

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF THE DISCIPLINARY :
PROCEEDINGS AGAINST :
 : FINAL DECISION AND ORDER
ALEX A. PASQUARIELLO, M.D., : *ORDER 0000656*
RESPONDENT. :

Division of Enforcement Case No. 10MED310

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

Alex A. Pasquariello, M.D.
8502 Old Sauk Road Unit 217
Middleton, WI 53562

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. Alex A. Pasquariello, M.D., Respondent, date of birth October 23, 1947, 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 22816, which was first granted January 18, 1980.

2. Respondent's last address reported to the Department of Regulation and Licensing is 8502 Old Sauk Road Unit 217, Middleton, WI 53562.

3. In December 2007, the New York State Board for Professional Medical Conduct, the Office of Professional Medical Conduct and Respondent entered into a Consent Agreement and Order. The Order charged Respondent with the following standard of care violations:

- a. 1999 failure to adequately diagnose and treat a patient with right elbow pain, who was later diagnosed with nursemaid's elbow;
- b. 2001 failure to order diagnostic testing for a patient presenting with a 2-3 day history of headaches/vomiting, who was later diagnosed with intracranial hemorrhage secondary to anterior communicating artery aneurysm;
- c. 2002 failure to adequately evaluate, diagnose and treat a patient presenting with a history of neck swelling following right sided mastectomy and indwelling subclavian catheter; the patient was later admitted to the hospital for treatment of superior vena cava thrombosis secondary to the catheter; and
- d. 2004 failure to diagnose, treat and evaluate a patient with medical history of metastatic colon cancer, who complained of abdominal pain and was later diagnosed with small bowel obstruction.

4. The Order required Respondent to serve a two-year probation period. Beginning January 2, 2008, Respondent was on probation in which he was required to:

- a. Within the first year of probation, enroll in and complete a continuing education program in the area of medical recordkeeping.
- b. Within 30 days of the Order, obtain a practice monitor, who shall monitor all records, randomly visit Respondent's medical practice at least monthly to examine no fewer than 20 records, and to report any deviation of acceptable standards of medical care.

5. As of January 1, 2010, Respondent successfully completed his probation and is no longer under monitoring.

CONCLUSIONS OF LAW

1. The Wisconsin Medical Examining Board has jurisdiction over this matter pursuant to Wis. Stat. § 448.02(3) and authority to enter into this stipulated resolution of this matter pursuant to Wis. Stat. § 227.44(5).

2. Respondent, by having his practice credential limited by the New York State Board for Professional Medical Conduct and the Office of Professional Medical Conduct, has committed unprofessional conduct as defined by Wis. Admin. Code § Med 10.02(2)(q) and is subject to discipline pursuant to Wis. Stat. § 448.02(3).

ORDER

IT IS HEREBY ORDERED that the attached Stipulation of the parties is accepted.

IT IS FURTHER ORDERED that Alex A. Pasquariello, M.D., is hereby REPRIMANDED for the above conduct.

IT IS FURTHER ORDERED that:


1. Respondent shall within 90 days of this Order pay costs of this proceeding in the amount of ONE HUNDRED SEVENTY FIVE (\$175.00) dollars. Payment shall be made to the Wisconsin Department of Regulation and Licensing, and mailed to:

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

2. Violation of any 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, the Respondent's license (No. 22816) 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.

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

Wisconsin Medical Examining Board

By: 
A Member of the Board

2/16/11
Date