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STATE OF WISCONSIN

BEFORE THE PODIATRISTS AFFILIATED CREDENTIALING BOARD

IN THE MATTER OF THE DISCIPLINARY

PROCEEDINGS AGAINST:

CONWAY MCLEAN, D.P.M.,

FINAL DECISION AND ORDER

RESPONDENT

LS0010102POD

Division of Enforcement

99 MED 010

The parties to this proceeding for purposes of sec. 227.53, Stats., are:

Conway McLean, D.P.M.

1425 Elgin Avenue

Forest Park, IL 60130

Wisconsin Podiatrists Affiliated Credentialing Board

1400 E. Washington Ave.

P.O. Box 8935

Madison, WI 53708-8935

Department of Regulation and Licensing

Division of Enforcement

1400 E. Washington Ave.

P.O. Box 8935

Madison, WI 53708-8935

The Wisconsin Podiatrists Affiliated Credentialing 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 Conway McLean, D.P.M., personally, and by his attorney, Joseph Fasi, and by Gilbert C. Lubcke, attorney for the Department of Regulation and Licensing, Division of Enforcement. Based upon the Stipulation of the parties, the Wisconsin Podiatrists Affiliated Credentialing Board makes the following Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT

1. Conway McLean, D.P.M., Respondent herein, 1425 Elgin Avenue, Forest Park, Illinois 60130, date of birth 12/31/56, is licensed and currently registered to practice podiatric medicine and surgery in the state of Wisconsin, license #610, said license having been granted on 12/8/88.
2. Respondent, at all times relevant to this Complaint, was licensed to practice podiatric medicine and surgery in the state of Iowa.
3. On 8/11/97, the Iowa Board of Podiatry Examiners issued a Notice of Hearing and Statement of Charges against Respondent and commenced a disciplinary action before the Iowa Board of Podiatry Examiners. The Notice of Hearing and Statement of Charges, a copy of which is attached hereto and incorporated herein as "Attachment A", alleged that Respondent violated 645 IAC 220.212(1)(b), 645 IAC 220.212(1)(c) and 645 IAC

220.212(6). Respondent contested the allegations but ultimately consented to the resolution of the matter by entering into a Settlement Agreement and Final Order, a copy of which is attached hereto and incorporated herein as "Attachment B", admitting to the violations alleged in the Notice of Hearing and Statement of Charges. On 5/3/99, the Iowa Board of Podiatry Examiners approved the Settlement Agreement and Final Order and thereby entered a Final Order limiting and restricting Respondent's license to practice podiatric medicine and surgery in the state of Iowa.

4. Respondent is not currently practicing podiatric medicine and surgery in the state of Wisconsin and does not intend to practice in Wisconsin at any time in the future.

5. Respondent has tendered the voluntary surrender of his license to practice podiatric medicine and surgery in the state of Wisconsin and has agreed that he will not make application for licensure in the state of Wisconsin at any time in the future.

CONCLUSIONS OF LAW

1. The Wisconsin Podiatrists Affiliated Credentialing Board has jurisdiction in this proceeding pursuant to sec. 448.675, Stats.

2. The Wisconsin Podiatrists Affiliated Credentialing Board has the authority to resolve this proceeding by Stipulation without an evidentiary hearing pursuant to sec. 227.44(5), Stats.

3. Respondent's conduct as herein described was unprofessional conduct contrary to sec. 448.675(1), Stats. and Wis. Admin. Code sec. MED 10.02(2)(q) in that his license to practice podiatric medicine in the state of Iowa was limited, restricted and subjected to other adverse action by the Iowa Board of Podiatry Examiners.

ORDER

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

IT IS FURTHER ORDERED that Conway McLean, D.P.M. surrender his license to practice podiatric medicine and surgery in the state of Wisconsin effective on the date of this Order.

IT IS FURTHER ORDERED that Conway McLean, D.P.M. will not make application for or attempt reinstatement of his license to practice podiatric medicine and surgery in Wisconsin at any time in the future.

IT IS FURTHER ORDERED that Conway McLean, D.P.M. will not practice or attempt to practice podiatric medicine and surgery in the state of Wisconsin when he is not currently licensed.

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

Dated at Madison, Wisconsin, this 16th day of April, 2001.

WISCONSIN PODIATRISTS AFFILIATED CREDENTIALING BOARD

Lisa Reinicke

Member, Wisconsin Podiatrists Affiliated Credentialing Board