

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

STATE OF WISCONSIN
BEFORE THE DENTISTRY EXAMINING BOARD

IN THE MATTER OF THE DISCIPLINARY	:	
PROCEEDINGS AGAINST	:	
	:	FINAL DECISION AND ORDER
ANTHONY R. SANCHEZ, D.D.S.,	:	<u>ORDER 0000177</u>
RESPONDENT.	:	

[Division of Enforcement Case #06 DEN 014]

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

Anthony R. Sanchez, D.D.S.
801 North Fairfax, Apt. 210
Los Angeles CA 90046

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

Dentistry Examining Board
Department of Regulation & Licensing
1400 East Washington Avenue
P.O. Box 8935
Madison, WI 53708-8935

PROCEDURAL HISTORY

A formal disciplinary complaint was filed in this matter on October 7, 2009, by the Division of Enforcement, represented by James E. Polewski. Respondent Dr. Sanchez, represented by Harry R. Hertel of the firm Hertel & Gibbs, Eau Claire, Wisconsin, filed an answer on October 27, 2009. The matter was assigned to Administrative Law Judge Robert G. Pultz, of the Division of Hearings and Appeals, Department of Administration. Prehearing conferences were held, and a hearing was set for May 10, 2010.

The parties in this matter have negotiated a resolution of the matter and agree to the terms and conditions of the attached Stipulation as the final decision of this matter, subject to the approval of the Dentistry Examining Board. The Board has reviewed the attached Stipulation and considers it acceptable.

Accordingly, the Board in this matter adopts the attached Stipulation, which reflects the agreement of both the Division of Enforcement and Anthony R. Sanchez, and makes the following:

FINDINGS OF FACT

1. Anthony R. Sanchez, D.D.S. ("Respondent") was born on November 14, 1972, and was licensed as a dentist in the state of Wisconsin pursuant to license number 5039. This license was first granted on July 3, 1998.

2. Respondent's most recent address on record with the Dentistry Examining Board is 243 W. Canyon Drive, Hudson, Wisconsin 54016.

3. On August 12, 2008, a criminal complaint was filed against Respondent alleging six counts of knowingly imposing direct charges upon a recipient in lieu of obtaining payment under Wis. Stats secs. 49.45 to 49.47 a violation of Wis. Stats. sec. 49.49(3m), and one count of knowingly presenting a false or fraudulent claim, or any proof in support of such claim, to be paid under any contract or certificate of insurance a violation of Wis. Stats. secs. 943.395(1)(a) and (2)(a).

4. On June 30, 2009, Respondent entered into a negotiated disposition, under which, Respondent was convicted of three counts of obtaining funds through a business without lawful authority; theft-business setting less than or equal to \$2,500, a violation of Wis. Stats. sec. 943.20(1)(b). Three counts of knowingly imposing direct charges upon a recipient in lieu of obtaining payment under Wis. Stats secs. 49.45 to 49.47 a violation of Wis. Stats. sec. 49.49(3m) were read in and considered for sentencing purposes, but dismissed. One count of knowingly presenting a false or fraudulent claim, or any proof in support of such claim, to be paid under any contract or certificate of insurance a violation of Wis. Stats secs. 943.395(1)(a) and (2)(a) was dismissed entirely. On July 2, 2009, Respondent was sentenced to send a letter of apology to named victims within 30 days, ordered to register for the Provider Exclusion List maintained by the Federal Office of Investigations, paid \$5,638.20 in restitution, and was assessed fines totaling \$10,500.00.

5. Respondent has maintained his innocence as to the underlying allegations, but acknowledges that he entered into a negotiated resolution of the criminal charges; Respondent continues to maintain his innocence of any criminal conduct. Respondent acknowledges that the fact of the conviction can be grounds for discipline under Wis. Admin. Code s. DE 5.02(15), and has agreed to cease practicing in Wisconsin.

CONCLUSIONS OF LAW

1. The Wisconsin Dentistry Examining Board has jurisdiction to act in this matter, pursuant to Wis. Stat. §447.07(3), and is authorized to enter into the attached Stipulation and Order, pursuant to Wis. Stat. § 227.44(5).

2. The conduct described in paragraph 4, above, constitutes a violation of Wisconsin Administrative Code § DE 5.02(15).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that:

1. The license of Anthony R. Sanchez, D.D.S., to practice dentistry in the state of Wisconsin is hereby LIMITED until its expiration on October 1, 2011, by the condition that he shall not practice dentistry in the state of Wisconsin.

IT IS FURTHER ORDERED that

2. The license previously granted to Anthony R. Sanchez, D.D.S., to practice dentistry in the state of Wisconsin may not be renewed for any period on or after October 1, 2011. Anthony R. Sanchez may not petition the Board for reinstatement of a license to practice dentistry in Wisconsin at any time hereafter. The Department of Regulation and Licensing shall henceforth deny any application filed by or on behalf of Anthony R. Sanchez for renewal of a license to practice dentistry in Wisconsin.

IT IS FURTHER ORDERED that:

3. Respondent shall, within ninety (90) days from the date of this Order, pay costs of this proceeding in the amount of One Thousand (\$1,000.00) 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
Telephone (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 to the suspension in the preceding sentence, 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 payment of the costs as ordered, the Respondent's license (# 5039) may, in the discretion of the board or its designee, be SUSPENDED, without further notice or hearing, until Respondent has complied with payment of the costs.

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

Dentistry Examining Board

By: Blaine Christner DDS
A Member of the Board

May 6, 10
Date