

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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FILE COPY

STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF THE DISCIPLINARY
PROCEEDINGS AGAINST

WARREN K. WRIGHT,
RESPONDENT.

:
:
: FINAL DECISION AND ORDER
: 92 MED 394
:

The parties to this proceeding for the purpose of Wis. Stats., sec. 227.53 are:

Warren K. Wright
754 North Second Street
Bay St. Louis, MS 39520

Wisconsin Medical Examining Board
1400 East Washington Avenue
P.O. Box 8935
Madison, WI 53708-8935

Department of Regulation and Licensing
Division of Enforcement
1400 East Washington Avenue
P.O. Box 8935
Madison, WI 53708-8935

The parties in this matter, Warren K. Wright, M.D., Respondent, and Pamela M. Stach, Attorney for Complainant, agree to the terms and conditions of the attached Stipulation as the final disposition of this matter, subject to the approval of the Wisconsin Medical Examining Board. The Board has reviewed the Stipulation and considers it acceptable. Accordingly, the Wisconsin Medical Examining Board in this matter adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Warren K. Wright, Respondent herein, whose date of birth is 10/29/36, and who resides at 754 North Second Street, Bay St. Louis, Mississippi 39520, is a physician duly licensed but not currently registered to practice medicine and surgery in the State of Wisconsin under license number 17791 which was granted on October 21, 1971.
2. Respondent is licensed to practice medicine and surgery in the states of Mississippi and Louisiana.
3. Respondent specializes in the practice of pathology.

4. On August 20, 1992, the Louisiana State Board of Medical Examiners restricted Respondent's license to practice medicine and surgery in that state based upon findings of alcohol abuse and mental illness. The terms of the restricted license are set forth in the disciplinary order attached as Exhibit A.'

5. On September 15, 1993, the Mississippi State Board of Medical Licensure restricted Respondent's license to practice medicine and surgery in that state based upon the disciplinary action taken in Louisiana. The terms of the restricted license are set forth in the disciplinary order attached as Exhibit B.

6. Respondent is in compliance with all terms of the limited licenses in Mississippi and Louisiana.

7. Respondent is currently employed in the practice of pathology by the Reference Pathology Laboratory, Nashville, Tennessee, to perform locum tenens work at Parkview Regional Medical Center, Vickburg, Mississippi.

8. Respondent has maintained sobriety since May 26, 1990 and attends Alcoholics Anonymous meetings four times a week.

9. Respondent participates in the Caduceus Club of Mississippi, a physician's recovery program for the Mississippi State Medical Association. The terms of his participation are set forth in the attached Exhibits C and D.

10. Respondent is currently receiving treatment for depression from psychiatrist Brian Maher, M.D., Biloxi, Mississippi. A letter confirming his current status is attached as Exhibit E.

11. Respondent has no immediate intention of returning to the State of Wisconsin to practice medicine and surgery.

CONCLUSIONS OF LAW

1. The Medical Examining Board has jurisdiction in this disciplinary proceeding pursuant to Wis. Stats., sec. 448.02.

2. The Medical Examining Board has the authority to resolve this disciplinary proceeding by Stipulation without commencing a formal disciplinary hearing pursuant to Wis. Stats., sec. 227.44(5).

3. By having his license to practice medicine and surgery in the States of Mississippi and Louisiana restricted by the licensing authorities of those states, Respondent is in violation of Wis. Stats., sec. 448.02(3) and Wis. Admin. Code 10.02(2)(q).

ORDER

NOW THEREFORE IT IS ORDERED that the Stipulation of the parties is accepted.

IT IS FURTHER ORDERED that the license of Warren K. Wright, M.D., to practice medicine and surgery in the State of Wisconsin shall be limited on the following terms and conditions:

1. Respondent shall abstain completely from the use of alcohol, controlled substances, or any other mood altering chemicals unless they are prescribed by a treating physician or dentist who has been informed of Respondent's drug use history.

2. Respondent shall remain in compliance with all terms and conditions of the Order of the Louisiana State Board of Medical Examiners dated August 20, 1992, and any modifications or amendments to that Order. In the event that the original Order is in any manner modified or amended, Respondent shall immediately provide the Wisconsin Medical Examining Board with a copy of such Order reflecting those changes.

3. Respondent shall remain in compliance with all terms and conditions of the Order of the Mississippi State Board of Medical Licensure dated September 15, 1993, and any modifications or amendments to that Order. In the event that the existing Order is in any manner modified or amended, Respondent shall immediately provide the Wisconsin Medical Examining Board with a copy of such Order reflecting those changes.

4. Respondent shall simultaneously provide the Wisconsin Medical Examining Board with copies of all reports required to be submitted to the Louisiana and Mississippi State Boards under the terms of the Orders referenced in paragraphs 2 and 3 above.

