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STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF
DISCIPLINARY PROCEEDINGS AGAINST

THOMAS BAYARD FREDERICK, M.D.,

Respondent

ORDER IMPOSING SUSPENSION

FINDINGS OF FACT

1. On February 23, 1994, the Medical Examining Board issued its Final Decision and Order in the above-captioned matter. By the terms of the board's order, respondent's license to practice medicine and surgery in Wisconsin was suspended for a period of not less than five years, with provision for successive three-month stays of the suspension conditioned upon compliance with certain conditions and limitations on the license. Among these were that respondent participate in a recognized program for the treatment of chemical dependency, that he participate in individual and/or group therapy a minimum of once each week, that he submit to random urine screens for the presence of alcohol and controlled substances, and that he provide for quarterly written reports from his supervising physician or therapist and the monitoring program. The effective date of the board's Order was February 23, 1994.

2. As of the date of the meeting of the Medical Examining Board on June 22, 1994, respondent had not submitted evidence of having complied with the requirements imposed by the February 23, 1994, Order with the exception of submission of a therapy report. The report notified the board that respondent had relapsed on one occasion.

3. The board's February 23, 1994 Order also provides that upon satisfactory compliance with the terms and conditions of his limited license, respondent may petition for additional stays of the suspension.

4. As of the date of the meeting of the Medical Examining Board on June 22, 1994, respondent had not requested further stay of the suspension of his license.

5. Paragraph 7. of the board's Order states as follows:

7. VIOLATIONS OF ORDER. *Violation of any of the terms of this order or of any law substantially related to the practice of medicine shall result in a summary suspension of the respondent's license the denial of an extension of the stay*

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of suspension or the termination of the stay; the imposition of additional conditions and limitations or the imposition of additional discipline, including revocation of license. Violation of any of the terms of this order may result in summary suspension of respondent's license, the denial of an extension of stay of suspension, the imposition of additional conditions and limitations on 's practice, or the imposition of other additional discipline.

CONCLUSIONS OF LAW

1. The Medical Examining Board has jurisdiction in this matter pursuant to Wis. Stats. 448.02.
2. Respondent has failed to comply with the requirements established by the Final Decision and Order of the Medical Examining Board dated February 23, 1994.
3. Failure by respondent to comply with the requirements of his limited license constitutes basis for denial of requests for further stay of the suspension of the license.
4. Failure by respondent to request an additional stay of the suspension of his license acted to terminate the stay effective three months from the effective date of the board's Order dated February 23, 1994.

ORDER

NOW, THEREFORE, IT IS ORDERED that the stay of suspension of the license of Thomas Bayard Frederick, M.D., is terminated, and his license is suspended, effective June 22, 1994.

Dated this 4 day of July, 1994

STATE OF WISCONSIN
MEDICAL EXAMINING BOARD

by Clark O. Olsen
Clark O. Olsen, M.D.
Secretary