

# WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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FILE COPY

STATE OF WISCONSIN  
BEFORE THE DENTISTRY EXAMINING BOARD

IN THE MATTER OF THE DISCIPLINARY  
PROCEEDINGS AGAINST

CATHERINE A. LARSEN, D.D.S.,  
RESPONDENT.

:  
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:  
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FINAL DECISION AND ORDER  
96 DEN 068

The parties to this action for the purposes of Wis. Stats. sec. 227.53  
are:

Catherine A. Larsen, D.D.S.  
W6751 Fireland 5  
Menasha, WI 54952

Wisconsin Dentistry Examining Board  
P.O. Box 8935  
Madison, WI 53708-8935

Department of Regulation and Licensing  
Division of Enforcement  
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 decision of this matter, subject to the  
approval of the 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

1. Catherine A. Larsen (D.O.B. 9/19/58) is duly licensed in the state  
of Wisconsin as a dentist (license # 3121). This license was first granted on  
June 23, 1983.

2. Respondent's latest address on file with the Department of  
Regulation and Licensing is W6751 Fireland 5, Menasha, WI 54952.

3. On May 3, 1995, the Wisconsin Dentistry Examining Board entered a disciplinary order in case 95 DEN 008 (copy attached). The Order provided in pertinent part that the Respondent shall remain free of alcohol, and that if Respondent's employer deems that additional blood or urine screens are warranted, Respondent shall submit to such additional screens as requested or recommended.

4. On August 5, 1996, the Respondent admitted to Dr. Bruce A. Heyl, M.D., that she consumed alcohol to intoxication on the night of July 18, 1996.

5. On July 19, 1996, Respondent had arranged to see two patients to seat crowns. When she failed to appear at the scheduled time office staff telephoned her. When Respondent arrived at the office some time after 2:00 p.m., staff observed that she had slurred speech, blood shot eyes, and a strong smell of intoxicants about her person. Based upon the observations Respondent's supervisor requested that she submit a urine screen. Respondent did not submit a screen.

6. Respondent's therapist recommends that Respondent continue in regular counseling and random drug screening. The therapist does "not feel that one slip in a year indicates any radical alteration at this time in treatment or treatment approach."

#### CONCLUSIONS OF LAW

By the conduct described above, Catherine A. Larsen is subject to disciplinary action against her license to practice as a dentist in the state of Wisconsin, pursuant to Wis. Stats. sec. 447.07(3)(g) and (n), and Wis. Adm. Code DE 5.02(4) and (17).

NOW, THEREFORE, IT IS HEREBY ORDERED that :

1. Catherine A. Larsen is REPRIMANDED for her unprofessional conduct in this matter.

2. All provisions of the Final Decision and Order of the Dentistry Examining Board entered May 3, 1995, in Case 95 DEN 008 shall remain in force and effect, provided however, that the effective term of the order shall be extended to be not less than five (5) years from the date of this Order.

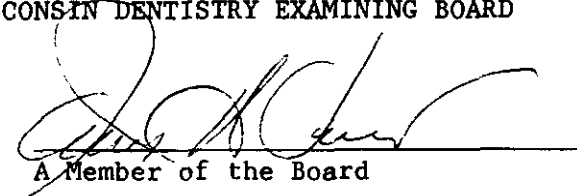
3. The Respondent shall pay to the Department of Regulation and Licensing the costs of investigation and prosecution of this action in the sum of \$ 400.00 within sixty (60) days of the date of this Order.

4. The rights of a party aggrieved by this Decision to petition the Board for rehearing and to petition for judicial review are set forth on the attached "Notice of Appeal Information".

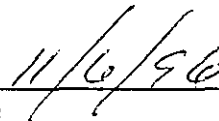
5. This Order shall become effective upon the date of its signing.

WISCONSIN DENTISTRY EXAMINING BOARD

By:

  
A Member of the Board

Date



jh

STATE OF WISCONSIN  
BEFORE THE DENTISTRY EXAMINING BOARD

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IN THE MATTER OF	:	
DISCIPLINARY PROCEEDINGS AGAINST	:	STIPULATION
CATHERINE A. LARSEN, D.D.S.,	:	96 DEN 068
RESPONDENT	:	

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It is hereby stipulated between Catherine A. Larsen, personally on her own behalf and James W. Harris, Attorney for the Department of Regulation and Licensing, Division of Enforcement, as follows that:

1. This Stipulation is entered into as a result of a pending investigation of Respondent's licensure by the Division of Enforcement. Respondent consents to the resolution of this investigation by stipulation and without the issuance of a formal complaint.

2. Respondent understands that by the signing of this Stipulation she voluntarily and knowingly waives her rights, including: the right to a hearing on the allegations against her, at which time the state has the burden of proving those allegations by a preponderance of the evidence; the right to confront and cross-examine the witnesses against her; the right to call witnesses on her behalf and to compel their attendance by subpoena; the right to testify herself; the right to file objections to any proposed decision 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 other applicable rights afforded to her under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, and the Wisconsin Administrative Code.

3. Respondent is aware of her right to seek legal representation and has been provided the opportunity to seek legal advice prior to signing this stipulation.