5. Respondent shall provide the Wisconsin Medical Examining Board with a quarterly report from the Louisiana State Board of Medical Examiners and the Mississippi Board of Medical Licensure indicating that he is in compliance with all terms and conditions of the Mississippi and Louisiana Board Orders. The initial reports shall be due on December 1, 1994 and the first day of every third month thereafter. Further, Respondent hereby authorizes the Mississippi State Board of Medical Licensure and the Louisiana State Medical Board to release any and all information, files and documents, which the Wisconsin Medical Examining Board deems necessary to verify compliance with said conditions.

6. Respondent shall provide and keep on file with his treating physician and all treatment facilities current releases which comply with state and federal laws authorizing release of his medical and treatment records and reports to the Wisconsin Medical Examining Board and permit his treating physician to disclose and discuss the progress of his treatment and rehabilitation with the Wisconsin Medical Examining Board. Copies of these releases shall be filed simultaneously with the Wisconsin Medical Examining Board.

7. In the event Respondent intends to resume the practice of medicine and surgery in the State of Wisconsin, Respondent shall notify the Wisconsin Medical Examining Board of his intentions not less than sixty (60) days prior to the date of resumption and shall provide the Board with the name and address of the facility where

he will be employed. Further, Respondent shall appear before the Medical Examining Board, at its option, prior to resuming the active practice of medicine and surgery in the State of Wisconsin, to satisfy the Board that he is in compliance with all terms and conditions of this Order and the Mississippi and Louisiana Board Orders.

8. In the event Respondent chooses to practice in the State of Wisconsin, the Wisconsin Medical Examining Board reserves the right to require him to submit proof of sobriety; submit to random, unannounced and witnessed urine and/or blood screens to determine the presence of any mood-altering drugs for a period of time determined by the Board; or place any other restriction on his license as the Board may deem necessary to insure his sobriety and his competence to practice medicine and surgery in this State.

9. All expenses incurred under paragraphs 2 through 8 above, shall be the sole responsibility of Respondent.

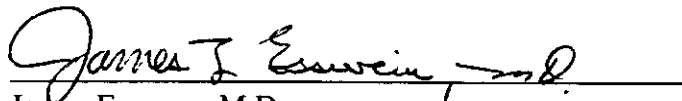
10. Respondent may petition the Wisconsin Medical Examining Board for modification of the terms of this limited license. Denial in whole or in part of Respondent's petition shall not constitute denial of a license and shall not give rise to a contested case within the meaning of Wis. Stats., secs. 227.01(3) and 227.42.

IT IS FURTHER ORDERED that, pursuant to the authority of Wis. Stats., sec. 448.02(4), should the Wisconsin Medical Examining Board determine that there is probable cause to believe that Respondent has violated the terms of this Final Decision and Order, the Board may order that the license of Respondent to practice medicine and surgery in the State of Wisconsin be summarily suspended pending investigation of the alleged violation.

The rights of a party aggrieved by this Final Decision and Order to petition the Wisconsin Medical Examining Board for rehearing and to petition for judicial review are set forth in the attached "Notice of Appeal Information".

Dated at Madison, Wisconsin this 25 day of August, 1994.

WISCONSIN MEDICAL EXAMINING BOARD


James Esswein, M.D.
Chairman

PS:djm
DOEATTY-gl510.doc

LOUISIANA STATE BOARD OF MEDICAL EXAMINERS



830 Union Street, Suite 100
Telephone: (504) 524-6763
FAX (504) 568-8893
New Orleans, LA 70112-1499

----- X
: No. 92-I-013
In the Matter of :
:
WARREN K. WRIGHT, M.D. :
(Certificate No. 02306R) : SUPERSEDING
: ORDER
:
----- X

By Consent Order issued August 20, 1992,¹ the license of Warren K. Wright, M.D., to practice medicine in the state of Louisiana was placed on probation indefinitely, with his exercise of privileges under such licensure conditioned on his adherence to specified conditions respecting his treatment for alcoholism and affective disorder and notice of his prospective relocation to Louisiana.² When the Consent Order was issued, Dr. Wright had recently relocated to Biloxi, Mississippi as a staff pathologist with the Veterans Administration Medical Center, after having practiced for some years in Wisconsin.

¹Consent Order, In the Matter of Warren K. Wright, M.D., No. 92-I-013 (La. State Bd. Med. Exam., Aug. 20, 1992).

²In his applications for renewal of his Louisiana medical licensure for 1991 and 1992, Dr. Wright denied that he had suffered from any physical or mental condition which could reasonably be expected to affect his ability to practice medicine, but in a subsequent letter to the Louisiana State Board of Medical Examiners (the "Board") acknowledged that he had, in fact, been in a seven-week outpatient treatment program for alcoholism in 1990 and that he has suffered from an affective disorder. He concurrently represented that he had maintained sobriety since such term of treatment, that his affective disorder had been stabilized and that he was being maintained on lithium carbonate, Antabuse, Desyrel and Synthroid. Letter, W. K. Wright, M.D., to La. State V. Med. Exam. (Jan. 7, 1992).

