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STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY :
PROCEEDINGS AGAINST :
 : LS 0807291 MED
WILLIAM B. HOBBS, M.D., :
RESPONDENT. :

ORDER OF SUMMARY SUSPENSION

The Petition for Summary Suspension of August 17, 2009 was noticed to be presented to the Wisconsin Medical Examining Board on August 19, 2009 at 8:15 a.m. or as soon thereafter as it could be heard. At that time, John R. Zwieg appeared for the Complainant, Department of Regulation and Licensing, Division of Enforcement and William B. Hobbins Respondent, appeared in person and by Patricia Epstein of Bell, Gierhart & Moore, S.C.

The Wisconsin Medical Examining Board, having considered:

1. The sworn August 17, 2009 Petition for Summary Suspension,
2. The August 18, 2009 Affidavit of Service of Notice of Presentation and Petition for Summary Suspension of John R. Zwieg,
3. The August 18, 2009 Affidavit in Support of Petition for Summary Suspension of John R. Zwieg, which included Dr. Bruce Hermann's report of the neuropsychological evaluation performed of Respondent of July 31, 2009, which report was faxed to Complainant on August 14, 2009.
4. The August 18, 2009 Affidavit in Opposition to Petition for Summary Suspension of Patricia J. Epstein,
5. The testimony of Dr. William B. Hobbins.

And the Board having heard the arguments of counsel, hereby makes the following:

FINDINGS OF FACT

1. William B. Hobbins, M.D., Respondent, date of birth August 16, 1924, is licensed and currently registered by the Medical Examining Board to practice medicine and surgery in the State of Wisconsin, pursuant to license number 10149, which was first granted January 15, 1948.
2. Respondent's last address reported to the Department of Regulation and Licensing is 5510 Medical Circle, Madison, WI 53719, which is the location of his medical practice.
3. On August 17, 2009, copies of the August 17, 2009 Notice of Presentation and Petition for Summary Suspension were sent to and received by Respondent's attorney, Patricia J. Epstein. This provided the notice required by Wis. Adm. Cod § RL 6.05.
4. The report of the neuropsychological evaluation of Respondent on July 31, 2009 is consistent with Respondent having cognitive deficits which prevent him from practicing medicine with reasonable safety to patients.
5. Respondent does not recognize that he has these cognitive deficits.
6. Respondent has been practicing medicine in his own clinic with no other health care professional on the premises.

CONCLUSIONS OF LAW

1. The Wisconsin Medical Examining Board has jurisdiction over this matter pursuant to Wis. Stat. § 448.02(3) and has authority to summarily suspend Respondent's license to practice medicine and surgery in the State of Wisconsin, pursuant to Wis. Stats. §§ 227.53(3) and 448.02(4) and Wis. Adm. Code § RL 6.

2. There is probable cause to believe that Respondent violated Wis. Stat. § 448.02(3) and Wis. Adm. Code § MED 10.02(2)(i), by practicing medicine when unable to do so with reasonable skill and safety to patients.

3. It is imperatively required and necessary to suspend Respondent's license to practice medicine and surgery immediately to protect the public health, safety and welfare.

ORDER

NOW THEREFORE IT IS HEREBY ORDERED that the license of William B. Hobbins, M.D., to practice medicine and surgery in the state of Wisconsin be and is summarily suspended for 30 days, effective immediately.

IT IS FURTHER ORDERED that the Administrative Law Judge assigned to the matter may continue the suspension for 30 days while the hearing in the disciplinary proceeding is in progress.

IT IS FURTHER ORDERED that if Respondent causes a delay in the hearing process of the disciplinary proceeding against Respondent, the Administrative Law Judge assigned to the matter may continue the suspension from the time the hearing is commenced until a final decision is issued by the Board.

IT IS FURTHER ORDERED that Respondent is hereby notified of his right, pursuant to Wis. Adm. Code § RL 6.09 to request a hearing to show cause why this summary suspension order should not be continued and is further notified that an request for a hearing to show cause should be filed with the Wisconsin Medical Examining Board, 1400 East Washington Avenue, P.O. Box 8935, Madison, WI 53708.

IT IS FURTHER ORDERED that in the event that Respondent requests a hearing to show cause why the summary suspension should not be continued, that hearing shall be scheduled to be heard on a date within 20 days of receipt by the Board of Respondent's request for hearing, unless Respondent requests or agrees to a later time for the hearing.

Wisconsin Medical Examining Board

By: Gene Musser, MD
A Member of the Board

8/21/2009
Date