

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

FILE COPY

IN THE MATTER OF
DISCIPLINARY PROCEEDINGS AGAINST

PAUL GOCHIS, M.D.,

Respondent

ORDER GRANTING THE STAY

On February 22, 1996, 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 suspended for a period of not less than five years with provision for granting successive three-month stays of the suspension upon submission to the board of proof satisfactory to the board that Dr. Gochis has continued his sobriety, that he has continued to successfully participate in a treatment and rehabilitation program satisfactory to the board, and that he is able to safely and reliably practice as a physician and surgeon.

At its meeting of October 24, 1996, the board considered Dr. Gochis' request, through his attorney, Michael Schaalman, that he be granted a stay of the suspension. Also considered was a letter dated August 29, 1996, from Dr. Charles J. Engel, of the Professional Recovery Network, reporting on Dr. Gochis' progress in recovery. The board granted the request and, by its Order dated November 5, 1996, stayed the suspension of the license for a period of three months.

By letter dated January 24, 1997, Dr. Gochis petitioned for an additional three month stay of suspension, and petitioned as well for a reduction in the number of urine screens to one per week and the number of therapy sessions to one every two weeks. That petition was supported by Dr. Engel.

Dr. Gochis appeared before the board on February 26, 1997, in support of his petition, and the board considered the matter on that date. Based upon the petition and other information of record herein, the board orders as follows:

ORDER

NOW, THEREFORE, IT IS ORDERED that the suspension of the license of Paul Gochis, M.D., be, and hereby is, stayed for a period of three months. Dr. Gochis may petition for additional three month stays of the suspension upon submission to the board of evidence of

having fully complied with the conditions and limitations set forth in the board's Final Decision and Order dated February 22, 1996, during the preceding three month period.

IT IS FURTHER ORDERED that paragraph 2 of the board's February 22, 1996, Order in this matter is amended to read as follows:

2. Respondent shall continue participation in all components of a drug and alcohol treatment program at a treatment facility acceptable to the Board as his or her Supervising Health Care Provider shall determine to be appropriate for his or her rehabilitation. Professional Recovery Network and its affiliated programs are acceptable treatment programs.

Therapy. The rehabilitation program shall include and respondent shall participate in individual and/or group therapy sessions for the first year of the stayed suspension on a schedule as recommended by the supervising physician or therapist, but not less than once every two weeks. Such therapy shall be conducted by the supervising physician or therapist, or another qualified physician or therapist as designated by the supervising physician or therapist and acceptable to the board. After the first year of stayed suspension, this requirement for therapy sessions may be modified only upon written petition, and the written recommendation by the supervising physician or therapist expressly supporting the modifications sought. A denial of such petition for modification shall not be deemed a denial of the license under secs. 227.01 (3) or 227.42, Stats., or ch. RL 1, Code, and shall not be subject to any right to further hearings or appeal.

AA/NA meetings. Respondent shall attend Narcotics Anonymous or Alcoholics Anonymous or an equivalent program for recovering professionals upon a frequency as recommended by the supervising physician or therapist, but not less than one meeting per week. Attendance of respondent at such meetings shall be verified and reported monthly to the supervising physician or therapist.

IT IS FURTHER ORDERED that paragraph 9 of the board's February 22, 1996, Order in this matter is amended to read as follows:

9. Respondent shall supply on at least once weekly basis random monitored urine, blood or hair specimens as the supervising health care provider shall direct. The supervising health care provider (or his or her designee) shall request the specimens from respondent and these requests shall be random with respect to the hour of the day and the day of the week. In addition, the Medical Examining Board or its designee may at any time request a random monitored urine, blood or hair specimen from respondent by directing the department monitor in the Department of Regulation and Licensing, Division of Enforcement to contact respondent and request respondent provide a specimen. To prevent the respondent's ability to predict that no further screens will be required for a given period (because the minimum frequency for that period has been met), the program of monitoring shall require respondent to provide in each quarter at least two (2) random screening in excess of the minimum specified in this Order.

IT IS FURTHER ORDERED that all other terms and conditions of the board's February 22, 1996, Order shall remain in full force and effect.

IT IS FURTHER ORDERED that respondent shall appear before the board in February, 1998.

Dated this 12th day of March, 1997.

STATE OF WISCONSIN
MEDICAL EXAMINING BOARD

by Glenn Hoberg D.O.
Glenn Hoberg, D.O., Secretary

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

In the Matter of the Disciplinary Proceedings Against

Paul Gochis, M.D.,

AFFIDAVIT OF MAILING

Respondent.

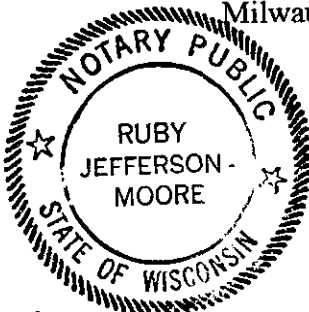
STATE OF WISCONSIN)
)
COUNTY OF DANE)

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 March 17, 1997, I served the Order Granting the Stay dated March 12, 1997 upon the Respondent Paul Gochis' attorney by enclosing a true and accurate copy of the above-described document in an envelope properly stamped and addressed to the above-named Respondent's attorney 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 201 373 783.

Michael Schaalman, Attorney
411 E. Wisconsin Avenue
Milwaukee WI 53202-4497



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

Subscribed and sworn to before me

this 18th day of March, 1997.

Ruby Jefferson-Moore
Notary Public, State of 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:

March 17, 1997

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.)