The physician's treating psychiatrist similarly confirmed that Dr. Wright had been under treatment for the preceding 15 years with a history of "manic depressive illness and alcoholism," and that he had been treated during such period with lithium carbonate, Desyrel and supportive therapy. It was also noted that Dr. Wright had been involved in family outpatient therapy for some two-three years for his alcoholism, first diagnosed in 1981, attended AA meetings, and managed to maintain sobriety "most of the time," albeit with "minor relapses." In 1990, it was reported, Dr. Wright had participated in an outpatient program at the L. E. Phillips Treatment Center in Chippewa Falls, Wisconsin, was then started on Antabuse, and had maintained constant sobriety since. The psychiatrist also observed that Dr. Wright had been stable in mood for seven-eight years, abstinent from drinking for two years and that while the physician's conditions may have affected his family relationships, they had apparently not materially affected his medical practice. M.S. Taman, M.D., F.A.P.A., to "Whom it May Concern" (Feb. 28, 1992). More recently, the psychiatrist advised, in early 1992 Dr. Wright experienced family-related difficulties and had had his medication adjusted from lithium to Tegretol, which had been initiated several months previously in response to "some mild hypomanic features with excessive energy, excessive talk and somewhat loud intrusive behavior," for which lithium had proven ineffective. Dr. Wright then relocated to Biloxi, Mississippi, where he practiced at the time the Consent Order was issued. During April 1992 Dr. Wright served in a *locum tenens* capacity in Lafayette, Louisiana, during which time, according to the physician, he attended AA meetings at least five times a week.

Exhibit A

In compliance with the terms of the Consent Order requiring his written notice to and appearance before the Board prior to his relocation to Louisiana to practice medicine, Dr. Wright appeared before the Physicians Health Committee of the Board on August 25, 1993, to review and discuss his health and professional status, his ongoing program of treatment and his intentions with respect to additional professional training and relocation to Louisiana to practice medicine.³ Based on such review, the Physicians Health Committee concluded that Dr. Wright should be permitted to relocate his practice to Louisiana, with his medical licensure remaining on probation, subject to the continuation of certain terms and conditions of the Consent Order, and subject to certain further terms, conditions and restrictions, as authorized by Paragraph (e) of the Consent Order.⁴

This matter is now before the Board on such recommendation of the Physicians Health Committee. Based on such recommendation, and as expressed in the Consent Order, the Board continues to hold that the conditions from which Dr. Wright suffers are susceptible to effective continuing medical treatment, resulting in maintenance of the physician's capacity to engage in the practice of medicine with reasonable skill and safety to patients, provided that he continues to receive such treatment, abide by the prescriptions and recommendations of his treating physicians and continues participation in the AA program. Accordingly, on the recommendation of the Board's Physician's Health Committee, in accordance with Paragraph (e) of the Consent Order, and pursuant to the authority vested in the Board by La. Rev. Stat. § 37:1285 and La. Rev. Stat. § 49:955(D);

IT IS ORDERED that the license of Warren K. Wright, M.D. to practice medicine in the state of Louisiana, as evidenced by Certificate No. 02306R, be, and the same is hereby, continued ON PROBATION, and Dr. Wright's maintenance of and continuing exercise of rights and privileges under such license shall be expressly conditioned on and subject to his acceptance of and strict compliance with the following terms, conditions and restrictions:

(a) **Further Notice of Relocation to Louisiana.** Not less than 10 days prior to the date on which Dr. Wright may establish a residence or begin the practice of medicine in the state of Louisiana, Dr. Wright shall give written notice to the Board of the address and telephone numbers of his professional practice and residence locations within this state.

(b) **Continuing Treatment.** Dr. Wright shall continue in psychiatric treatment with Malcolm L. Latour, M.D., Biloxi, Mississippi, William S. Wiedorn, Jr., M.D., New Orleans, Louisiana, or another qualified therapist acceptable to and approved in writing by the Board, and shall abide by and observe the treatment prescriptions and recommendations of such physician, including maintenance of any medications regimens (including, but not limited to, lithium) prescribed by such physician. Dr. Wright shall authorize any such treating physician to furnish to the Louisiana State Board of Medical Examiners (the "Board"), on the request of the Board or its designee, a written report on Dr. Wright's then-current diagnosis, course of treatment and prognosis.

