

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 THE DISCIPLINARY	:	
PROCEEDINGS AGAINST	:	
	:	FINAL DECISION AND ORDER
TIMOTHY H. WERNER, D.O.,	:	LS #0508175MED
RESPONDENT.	:	

Division of Enforcement Case No. 05 MED 018

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

Timothy H. Werner, D.O.
622 W. 4th Street
Oshkosh, WI 54902

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

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 Wisconsin Medical Examining 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. Timothy H. Werner, D.O. (DOB 11/04/52) is duly licensed to practice medicine and surgery in the state of Wisconsin (license #21-23340). This license was first granted on July 25, 1980. Dr. Werner’s specialty is general practice.
2. Dr. Werner’s most recent address on file with the Wisconsin Medical Examining Board is 622 W. 4th Street, Oshkosh, WI 54902.
3. On August 13, 2004, Respondent entered into an Agreed Order with the Texas State Board of Medical Examiners which suspended his license to practice medicine in the State of Texas for a period of not less than 6 months. The factual basis for the imposition of discipline against Respondent in Texas involved: 1) Providing medications to his wife who had a substance abuse problem. Respondent alleged he was attempting to treat his wife in detoxification without having to document the treatment; 2) Allowing his wife to have access to his prescriptions pads; and 3) Failing to be professionally monitored or treated since January 2004 for Bi-polar disorder. A true and correct copy of the Texas Board’s Agreed Order is attached to this document as Exhibit A. Exhibit A is incorporated into this document by reference.
4. In resolution of this matter, Dr. Werner consents to the entry of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

1. The Wisconsin Medical Examining Board has jurisdiction to act in this matter, pursuant to Wis. Stat. § 448.02(3), and is authorized to enter into the attached Stipulation and Order, pursuant to Wis. Stat. § 227.44(5).
2. The conduct described in paragraph 3, above, constitutes a violation of Wisconsin Administrative Code § Med 10.02(2)(q).

ORDER

NOW, THEREFORE, IT IS ORDERED that the stipulation of the parties is approved.

IT IS FURTHER ORDERED that:

1. The license of Timothy H. Werner, D.O. (license # 21-23340) to practice medicine and surgery in the State of Wisconsin is hereby indefinitely SUSPENDED.
2. Timothy H. Werner, D.O. may after the return of an unrestricted license in the State of Texas, petition for an end to the indefinite suspension. In conjunction with any such petition, the Board may require the Respondent to appear in person before the Board and may impose terms, conditions and limitations on a return to practice in Wisconsin.
3. Respondent shall, within sixty (60) days from the date of this Order, pay costs of this proceeding in the amount of TWO HUNDRED dollars (\$200.00). Payment shall be made payable to the Wisconsin Department of Regulation and Licensing, and mailed to:

Department Monitor
Division of Enforcement
Department of Regulation and Licensing
1400 East Washington Avenue
P.O. Box 8935
Madison, WI 53708-8935

4. In the event Respondent fails to timely pay costs as ordered, Respondent's license (#21-23340) SHALL BE SUSPENDED, without further notice or hearing, until Respondent has complied with the terms of this Order. The Board or its designee will remove the suspension, if provided with sufficient information that Respondent is in compliance with the Order and that it is inappropriate for the suspension to remain in effect. The Board in its discretion may impose additional conditions and limitations for a violation of any of the terms of this Order.
5. Respondent is responsible for compliance with all of the terms and conditions of this Final Decision and Order.
6. This Order is effective on the date of its signing.

MEDICAL EXAMINING BOARD

By: Alfred Franger, MD
A Member of the Board

August 17, 2005
Date