

# WISCONSIN DEPARTMENT OF REGULATION & LICENSING



## **Wisconsin Department of Regulation & Licensing Access to the Public Records of the Reports of Decisions**

This Reports of Decisions document was retrieved from the Wisconsin Department of Regulation & Licensing website. These records are open to public view under Wisconsin's Open Records law, sections 19.31-19.39 Wisconsin Statutes.

### **Please read this agreement prior to viewing the Decision:**

- The Reports of Decisions is designed to contain copies of all orders issued by credentialing authorities within the Department of Regulation and Licensing from November, 1998 to the present. In addition, many but not all orders for the time period between 1977 and November, 1998 are posted. Not all orders issued by a credentialing authority constitute a formal disciplinary action.
- Reports of Decisions contains information as it exists at a specific point in time in the Department of Regulation and Licensing data base. Because this data base changes constantly, the Department is not responsible for subsequent entries that update, correct or delete data. The Department is not responsible for notifying prior requesters of updates, modifications, corrections or deletions. All users have the responsibility to determine whether information obtained from this site is still accurate, current and complete.
- There may be discrepancies between the online copies and the original document. Original documents should be consulted as the definitive representation of the order's content. Copies of original orders may be obtained by mailing requests to the Department of Regulation and Licensing, PO Box 8935, Madison, WI 53708-8935. The Department charges copying fees. *All requests must cite the case number, the date of the order, and respondent's name as it appears on the order.*
- Reported decisions may have an appeal pending, and discipline may be stayed during the appeal. Information about the current status of a credential issued by the Department of Regulation and Licensing is shown on the Department's Web Site under "License Lookup." The status of an appeal may be found on court access websites at: <http://ccap.courts.state.wi.us/InternetCourtAccess> and <http://www.courts.state.wi.us/wscca>.
- Records not open to public inspection by statute are not contained on this website.

**By viewing this document, you have read the above and agree to the use of the Reports of Decisions subject to the above terms, and that you understand the limitations of this on-line database.**

**Correcting information on the DRL website:** An individual who believes that information on the website is inaccurate may contact the webmaster at [web@drl.state.wi.gov](mailto:web@drl.state.wi.gov)

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

STEVEN H. V. PARK, M. D.,  
RESPONDENT

**FINAL DECISION AND ORDER**  
LS0105165MED

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

Steven H. V. Park, M. D.,  
2315 N. Lake Dr. Suite 615  
Milwaukee WI 53211

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 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. Respondent Steven H. V. Park (dob 1/25/43) is and was at all times relevant to the facts set forth herein a physician licensed in the State of Wisconsin pursuant to license # 21063, originally granted on 7/15/77. Respondent is a neurologist,
2. On and between 1/22/97 and 2/20/98, the respondent treated patient S.H., a female born in 1972. The patient had been referred to him by another physician and respondent provided consultation reports to the referring physician. Respondent diagnosed the patient with narcolepsy and treated her only for this disorder. Respondent prescribed medications for her, which, after trial periods and titration, became established as a routine dosage of methylphenidate 20mg TID. These prescriptions were provided on a monthly basis, based on the patient's calls requesting them, and were either picked up by, or mailed to, the patient. Respondent last saw the patient in person on 9/17/97.
3. Sometime between 2/20/98 and 4/6/98, the patient decided that she wished to become pregnant, and discontinued her methylphenidate out of concern over her anticipated fetus' development. She reported this to another physician on 4/6/98, who charted it. She did not return to respondent's care.
4. Following 4/6/98, the respondent issued the following prescriptions for methylphenidate in S. H.'s name:

4/17/98	20mg #30 1 potid
4/17/98	20mg #90 1 potid
6/5/98	20mg #90 1 potid
7/22/98	20mg #90 1 potid
11/11/98	20mg #90 1 potid
1/14/99	20mg #90 1 potid
2/8/99	20mg #90 1 potid
3/12/99	20mg #90 1 potid
4/6/99	20mg #90 1 potid

5. In fact, none of these was requested by S. H., and they appear to be the result of requests of person(s) unknown, posing as the patient and requesting that these prescriptions be mailed to the patient, who by that time moved (unknown to the respondent) to another address. It appears that all of this methylphenidate was diverted into the illicit market.