(c) **Participation in Impaired Physicians Programs.** Within 20 days of his relocation to the state of Louisiana, Dr. Wright shall enter into execute and thereafter maintain strict compliance with the terms and conditions of a Treatment Contract with the Impaired Physicians Program of the Louisiana State Medical Society, through the Impaired Physicians Committee of the parish in

³Dr. Wright, a pathologist, advised the Committee that he intended, beginning September 1993, to undertake two months of retraining in surgical pathology at the Mayo Clinic, Rochester, Minnesota. He further advised that while he intended to thereafter relocate to Louisiana, the location and type of practice in the state were as yet indefinite.

⁴Paragraph (e) of the Consent Order provided that upon Dr. Wright's notice of his intention to relocate to or practice in Louisiana, and subject to his appearance before the Physicians Health Committee (formerly the Impaired Physicians Committee) of the Board, the Board could "enter such other orders, providing for [Dr. Wright's] continuing treatment, as the Board may determine to be necessary and appropriate."

which he may locate his practice, which Contract shall designate a treating primary care physician (which may be the physician designated by Paragraph (b) hereof) and a monitoring physician and which shall further provide for his attendance at and participation in Alcoholics Anonymous and/or Caduceus Club meetings daily while this Order remains in force. Within 10 days of his execution of such a Treatment Contract, Dr. Wright shall cause a true copy thereof to be furnished to the Board. Dr. Wright shall also maintain contact with the Mississippi Impaired Physicians Program and shall maintain compliance with the substantive terms, conditions and provisions contained in any treatment contract or other agreement he may have with such program.

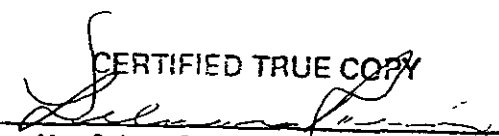
(d) **Maintenance of Complete Abstinence.** Dr. Wright shall, for the duration of his life, maintain complete and total abstinence from the use of alcohol and any and all other mood-altering substances except as may be prescribed by a treating physician, other than himself, for a *bona fide* medical condition. This prohibition shall remain in effect so long as Dr. Wright shall hold any form of license or permit to practice medicine in the state of Louisiana.

IT IS FURTHER ORDERED that any violation of or failure of strict compliance with any of the terms, conditions or restrictions set forth by this Order by Dr. Wright shall be deemed adequate and sufficient cause, upon proof of such violation or failure, for the revocation and cancellation of Dr. Wright's license to practice medicine in the state of Louisiana.

New Orleans, Louisiana, this 15 day of September, 1993.

**LOUISIANA STATE BOARD OF
MEDICAL EXAMINERS**

By: 
BERNARD L. KAPLAN, M.D.
President


CERTIFIED TRUE COPY
Mrs. Delmar Rorison, Executive Director
Louisiana State Board of Medical Examiners
Date 9/27/93

BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

IN THE MATTER OF THE PHYSICIAN'S LICENSE

OF

WARREN K. WRIGHT, M.D.

CONSENT AGREEMENT

WHEREAS, on July 31, 1992, Warren K. Wright, M.D., hereinafter referred to as "Licensee", executed a Consent Order which was accepted on August 20, 1992 by the Louisiana State Board of Medical Examiners, wherein it was agreed and stipulated that Licensee's certificate to practice medicine in the state of Louisiana would be placed on probation in lieu of a hearing to adjudicate allegations charging Licensee with "deceit...in obtaining any...license or permit", "[p]roviding...false sworn information to the Board", "[h]abitual or reoccurring use of...alcohol" and, potentially, "[i]nability to practice medicine...with reasonable skill and safety to patients because of...mental illness or deficiency...excessive use or abuse of...alcohol" constituting cause for suspension or revocation of the physician's license to practice medicine in the state of Louisiana. A copy of the Consent Order is attached herein for reference;

WHEREAS, Licensee is the current holder of License No. 05203, for the practice of medicine in the State of Mississippi and under subsection (9) of Section 73-25-29, Mississippi Code of 1972, Annotated, the actions taken by the State of Louisiana and the Louisiana State Board of Medical Examiners constitute the suspension or imposition of restrictions on a license, permit or certificate

Exhibit B

issued by another state licensing authority which prevents or restricts the practice in that state, for which the Mississippi State Board of Medical Licensure may revoke the Mississippi Medical License of Licensee, suspend it for a time deemed proper by the Board, place it on probation, the terms of which may be set out by the Board, or take any other action in relation to his Mississippi Medical License as the Board may deem proper under the circumstances;

WHEREAS, it is the desire of the undersigned, Warren K. Wright, M.D., to avoid a hearing before the Mississippi State Board of Medical Licensure, and in lieu thereof would request that action be taken against his license in the State of Mississippi similar to those actions and restrictions now enforced in the State of Louisiana;

NOW, THEREFORE, the Mississippi State Board of Medical Licensure, with consent of Licensee as indicated by his signature hereinbelow, does hereby suspend Licensee's certificate to practice medicine and stay the suspension, subject to the following probationary terms and conditions:

1. If at any time during which Licensee is under restriction in the State of Louisiana or under restriction in Mississippi pursuant to this order, Licensee should desire to reside and/or practice in Mississippi, Licensee shall notify the Mississippi State Board of Medical Licensure in writing at least 30 days prior to doing so. At that time, the Mississippi State Board of Medical Licensure may require Licensee to appear in person for an interview.