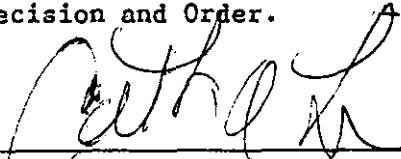
4. Respondent agrees to the adoption of the attached Final Decision and Order by the Dentistry Examining Board. The parties to the Stipulation consent to the entry of the attached Final Decision and Order without further notice, pleading, appearance or consent of the parties. Respondent waives all rights to any appeal of the Board's order, if adopted in the form as attached.

5. If the terms of this Stipulation are not acceptable to the Board, the parties shall not be bound by the contents of this Stipulation, and the matter shall be returned to the Division of Enforcement for further proceedings. In the event that this Stipulation is not accepted by the Board, the parties agree not to contend that the Board has been prejudiced or biased in any manner by the consideration of this attempted resolution.

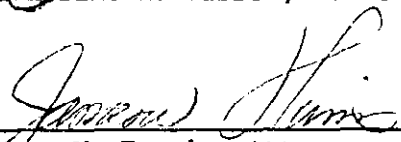
6. Also attached to this Stipulation are copies of Respondent's health care records for review by the Board in conjunction with their consideration of the attached Final Decision and Order.

7. The parties to this stipulation agree that the attorney for the Division of Enforcement may appear before the Dentistry Examining Board for the purposes of speaking in support of this agreement and answering questions that the members of the Board may have in connection with their deliberations on the stipulation.

8. The Division of Enforcement joins Respondent in recommending the Dentistry Examining Board adopt this Stipulation and issue the attached Final Decision and Order.

  
Catherine A. Larsen, D.D.S.

11/2/96  
Date

  
James W. Harris, Attorney  
Division of Enforcement

November 5, 1996  
Date

jh

# Department of Regulation & Licensing

State of Wisconsin

P.O. Box 8935, Madison, WI 53708-8935  
(608)

TTY# (608) 267-2416, hearing or speech  
TRS# 1-800-947-3529, impaired only

## GUIDELINES FOR PAYMENT OF COSTS AND/OR FORFEITURES

On November 6, 1996, the Pharmacy Examining Board  
took disciplinary action against your license. Part of the discipline was an assessment of costs and/or a  
forfeiture.

The amount of the costs assessed is: \$400.00 Case #: 96DEN068

The amount of the forfeiture is: \_\_\_\_\_ Case # \_\_\_\_\_

Please submit a check or a money order in the amount of \$ 400.00

The costs and/or forfeitures are due: January 5, 1997

NAME: Catherine A. Larsen LICENSE NUMBER: 3121

STREET ADDRESS: W6751 Fireland 5

CITY: Menasha STATE: WI ZIP CODE: 54952

Check whether the payment is for costs or for a forfeiture or both:

X COSTS \_\_\_\_\_ FORFEITURE

Check whether the payment is for an individual license or an establishment license:

X INDIVIDUAL \_\_\_\_\_ ESTABLISHMENT

If a payment plan has been established, the amount due monthly is:

\_\_\_\_\_

Make checks payable to:

**DEPARTMENT OF REGULATION AND LICENSING**  
**1400 E. WASHINGTON AVE., ROOM 141**  
**P.O. BOX 8935**  
**MADISON, WI 53708-8935**

**For Receipting Use Only**

#2145 (Rev. 9/96)

Ch. 440.22, Stats.

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STATE OF WISCONSIN  
DEPARTMENT OF REGULATION AND LICENSING  
BEFORE THE DENTISTRY EXAMINING BOARD

In the Matter of the Disciplinary Proceedings Against

Catherine A. Larsen, D.D.S.,

AFFIDAVIT OF MAILING

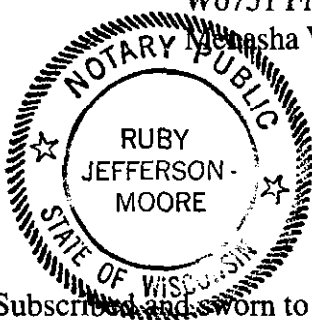
Respondent.

STATE OF WISCONSIN    )  
                                  )  
COUNTY OF DANE        )

I, Kate Rotenberg, having been duly sworn on oath, state the following to be true and correct based on my personal knowledge:

1. I am employed by the Wisconsin Department of Regulation and Licensing.
2. On November 12, 1996, I served the Final Decision and Order dated November 6, 1996, and Guidelines for Payment of Costs and/or Forfeitures upon the Respondent Catherine A. Larsen, D.D.S. by enclosing a true and accurate copy of the above-described document in an envelope properly stamped and addressed to the above-named Respondent and placing the envelope in the State of Wisconsin mail system to be mailed by the United States Post Office by certified mail. The certified mail receipt number on the envelope is P 213 340 151.
3. The address used for mailing the Decision is the address that appears in the records of the Department as the Respondent's last-known address and is:

Catherine A. Larsen, D.D.S.  
W6751 Fireland 5  
Menasha WI 54952



Subscribed and sworn to before me

this 12<sup>th</sup> day of November, 1996.

Ruby Jefferson-Moore  
Notary Public, State of Wisconsin  
My commission is permanent.

Kate Rotenberg  
Kate Rotenberg  
Department of Regulation and Licensing  
Office of Legal Counsel



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## NOTICE OF APPEAL INFORMATION

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**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:**

STATE OF WISCONSIN DENTISTRY EXAMINING BOARD

1400 East Washington Avenue

P.O. Box 8935

Madison, WI 53708.

**The Date of Mailing this Decision is:**

November 12, 1996

### 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.)