

# WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN  
BEFORE THE MEDICAL EXAMINING BOARD

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IN THE MATTER OF THE LICENSE OF :  
 :  
JEFFREY C. THOMAS, M.D., : FINAL DECISION AND ORDER  
LICENSEE. : LS0909163MED

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[Division of Enforcement Case No. 09 MED 213]

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

Jeffrey C. Thomas, M.D.  
417 Waveland Road  
Janesville, WI 53545

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

Wisconsin 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 Medical Examining Board. The Board has reviewed this Stipulation and considers it acceptable.

Accordingly, the Board adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Jeffrey C. Thomas, M.D., Licensee, date of birth January 1, 1940, is licensed and currently registered by the Wisconsin Medical Examining Board to practice medicine and surgery in the state of Wisconsin pursuant to license number 16910, which was first granted August 14, 1969.

2. Licensee's last address reported to the Department of Regulation and Licensing is 417 Waveland Road, Janesville, WI 53545.

3. On June 17, 2009, the Rock County Circuit Court issued an Order finding Licensee to be incompetent as the result of degenerative brain disorder. The Order removed Licensee's right to apply for a credential as defined by Wis. Stat. sec. 440.01(2), which includes a license to practice medicine and surgery. The Order appointed Gretchen Menard as Licensee's guardian.

4. Licensee's current cognitive functioning impairs his ability to practice medicine and surgery with reasonable skill and safety to patients and public.

CONCLUSIONS OF LAW

1. The Wisconsin Medical Examining Board has jurisdiction over this matter pursuant to Wis. Stat. § 448.02(3).

2. The Wisconsin Medical Examining Board has authority to enter into this stipulated resolution of this matter pursuant to Wis. Stats. § 227.44(5) and 448.02(5).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED:

1. The SURRENDER by Jeffrey C. Thomas, M.D., of his license to practice medicine and surgery in the State of Wisconsin is hereby ACCEPTED.

2. This Order is effective on the date of its signing.

Wisconsin Medical Examining Board

By: Gene Musser MD  
A Member of the Board

9/16/09  
Date

STATE OF WISCONSIN  
BEFORE THE MEDICAL EXAMINING BOARD

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IN THE MATTER OF THE LICENSE OF :  
 :  
 JEFFREY C. THOMAS, M.D., : STIPULATION  
 LICENSEE. : LS \_\_\_\_\_ MED

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[Division of Enforcement Case No. 09 MED 213]

It is hereby stipulated and agreed, by and between Jeffrey C. Thomas, M.D., Licensee, by Gretchen Menard, his Guardian; and John R. Zweg, attorney for the Complainant, Department of Regulation and Licensing, Division of Enforcement, as follows:

1. This Stipulation is entered into as a result of a pending investigation of Licensee's licensure by the Division of Enforcement. Licensee consents to the resolution of this investigation by stipulation and without the issuance of a formal complaint.

2. Licensee 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; 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. Licensee has been provided an opportunity to obtain advice of legal counsel prior to signing this Stipulation.

4. Licensee agrees to the adoption of the attached Final Decision and Order by the 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. Licensee waives all rights to any appeal of the Board's Order, if adopted in the form as 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 any member of the Board ever assigned as a case advisor in this investigation may appear before the Board in open or closed session, without the presence of Licensee 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. Additionally, any such case advisor may vote on whether the Board should accept this Stipulation and issue the attached Final Decision and Order.

7. Licensee is informed that should the Board adopt this Stipulation, the Board's Final Decision and Order is a public record and will be published in accordance with standard Department procedure.

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

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Gretchen Menard

Guardian for Jeffrey C. Thomas, M.D.

Date

Licensee

417 Waveland Road

Janesville, WI 53545

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John R. Zwieg

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Date

Attorney for Complainant

Division of Enforcement

Department of Regulation and Licensing

P.O. Box 8935

Madison, WI 53708-8935