

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 H. RANDALL, M.D.,
RESPONDENT.

LS-0505184-MED
03 MED 475

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

John H. Randall, MD
4450 Nakoma Trail
Green Bay, WI 54313

Wisconsin Medical Examining Board
P.O. Box 8935
Madison, WI 53708-8935

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

PROCEDURAL HISTORY

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. Respondent John Hammond Randall (dob 10/23/34) is and was at all times relevant to the facts set forth herein a physician and surgeon licensed in the State of Wisconsin pursuant to license #13867, first granted on 12/29/60. Respondent is an internist, and is certified by the American Board of Internal Medicine.

2. Respondent is presently under investigation for injudicious prescribing of controlled substances, without adequate supportive documentation. In resolution of this matter, respondent has agreed to this settlement.

CONCLUSIONS OF LAW

A. The Wisconsin Medical Examining Board has jurisdiction to act in this matter pursuant to §448.02(3), Wis. Stats. and is authorized to enter into the attached Stipulation pursuant to §227.44(5), Wis. Stats.

B. The conduct described in ¶2, above violated § Med 10.02(2)(h) and (m), Wis. Adm. Code. Such conduct constitutes unprofessional conduct within the meaning of the Code and statutes.

ORDER

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

IT IS FURTHER ORDERED, that the license to practice medicine and surgery of John Hammond Randall, M.D., is LIMITED as set forth in 448.02(3)(e), Wis. Stats., and as follows:

- Respondent shall not order, prescribe, dispense, supply, or obtain any controlled substance, or tramadol, carisoprodol, or any product containing butalbital, for any patient, nor shall he hold any registration from the United States Drug

Enforcement Administration, effective at 11:59 PM on the date of this Order. Respondent shall not supervise or have a collaborative relationship with any physician assistant or advanced practice nurse prescriber who has a DEA registration.

2. Respondent shall, at his own expense, participate in and successfully complete within 12 months of the date of this Order, an educational program established through the University of Wisconsin Continuing Medical Education program (which may conduct any program through the Medical College of Wisconsin or another CME provider) in recordkeeping, and approved by the Board or its designee.

Under the tutelage of a mentor selected by the program, respondent shall review a text selected by the mentor dealing with medical recordkeeping, and shall introduce the mentor's recommended improvements into his system over the period of the program in both his office and hospital records. All of respondent's records may be reviewed and discussed periodically with the mentor, as the mentor shall determine. The review may include not only the adequacy of documentation, but any other quality of care or related issue.

The mentor shall agree to report any matter which may constitute a danger to the health, safety or welfare of patient or public, or any violation of law, to the Board, whenever it comes to the mentor's attention.

Respondent's progress and the outcome of the program shall be reported directly to the department monitor, who may discuss respondent's progress with the mentor. The UW-CME shall certify to the Board the results of the program upon completion.

If respondent does not successfully complete the program or does not successfully achieve the objectives of the program, this matter shall be referred to the Board to determine any additional appropriate discipline for the conduct set out in the Findings of Fact. Respondent and the Division of Enforcement will have the opportunity to present argument to the Board on that issue. The Board will receive the results of respondent's performance in the program as evidence in determining appropriate discipline.

IT IS FURTHER ORDERED, that respondent shall pay the COSTS of investigating and prosecuting this matter of \$1,300, within 60 days of this Order.

IT IS FURTHER ORDERED, that pursuant to §227.51(3) and §448.02(4), Wis. Stats., violation of any of the terms of this Order may be construed as conduct imperiling public health, safety and welfare and may result in a summary suspension of Respondent's license. The Board in its discretion may in the alternative impose additional conditions and limitations or other additional discipline for a violation of any of the terms of this Order. In the event Respondent fails to timely submit any payment of the costs as set forth above, or fails to comply with the ordered continuing education, the Respondent's license SHALL BE SUSPENDED, without further notice or hearing, until Respondent has complied with the terms of this Order.

Dated this May 18, 2005.

WISCONSIN MEDICAL EXAMINING BOARD

by: Bhupinder S. Saini, M.D.
a member of the Board