2. In the event Licensee chooses to practice in the State of Mississippi, the Mississippi State Board of Medical Licensure reserves the right to require him to submit proof of sobriety; submit to random, unannounced and witnessed urine and/or blood screens to determine the presence of any mood-altering drugs for a period of time determined by the Board; restrict Licensee's Uniform Controlled Substances Registration Certificate; or place any other restriction on his license as the Board may deem necessary to insure his sobriety.
3. Licensee shall obey all federal, state and local laws and all rules governing the practice of medicine in the State of Mississippi.
4. Licensee shall execute a medical release or any other document necessary to obtain certified copies of any patient or hospital records wherein Licensee was treated for chemical dependency.
5. Licensee shall comply with all terms and conditions placed on his license in the State of Louisiana and hereby authorizes the Louisiana State Medical Board to release any and all information, files and documents, which the Mississippi State Board of Medical Licensure deems necessary to verify the compliance with said conditions.
6. If Licensee violates the above enumerated probationary conditions in any respect, or violates any of the laws, rules or regulations governing the practice of medicine in the State of Louisiana, the Mississippi State Board of Medical Licensure, after giving him notice and an

opportunity to be heard, may revoke probation and carry out the full licensure suspension that was stayed herein.

7. Upon satisfactory compliance with all of the licensure probationary terms in the State of Louisiana, and a removal of all restrictions on his license to practice medicine in that State, Licensee shall be entitled, upon written petition to the Mississippi State Board of Medical Licensure, for removal of any or all restrictions upon his license to practice medicine in the State of Mississippi, provided there is presented to the Board satisfactory proof that he has complied with all requirements, terms and conditions stated herein.

This Consent Agreement shall be subject to approval by the Mississippi State Board of Medical Licensure. If the Board fails to approve the Consent Agreement, in whole or in part, it shall have no force and effect on the parties. It is further understood and agreed that the purpose of this Consent Agreement is to avoid a hearing before the Mississippi State Board of Medical Licensure. In this regard, Licensee authorizes the Board to review and examine any documentary evidence or materials concerning Licensee prior to or in conjunction with its consideration of the Consent Agreement. Should the Consent Agreement not be accepted by the Board, it is agreed that presentation to and consideration of the Consent Agreement or any other documents or matters pertaining thereto by the Board shall not unfairly or illegally prejudice the Board or any of its members from further participation or consideration of the resolution of the proceedings.

Licensee understands and expressly acknowledges that this Consent Agreement, if approved and executed by the Mississippi State Board of Medical Licensure shall constitute a public record of the State of Mississippi.

Recognizing his right to notice of charges specified against him, to have said charges adjudicated pursuant to Section 73-25-27, Mississippi (1972) Annotated, to be represented therein by legal counsel of his choice, and to a final decision based on written findings of fact and conclusions of law, Warren K. Wright, M.D., nonetheless, hereby waives his right to notice and a formal adjudication of charges and authorizes the Mississippi State Board of Medical Licensure to enter an order accepting this Consent Agreement, thereby suspending his Mississippi Medical license and staying the suspension, subject to the those terms and conditions enumerated above.

EXECUTED this the 26 day of ^{AUGUST} ~~July~~, 1993.

Warren K. Wright, M.D.
Warren K. Wright, M.D.

WITNESS:

Arthur E. Johnson, P. Min.
Gerhard J. Kurkovich

ACCEPTED AND APPROVED, this the 16th day of ^{SEPTEMBER} ~~July~~, 1993, by the Mississippi State Board of Medical Licensure.

BY:

Frank S. Morgan, Jr.
FRANK S. MORGAN, JR., M.D.
Executive Officer



Caduceus Club of Mississippi

Physicians Recovery Program
Mississippi State Medical Association

735 Riverside Drive
Jackson, Mississippi 39202-1166
1-800-844-1446
(601) 354-4446

Executive Director
[REDACTED]
Jackson, MS

May 4, 1994

Director
ELLIS M. MOFFITT, M.D.
Jackson, MS

Ms. Pamela M. Stach
Department of Registration and Licensing
Division of Enforcement
P. O. Box 8935
Madison, Wisconsin 53708-8935

RE: WARREN WRIGHT, MD

Associate Director
WILLIAM R. FELLOWS, M.D.
Long Beach, MS

Dear Ms. Stach:

This letter is to verify that Dr. Warren Wright has a five-year contract, beginning December 14, 1992, with the Caduceus Club of MS, Inc. At this time, Dr. Wright is in total compliance with all requirements of this contract.

