

## WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN  
BEFORE THE DENTISTRY EXAMINING BOARD

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IN THE MATTER OF DISCIPLINARY  
PROCEEDINGS AGAINST

PAUL J. GANSHERT, D.D.S.,  
PETITIONER

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:  
:  
:  
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ORDER DENYING  
MODIFICATION

ORDER 0000370

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TO: Paul J. Ganshert, D.D.S.  
S 8219 Dale Road  
Loganville, WI 53943

Atty. Robert J. Lightfoot, II  
Reinhart Boerner Van Deuren s.c.  
22 East Mifflin Street, Suite 600  
Madison, WI 53703

The Dentistry Examining Board considered this matter at its meeting on July 11, 2012.

BACKGROUND

On September 1, 2010, for the reasons stated in the Final Decision and Order of the same date, the Dentistry Examining Board suspended Paul J. Ganshert's dentistry license, no. 5128-15, for an indefinite period. The Board's Order provided for a stay of the suspension upon receipt of Dr. Ganshert's petition for a stay and proof deemed sufficient by the Board that he was in compliance with the terms of Sections C and D of the Order. The Order further stated that any petition for modification from Dr. Ganshert required a written recommendation from his Treater expressly supporting the specific modification sought.

On September 2, 2010, the Board granted a stay of suspension of Dr. Ganshert's dentistry license pursuant to the Board's Order dated September 1, 2010, which stay was contingent upon his compliance with the terms and conditions of the September 1, 2010 Order. On May 2, 2011, the Board removed the stay of suspension and suspended Dr. Ganshert's dentistry license due to information received by the Department Monitor that he was in violation of the September 1, 2010 Order.

On May 8, 2012, the Board granted an initial stay of suspension of Dr. Ganshert's dentistry license, and further Ordered that the stay was continuous contingent upon his compliance with the terms and conditions under the September 1, 2010 Order.

In a letter dated June 22, 2012, Dr. Ganshert, by his attorney, petitioned for the termination of the Board's treatment requirements under C.1 – C.6 and D.3 from the Order dated September 1, 2010. The Board reviewed Dr. Ganshert's petition at its July 11, 2012 meeting, and based upon the record presented, makes the following:

FINDINGS OF FACT

1. Dr. Ganshert entered into a treatment program on December 6, 2009 and completed his treatment on January 27, 2010, before the Board's Order dated September 1, 2010.
2. Dr. Ganshert entered into an outpatient treatment program on February 1, 2010 and completed the recommended outpatient level of care on March 18, 2010, before the Board's Order dated September 1, 2010.

3. Dr. Ganshert completed an AODA assessment on April 27, 2012.

4. Dr. Ganshert has not provided information to the Board that he completed individual and/or group therapy sessions at a frequency to be determined by his Treater, but not less than twice per month for the first year of the stayed suspension, pursuant to the terms of Section C.4 of the Final Decision and Order dated September 1, 2010.

5. The Department Monitor has not received formal written therapy reports on a quarterly basis pursuant to the terms of Section C.5 of the Final Decision and Order dated September 1, 2010.

#### CONCLUSIONS OF LAW

1. Dr. Ganshert has not complied with the treatment requirements set forth in Sections C.4 and C.5 of the Final Decision and Order dated September 1, 2010. The Board has jurisdiction to act in this matter pursuant to Wis. Stat. § 447.07(3)(a) and Wis. Admin. Code § DE 5.02(17).

#### ORDER

NOW, THEREFORE, IT IS ORDERED that the petition to remove the Board's therapy requirements under Sections C.1 – C.6 and D.3 in the Final Decision and Order dated September 1, 2010 is hereby **DENIED**.

IT IS FURTHER ORDERED that Dr. Ganshert shall comply with the Board's therapy requirements under C.1 – C.6 and D.3 in the Final Decision and Order dated September 1, 2010. Dr. Ganshert shall comply with all other terms and conditions of the Final Decision and Order dated September 1, 2010 and the Order dated May 8, 2012.

This Order is effective on the date signed below.

STATE OF WISCONSIN  
DENTISTRY EXAMINING BOARD

By: BA Mutherson  
for Lyndsay Knoell  
Chairperson

8-7-12  
Date