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State of Wisconsin
Before the Medical Examining Board

In the Matter of Disciplinary Proceedings Against

Donald C. Turner, M.D.
Respondent

Final Decision and Order
LS0401211MED

02 MED 459

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

Donald C. Turner, M.D.
569 East Wisconsin Avenue
Neenah, WI 54956

Medical Examining Board
Department of Regulation and Licensing
P.O. Box 8935
Madison, WI 53708

Division of Enforcement
Department of Regulation and Licensing
P.O. Box 8935
Madison, WI 53708

The parties having agreed to the attached stipulation, the Medical Examining Board makes the following:

Findings of Fact

1. Donald C. Turner, M.D., was born on April 27, 1941, and is licensed to practice medicine and surgery in the state of Wisconsin pursuant to license number 21327, first granted on October 28, 1977. Dr. Turner is a radiologist.
2. On September 15, 1997, Dr. Turner read a CT scan of patient R.M., a male born November 13, 1926, as demonstrating sacular aortic aneurysm but did not read it as leaking.
3. While there is a difference of professional opinion as to whether the CT scan indicates that the abdominal aortic aneurysm was leaking at the time the scan was performed, Dr. Turner concedes that there is sufficient basis for a reasonable physician to conclude that it was.
4. On September 20, 1997, Patient R.M. collapsed in his bathroom and was transported to the hospital under cardiopulmonary resuscitation, where he was pronounced dead. An autopsy determined the cause of death to be the rupture of the abdominal aortic aneurysm.
5. Dr. Turner retired from the practice of medicine on September 1, 2001, after 34 years.
6. Dr. Turner's medical license had been most recently renewed by the Department of Regulation and Licensing in November 2000.

7. At the time of his retirement in September 2001, Dr. Turner planned to forego license renewal in 2003, as he was now retired.

8. The Department of Regulation and Licensing initiated this investigation in the spring of 2003.

Conclusions of Law

1. The Medical Examining Board has jurisdiction in this matter pursuant to s. 448.02(3), Stats.
2. The conduct described in paragraph 2 above constitutes a violation of sec. Med 10.02(2)(h), Wis. Adm. Code.

Order

Now, therefore, Dr. Turner is reprimanded.

It is further ordered by the Medical Examining Board that Dr. Turner complete eight hours of continuing medical education in the interpretation of CT scans with emphasis on vascular findings on or before June 30, 2004. Dr. Turner shall obtain approval of the course or courses he intends to take to satisfy this requirement before he takes the course or courses. Dr. Turner shall request approval by sending a copy of the syllabus for the course or courses to

Department Monitor
Division of Enforcement
P.O. Box 8935
Madison WI 53708

No portion of the continuing medical education credits taken in compliance with this order may be used to fulfill any other continuing medical education requirement imposed by the Medical Examining Board or the Department of Regulation and Licensing.

It is further ordered by the Medical Examining Board that Dr. Turner pay investigative costs of \$947.32 to the Department of Regulation and Licensing on or before January 7, 2004.

Dated: 1-21-04

Wisconsin Medical Examining Board

Alfred Franger
A Member of the Board