

# WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN

BEFORE THE MEDICAL EXAMINING BOARD

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IN THE MATTER OF THE DISCIPLINARY :  
PROCEEDINGS AGAINST : LS0004261MED  
:  
JAMES RICHARD THIEL, M.D., : LS0212182MED  
RESPONDENT. :

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ORDER GRANTING MOTION TO DISMISS ACTIONS BASED ON DEATH OF RESPONDENT

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On August 11, 2003, John R. Zwieg, attorney for the Division of Enforcement in the captioned matter, filed Complainant's *Motion to Dismiss Actions Based on Death of Respondent*, and *Affidavit in Support of Motion to Dismiss Actions Based on Death of Respondent*. In his Motion, Complainant moves the Wisconsin Medical Examining Board for an order dismissing the two referenced disciplinary actions currently pending against the Respondent, James Richard Thiel, M.D., on the basis that Respondent died on August 3, 2003 and that, as a result, the Board no longer has jurisdiction in these matters. The basis for this motion was further set out in the attached affidavit of John R. Zwieg. In his affidavit, Mr. Zwieg states on oath that he reviewed a newspaper article reporting that Respondent died on August 3, 2003, that he reviewed Respondent's obituary in the August 7, 2003 Wisconsin State Journal and that he listened to a voice mail message from the La Crosse County Deputy District Attorney who said she had confirmed Respondent's death on August 3, 2003 by speaking to the law enforcement officer who was present at the scene of the death.

The board considered the Motion at its meeting of August 20, 2003. Based upon Complainant's Motion and Affidavit, the board orders as follows:

ORDER

NOW, THEREFORE, IT IS ORDERED that Disciplinary Proceedings Against James Richard Thiel, M.D., in Case Numbers LS 0004261 MED, and LS 0212182 MED be, and hereby are, dismissed.

Dated this 12<sup>th</sup> day of September, 2003.

STATE OF WISCONSIN MEDICAL EXAMINING BOARD

Alfred L. Franger, MD

