

# WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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FILE COPY

STATE OF WISCONSIN  
BEFORE THE WISCONSIN MEDICAL EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY  
PROCEEDINGS AGAINST

RONALD R. KRAUTKRAMER, M.D.  
RESPONDENT.

93 MED 389

LS 9802252MED

FINAL DECISION AND ORDER

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

Ronald R. Krautkramer, M.D.  
6152 Churchwood Circle  
Greendale, WI 53129-2458

Wisconsin Medical 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 Medical Examining 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. Ronald R. Krautkramer, M.D., Respondent, date of birth March 8, 1938, is licensed, but not currently registered, by the Wisconsin Medical Examining Board to practice medicine and surgery in the state of Wisconsin pursuant to license number 15827, which was first granted October 14, 1966.

2. Respondent's last address reported to the Department of Regulation and Licensing is 4456 South 35th Street, Greenfield, WI 53221. The United States Postal Service has advised the Division of Enforcement that Respondent's current address is 6152 Churchwood Circle, Greendale, WI 53129-2458.

3. Respondent, for personal reasons, did not renew the registration of his license to practice medicine and surgery in the state of Wisconsin when the registration expired on November 1, 1997. As a result, § 448.07(1), Stats., has prohibited Respondent from practicing medicine and surgery in Wisconsin since November 1, 1997.

4. Pursuant to § 440.08(3), Stats., and Wis. Admin. Code § MED 14.06(2)(a), Respondent could renew his license at this time by providing evidence of having met the continuing education requirements and by payment of a late renewal fee.

5. By May 25, 1994, because of continuing difficulty in managing his medical practice as a result of his health status Respondent decided to decrease his practice and to close his practice by July 1, 1994. Respondent totally retired from practice prior to the end of 1994 and has not practiced medicine since that time.

6. The only state, other than Wisconsin, in which Respondent is licensed to practice medicine is Ohio. Respondent's license in Ohio is currently lapsed and that state's medical examining board is aware of Respondent's retirement.

#### CONCLUSIONS OF LAW

1. The Medical Examining Board has jurisdiction over this matter pursuant to § 448.02(3), Stats.

2. The Wisconsin Medical Examining Board has authority to enter into this stipulated resolution of this matter pursuant to §§ 227.44(5) and 448.02(5), Stats.

#### ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that

1. That Ronald R. Krautkramer, M.D., shall not renew the registration of his license to practice medicine and surgery in the state of Wisconsin until he has complied with the conditions set out below.

2. If Respondent shall ever apply to renew the registration of his license to practice medicine and surgery in the state of Wisconsin:

a. He shall provide proof sufficient to the Board that he does not suffer from any medical or psychiatric condition which impairs his ability to function as a physician.

b. The Board shall exercise reasonable discretion in determining whether, and under what terms and conditions, Dr. Krautkramer may resume the practice of medicine or surgery in the state of Wisconsin.

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".

Dated at Madison, Wisconsin this 25th day of February, 1998.

A handwritten signature in cursive script that reads "Wanda Roever". The signature is written in black ink and is positioned above a horizontal line.

Wanda Roever  
Secretary  
Medical Examining Board

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STATE OF WISCONSIN  
BEFORE THE WISCONSIN MEDICAL EXAMINING BOARD

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IN THE MATTER OF DISCIPLINARY :  
PROCEEDINGS AGAINST :

RONALD R. KRAUTKRAMER, M.D. :  
RESPONDENT. :

93 MED 389

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STIPULATION

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It is hereby stipulated and agreed, by and between Ronald R. Krautkramer, M.D., Respondent; James M. Fergal of Schellinger & Doyle, S.C., attorneys for Respondent; and, John R. Zwieg, as attorney for the Complainant, Department of Regulation and Licensing, Division of Enforcement, as follows:


1. This Stipulation is entered into as a result of pending investigation of Respondent by the Department of Regulation and Licensing, Division of Enforcement on behalf of the Medical Examining Board (file 93 MED 389).
2. Respondent understands that by the signing of this stipulation Respondent voluntarily and knowingly waives Respondent's rights, including: the right to a hearing on the allegations against Respondent, 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 Respondent; the right to call witnesses on Respondent's behalf and to compel their attendance by subpoena; the right to testify; 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 Respondent under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, and the Wisconsin Administrative Code.
3. Respondent is aware of his right to seek legal representation prior to signing this stipulation, and has done so.
4. Respondent neither admits nor denies the allegations in this matter, but agrees to the adoption of the attached Final Decision and Order by the 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.

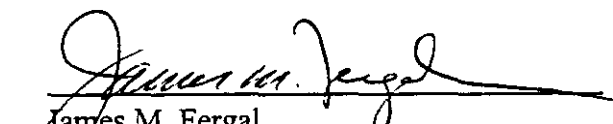
6. The parties to this stipulation agree that the Respondent, Respondent's attorney, an attorney for the Division of Enforcement, and the member of the Board who has been appointed as the investigative advisor may appear before the Board for the purposes of speaking in support of this agreement and answering questions that the members of the Board may have in connection with their deliberations on the stipulation.

