

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY	:	
PROCEEDINGS AGAINST	:	FINAL DECISION
	:	AND ORDER
JOHN VERCAUTEREN,	:	LS0403173MED
RESPONDENT.	:	

Division of Enforcement Case File No. 03 MED 465

The parties to this action for the purposes of section 227.53 of the Wisconsin statutes are:

John Vercauteren
N 5759 Hwy 51
Fond du Lac, WI 54937

Medical Examining Board
PO Box 8935
Madison, WI 53708-8935

Department of Regulation and Licensing
Division of Enforcement
PO Box 8935
Madison, WI 53708-8935

The parties in this matter agree to the terms and conditions of the attached Stipulation, 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. John Vercauteren, (D.O.B. 06/22/43), is duly licensed in the state of Wisconsin to practice as a Respiratory Care Practitioner (license #610). This license was first granted on February 19, 1992.
2. Respondent’s latest address on file with the Department of Regulation and Licensing is N 5759 Hwy 51, Fond du Lac, WI 54937.
3. At all relevant times, Respondent was employed by Aurora Health Care. He transferred to Aurora Health Care Visiting Nurse Association on September 8, 2002.
4. As part of his duties for Visiting Nurse Association, Respondent periodically checked and serviced patient G.R.’s oxygen unit.
5. On or about September 17, 2003, while visiting patient G.R., Respondent asked G.R. what medications he was taking. He picked up G.R.’s medication bottles and looked at them. When asked by G.R. why he was looking at the medications, Respondent replied that he needed to know what medications G.R. was on for Visiting Nurse Association.
6. On or about September 19, 2003, Respondent unexpectedly came to G.R.’s home, for the purpose of attaching equipment to G.R.’s oxygen tank. G.R. was not home, but his wife let the Respondent in.
7. While he was alone in G.R.’s bedroom, Respondent took medications from the patient’s prescription bottles, w

contained controlled substances, and later ingested those controlled substances.

8. Respondent consents to issuance of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

1. The Medical Examining Board has jurisdiction to act in this matter, pursuant to section 448.02, Wis. Stats.
2. The Board is authorized pursuant to sec. 227.44(5), Stats. to enter into the attached Stipulation and Order and impose following terms and conditions.
3. Respondent's conduct constitutes a basis for action within the meaning of section 448.02, Wis. Stats., and Wis. Admin. Code section Med 10.02(2)(p).

ORDER

1. The stipulation of the parties is approved.
2. The Medical Examining Board accepts the surrender of the license of John Vercauteren, (license #610) to practice as a Respiratory Care Practitioner in the State of Wisconsin. In the event that Mr. Vercauteren re-applies for Wisconsin licensure as a Respiratory Care Practitioner in the future, the Board may enter an order denying such application without further notice or hearing.
3. Respondent shall, within 90 days of the date of this Order, pay the costs of this proceeding in the amount of \$500 to the Department of Regulation and Licensing, pursuant to § 440.22(2), Stats. Payment shall be mailed or delivered to:

Department Monitor
Department of Regulation and Licensing
Division of Enforcement
1400 East Washington Ave.
P.O. Box 8935
Madison, WI 53708-8935
Fax: (608) 266-2264, Telephone: (608) 267-3817

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

MEDICAL EXAMINING BOARD

By:	Alfred Franger	3-17-04
	A Member of the Board	Date