

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

PAMELA VINCENT, M.D.,
RESPONDENT

FINAL DECISION & ORDER
(94 MED 491)

LS9711205MED

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

Pamela Vincent M.D.
1055 North 399th W
Provo, Utah 84604-3344

State of Wisconsin
Medical Examining Board
P.O. Box 8935
Madison, Wisconsin 53708-8935

Department of Regulation and Licensing
Division of Enforcement
P.O. Box 8935
Madison, Wisconsin 53708-8935

The parties in this matter, Pamela Vincent, M.D., Respondent, and Pamela M. Stach, Attorney for the Department of Regulation and Licensing, Division of Enforcement, agree to the terms and conditions of the attached Stipulation as the final disposition of this matter, subject to the approval of the Medical Examining Board. The Board has reviewed the Stipulation and considers it acceptable.

Accordingly, the Board in this matter adopts the attached stipulation and makes the following:

FINDINGS OF FACT

1. Pamela Vincent, M.D., 1055 North 399th W, Provo, Utah 84604-3344, was born on November 15, 1952 and is duly licensed to practice medicine and surgery in the State of Wisconsin under license number 29118, which was granted on February 24, 1988.
2. Dr. Vincent's registration to practice medicine and surgery in the State of Wisconsin expired on November 1, 1993.
3. Dr. Vincent specializes in the practice of neurology.

4. There is a formal investigation of Dr. Vincent pending before the Wisconsin Medical Examining Board.

5. The investigation involves allegations regarding the appropriateness of Dr. Vincent's reading of a patient's EKGs at an urgent care center and the timeliness of the transfer of that patient to the emergency room.

6. Dr. Vincent has not practiced medicine and surgery in the State of Wisconsin since 1993.

7. Dr. Vincent is currently engaged in the practice of neurology in Provo, Utah.

CONCLUSIONS OF LAW

1. The Medical Examining board has jurisdiction in this proceeding pursuant to Wis. Stats. secs. 448.02

2. The Medical Examining board has the authority to resolve this matter by stipulated agreement pursuant to Wis. Stats. sec. 227.44(5)

ORDER

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

IT IS FURTHER ORDERED that Pamela Vincent, M.D. shall not reregister to practice medicine and surgery in the State of Wisconsin at any time in the future.

IT IS FURTHER ORDERED that Pamela Vincent, M.D. will not practice or attempt to practice medicine and surgery in the State of Wisconsin when not currently registered.

IT IS FURTHER ORDERED that in the event Pamela Vincent, M.D. wishes to resume the practice of medicine and surgery in the State of Wisconsin at some future date, she shall appear before the Medical Examining Board to request the right to reregister and to satisfy the Board as to her competence to resume the practice of medicine and surgery. Evidence of such competence may include, but not be limited to, any testing, evaluation, assessment or retraining the Board deems appropriate.

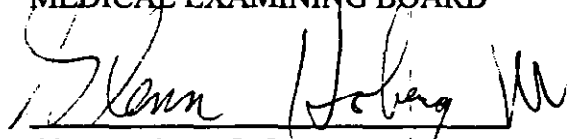
IT IS FURTHER ORDERED that in the event that the Medical Examining board denies Dr. Vincent's request to reregister, or allows reregistration for a limited license only, such denial or limitation shall not constitute a denial of a license within the meaning of Wis. Stats. sec. 227.01(3)(a)

IT IS FURTHER ORDERED that investigative file 94 MED 491 is hereby closed without further proceedings.

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

Dated this 20 day of Nov., 1997

STATE OF WISCONSIN
MEDICAL EXAMINING BOARD


Glenn Hoberg, D.O.
Secretary

STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD
IN THE MATTER OF THE DISCIPLINARY :
PROCEEDINGS AGAINST :

PAMELA VINCENT, M.D., :
RESPONDENT :

STIPULATION
(94 MED 491)

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

1. Pamela Vincent, M.D., 1055 North 399th W, Provo, Utah 84604-3344, was born on November 15, 1952 and is duly licensed to practice medicine and surgery in the State of Wisconsin under license number 29118, which was granted on February 24, 1988.
2. Dr. Vincent's registration to practice medicine and surgery in the State of Wisconsin expired on November 1, 1993.
3. There is a pending investigative file regarding Dr. Vincent, entitled 94 MED 491, which involves allegations regarding the appropriateness of Dr. Vincent's reading of a patient's EKGs at an urgent care center and the timeliness of the transfer of that patient to the emergency room.
4. Dr. Vincent is aware of and understands each of the Respondent's rights including the right to a hearing on the allegations against her 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 her; the right to call witnesses in her behalf and to compel their attendance by subpoena; the right to testify herself; 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 of the rights afforded the Respondent under the United States Constitution, the Wisconsin Constitution and the Wisconsin Administrative Code.
5. Dr. Vincent freely, voluntarily and knowingly waives each and every one of the rights set forth in paragraph 4 above.
6. In the interests of resolving the pending matter, Dr. Vincent voluntarily agrees to entry of the attached Final Decision and Order by the Medical Examining Board.
7. 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.

8. 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.

9. 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 allegations contained in the pending investigative file.

10. This agreement in no way prohibits the Medical Examining Board from any further action against Respondent based on acts not alleged in the pending investigative file which might be violative of Wisconsin Medical Examining Board statutes and rules.

11. All parties agree that the parties and the Case Advisor assigned to this case, may appear before the Board in open session to argue on behalf of acceptance of this Stipulation.

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

13. All costs of these proceeding incurred by either party are hereby waived.

14. 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.


Dated: _____

8 NOV 1997


Pamela Vincent, M.D.
Respondent

Dated: _____

November 17, 1997


Pamela M. Stach, Attorney
Department of Regulation and Licensing

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

In the Matter of the Disciplinary Proceedings Against

Pamela Vincent, M.D.,

AFFIDAVIT OF MAILING

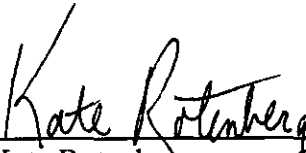
Respondent.

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 November 24, 1997, I served the Final Decision and Order dated November 20, 1997, LS9711205MED, upon the Respondent Pamela Vincent, M.D. 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 221 157 495.
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:

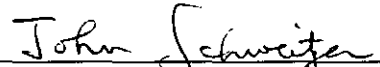
Pamela Vincent, M.D.
1055 N. 399th W
Provo UT 84604-3344



Kate Rotenberg
Department of Regulation and Licensing
Office of Legal Counsel

Subscribed and sworn to before me

this 24th day of November, 1997.



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:

November 24, 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.)