

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
SARBJEET S. SANDHU, M.D., :
RESPONDENT. : **0002486**

Division of Legal Services and Compliance Case No. 12 MED 287

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

Sarbjeeet S. Sandhu, M.D.
8018 W. Capitol Drive
Milwaukee, WI 53222

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 Sarbjeeet S. Sandhu, M.D., (dob October 3, 1944), is licensed in the State of Wisconsin to practice medicine and surgery, having license number 36365-20, first issued on February 24, 1995, with registration current through October 31, 2013. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is 8018 W. Capitol Drive, Milwaukee, Wisconsin 53222.

2. On February 29, 2012, Patient A, a 6 year old male, presented to Respondent with a chief complaint of attention-deficit hyperactivity disorder. Patient A's weight at that time was 36 pounds. Respondent prescribed Vyvanse 30 mg QAM (every day before noon) and Adderall

XR (extended release) 10 mg at 3 p.m. Patient A was to follow-up for re-examination in one month.

3. On May 3, 2012, Patient A presented to Respondent for follow-up with a chief complaint of attention deficit hyperactivity disorder (ADHD). Patient A's weight at that time was 35 pounds. His mother stated he was very hyperactive and not able to function. She also stated he was not able to sleep at night until late and that he stays up in bed looking around.

4. Respondent prescribed Vyvanse 30 mg QAM, Adderall XR 30 mg QAM, Adderall 20 mg at noon, Adderall 20 mg at 4 p.m., and clonidine 0.1 mg QHS (every night at bedtime). Patient A was to follow-up in one month.

5. Respondent failed to document, in the patient health care record, the basis for the increased dosage. The reason for increasing a controlled substance in a child patient constitutes "pertinent objective findings related to examination" and assessment, both of which are required to be included in patient health care records pursuant to Wis. Admin. Code § Med 21.03(2).

6. On May 29, 2012, Patient A presented to Respondent for follow-up. Patient A's weight had decreased to 33 pounds. Respondent reduced Patient A's dose of Adderall from 30 mg every morning, to 15 mg every morning; Respondent discontinued other doses of Adderall. Respondent continued clonidine at 0.1 mg QHS, and Vyvanse, 30 mg QAM.

7. Respondent failed to meet the standard of minimal competence by failing to prescribe controlled substances at a dosage appropriate for a juvenile patient's weight, by increasing the dosage in unreasonable increments, and in failing to refer the patient for specialized treatment.

8. In failing to appropriately prescribe the controlled substance and failing to respond appropriately to Patient A's reaction to the medication, Respondent created an unacceptable risk of an overdose.

9. Respondent acknowledges that he failed to appropriately prescribe the controlled substance and he failed to respond appropriately to Patient A's reaction to the medication.

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. Wisconsin Admin. Code § 21.03(2) requires, as a minimum standard for patient health care records, documentation of pertinent objective findings related to examination, and assessment.

3. Vyvanse® is a brand name for lisdexamfetamine. Pursuant to Wis. Stat. § 961.16(2)(a)8., lisdexamfetamine is a schedule II controlled substance for which, under the circumstances at issue, a prescription is required pursuant to Wis. Stat. § 961.38(2).

4. Adderall® is a combination of dextroamphetamine and amphetamine. Pursuant to Wis. Stat. § 961.16(5)(a), an amphetamine is a schedule II controlled substance for which, under the circumstances at issue, a prescription is required pursuant to Wis. Stat. § 961.38(2).

5. By the conduct described in the Findings of Fact, Respondent Sarbjeet S. Sandhu, M.D., engaged in unprofessional conduct pursuant to Wis. Admin. Code § Med 10.02(2)(h).

6. By the conduct described in the Findings of Fact, Respondent Sarbjeet S. Sandhu, M.D., engaged in unprofessional conduct pursuant to Wis. Admin. Code § Med 10.02(2)(za).

7. As a result of the above conduct, Respondent Sarbjeet S. Sandhu, M.D., is subject to discipline pursuant to Wis. Stat. § 448.02(3).

ORDER

1. The attached Stipulation is accepted.
2. Respondent Sarbjeet S. Sandhu, M.D., is REPRIMANDED.
3. The Wisconsin license to practice medicine and surgery issued to Sarbjeet S. Sandhu, M.D., (license number 36365-20), is LIMITED as follows:

a. Within nine (9) months of the date of this Order, Respondent shall successfully complete 6 credits in the area of prescribing amphetamines for children, and 6 credits in the area of medical record keeping.

b. Respondent shall be responsible for obtaining the course(s) required under this Order, for providing adequate course(s) descriptions to the Department Monitor, and for obtaining pre-approval of the course(s) from the Wisconsin Medical Examining Board, or its designee, prior to commencement of the course(s).

c. The Board or its designee may reject any course(s) and may accept a course(s) for less than the number of hours for which Respondent seeks approval.

d. Within thirty (30) days of completion of each educational component, Respondent shall file an affidavit with the Department Monitor stating under oath that he has attended, in its entirety, the course(s) approved for satisfaction of this requirement along with supporting documentation of attendance from the sponsoring organizations.

e. Respondent is responsible for all costs associated with compliance with this educational requirement.

f. None of the education completed pursuant to this requirement may be used to satisfy any other continuing education requirements that have been or may be instituted by the Board or Department.

4. Within 90 days from the date of this Order, Sarbjeet S. Sandhu, M.D., shall pay COSTS of this matter in the amount of \$500.00.

5. Proof of successful course completion and 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:

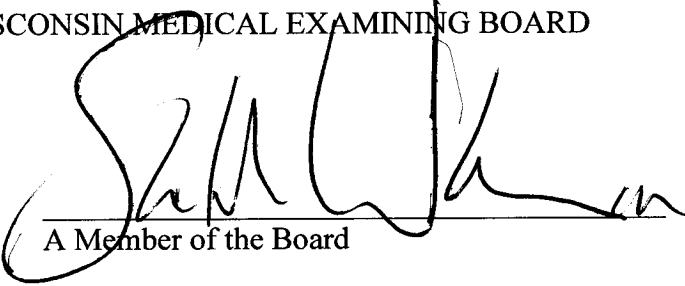
Department Monitor
Division of Legal Services and Compliance
Department of Safety and Professional Services
P.O. Box 8935, Madison, WI 53708-8935
Telephone (608) 267-3817; Fax (608) 266-2264
DSPSMonitoring@wisconsin.gov

6. Violation of any 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 payment of costs as ordered or fails to submit proof of successful completion of the ordered education as set forth above, Respondent's license (no. 36365-20) 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 and completion of the education.

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

WISCONSIN MEDICAL EXAMINING BOARD

by:


A Member of the Board


Date