

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF THE DISCIPLINARY :
PROCEEDINGS AGAINST :
 :
 : FINAL DECISION AND ORDER
ROBERT A. GRUESEN, JR., M.D., :
 : LS0601252MED
RESPONDENT. :

Division of Enforcement Case No. 05 MED 388

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

Robert A. Gruesen, Jr., M.D.
1789 Grant Street #12
DePere, WI 54115

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

Medical Examining Board
Department of Regulation and Licensing
1400 East Washington Avenue
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. Robert A. Gruesen, Jr., M.D. (DOB 04/15/1959) is duly licensed to practice medicine and surgery in the state of Wisconsin (license #20-27645). This license was first granted on July 1, 1986. Dr. Gruesen's specialty is general surgery.
2. Dr. Gruesen's most recent address on file with the Wisconsin Medical Examining Board is 1789 Grant Street #12, DePere, WI 54115.
3. On July 9, 2005, the Minnesota Board of Medical Practice issued a Stipulation and Order for Indefinite Suspension of Respondent's license to practice medicine in the State of Minnesota. The factual basis for the imposition of discipline against Respondent in Minnesota involved Respondent's mental health and chemical dependency. A true and correct copy of the Minnesota Board's Stipulation and Order is attached to this document as Exhibit A. Exhibit A is incorporated into this document by reference.

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 information provided in paragraph 3, above, constitutes a violation of Wisconsin Administrative Code § Med 10.02(2)(q).

ORDER

NOW, THEREFORE, IT IS ORDERED that:

1. The license of Robert A. Gruesen, Jr. (license #20-27645) to practice medicine and surgery in the State of Wisconsin is **SUSPENDED** for an **INDEFINITE PERIOD OF TIME**.

IT IS FURTHER ORDERED that:

2. Dr. Gruesen may petition the Board for the end of the suspension when he can demonstrate that he possesses an unlimited license in the State of Minnesota.

- a. In conjunction with a petition by Dr. Gruesen, the Board shall require documentation of Dr. Gruesen's compliance with the terms and conditions imposed against his license to practice medicine in Minnesota.

- b. In the exercise of its discretion, the Board in addition may require a personal appearance by Dr. Gruesen to answer questions in conjunction with his petition. The Board may in addition require the Respondent to undergo and may consider the results of one or more physical, mental or professional competency examinations if the Board believes that the results of any such examinations may be useful to the Board.

- c. Denial in whole or in part of a petition under this paragraph shall not constitute denial of a license and shall not give rise to a contested case within the meaning of Wis. Stats. §§ 227.01(3) and 227.42. Upon its completion of review of a petition under this Order, the Board may in its discretion impose such terms and conditions upon Dr. Gruesen's license as the Board finds appropriate to protect patient and public health, safety and welfare.

3. Dr. Gruesen shall, within thirty (30) days from the date of this Order, pay costs of this proceeding in the amount of one hundred (\$100.00) dollars. 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
P. O. Box 8935
Madison, WI 53708-8935
Tel. (608) 267-3817
Fax (608) 266-2264

4. 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, the Respondent's license (#20-27645) shall not be reinstated and shall **REMAIN SUSPENDED**, without further notice or hearing, until Respondent has complied with the terms of this Order.

5. This Order shall become effective on the date of its signing.

MEDICAL EXAMINING BOARD

By: Bhupinder Saini MD
A Member of the Board

1/25/06
Date