

# 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 DISCIPLINARY	:	
PROCEEDINGS AGAINST	:	FINAL DECISION AND ORDER
	:	
S. FOLLEY DUNNA, M.D.,	:	<b>ORDER 0000313</b>
RESPONDENT.	:	

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Division of Enforcement Case No. 07 MED 393

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

S. Folley Dunna, M.D.  
500 East Grant Street #1402  
Minneapolis, MN 55404

Wisconsin Medical Examining Board  
P.O. Box 8935  
Madison, WI 53708-8935

Wisconsin Department of Regulation and Licensing  
Division of Enforcement  
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 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. S. Folley Dunna, M.D. (DOB September 12, 1955) is duly licensed and currently registered to practice medicine and surgery in the state of Wisconsin under license number 40321-20. This license was first granted on August 28, 1998. Respondent's specialty is family practice.

2. Respondent's most recent address on file with the Wisconsin Medical Examining Board is 500 E. Grant Street #1402, Minneapolis, MN 55404.

3. From December 2005 to March 2006, Respondent worked at The Fort Drum Urgent Care Clinic (referred to as "UCC" hereinafter) in New York. The Respondent is a captain in the United States Army reserve and a member of the medical corps of the US Army Medical Department since 2001. The Respondent's second assignment was at the Fort Drum Urgent Care Clinic for his ninety-day rotation or deployment.

4. On December 14, 2005 the patient, who is a 14 year old female, was presented to the UCC for left eye pain and photosensitivity. The patient was struck with a pencil at school and had significant blurred vision. The patient was discharged from UCC by Respondent with a diagnosis of corneal abrasion and treated with antibiotic ointment and placement of an eye patch. The Respondent did not recommend a follow up evaluation to the patient in the event of significant visual symptoms including loss of vision and pain.

5. On January 6, 2006, the patient went to Family Practice Clinic due to left eye blindness. The patient was referred to Watertown Eye Clinic and was evaluated and diagnosed for traumatic cataract/corneal laceration of the left eye.

6. On January 11, 2006 the patient had cataract surgery.

7. On February 10, 2006 the patient had a vision acuity exam resulting in 20/400 vision.

8. The Respondent's medical privileges at Fort Drum were indefinitely restricted on November 14, 2006 and Respondent is required to have supervision of his treatment of all eye injuries.

#### 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's conduct in failing to perform an adequate examination to determine the severity of the patient's eye trauma and his failure to recommend a follow up examination if the patient experienced significant visual symptoms including loss of vision and pain constitutes a violation of Wis. Stats. § 448.02 (3) and Wis. Admin. Code § Med 10.02(2)(h).

#### ORDER

IT IS HEREBY ORDERED that the stipulation of the parties is approved.

IT IS FURTHER ORDERED that S. Folley Dunna, M.D. is hereby REPRIMANDED by the State of Wisconsin Medical Examining Board.

IT IS FURTHER ORDERED that the license of S. Folle y Dunna, M.D., is hereby LIMITED as follows:

1. Within 9 months of the date of this Final Decision and Order, Respondent shall take and complete 8 hours of continuing education in the diagnosis and treatment of acute eye trauma emergencies.

Respondent has completed 12.5 AMA PRA Category 1 Credits in "Yale Ophthalmic Emergencies Symposium" on May 7 and 8, 2010. The Medical Examining Board recognizes this course as meeting the requirements of this limitation and no further education is required. A copy of the certificate of completion is attached hereto as Exhibit A.

2. Respondent will not apply any of the continuing education credits earned in satisfaction of this Order toward satisfaction of the Wis. Stat. § 448.13 biennial training requirements.

IT IS FURTHER ORDERED that:

3. Respondent shall, within sixty (60) days from the date of this Order, pay costs of this proceeding in the amount of six hundred (\$600.00) dollars. Payment shall be made payable to the Wisconsin Department of Regulation and Licensing and mailed to the Department Monitor at the address provided above.

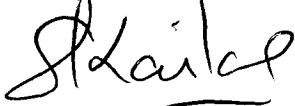
4. Violation of any of the terms of this Order may be construed as conduct imperiling public health, safety and welfare and may result in a summary suspension of Respondent's license. The Board in its discretion may in the alternative impose additional conditions and limitations or other additional discipline 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 or fails to comply with the ordered continuing education as set forth above, the Respondent's license (No. 40321-20) 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 or completion of the continuing education.

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.

MEDICAL EXAMINING BOARD

By:

  
A Member of the Board

7/21/10  
Date