

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF :
THE LICENSE OF :
: FINAL DECISION AND ORDER
NADER I. SALTI, M.D., : FOR REMEDIAL EDUCATION
: :
RESPONDENT. : LS0711142MED

Division of Enforcement Case # 04 MED 462

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

Nader I. Salti, M.D.
1101 Prairie Drive # 2
Racine, WI 53406

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 & 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 Medical Examining Board. The Board has reviewed the attached Stipulation and considers it acceptable.

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Nader I. Salti, M.D., (DOB 11/13/1967) is duly licensed as a physician in the State of Wisconsin (license # 20-41559). This license was first granted on August 6, 1999.
2. Respondent's most recent address on file with the Wisconsin Medical Examining Board is 1101 Prairie Drive #2, Racine, Wisconsin, 53406.
3. Respondent performed an appendectomy on seven-year-old patient R.G. during the early morning hours of

August 30, 2004.

4. Initially the patient recovered well, but that evening he began to experience increasing abdominal pain, nausea and vomiting. Respondent was alerted by nursing staff. He ordered a CT scan and a change of pain medication, but did not come to evaluate the patient.

5. The patient continued to have, intermittently, pain, nausea and dizziness. Beginning early on September 1, 2004, continuing into September 2, 2004, the patient was tachycardic with heart rates in the 140s to 180s. Bowel sounds were hypoactive.

6. Respondent felt that the CT scan findings suggested a post-operative ileus. Respondent saw the patient on September 1, 2004 and ordered a nasogastric tube for decompression, with no improvement. The patient's pain, nausea and vomiting continued.

7. Respondent saw the patient on September 2, 2004 at 3:30 a.m.. The patient's mother contends that Dr. Salti told her that the patient was "just acting out." Dr. Salti denies this. Dr. Salti stated at that time that he would consider discharge if the patient remained more comfortable. At this time, the patient's heart rate was 166-186.

8. The patient's mother terminated the Respondent's services to her son. Respondent requested a pediatric consult with the patient. The pediatrician found an acute abdomen with evidence of distention, guarding, and absent bowel sounds. The nasogastric tube was replaced and a significant amount of bilious fluid in the stomach was evacuated. Symptoms of dehydration were noted. Although the patient's white count was normal, his hemoglobin and hematocrit had dropped by 4 grams. An x-ray evaluation suggested a bowel obstruction with dilated loops of small bowel and associated air-fluid levels. Chest x-ray revealed a right lower lobe infiltrate with air bronchograms and evidence of a moderate-sized pleural effusion.

9. The Chief of Surgery then evaluated the patient. His differential diagnosis was postoperative hemorrhage versus postoperative small-bowel obstruction with bowel compromise. Because there was a significant chance the patient would need postoperative mechanical ventilation, the Chief of Surgery ordered him to be airlifted to Children's Hospital for immediate surgery.

10. It was determined during surgery that R.G. had a distal small bowel volvulus involving 105 cm of mid to distal bowel. No resection of the bowel was required, as the bowel immediately pinked up. The patient recovered and was discharged to home on September 10, 2004.

CONCLUSIONS OF LAW

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

ORDER

IT IS ORDERED:

1. Nader I. Salti, M.D. will, within ninety (90) days of the date of this Final Decision And Order, take and complete eight (8) hours of Category 1 continuing education course in Pediatric Surgical Post-Operative Complications. Each course attended in satisfaction of this Order must be preapproved by the Medical Examining Board or its designee. Respondent will be responsible for locating courses satisfactory to the Medical Examining Board and for obtaining the required approval of the 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 each of the courses approved for satisfaction of this requirement along with supporting documentation of attendance from the sponsoring organizations. 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 these courses. Respondent will not apply any of the continuing education credits earned in satisfaction of this Order toward satisfaction of his § 448.13, Stats., biennial training requirements.

3. Respondent shall, within ninety (90) 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
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 (#20-41559) 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.

Wisconsin Medical Examining Board

By: Gene Musser MD
A Member of the Board

11/14/07
Date

STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF :
THE LICENSE OF :
 : STIPULATION
NADER I. SALTI, M.D., : LS# _____
 :
RESPONDENT. :

Division of Enforcement Case # 04 MED 462

Nader I. Salti, M.D., personally and by his attorney Lori Gendelman; and Jeanette Lytle, attorney for the Department of Regulation and Licensing, Division of Enforcement, stipulate:

1. This Stipulation is entered into as a result of an informal complaint against Respondent received by the Division of Enforcement (case # 04 MED 062). Respondent consents to the resolution of this investigation by stipulation and without issuance of a formal complaint.

2. Respondent understands that by signing this Stipulation he voluntarily and knowingly waives his rights, including: the right to a hearing on the allegations against him, at which time the state has the burden of proving those allegations by a preponderance of the evidence, the right to confront and cross-examine the witnesses against him, the right to call witnesses on his behalf and to compel their attendance by subpoena, the right to testify himself, the right to file objections to any proposed decision and to present briefs or oral arguments to the officials who are to render the final decision, the right to petition for rehearing, the right to judicial review, and all other applicable rights afforded to him under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin Administrative Code, and any other provisions of state or federal law.

3. Respondent has obtained the advice of legal counsel prior to signing this Stipulation.

4. Respondent agrees to the adoption of the attached Final Decision and Order by the Medical Examining Board. The parties to the Stipulation consent to the entry of the attached Final Decision and Order without further notice, pleading, appearance or consent of the parties. Respondent waives all rights to any appeal of the Board's Order, if adopted in the form attached.

5. If the terms of this Stipulation are not acceptable to the Board, the parties shall not be bound by the contents of this Stipulation, and the matter shall be returned to the Division of Enforcement for further proceedings. In the event that this Stipulation is not accepted by the Board, the parties agree not to contend that the Board has been prejudiced or biased in any manner by consideration of this attempted resolution.

6. The parties to this Stipulation agree that the attorney or other agent for the Division of Enforcement and the member of the Medical Examining Board assigned as an advisor in this investigation may appear before the Board in open or closed session, without the presence of Respondent or his attorney, for purposes of speaking in support of this agreement and answering questions that any member of the Board may have in connection with the Board's deliberations on the Stipulation.

7. The Division of Enforcement joins Respondent in recommending the Board adopt this Stipulation and issue the attached Final Decision and Order.

Nader I. Salti, M.D.
1101 Prairie Dr., # 2
Racine, WI 53406

Date

Lori Gendelman
Otjen, Van Ert & Weir, S.C.
Attorneys for Nader I. Salti, M.D.
700 N. Water Street, Suite 800
Milwaukee, WI 53202

Date

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

Date