6. Respondent's chart for the patient during the entire time period for which he saw her, and subsequently issued prescriptions, is inconsistent in its methodology, does not have a medication sheet, and would leave a subsequent treating physician with insufficient knowledge about what had been prescribed for the patient, and when. The Board infers from the above facts that the respondent had inadequate internal office controls on refilling the prescription for this patient. Additionally, if the last time the patient was seen on 9/17/97, it was inappropriate for the respondent to be issuing prescriptions for the patient in 1999.

#### CONCLUSIONS OF LAW

A. The Wisconsin Medical Examining Board has jurisdiction to act in this matter pursuant to §448.02, Wis. Stats. and is authorized to enter into the attached Stipulation pursuant to §227.44(5), Wis. Stats.

B. The conduct described in ¶¶ 4 and 6, above, violated § Med 10.02(2)(h), Wis. Adm. Code. Such conduct constitutes unprofessional conduct within the meaning of the Code and statutes.

#### ORDER

IT IS ORDERED, that the attached Stipulation is accepted.

IT IS FURTHER ORDERED, that respondent shall, within 30 days of this Order, enter the risk management assessment program of the University of Wisconsin School of Medicine, Continuing Medical Education department, as outlined below. Respondent shall cooperate fully and promptly with the program, and complete any educational program recommended during the assessment. Respondent shall pay all costs associated with the assessment, and program, and shall complete the program within 15 months of its commencement.

The risk management assessment program shall include:

A. An on-site assessment of the physician's office practices and procedures (and those of any hospital in which he practices, in the discretion of the assessors), to include the office's layout, personnel issues, procedures, medical records, informed consent procedures, followup systems, drug and prescription policies, and such other relevant practices and procedures as the assessors may determine are appropriate for review, in their professional judgment and discretion. Respondent and his staff shall cooperate fully with the assessors in this process, and respondent shall request that his colleagues cooperate fully in this process.

B. A report of the assessment shall be written by the assessors, including (if indicated) a reasonable proposed educational plan which shall include a review of the objectives, educational requirements, expected behavior changes for both physicians and staff, time-line, and budget. Respondent shall forthwith undertake the education program and implement the other recommendations of the assessors. If respondent disagrees with the reasonableness of the program or recommendations, the monitoring liaison of the Board shall determine the reasonableness of the disputed aspects of the program or recommendations, and his/her decision shall be final.

C. Respondent shall comply with the time line of the program and will respond within 14 days to the written followup questionnaires to be sent to him approximately 3 and 6 months following the initial site visit. Respondent shall cooperate fully with the final site visit which will take place approximately 12 months after the initial site

visit.

D. Following the final site visit, the assessors shall prepare a final assessment which sets for the respondent' compliance with the objectives of the program (including evidence that he has implemented all recommended changes in office procedures and practices) to the extend that he has reduced the risk in his practice to a level consistent with the public's legitimate expectations of safety and the standards of practice of the profession.,

E. Upon successful completion of the program,, the UW-CME program shall certify to the Board and respondent that respondent has met the objectives of the program, and this shall be accepted in lieu of other discipline.

F. If respondent does not successfully complete the program, or does not successfully achieve the objectives of the program, this matter shall be referred to the Board to determine any appropriate additional discipline for he conduct set out in the Findings of Fact. Respondent and the Division may present argument to the Board on that issue.

IT IS FURTHER ORDERED, that respondent shall pay COSTS in this matter in the amount of \$1300, within 30 days of this order.

IT IS FURTHER ORDERED, that pursuant to §227.51(3), Wis. Stats., and ch. RL 6, Wis. Adm. Code, if the Board determines that there is probable cause to believe that respondent has violated any term of this Final Decision and Order, the Board may order that the license of respondent be summarily suspended pending investigation of the alleged violation.

Dated this May 16, 2001.

WISCONSIN MEDICAL EXAMINING BOARD, by:

Sidney E. Johnson

A Member of the Board