in office-based practice only. She reports that she has done so for the last two years of practice. She indicates that she plans to continue office-based practice only.

CONCLUSION 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, Victoria J. Mondloch, M.D., engaged in unprofessional conduct pursuant to Wis. Admin. Code § Med 10.02(2)(h) by engaging in practice or conduct which tends to constitute a danger to the health, welfare, or safety of patient or public.

3. As a result of the above conduct, Victoria J. Mondloch, M.D., is subject to discipline pursuant to Wis. Stat. § 448.02(3).

ORDER

1. The attached Stipulation is accepted.

2. Respondent Victoria J. Mondloch, M.D., is reprimanded.

3. Pursuant to the parties' agreement, the license to practice medicine and surgery of Victoria J. Mondloch, M.D., (license number 20-26004) is LIMITED as follows:

a. Respondent will not engage in the practice of obstetrics.

b. Respondent will refer to another obstetrician any patient who presents to her during the course of her medical practice and is, or is suspected to be, pregnant.

c. Respondent will immediately refer to another obstetrician and/or gynecologist any patient who presents with symptoms of abnormal bleeding or cramping where possible pregnancy of any type, including but not limited to, uterine, ectopic or molar, is part of the differential diagnosis.

d. Respondent will not perform any surgical or gynecological procedure on any patient with the exception of pelvic examinations and pap smears. Respondent shall transfer all patients requiring all other gynecological procedures to another gynecologist of the patient's choice.

e. Respondent may not perform ultrasounds.

- f. Respondent may, to the extent she is properly trained, use lasers to treat skin conditions and for the removal of warts and moles.
- g. Prior to accepting employment as a physician by any entity or person, Respondent shall provide a copy of this Order to the potential employer.

4. Within 365 days from the date of this Order, Victoria J. Mondloch, M.D., shall pay COSTS of this matter in the amount of \$2000.00.

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

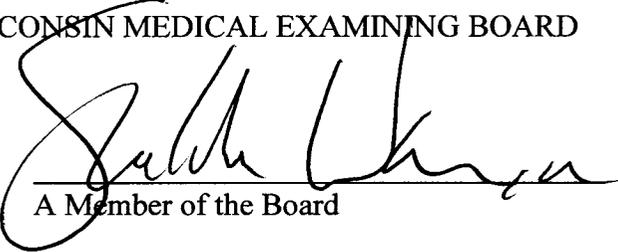
Department Monitor
Division of Legal Services and Compliance
Department of Safety and Professional Services
P.O. Box 8935, Madison, WI 53708-8935
Telephone (608) 267-3817; Fax (608) 266-2264
DSPSMonitoring@wisconsin.gov

6. Violation of any 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 payment of the costs, the Respondent's license (no. 20-26004) may, in the discretion of the board or its designee, be SUSPENDED, without further notice or hearing, until Respondent has complied with payment of the costs.

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

WISCONSIN MEDICAL EXAMINING BOARD

By:


A Member of the Board

2/20/13
Date