

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN

BEFORE THE DENTISTRY EXAMINING BOARD

IN THE MATTER OF

DISCIPLINARY PROCEEDINGS AGAINST:

DANIEL LARSON, DDS
RESPONDENT

FINAL DECISION AND ORDER
LS0207102DEN

02 DEN 041

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

Daniel A. Larson, DDS

317 E. Kimberly Ave

Kimberly WI 54136

Wisconsin Dentistry Examining Board

P.O. Box 8935

Madison, WI 53708-8935

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. Daniel A. Larson, DDS, was born on December 26, 1947, and on June 25, 1974, he was granted license #5001350 to practice dentistry in the state of Wisconsin. His license registration expired on September 30, 2001.
2. Respondent was hospitalized for psychiatric evaluation and treatment following an incident on May 14, 2002, in Florence County, Wisconsin, in which Respondent appeared to threaten a law enforcement officer who was checking on Respondent's welfare.
3. An assessment of Respondent by Jose Alba, M.D., on June 5, 2002, resulted in an opinion that Respondent has a bipolar type I condition with manic episodes.

4. On July 2, 2002, Dr. Alba reported that Respondent continues under his care and under modified medication. Dr. Alba reports that Respondent is cooperating with treatment and has a good support system to assist with continued treatment goals. Dr. Alba further reports that he is confident that Respondent is currently able to return to the practice of dentistry with safety to his patients and the public.

5. Between October 1, 2001 and May 14, 2002, Respondent practiced dentistry under an expired certificate of registration.

CONCLUSIONS OF LAW

1. The Wisconsin Dentistry Examining Board has jurisdiction to act in this matter pursuant to §447.07, Stats.

2. Respondent's practice of dentistry under an expired certificate of registration was a violation of s. DE 5.02(26), Wis. Admin. Code.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED, that the attached Stipulation is accepted.

IT IS FURTHER ORDERED, that Daniel A. Larson, D.D.S., is reprimanded.

IT IS FURTHER ORDERED that Daniel A. Larson, D.D.S., shall pay the costs of this proceeding, pursuant to s. 440.22, Stats., in the amount of \$525.00 within 90 days of the date of this Order.

IT IS FURTHER ORDERED, that the license of Daniel A. Larson, D.D.S., to practice as a dentist in the state of Wisconsin is LIMITED for a period of two years from the date of this Order, as follows:

REHABILITATION, MONITORING AND TREATMENT

Treatment Required

1. Respondent shall continue successful participation in a treatment program for his mental health condition his supervising therapist shall determine to be appropriate for respondent's rehabilitation.

Sobriety

2. Respondent shall abstain from all personal use of controlled substances as defined in sec. 961.01(4) Stats., except when necessitated by a legitimate medical condition and then only with the prior approval of his supervising health care provider. Respondent shall abstain from all personal use of alcohol.

Department Monitor

3. The Department Monitor is the individual designated by the Board as its agent to coordinate compliance with the terms of this Order, including receiving and coordinating all reports and petitions, and requesting additional monitoring and surveillance. The Department Monitor may be reached as follows:

Department Monitor
Department of Regulation Division of Enforcement
P.O. Box 8935
Madison, WI 53708-8935
FAX (608) 266-2264
TEL. (608) 267-3817

Releases

4. Respondent shall provide upon request, and keep on file with all health care providers current releases which comply with state and federal laws authorizing release of all medical and treatment records and reports to, and permitting all health care providers to disclose and discuss the progress of respondent's treatment with the Board or any member thereof, or with any employee of the Department of Regulation and Licensing acting under the authority of the Board. Copies of these releases shall be filed simultaneously with the Department Monitor.

Required Reporting by Supervising Health Care Provider

5. The supervising health care provider shall submit written reports to the Department Monitor in the Department of Regulation and Licensing, Division of Enforcement, P.O. Box 8935, Madison, Wisconsin 53708-8935 on a quarterly basis, as directed by the Department Monitor. These reports shall assess Respondent's progress in treatment and shall list all medications currently prescribed. The supervising health care provider shall report immediately to the Department Monitor [Division of Enforcement, P.O. Box 8935, Madison, Wisconsin 53708-8935, FAX (608)266-2264, telephone no. (608)267-3817] any violation or suspected violation of the Board's Final Decision and Order.

Required reporting by Respondent

6. Respondent is responsible for compliance with all of the terms and conditions of this Final Decision and Order. It is the responsibility of Respondent to promptly notify the Department Monitor, of any suspected violations of any of the terms and conditions of this Order.

PETITION FOR MODIFICATION OF TERMS

7. Respondent may petition the Board for modification of the terms of this limited license. Any such petition shall be accompanied by a written recommendation from respondent's Supervising Health Care Provider expressly supporting the specific modifications sought. Denial of the petition in whole or in part shall not be considered a denial of a license within the meaning of Sec. 227.01(3)(a), Stats. and Respondent shall not have a right to any further hearings or proceedings on any denial in whole or in part of the petition for modification of the limited license.

After two years of continuous active professional practice under this Order without violation of the terms thereof, all limitations shall be terminated and an unlimited license shall be restored.

Expenses of Treatment and Monitoring

8. Respondent shall be responsible for all costs and expenses incurred in conjunction with the monitoring, screening, supervision and any other expenses associated with compliance with the terms of this Order.

Change in Address or Work Status

9. Respondent shall report to the Board any change of employment status, residence, address or telephone number within five (5) days of the date of a change.

Violation of any of the terms of this Order shall be construed as conduct imperiling public health, safety and welfare and may result in a summary suspension of Respondent's license.

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

Dated: 7-10-02

Wisconsin Dentistry Examining Board

Bruce Barrette

A Member of the Board