

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF THE DISCIPLINARY	:	
PROCEEDINGS AGAINST	:	
	:	FINAL DECISION AND ORDER
GURCHARAN S. RANDHAWA, MD,	:	96 MED 078
RESPONDENT	:	

The parties to this action for the purposes of sec. 227.53 of the Wisconsin statutes are:

Gurcharan Singh Randhawa
PO Box 984
Marshalltown, IA 50158

Medical Examining Board
PO Box 8935
Madison, WI 53708-8935

Department of Regulation and Licensing
Division of Enforcement
PO 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. Gurcharan Singh Randhawa, MD (DOB 09/12/48) is duly licensed to practice medicine and surgery in the state of Wisconsin (license #32870). This license was first granted on December 19, 1991.
2. Dr. Randhawa's most recent address on file with the Wisconsin Medical Examining Board is PO Box 984, Marshalltown, IA 50158.
3. On October 19, 1995, the Iowa State Board of Medical Examiners imposed discipline upon the Iowa license of Dr. Randhawa to practice medicine. A true and correct copy of the 10/19/95

Iowa Informal Settlement and Order is attached to this document as Exhibit A. Exhibit A is incorporated into this document by reference.

4. In resolution of this matter, Dr. Randhawa 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 sec. 448.02(3), Stats. and is authorized to enter into the attached Stipulation and Order, pursuant to sec. 227.44(5), Stats.
2. The conduct described in paragraph 3, above, constitutes a violation of Wis. Admin. Code § Med 10.02(q).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that the attached Stipulation is accepted.

IT IS FURTHER ORDERED that

1. As long as Dr. Randhawa neither resides in the state of Wisconsin, nor practices medicine in the state of Wisconsin, nor practices elsewhere under the use of his Wisconsin license, his Wisconsin license is LIMITED to require Dr. Randhawa to comply with all conditions imposed pursuant to the State of Iowa 10/19/95 Order [Exhibit A] (and subsequent amendments).
2. Dr. Randhawa shall cause copies of quarterly reports from the Iowa State Board of Medical Examiners to be filed with the Wisconsin Medical Examining Board. These reports shall document the status of Dr. Randhawa's compliance with the terms and conditions imposed on his medical license in Iowa; all reports shall be sent to the Department Monitor of the Wisconsin Department of Regulation and Licensing at the address set forth below.

Department Monitor
Division of Enforcement
PO Box 8935
Madison, WI 53708-8935
FAX (608) 266-2264
TEL. (608) 267-7139

3. Dr. Randhawa shall immediately surrender all indicia of Wisconsin registration to the Department Monitor. The Department shall reissue registration credentials to Dr. Randhawa marked "limited."

4. Prior to resumption of the practice of medicine in the state of Wisconsin [or elsewhere under the use of his Wisconsin license] Dr. Randhawa shall notify the Board Monitor of his desire to resume the active use of his Wisconsin licensure and petition the Board for permission to practice within this state.

a. In conjunction with a petition by Dr. Randhawa, the Board shall require current documentation of the status of Dr. Randhawa's compliance with the terms and conditions imposed against his Iowa license to practice medicine.

b. In the exercise of its discretion, the Board may in addition may require a personal appearance by Dr. Randhawa to answer questions in conjunction with his petition. The Board may in addition in the exercise of its discretion require a professional competency examination, if the Board feels the results of such an examination are necessary to evaluate Dr. Randhawa's ability to safely and competently practice medicine and surgery.

c. Denial in whole or in part of a petition under this paragraph shall not constitute denial of a license and shall not give rise to a contested case within the meaning of secs. 227.01(3) and 227.42, Stats.

5. Upon its completion of review of a petition under this Order, the Board may issue a full and unrestricted license to Dr. Randhawa. In the alternative, the Board may in its discretion deny the petition, or impose such terms and conditions as the Board finds appropriate to safeguard the public health, safety and welfare.

6. Violation of any of the terms of this Order or the conditions imposed as a result of this Order shall be construed as conduct imperiling public health, safety and welfare and may result in a summary suspension of Dr. Randhawa's license; the Board in its discretion may in the alternative deny an extension of the stay of suspension or impose additional conditions and limitations other additional discipline for a violation of any of the terms of this Order.