Associate Director
JOHN McRAE, M.D.
Hattiesburg, MS

This contract consists of one random, monthly urine drug screen, attendance at three to four meetings of Alcoholics Anonymous per week and one Caduceus Club meeting per week. It also requires Dr. Wright to attend our annual Caduceus Club Retreat which will be held July 14-17, this year. All drug screens are reported as negative and he is making the required number of meetings.

Associate Director
LLOYD J. GORDON, III, M.D.
Jackson, MS

The Caduceus Club's Therapeutic Management Team, which oversees his compliance, believes that his prognosis of a continued and strengthened recovery is good, providing he continues to abide by the moral contractual obligations of his contract.

Associate Director
DON S. DAVIS, M.D.
Meridian, MS

If I can be of further assistance, please let me know.

Sincerely,

Kay Gatewood
Executive Director

Associate Director
EDWIN G. EGGER, M.D.
Greenville, MS

Pass Road Family Medical Center

612 East Pass Road
Gulfport, MS 39507
(601) 896-1268

April 25, 1994

Pamela M. Stach
Attorney at Law
Wisconsin Department of Regulations
and Licensing
P. O. Box 8935
Madison, Wisconsin 53708-8935

Re: Warren Wright, M. D.

Dear Ms. Stach:

I have known Dr. Wright for the past two years and am in touch with him on a regular basis, at least weekly, frequently more often. Dr. Wright is a member of the Caduceus Club of Mississippi, the functional arm of the Recovering Physicians Program for the Mississippi State Medical Association, and presently is under a five year contract with Caduceus. This contract entails his documenting twelve step attendance as well as his responding for random urine drug screens with chain of custody, etc. on a monthly basis. He also attends Caduceus meetings regularly on a weekly basis and is a participant in the annual four day Caduceus retreat program. Dr. Wright always has and continues to fulfill all of his contractual agreements with the Recovering Physicians Program and all of his urine drug screens have been negative.

At present, Dr. Wright is practicing pathology in Mississippi and to the best of my knowledge, doing an excellent job in his field.

If I can be of further assistance to you, please let me know.

Sincerely,



William R. Fellows, M. D.
Associate Director, Caduceus Club
Recovering Physicians Program
Mississippi State Medical Association

WRF/pb

Exhibit D

BRIAN D. MAHER, M.D.

Palm Plaza, Suite A • 2555 Marshall Road • Biloxi, Mississippi 39531 • (601) 388-4111

April 27, 1994

Wisconsin Department of Regulation
and Licensing
Division of Enforcement
Attn: Pamela Stach
PO Box 8935
Madison WI 53708 8935

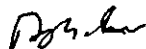
RE: Dr. Warren Wright

Dear Ms. Stach:

Dr. Wright has been under my care for depression, and he is doing quite well at this time.

If I can be of further assistance, please do not hesitate to contact me.

Sincerely,



Brian D. Maher, M.D.
General Psychiatry

BDM/dt

Exhibit E

STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF THE DISCIPLINARY
PROCEEDINGS AGAINST

WARREN K. WRIGHT,
RESPONDENT.

:
:
:
:
:

STIPULATION
92 MED 394

It is hereby stipulated between Warren K. Wright, M.D. and Pamela M. Stach, Attorney for the Department of Regulation and Licensing, Division of Enforcement, as follows:

1. Warren K. Wright, Respondent herein, 754 North Second Street, Bay St. Louis, Mississippi 39520, is a physician duly licensed but not currently registered to practice medicine and surgery in the State of Wisconsin under license number 17791 which was granted on October 21, 1971.
2. Respondent is duly licensed to practice medicine and surgery in Mississippi and Louisiana.
3. Respondent specializes in Pathology.
4. A Complaint was filed against and duly served upon Respondent on April 21, 1994.
5. Respondent has read the Complaint and understands the nature of the allegations against him.
6. Respondent is aware of and understands each of the Respondent's rights including the right to a hearing on the allegations against him at which time the state has the burden of proving these allegations by preponderance of the evidence; the right to confront and cross examine witnesses against him; the right to call witnesses in his behalf and to compel their attendance by subpoena; the right to testify himself; the right to file objections to any proposed decisions and to present briefs or oral arguments to the officials who are to render the Final Decision; the right to petition for rehearing; and all the rights afforded the Respondent under the United States Constitution, the Wisconsin Constitution and the Wisconsin Administrative Code.
7. Respondent freely, voluntarily and knowingly waives each and every one of the rights set forth in paragraph six above.
8. The Division of Enforcement recommends that the Wisconsin Medical Examining Board adopt this stipulation and issue the attached Final Decision and Order in resolution of this matter.
9. For the purpose of this Stipulation only, Respondent voluntarily agrees to entry of the attached Final Decision and Order by the Medical Examining Board.

