

# 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/wscqa>.
- 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  
:  
ROMILA MUSHTAQ, M.D., : **ORDER 0000310**  
RESPONDENT. :

---

Division of Enforcement Case No. 09 MED 070

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

Romila Mushtaq, M.D.  
1660 N. Prospect Avenue, Unit 810  
Milwaukee, WI 53202

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 and Licensing  
1400 East Washington Avenue  
P.O. Box 8935  
Madison, WI 53708-8935

PROCEDURAL HISTORY

The Division of Enforcement filed a formal complaint on January 22, 2010. The parties in this matter now 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. Romila Mushtaq, M.D., (DOB 05/23/1974) holds a license to practice medicine and surgery in the State of Wisconsin (#48711-20) which was first granted on November 1,

2005. Respondent's registration to practice under that license expired on October 31, 2009 and Respondent holds the right to renew this registration.

2. Respondent's most recent address on file with the Wisconsin Medical Examining Board is 1660 N. Prospect Avenue, Unit 810, Milwaukee, Wisconsin 53202.

3. On November 1, 2005, Respondent was appointed to the faculty of the Medical College of Wisconsin (MCW). During the time she was employed at MCW, she failed to maintain medical records in a timely fashion. MCW's policy required physicians to complete medical records within thirty days of the date of service.

4. On or about March 9, 2009, the Division sent Respondent a letter requesting a response to allegations that she failed to maintain medical records for services provided. Respondent failed to answer.

5. August 23, 2009, Respondent's attorney contacted a DOE investigator and informed him that the he no longer represented Respondent and had lost contact with her.

6. On or about September 2, 2009, a DOE investigator sent another letter to Respondent at her address of record, again requesting a response to the allegations made by the Medical College, as well as other specific concerns. Respondent did not respond and contends she never received the letter.

7. On or about September 25, 2009, the Division resent, via certified mail, the letter dated September 2, 2009. On October 20, 2009 the letter was returned unclaimed. Respondent contends that she was traveling abroad for volunteer medical work and living in Arizona. Respondent did not notify the Board of any change of address.

8. On or about October 15, 2009, a DOE investigator called the number listed in DOE records for Respondent and reached a voice mail stating "you have reached the Mushtaq residence, if you have a medical issue call Dr. Mushtaq's answering service at . . ." A return call was received by Respondent's father who is also a physician. The investigator asked Respondent's father to relay a message to Respondent. Though Respondent's father assured the investigator that he would relay the message, Respondent has not contacted the Division.

9. On or about December 4, 2009, Respondent was sent an investigative Subpoena, pursuant to Wis. Stat. § 440.03(4), requesting her appearance at 1400 E. Washington Avenue, Madison, Wisconsin December 21, 2009 at 11:00 a.m. Respondent did not appear or respond in any manner. Respondent contends she was out of state and did not return until January 24, 2010. Respondent had not notified the Board of any address change.

10. All licensees are required to provide an address of record with the Department of Regulation and Licensing. Licensees are responsible for providing the Department with an address where they may be reached.

11. The Division is unaware of any evidence that Respondent's record keeping resulted in actual harm to patients.

### 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. Respondent, by failing to create patient health care records on every patient for whom services are provided, and to maintain those records for a period of not less than five years has committed unprofessional conduct as defined by Wis. Admin. Code §§ Med 10.02(2)(a) and Med 21.03 and is subject to discipline pursuant to Wis. Stat. § 448.02(3).

### ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED, that Romila Mushtaq, M.D., Respondent, is hereby REPRIMANDED for the above conduct.

IT IS FURTHER ORDERED, that the license to practice medicine and surgery of Respondent is LIMITED as provided in Wis. Stat. § 448.02(3)(e), and as follows:

1. No later than 6 months from the date of this Order, Respondent shall take and successfully complete "Intensive Course in Medical Record Keeping," sponsored by Case Western Reserve University School of Medicine, or its equivalent. Respondent shall cause the program sponsors to communicate directly with the Department Monitor or other designee of the Board, and shall permit the Board, its designee, and Department staff to confer with the course instructors and program sponsors regarding Respondent's performance in the program.

2. Respondent shall arrange for a professional mentor, who shall be preapproved by the Board or its designee. The professional mentor shall conduct a random audit of Respondent's medical records six months from the date of this Order, and again twelve months from the date of this Order. Respondent shall arrange for the Professional Mentor to provide written reports regarding timeliness and quality to the Department Monitor within thirty days of each review.

3. Respondent shall, within 180 days of the date of this Order, pay to the Department of Regulation and Licensing costs of this proceeding in the amount of \$850.00 pursuant to Wis. Stat. § 440.22(2).

4. Reports requests for approval, notification of completion of educational program(s) and payment shall be faxed, mailed or delivered to:

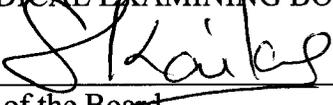
Department Monitor  
Department of Regulation and Licensing  
Division of Enforcement  
1400 East Washington Avenue  
P.O. Box 8935  
Madison, WI 53708-8935  
Fax (608) 266-2264  
Telephone (608) 267-3817

5. 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 impose additional conditions and limitations or other additional discipline for a violation of any of the terms of this Order. In the event the Respondent fails to pay costs as ordered the Respondent's license SHALL BE SUSPENDED until the Respondent has complied with the terms of this Order.

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

WISCONSIN MEDICAL EXAMINING BOARD

By:

  
A Member of the Board

7/21/10  
Date