7. This Order shall become effective on the date of its signing.

MEDICAL EXAMINING BOARD

By: *Dr. R. L. Hayward*
A Member of the Board

9/25/96
Date

BEFORE THE BOARD OF MEDICAL EXAMINERS
STATE OF IOWA

IN THE MATTER OF THE COMPLAINT AND STATEMENT OF CHARGES AGAINST
GURCHARAN S. RANDHAWA, M.D., RESPONDENT

PO-91-454

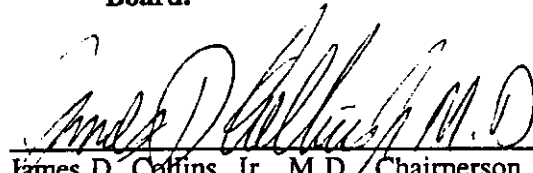
AMENDED ORDER

NOW ON December 6, 1995 BE IT REMEMBERED:

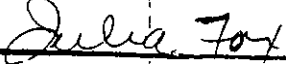
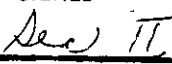
- I. That on November 2, 1995, the Veterans Hospital in Knoxville, Iowa, filed an application with the Iowa State Board of Medical Examiners (hereafter the Board), seeking certain amendments to a medical board disciplinary Order issued in the above entitled action on October 19, 1995.
- II. That on November 30, 1995, the Board considered the application and voted to authorize amendments to the above referenced medical board Order.

THEREFORE IT IS ORDERED that paragraph 6a of the above referenced medical board disciplinary Order dated October 19, 1995 is hereby amended to read:

The Respondent's license shall be restricted to practicing medicine only at the Veterans Home in Marshalltown, Iowa and the Veterans Hospital in Knoxville, Iowa. Copies of all performance reviews conducted by the Veterans Home in Marshalltown shall be provided to the Board on at least an annual basis. The Veterans Hospital in Knoxville shall provided information to the Board or an agent of the Board upon request. The Respondent shall not practice medicine at a facility other than or in addition to the facilities named above without the approval of the Board.


James D. Coffins, Jr., M.D., Chairperson
IOWA STATE BOARD OF MEDICAL EXAMINERS
1209 East Court Avenue
Des Moines, Iowa 50319-0180

IOWA BOARD OF MEDICAL EXAMINERS
I do hereby certify that the foregoing statement is
true and correct, and that a copy of this order is on file
in this office.


SIGNED

TITLE

IC BOARD OF MEDICAL EXAMINERS
I do hereby certify that this document is
true and correct copy of the original on file
in this office.

BEFORE THE BOARD OF MEDICAL EXAMINERS

Julia Foy

OF THE STATE OF IOWA

SIGNED

Sec II

*****~~FILE~~*****

IN THE MATTER OF THE COMPLAINT	*	
	*	
AND STATEMENT OF CHARGES AGAINST	*	INFORMAL SETTLEMENT
	*	
GURCHARAN S. RANDHAWA, MD,	*	02-91-454
	*	
RESPONDENT	*	
	*	

OCT 11 11:20 AM

COMES NOW the Iowa Board of Medical Examiners (hereafter the Board) and Gurcharan S. Randhawa, MD (hereafter the Respondent), and pursuant to Iowa Code sections 17A.10 and 272C.3(4), enter into the following Informal Settlement of the contested case currently on file.

- 1) That the Respondent was issued license number 27214 to practice medicine and surgery in the State of Iowa on July 14, 1989, as recorded in the permanent records in the office of the Board.
- 2) That the Respondent's license is valid and will next expire on September 1, 1996.
- 3) A Complaint and Statement of Charges was filed against the Respondent on September 8, 1994, and is awaiting hearing.
- 4) The Board has jurisdiction of the parties and the subject matter.
- 5) The Respondent shall not practice emergency medicine until he successfully completes a retraining program in emergency medicine approved by the Board. The Respondent shall not be eligible to serve as a supervisor of a licensed physician assistant or enter into a

**INFORMAL SETTLEMENT
RANDHAWA, MD**

- a. The Respondent has successfully completed the required continuing medical education specified in 6 subparagraph "b"; and
- b. The Respondent has successfully completed the Special Purpose Examination (SPEX) and has practiced in the locations specified in 6 subparagraph "a" for at least two years from the date of this settlement in a manner the Board finds satisfactory; or
- c. The Respondent has successfully completed the certification examination of the American Society of Internal Medicine and has practiced in the locations specified in 6 subparagraph "a" for at least two years from the date of this settlement in a manner the Board finds satisfactory; or
- d. The Respondent has practiced in the locations specified in 6 subparagraph "a" for at least three years from the date of this settlement in a manner the Board finds satisfactory.

8) This Informal Settlement is the resolution of a contested case and must be approved by the Board. If the Board fails to approve this Informal Settlement it shall be of no force or effect to either party.

9) The Board's approval of this Informal Settlement shall constitute a **FINAL ORDER** of the Board.

10) This Informal Settlement is voluntarily submitted by the Respondent to the Board for its consideration.

STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF
DISCIPLINARY PROCEEDINGS AGAINST :

GURCHARAN S. RANDHAWA, MD, :
RESPONDENT :

STIPULATION
96 MED 078

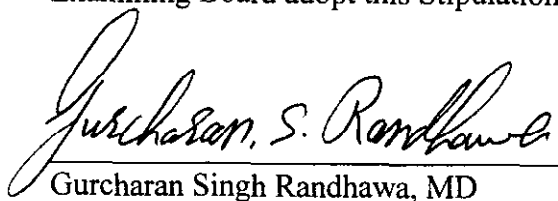
It is hereby stipulated between Gurcharan Singh Randhawa, personally on his own behalf and Steven M. Gloe, Attorney for the Department of Regulation and Licensing, Division of Enforcement, as follows that:

1. This Stipulation is entered into as a result of a pending investigation of Dr. Randhawa's licensure by the Division of Enforcement (96 MED 078). Dr. Randhawa consents to the resolution of this investigation by stipulation and without the issuance of a formal complaint.
2. Dr. Randhawa understands that by the signing of this Stipulation he voluntarily and knowingly waives his rights, including: the right to a hearing on the allegations against him, 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 him; the right to call witnesses on his behalf and to compel their attendance by subpoena; the right to testify himself; 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 him under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, and the Wisconsin Administrative Code.
3. Dr. Randhawa is aware of his right to seek legal representation and has been provided an opportunity to obtain legal advice prior to signing this stipulation.
4. Dr. Randhawa agrees to the adoption of the attached Final Decision and Order by the Medical 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. Attached to this Stipulation is the current licensure card of Gurcharan Singh Randhawa. If the Board accepts the Stipulation, Dr. Randhawa's license shall be reissued only in accordance with the terms of the attached Final Decision and Order. If the Board does not accept this

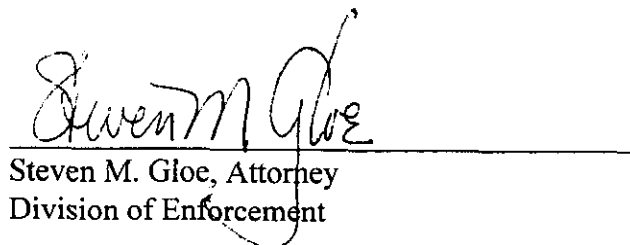
Stipulation, the license of Dr. Randhawa shall be returned to him with a notice of the Board's decision not to accept the Stipulation.

7. The parties to this stipulation agree that the attorney for the Division of Enforcement and the member of the Medical Examining Board assigned as an advisor in this investigation may appear before the Medical 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 Dr. Randhawa in recommending the Medical Examining Board adopt this Stipulation and issue the attached Final Decision and Order.


Gurcharan Singh Randhawa, MD

8/27/96
Date


Steven M. Gloc, Attorney
Division of Enforcement

8/2/96
Date

BEFORE THE STATE OF WISCONSIN
MEDICAL EXAMINING BOARD

IN THE MATTER OF THE DISCIPLINARY :
PROCEEDINGS AGAINST :

AFFIDAVIT OF SERVICE

GURCHARAN S. RANDHAWA, MD, :
RESPONDENT. :

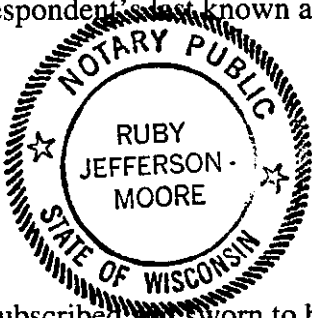
Katie Rotenberg, being first duly sworn on oath deposes and states that she is in the
employ of the Department of Regulation and Licensing, and that on September 27, 1996, she
served the following upon the respondent:

Final Decision and Order dated September 25, 1996

by mailing a true and accurate copy of the above-described document, which is attached hereto,
by certified mail with a return receipt requested in an envelope properly addressed to the
above-named respondent at:

P.O. Box 984
Marshalltown, IA 50158
Certified P 213 148 342

an address which appears in the files and records of the Medical Examining Board as the
respondent's last known address.



Katie Rotenberg
Katie Rotenberg
Department of Regulation and Licensing

Subscribed and sworn to before me

this 27th day of September, 1996.

Ruby Jefferson-Moore
Notary Public
Dane County, Wisconsin
My Commission is Permanent

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:

STATE OF WISCONSIN MEDICAL EXAMINING BOARD

1400 East Washington Avenue

P.O. Box 8935

Madison, WI 53708.

The Date of Mailing this Decision is:

September 27, 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.)