10. Violation of the terms and conditions specified in this Stipulation and Final Decision and Order shall constitute a basis for disciplinary action by the Medical Examining Board.

11. The parties to this Stipulation understand that the Department of Regulation and Licensing, Division of Enforcement will take no further action against Respondent's license based on the allegations contained in the Complaint unless Respondent violates the terms and conditions of this Stipulation and Final Decision and Order in which event the Department may reinstate the Complaint and reinstitute proceedings against Respondent.

12. This agreement in no way prohibits the Medical Examining Board from any action against Respondent based on acts not alleged in the present Complaint which might be violative of the Wisconsin Medical Examining Board statutes and rules.

13. The parties agree to waive the Proposed Decision of the Administrative Law Judge and submit this Stipulation directly to the Medical Examining Board. All parties agree that counsel for the parties and the board advisor assigned to this case, may appear before the Board in open session to argue on behalf of acceptance of this Stipulation.

14. This Stipulation and Final Decision and Order, if adopted and entered by the Medical Examining Board, shall become effective on the date of signing.

15. In the event any term or condition of this Stipulation and Final Decision and Order is not accepted or entered by the Medical Examining Board, then no term of this Stipulation and Final Decision and Order shall be binding in any manner on any party to this Stipulation.

I, Warren K. Wright, M.D., having read the above Stipulation and understanding its terms, do hereby, freely, voluntarily and knowingly enter into this Stipulation.

Aug. 19 1994
Date

Aug 22, 1994
Date

Warren K. Wright, M.D.
Warren K. Wright, M.D.
Respondent

Pamela Stach
Pamela Stach
Attorney for Complainant
Department of Regulation and Licensing
Division of Enforcement

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.

Serve Petition for Rehearing or Judicial Review on:

THE STATE OF WISCONSIN MEDICAL EXAMINING BOARD

1400 East Washington Avenue

P.O. Box 8935

Madison, WI 53708.

The Date of Mailing this Decision is:

AUGUST 31, 1994.

1. REHEARING

Any person aggrieved by this order may file a written petition for rehearing within 20 days after service of this order, as provided in sec. 227.49 of the *Wisconsin Statutes*, a copy of which is reprinted on side two of this sheet. The 20 day period commences the day of personal service or mailing of this decision. (The date of mailing this decision is shown above.)

A petition for rehearing should name as respondent and be filed with the party identified in the box above.

A petition for rehearing is not a prerequisite for appeal or review.

2. JUDICIAL REVIEW.

Any person aggrieved by this decision may petition for judicial review as specified in sec. 227.53, *Wisconsin Statutes* a copy of which is reprinted on side two of this sheet. By law, a petition for review must be filed in circuit court and should name as the respondent the party listed in the box above. A copy of the petition for judicial review should be served upon the party listed in the box above.

A petition must be filed within 30 days after service of this decision if there is no petition for rehearing, or within 30 days after service of the order finally disposing of a petition for rehearing, or within 30 days after the final disposition by operation of law of any petition for rehearing.

The 30-day period for serving and filing a petition commences on the day after personal service or mailing of the decision by the agency, or the day after the final disposition by operation of the law of any petition for rehearing. (The date of mailing this decision is shown above.)

SECTIONS 227.49 AND 227.53, OF THE WISCONSIN STATUTES

227.49 Petitions for rehearing in contested cases. (1) A petition for rehearing shall not be a prerequisite for appeal or review. Any person aggrieved by a final order may, within 20 days after service of the order, file a written petition for rehearing which shall specify in detail the grounds for the relief sought and supporting authorities. An agency may order a rehearing on its own motion within 20 days after service of a final order. This subsection does not apply to s. 17.025 (3) (e). No agency is required to conduct more than one rehearing based on a petition for rehearing filed under this subsection in any contested case.

(2) The filing of a petition for rehearing shall not suspend or delay the effective date of the order, and the order shall take effect on the date fixed by the agency and shall continue in effect unless the petition is granted or until the order is superseded, modified, or set aside as provided by law.

(3) Rehearing will be granted only on the basis of:

(a) Some material error of law

(b) Some material error of fact.

(c) The discovery of new evidence sufficiently strong to reverse or modify the order, and which could not have been previously discovered by due diligence.

(4) Copies of petitions for rehearing shall be served on all parties of record. Parties may file replies to the petition.

(5) The agency may order a rehearing or enter an order with reference to the petition without a hearing, and shall dispose of the petition within 30 days after it is filed. If the agency does not enter an order disposing of the petition within the 30-day period, the petition shall be deemed to have been denied as of the expiration of the 30-day period.

