

# 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](mailto: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  
:  
JEROLD BEERENDS, M.D., : LS0604191MED  
RESPONDENT. :

---

Division of Enforcement Case No. 03 MED 594

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

Jerold Beerends, M.D.  
205 Valley Avenue  
West Bend, WI 53095

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

Wisconsin 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 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. Jerold Beerends, M.D. (DOB 09/05/49) is duly licensed to practice medicine and surgery in the state of Wisconsin (license #20-20959). This license was first granted on June 15, 1977. Respondent’s specialty is pediatrics.
2. Respondent’s most recent address on file with the Wisconsin Medical Examining Board is 205 Valley Avenue, West Bend, WI 53095.
3. Respondent was patient MW’s doctor from November 29, 1990 at two weeks old until April 5, 2001 at 10 years old. MW’s date of birth is November 14, 1990.
4. In 1991, when MW was 1 year old, Respondent observed MW had a large head size, which he believed was normal for the rest of his body proportions. He observed that MW was developing within normal limits.
5. After MW was 2 years old, Respondent’s office no longer routinely measured and recorded MW’s head circumference even though his head was over the 95<sup>th</sup> percentile. At two years of age, MW’s weight was about 92<sup>nd</sup>

percentile and his length was over the 95<sup>th</sup> percentile.

6. In 1994, when MW was 3 years old, Respondent noted significant speech delays, mild motor delays, and some cognitive delays which he noted in his records may have been due to megacephaly. He noted that his head circumference was two standard deviations above the 95<sup>th</sup> percentile. He requested early childhood classes for speech, language, socialization, and physical therapy through the school special services.

7. In January 1997, when MW was 6 years old, the school occupational therapist wrote in her report provided to Respondent, dated January 15, 1997, “parents reveal concerns regarding his need for all the current intervention due to his delays that he exhibits. What may be some of the causes and how can we all better support & service his needs presently and in the future when the academic demands increase?”

8. In a letter dated January 16, 1997 to the school occupational therapist, Respondent wrote that MW had megacephaly. “He does not suffer from hydrocephalus nor does he show any characteristics of physical syndromes which would entail a genetics intervention. What megaencephaly means is a large head, which, in turn, means a large brain. In general, these children will have motor delays much more commonly than cognitive delays, although cognitive delays may also be noted. These children do not show neurologic deterioration. Rather, they show continued gradual progress but in a delayed fashion.”

9. In May 1999, at 8 years old, MW was having difficulty in school with being distracted and could not follow through on a list of items. He was inattentive and daydreaming. There was also a concern about fatigue. Respondent assessed possible attention deficit disorder.

10. In April 2000, at 9 years old, Respondent saw MW for possible depression. He noted that there was concern he was not processing verbal language very well, but did process reading pretty well. He generally took 3 hours to do what should be one hour of homework. Respondent did not assess depression.

11. In January 2001, MW’s parents took him to a neurologist for a second opinion about arm and leg tremors which they called Respondent about initially. The parents alleged Respondent told them it was involuntary tremor disorder which would not get better. The neurologist did MRI testing and found that MW actually had hydrocephalus. MW was later evaluated by neurological surgeons who diagnosed him with aqueductal insufficiency and aqueductal stenosis.

12. In resolution of this matter, Respondent 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. By failing to adequately evaluate and diagnose hydrocephalus as described in paragraphs 6 through 11, above, Respondent violated Wis. Admin. Code § Med 10.02(2)(h).

### ORDER

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

IT IS FURTHER ORDERED that Jerold Beerends, M.D., is hereby REPRIMANDED.

IT IS FURTHER ORDERED that Jerold Beerends, M.D., is LIMITED as follows:

1. Within 9 months of the date of this Final Decision and Order, Respondent shall take and complete 24 hours of continuing education in pediatric neurology. The course or courses attended in satisfaction of this Order must be pre-

approved by the Medical Examining Board or its designee. Respondent will be responsible for locating a course or courses satisfactory to the Medical Examining Board and for obtaining the required approval of the course or courses from the Medical Examining Board or its designee. Respondent will within 60 days of completion of this educational requirement, file an affidavit with the Medical Examining Board stating under oath that he has attended in its entirety the course approved for satisfaction of this requirement along with supporting documentation of attendance from the sponsoring organization. This affidavit and the supporting documentation of attendance will be filed with:

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

All certifications, affidavits or other documents required to be filed with the Medical Examining Board will be deemed filed upon receipt by the Department Monitor.

2. Respondent will be responsible for paying the full cost of attendance at this course. Respondent will not apply any of the continuing education credits earned in satisfaction of this Order toward satisfaction of the Wis. Stat. § 448.13 biennial training requirements.

IT IS FURTHER ORDERED that:

3. Respondent shall, within sixty (60) days from the date of this Order, pay costs of this proceeding in the amount of ONE THOUSAND dollars (\$1,000.00). 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 or fails to comply with the ordered continuing education, Respondent's license (#20-20959) 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: Bhupinder Saini, MD  
A Member of the Board

4/19/06  
Date