

# WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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FILE COPY

STATE OF WISCONSIN  
BEFORE THE MEDICAL EXAMINING BOARD

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IN THE MATTER OF  
THE INVESTIGATION OF

JOSE T. LLOREN, JR., M.D.,

Licensee

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MEMORANDUM AND ORDER ON SETTLEMENT CONFERENCE

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TO: Jose T. Lloren, Jr., M.D.  
P.O. Box 1534  
Fond du Lac, WI 54936-1534

Roger R. Hall  
Attorney at Law  
1400 East Washington Avenue  
P.O. Box 8935  
Madison, WI 53708

An informal settlement conference was conducted in the above-captioned matter before an informal settlement conference committee of the Medical Examining Board on December 18, 1991. The purpose of the conference was to provide interested parties with an opportunity to discuss allegations received pertaining to the practice of Dr. Lloren as a physician, and to attempt to reach a fair and consensual resolution of the matter.

The committee consisted of Dr. Michael P. Mehr and Ms. Ann B. Neviasser. Dr. Lloren appeared in person and without legal counsel. Others present included Dr. Ewald Pawset, a spokesman for Dr. Lloren, Wayne Austin, the board's legal counsel, and Roger R. Hall, attorney for the Department of Regulation & Licensing, Division of Enforcement.

The parties orally presented their respective positions regarding the matter to the committee, and the committee deliberated on a possible disposition of the matter. The committee thereafter presented a proposed Stipulation for Dr. Lloren's

consideration, a copy of which is attached hereto and made a part hereof. The Stipulation was ultimately executed by Dr. Lloren, Mr. Hall and Dr. Mehr.

Based upon the proceedings at the conference, and upon the Stipulation of the parties, the board enters the following order.

ORDER

NOW, THEREFORE, IT IS ORDERED that based on the findings and conclusions in this case, as set forth in the Stipulation of the parties hereto, this matter be, and hereby is, dismissed.

Dated this 23 day of January, 1992.

STATE OF WISCONSIN  
MEDICAL EXAMINING BOARD

by B. Ann Neviaser  
B. Ann Neviaser  
Secretary

WRA:BDLS2:1266

STATE OF WISCONSIN  
BEFORE MEDICAL EXAMINING BOARD

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IN THE MATTER OF  
THE INVESTIGATION OF

JOSE T. LLOREN, M.D.,

Licensee

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STIPULATION

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Jose T. Lloren, M.D (Dr. Lloren), and the Medical Examining Board (board), having reached agreement on disposition of the informal complaint identified as 90 MED 243, agree and stipulate as follows:

1. This Stipulation shall be made a part of a Memorandum and Order on Settlement Conference to be issued by the board, and all terms of the Stipulation shall be binding on Dr. Lloren as a part of the board's order.

2. This Stipulation and the board's order shall be placed in Dr. Lloren's permanent file, and may be used if there are further complaints against him.

3. Dr. Lloren is licensed to practice medicine and surgery in Wisconsin by license #, issued on August 18, 1975, and he resides at 35 East Colton Street, Fond du Lac, WI 54935

4. Patient J.B. gave birth to a girl at St. Agnes Hospital, Fond du Lac, Wisconsin at 11:43 p.m., on December 8, 1978. The attending obstetrician was a Dr. Schuster. The apgar score was 9.

5. The hospital assigned the baby to Dr. Lloren to act as the baby's pediatrician. Dr. Lloren first saw the baby at approximately 9:45 a.m. on December 9, 1978

6. Upon examining the baby, Dr. Lloren noted a healthy appearing child, no cephalic abnormality, soft fontanelles, no abnormalities of the eyes, ears, nose or throat, supple neck with no rigidity, no breathing difficulties, clear lungs, no heart abnormalities, soft abdomen with no masses, no rigidity of the extremities, and normal Moro reflex. Dr. Lloren ordered routine care for a normal newborn.

7. Dr. Lloren next examined the baby on December 10, at approximately 10:45 a.m. The nursing notes indicated that the baby was irritable, had been nursing poorly and that it turned its neck to one side as if it was stiff. However, in examining the baby at that time Dr. Lloren found no abnormalities. He observed no abdominal or respiratory problems, normal Moro reflex, soft fontanel, and normal eyes, ears, nose and throat.

8. Dr. Lloren next saw the baby sometime around 10:45 on December 11. The nursing notes again indicated that the baby was irritable, cried frequently and had a poor sucking reflex. Dr. Lloren's notes of the examination indicate that the baby was icteric, that she had a good cry, that her Moro reflex was good and that the fontanel was soft. Dr. Lloren ordered C.B.C. and bilirubin testing. Dr. Lloren thereafter order bililites, which were begun at about 10:40 a.m.

9. Dr. Lloren saw the baby a second time on December 11 at approximately 1:15 p.m. At that time the results of the C.B.C. were known and were essentially normal. Dr. Lloren concluded that the icteric condition constituted physiologic jaundice typical of a three day old baby.

10. Sometime shortly after 1:30 p.m. on December 11, the baby suffered an episode of grand mal tonic and clonic seizure lasting for one minute. An immediate spinal puncture by Dr. Lloren revealed xanthochromic fluid and culture of the fluid revealed evidence of a Group B beta hemolytic streptococcus. Ampicillin and Kanamycin were administered, along with Phenobarbital for control of recurrent grand mal seizures. The baby was transferred to the intensive care unit of Theda Clark Hospital for further treatment of streptococcal neonatal meningitis. The baby was discharged to her parents on December 30, 1978.

11. The parties agree that no unprofessional conduct has occurred in this case and that the matter should therefore be dismissed.

Dated this 11 day of January, 1992.

Jose T. Lloren, M.D.  
Jose T. Lloren, M.D.

Dated this 28 day of January, 1992

Roger R. Hall  
Roger R. Hall, Attorney  
Office of Board legal Services

Jose T. Llore, M.D.  
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Dated this 23rd day of January, 1992

STATE OF WISCONSIN  
MEDICAL EXAMINING BOARD

by B. Ann Neviaser  
B. Ann Neviaser  
Secretary

## **NOTICE OF APPEAL INFORMATION**

**(Notice of Rights for Rehearing or Judicial Review,  
the times allowed for each, and the identification  
of the party to be named as respondent)**

**The following notice is served on you as part of the final decision:**

### **1. Rehearing.**

**Any person aggrieved by this order may petition for a rehearing within 20 days of the service of this decision, as provided in section 227.49 of the Wisconsin Statutes, a copy of which is attached. The 20 day period commences the day after personal service or mailing of this decision. (The date of mailing of this decision is shown below.) The petition for rehearing should be filed with the State of Wisconsin Medical Examining Board.**

**A petition for rehearing is not a prerequisite for appeal directly to circuit court through a petition for judicial review.**

### **2. Judicial Review.**

**Any person aggrieved by this decision has a right to petition for judicial review of this decision as provided in section 227.53 of the Wisconsin Statutes, a copy of which is attached. The petition should be filed in circuit court and served upon the State of Wisconsin Medical Examining Board**

**within 30 days of service of this decision if there has been no petition for rehearing, or within 30 days of service of the order finally disposing of the petition for rehearing, or within 30 days after the final disposition by operation of law of any petition for rehearing.**

**The 30 day period commences the day after personal service or mailing of the decision or order, or the day after the final disposition by operation of the law of any petition for rehearing. (The date of mailing of this decision is shown below.) A petition for judicial review should be served upon, and name as the respondent, the following: the State of Wisconsin Medical Examining Board.**

**The date of mailing of this decision is January 30, 1992.**

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