

## WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN  
BEFORE THE MEDICAL EXAMINING BOARD

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IN THE MATTER OF THE DISCIPLINARY  
PROCEEDINGS AGAINST

KEVIN J. VASKA, M.D.,  
RESPONDENT.

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FINAL DECISION AND ORDER

**ORDER 0001117**

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Division of Enforcement Case No. 10MED286

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

Kevin J. Vaska, M.D.  
1727 South Cleveland Avenue  
Sioux Falls, SD 57103

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. Kevin J. Vaska, M.D., Respondent, date of birth August 25, 1956, 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 27508, which was first granted April 25, 1986.

2. Respondent's last address reported to the Department of Regulation and Licensing is 1727 South Cleveland Avenue, Sioux Falls, SD 57103.

3. On October 2, 2009, the Investigative Review Panel of the South Dakota Board of Medical and Osteopathic Examiners entered a Letter of Reprimand stating that Respondent made material misrepresentations on his application for renewal of his South Dakota medical license. The Letter of Reprimand stated that in January of 2007 Respondent failed to disclose that his employment was terminated and that he lost clinical privileges with University Physicians. It further stated that the Board's Investigative Review Panel met with Respondent, and only then did he admit to the termination and loss of clinical privileges. The Letter of Reprimand subjected the Respondent to the following terms and conditions:

- a. Respondent is issued the Letter of Reprimand, which is a matter of public record and shall be reported to all entities that the Board deems necessary.
- b. Respondent must pay a fine in the amount of \$10,000.00, which he shall pay before he is allowed to renew his medical license.

4. On January 6, 2011, the South Dakota Board of Medical and Osteopathic Examiners subsequently entered an Amended Order striking the \$10,000 fine from the Letter of Reprimand and refunded said payment to the Respondent.

#### 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 stipulation resolution of this matter pursuant to Wis. Stat. § 227.44(5).

2. Respondent, by being reprimanded by the South Dakota Board's Investigative Review Panel, 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 Kevin J. Vaska, 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 TWO HUNDRED FIFTY (\$250.00) dollars. Payment shall be made to the Wisconsin Department of Regulation and Licensing, and mailed to:

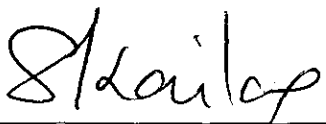
Department Monitor  
Department of Regulation and Licensing

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. 27508) 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.

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

Wisconsin Medical Examining Board

By:   
A Member of the Board

9/21/11  
Date