7. The parties agree to waive all costs of the investigation and this proceeding.

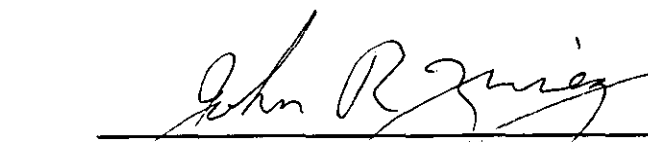
Dated this 9 <sup>Feb</sup> day of ~~January~~, 1998.

  
Ronald R. Krautkramer, M.D.  
Respondent

Dated this 9 <sup>Feb.</sup> day of ~~January~~, 1998.

  
James M. Fergal  
Schellinger & Doyle, S.C.  
Attorneys for Respondent

Dated this 5<sup>th</sup> day of January, 1998.

  
John R. Zwieg  
Attorney for Complainant  
Department of Regulation & Licensing  
Division of Enforcement

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

In the Matter of Disciplinary Proceedings Against

Ronald R. Krautkramer, M.D.,

AFFIDAVIT OF MAILING

Respondent.

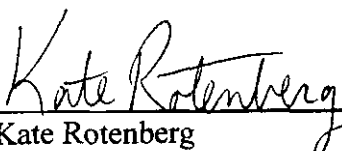
STATE OF WISCONSIN    )  
  )  
COUNTY OF DANE        )

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 2, 1998, I served the Final Decision and Order dated February 25, 1998, LS9802252MED, upon the Respondent Ronald R. Krautkramer's 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 221 158 797.

James M. Fergal, Attorney  
445 S. Moorland Road, Suite 450  
P.O. Box 464  
Brookfield WI 53008-0464

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

Subscribed and sworn to before me

this 2nd day of March, 1998.

  
\_\_\_\_\_  
Notary Public, State of Wisconsin

My commission is permanent.

## NOTICE OF RIGHTS OF APPEAL

TO: JAMES M FERGAL ATTY

You have been issued a Final Decision and Order. For purposes of service the date of mailing of this Final Decision and Order is 3/2/98 Your rights to request a rehearing and/or judicial review are summarized below and set forth fully in the statutes reprinted on the reverse side.

### A. 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 section 227.49 of the Wisconsin Statutes. The 20 day period commences on the day of personal service or the date of mailing of this decision. The date of mailing of this Final Decision is shown above.

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

A petition for rehearing shall specify in detail the grounds for relief sought and supporting authorities. Rehearing will be granted only on the basis of some material error of law, material error of fact, or new evidence sufficiently strong to reverse or modify the Order which could not have been previously discovered by due diligence. The agency may order a rehearing or enter an order disposing of the petition without a hearing. If the agency does not enter an order disposing of the petition within 30 days of the filing of the petition, the petition shall be deemed to have been denied at the end of the 30 day period.

A petition for rehearing is not a prerequisite for judicial review.

### B. JUDICIAL REVIEW.

Any person aggrieved by this decision may petition for judicial review as specified in section 227.53, Wisconsin Statutes (copy on reverse side). The petition for judicial review must be filed in circuit court where the petitioner resides, except if the petitioner is a non-resident of the state, the proceedings shall be in the circuit court for Dane County. The petition should name as the respondent the Department, Board, Examining Board, or Affiliated Credentialing Board which issued the Final Decision and Order. A copy of the petition for judicial review must also be served upon the respondent at the address listed below.

A petition for judicial review must be served personally or by certified mail on the respondent and filed with the court within 30 days after service of the Final Decision and Order 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. Courts have held that the right to judicial review of administrative agency decisions is dependent upon strict compliance with the requirements of sec. 227.53 (1) (a), Stats. This statute requires, among other things, that a petition for review be served upon the agency and be filed with the clerk of the circuit court within the applicable thirty day period.

The 30 day period for serving and filing a petition for judicial review commences on the day after personal service or mailing of the Final Decision and Order by the agency, or, if a petition for rehearing has been timely filed, the day after personal service or mailing of a final decision or disposition by the agency of the petition for rehearing, or the day after the final disposition by operation of the law of a petition for rehearing. The date of mailing of this Final Decision and Order is shown above.

The petition shall state the nature of the petitioner's interest, the facts showing that the petitioner is a person aggrieved by the decision, and the grounds specified in section 227.57, Wisconsin Statutes, upon which the petitioner contends that the decision should be reversed or modified. The petition shall be entitled in the name of the person serving it as Petitioner and the Respondent as described below.

### **SERVE PETITION FOR REHEARING OR JUDICIAL REVIEW ON:**

STATE OF WISCONSIN MEDICAL EXAMINING BOARD

1400 East Washington Avenue

P.O. Box 8935

Madison WI 53708-8935