

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

STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF
DISCIPLINARY PROCEEDINGS AGAINST

LEON J. RADANT, M.D.,

Respondent

ORDER GRANTING MOTION TO DISMISS

On December 26, 2002, a formal Complaint and Notice of Hearing was filed in the above-captioned matter. On June 5, 2003, Gilbert C. Lubcke, attorney for the Division of Enforcement, filed his Motion to Dismiss and Affidavit in support of the motion, seeking dismissal of the proceedings against Dr. Radant. By letter dated June 5, 2003, Patricia J. Epstein, attorney for Dr. Radant, joined in the Motion to Dismiss. The board considered the matter on June 18, 2003, and denied the Motion on that date.

In its Order Denying Motion the board wrote that after deliberation, the board had concluded that while one of the principal allegations of the formal complaint filed in the Radant matter is similar to an alleged violation in the Deming matter, other allegations of the formal complaint filed in this case are not sufficiently similar to those issues raised in the Deming matter to militate for a similar result. The board therefore denied the Motion to Dismiss.

On July 23, 2003, the board considered Ms. Epstein's Motion for Reconsideration and Clarification. In her Motion, Ms. Epstein petitions the board either to reconsider its previous decision denying the parties' Motion to Dismiss the proceedings or, in the alternative, to clarify the specific basis for the board's Order. Ms. Epstein and Mr. Lubcke both appeared before the board in support of Ms. Epstein's Motion for Reconsideration.

Based upon all information of record herein, the board orders as follows:

ORDER

NOW, THEREFORE, IT IS ORDERED that the parties' Motion to Dismiss the disciplinary proceedings in this matter in their entirety is granted, and the matter is hereby dismissed.

Dated this 29th day of July, 2003.

STATE OF WISCONSIN
MEDICAL EXAMINING BOARD

Alfred L. Franger, M.D.
Secretary