

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN
BEFORE THE DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES

IN THE MATTER OF A PETITION FOR AN	:	
ADMINISTRATIVE INJUNCTION INVOLVING	:	ORDER FOR
	:	ADMINISTRATIVE
	:	INJUNCTION
ELTON TINSLEY, M.D.	:	
RESPONDENT.	:	ORDER 0001919

Division of Enforcement Case No. 10UNL118

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

Elton Tinsley
PO Box 804193
Chicago, IL 60680-4103

Division of Enforcement
Department of Safety and Professional Services
1400 East Washington Avenue
P.O. Box 8935
Madison, WI 53708-8935

Medical Examining Board
Department of Safety and Professional Services
1400 East Washington Avenue
P.O. Box 8935
Madison, WI 53708-8935

PROCEDURAL HISTORY

On May 1, 2012, a disciplinary proceeding was commenced in this matter by the filing of a Notice of Hearing and Petition for Administrative Injunction with the administrative law judge. Prior to the hearing on the Petition, the parties in this matter agreed to the terms and conditions of the attached Stipulation as the final disposition of this matter, subject to the approval of the General Counsel of the Department of Safety and Professional Services. The General Counsel has reviewed this Stipulation and considers it acceptable.

Accordingly, the General Counsel in this matter adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Elton Tinsley, Respondent, 2555 S. King Drive, Chicago, IL 60616 is licensed to practice medicine and surgery in Illinois. Respondent's Illinois license number is 036-079325 which was granted on August 15, 1989.

2. Respondent is not licensed to practice medicine and surgery in the State of Wisconsin.

3. On or about October 6, 2010, the Wisconsin Department of Safety and Professional Services, Division of Enforcement received information that medical services were being provided to Wisconsin residents by an unlicensed physician located at a company in Milwaukee Wisconsin entitled Dr. Tinsley & Associates, Inc. Plastic/Cosmetic Surgery.

4. A brochure for Dr. Tinsley & Associates, Inc. Plastic/Cosmetic Surgery lists The McIver Clinic, Milwaukee, WI as one of several locations for the business.

5. The brochure for Dr. Tinsley & Associates, Inc. Plastic/Cosmetic Surgery indicates it provides the following services:

- a. Breast augmentation
- b. Breast Lift
- c. Rhinoplasty
- d. Flawless Mole Removal (FMR)
- e. Dr. Tinsley's Flawless Weight Loss Program
- f. Liposculpture
- g. Tummy Tuck
- h. Blepharoplasty
- i. Skin Care
- j. Consultations

6. On February 14, 2011, Respondent advised the Department that he provided only consultation and intake interviews at the Wisconsin location and all procedures were performed in Illinois.

7. Performing consultations constitutes the practice of medicine and surgery and treating the sick as defined in Wis. Stat. secs. 448.01 (9) and (10).

8. Respondent has ceased all medical practice in Wisconsin and has indicated that he will not service any Wisconsin patients in the future, including but not limited to the provision of consultations, meetings, evaluations, or advisements for intake purposes.

He affirmatively represents that all references to any medical presence in Wisconsin have been removed.

9. Respondent has cooperated with this investigation and enters into this resolution voluntarily.

CONCLUSIONS OF LAW

1. Engaging in the practice of medicine and surgery in the State of Wisconsin when not currently licensed constitutes a violation of Wis. Stat. § 448.03 (a).

2. The Department of Safety and Professional Services has authority to issue this Administrative Injunction as a special order under Wis. Stat. § 440.21 and Wis. Admin. Code Ch. SPS 3.

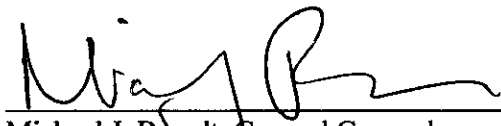
ORDER

IT IS HEREBY ORDERED that Respondent Elton Tinsley, M.D. is enjoined from engaging in the practice of medicine and surgery in the State of Wisconsin unless and until he is duly licensed as a physician in Wisconsin.

IT IS FURTHER ORDERED that Respondent Elton Tinsley M.D. is further enjoined from holding himself out as authorized to practice as a physician in Wisconsin unless and until he is duly licensed as a physician in Wisconsin.

IT IS FURTHER ORDERED that violation of this special order may result in a forfeiture of up to \$10,000 for each day of violation pursuant to Wis. Stat. § 440.21(4)(a).

Issued at Madison, Wisconsin this 11th day of July, 2012.



Michael J. Berndt, General Counsel

On behalf of the Department of Safety and Professional Services