

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**
ARVIND AHUJA, M.D., :
RESPONDENT. : **0002682**

Division of Legal Services and Compliance Case No. 13 MED 133

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

Arvind Ahuja, M.D.
6321 Parkview Drive
Greendale, WI 53129

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 Arvind Ahuja, M.D., (dob July 22, 1962), is licensed in the State of Wisconsin to practice medicine and surgery, having license number 32407-20, first issued on July 24, 1991, 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 6321 Parkview Drive, Greendale, Wisconsin 53219. Respondent is certified by the American Board of Neurological Surgery. Respondent was previously licensed in New York, Oregon, and Pennsylvania.

2. On February 1, 2013, before the United States District Court, Eastern District of Wisconsin, Respondent was convicted of the following two felonies:

26 U.S.C. § 7206(1)

Filing a False Income Tax Return

31 U.S.C. §5314 & 5322

Failure to file Reports of Foreign Bank and Financial Accounts

3. The indictment upon which the convictions are based alleged that Respondent failed to report, on his 1040 income tax form, interest he earned in foreign bank accounts during the 2009 tax year and that Respondent failed to file a required Report of Foreign Bank and Financial Accounts (FBAR) for that year. There is no allegation that either the non-reported income or the FBAR were directly related to Respondent's medical practice.

4. Respondent has appealed the convictions to the Seventh Circuit Court of Appeals and the appeal is still pending. Respondent has also filed a motion with the trial court asking that the convictions be vacated and that there be a new trial in the interest of justice based on newly discovered evidence about one of the government's witnesses. That motion is also still pending.

5. On July 12-14, 2013, Respondent voluntarily and at his own expense attended and completed the Professional/ Problem Based Ethics (ProBE) program offered by the Center for Personalized Education for Physicians.

6. Respondent has submitted with the attached signed Stipulation a check made payable to the Wisconsin Department of Safety and Professional Services in the amount of the costs ordered to be paid below.

7. In resolution of this matter, Respondent consents to the entry of the following Conclusions of Law and Order.

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 Arvind Ahuja, M.D., engaged in unprofessional conduct pursuant to Wis. Admin. Code § MED 10.02(2)(r) by being convicted of a crime, the circumstances of which may relate to practice under any license.

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

ORDER

1. The attached Stipulation is accepted.

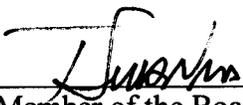
2. Respondent Arvind Ahuja, M.D., is REPRIMANDED.

3. Arvind Ahuja, M.D., shall pay to the Wisconsin Department of Safety and Professional Services the COSTS of this matter in the amount of \$500.

4. If as a result of the pending appeal or motion for new trial both convictions are vacated, overturned or nullified in any manner, upon Respondent providing the Board with evidence sufficient to the Board that the convictions no longer are in effect the Board shall issue an Order voiding this Reprimand. The costs of this proceeding shall not be returned to Respondent.

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

WISCONSIN MEDICAL EXAMINING BOARD

by: 
A Member of the Board

16 OCT 2013
Date

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