(6) Upon granting a rehearing, the agency shall set the matter for further proceedings as soon as practicable. Proceedings upon rehearing shall conform as nearly may be to the proceedings in an original hearing except as the agency may otherwise direct. If in the agency's judgment, after such rehearing it appears that the original decision, order or determination is in any respect unlawful or unreasonable, the agency may reverse, change, modify or suspend the same accordingly. Any decision, order or determination made after such rehearing reversing, changing, modifying or suspending the original determination shall have the same force and effect as an original decision, order or determination.

227.53 Parties and proceedings for review. (1) Except as otherwise specifically provided by law, any person aggrieved by a decision specified in s. 227.52 shall be entitled to judicial review thereof as provided in this chapter.

(a) 1. Proceedings for review shall be instituted by serving a petition therefor personally or by certified mail upon the agency or one of its officials, and filing the petition in the office of the clerk of the circuit court for the county where the judicial review proceedings are to be held. If the agency whose decision is sought to be reviewed is the tax appeals commission, the banking review board, the consumer credit review board, the credit union review board, the savings and loan review board or the savings bank review board, the petition shall be served upon both the agency whose decision is sought to be reviewed and the corresponding named respondent, as specified under par. (b) 1 to 5.

2. Unless a rehearing is requested under s. 227.49, petitions for review under this paragraph shall be served and filed within 30 days after the service of the decision of the agency upon all parties under s. 227.48. If a rehearing is requested under s. 227.49, any party desiring judicial review shall serve and file a petition for review within 30 days after service of the order finally disposing of the application for rehearing, or within 30 days after the final disposition by operation of law of any such application for rehearing. The 30-day period for serving and filing a petition under this paragraph commences on the day after personal service or mailing of the decision by the agency.

3. If the petitioner is a resident, the proceedings shall be held in the circuit court for the county where the petitioner resides, except that if the petitioner is an agency, the proceedings shall be in the circuit court for the county where the respondent resides and except as provided in ss. 77.59 (6) (b), 182.70 (6) and 182.71 (5) (g). The proceedings shall be in the circuit court for Dane county if the petitioner is a nonresident. If all parties stipulate and the court to which the parties desire to transfer the proceedings agrees, the proceedings may be held in the county designated by the parties. If 2 or more petitions for review of the same decision are filed in different counties, the circuit judge for the county in which a petition for review of the decision was first filed shall determine the venue for judicial review of the decision, and shall order transfer or consolidation where appropriate.

(b) The petition shall state the nature of the petitioner's interest, the facts showing that petitioner is a person aggrieved by the decision, and the grounds specified in s. 227.57 upon which petitioner contends that the decision should be reversed or modified. The petition may be amended, by leave of court, though the time for serving the same has expired. The petition shall be entitled in the name of the person serving it as petitioner and the name of the agency whose decision is sought to be reviewed as respondent, except that in petitions for review of decisions of the following agencies, the latter agency specified shall be the named respondent:

1. The tax appeals commission, the department of revenue.

2. The banking review board or the consumer credit review board, the commissioner of banking.

3. The credit union review board, the commissioner of credit unions.

4. The savings and loan review board, the commissioner of savings and loan, except if the petitioner is the commissioner of savings and loan, the prevailing parties before the savings and loan review board shall be the named respondents.

5. The savings bank review board, the commissioner of savings and loan, except if the petitioner is the commissioner of savings and loan, the prevailing parties before the savings bank review board shall be the named respondents.

(c) A copy of the petition shall be served personally or by certified mail or, when service is timely admitted in writing, by first class mail, not later than 30 days after the institution of the proceeding, upon each party who appeared before the agency in the proceeding in which the decision sought to be reviewed was made or upon the party's attorney of record. A court may not dismiss the proceeding for review solely because of a failure to serve a copy of the petition upon a party or the party's attorney of record unless the petitioner fails to serve a person listed as a party for purposes of review in the agency's decision under s. 227.47 or the person's attorney of record.

(d) The agency (except in the case of the tax appeals commission and the banking review board, the consumer credit review board, the credit union review board, the savings and loan review board and the savings bank review board) and all parties to the proceeding before it, shall have the right to participate in the proceedings for review. The court may permit other interested persons to intervene. Any person petitioning the court to intervene shall serve a copy of the petition on each party who appeared before the agency and any additional parties to the judicial review at least 5 days prior to the date set for hearing on the petition.

(2) Every person served with the petition for review as provided in this section and who desires to participate in the proceedings for review thereby instituted shall serve upon the petitioner, within 20 days after service of the petition upon such person, a notice of appearance clearly stating the person's position with reference to each material allegation in the petition and to the affirmance, vacation or modification of the order or decision under review. Such notice, other than by the named respondent, shall also be served on the named respondent and the attorney general, and shall be filed, together with proof of required service thereof, with the clerk of the reviewing court within 10 days after such service. Service of all subsequent papers or notices in such proceeding need be made only upon the petitioner and such other persons as have served and filed the notice as provided in this subsection or have been permitted to intervene in said proceeding, as parties thereto, by order of the reviewing court.