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In The Matter Of Disciplinary Proceedings Against

JANE COLLIS-GEERS, M.D.,

FINAL DECISION AND ORDER

Respondent.

Case # LS99004201MED

Division of Enforcement Case #97 MED 210

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

*Jane Collis-Geers, M.D.
2300 North Mayfair Road, Suite 630
Milwaukee, Wisconsin 53226*

*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 Wisconsin Medical Examining Board received a Stipulation submitted by the parties to the above-captioned matter. The Stipulation, a copy of which is attached hereto, was executed by Jane Collis-Geers, M.D., personally on her own behalf, and by Claudia Berry Miran, attorney for the Department of Regulation and Licensing, Division of Enforcement. Based upon the Stipulation of the parties, the Wisconsin Medical Examining Board makes the following Findings of Fact, Conclusions of Law, and Order.

FINDINGS OF FACT

1. Jane Collis-Geers, M.D., was born September 23, 1949. Dr. Collis-Geers' latest address on file with the Department of Regulation and Licensing is Suite 630, 2300 North Mayfair Road, Milwaukee, Wisconsin 53226.
1. Dr. Collis-Geers is licensed to practice in the state of Wisconsin as a physician and surgeon pursuant to license #20376. This license was first granted on October 1, 1976. Dr. Collis-Geers practices ophthalmology.
2. On October 30, 1996, Dr. Collis-Geers removed a cataract from the left eye of patient CG using the phacoemulsification method. Because Dr. Collis-Geers was not experienced in using the phacoemulsification method, she ruptured the posterior capsule of the eye, which resulted in retained lens material.
3. Dr. Collis-Geers had performed previous cataract surgery on CG's right eye using the extracapsular extraction method, and did not disclose to CG that she planned to use the phacoemulsification method, at which she was inexperienced, of removing the cataract from the left eye.

CONCLUSIONS OF LAW

1. The Medical Examining Board has jurisdiction in this matter pursuant to § 448.02 (3) (c), Stats.
1. The Medical Examining Board has authority to enter into this stipulated resolution without an evidentiary hearing pursuant to § 227.44 (5), Stats.
2. The failure of Dr. Collis-Geers to obtain CG's informed consent to use of a new procedure at which she was inexperienced constitutes unprofessional conduct as defined by Wis. Adm. Code § MED 10.02 (2) (h).

ORDER

NOW, THEREFORE, IT IS ORDERED that the stipulation of the parties is approved.

IT IS FURTHER ORDERED that:

1. Dr. Jane Collis-Geers, M.D. is hereby REPRIMANDED.
2. Dr. Collis-Geers agrees to pay \$200 toward the costs of the investigation within sixty (60) days of the date of this order.
3. Dr. Collis-Geers shall, within twelve (12) months of the date of this order, submit documentation acceptable to the Board showing successful completion of 30 hours of category I continuing medical education in medical ethics.
4. Dr. Collis-Geers shall obtain pre-approval of one or more courses from the Board or its designated agent before she takes the course(s) in fulfillment of this requirement.
2. The Department Monitor is the individual designated by the Board as its agent to coordinate compliance with the terms of this Order, including pre-approval of continuing education and receipt of all reports. The Department Monitor may be reached as follows:

Department Monitor

Division of Enforcement

Department of Regulation and Licensing

P. O. Box 8935

Madison, WI 53708-8935

FAX (608) 266-2264

TEL. (608) 267-7139

4. The pending investigation, 97 MED 210, shall be, and hereby is, closed without further proceedings.
3. Pursuant to § 448.02 (4), Stats., if the Wisconsin Medical Examining Board determines that there is probable cause to believe that Dr. Collis-Geers has violated the terms of this Final Decision and Order, the Board may order that the license of Dr. Collis-Geers to practice medicine and surgery in the State of Wisconsin be summarily suspended pending investigation of the alleged violation.

The rights of a party aggrieved by this Final Decision and Order to petition the Wisconsin Medical Examining Board for rehearing and to petition for judicial review are set forth in the attached "Notice of Appeal Information."

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

By:

Ronald Grossman, M.D., Secretary

April 20, 1999

Date

