

## 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 LICENSE OF	:	
	:	FINAL DECISION AND ORDER
MICHAEL A. GANZ, M.D.,	:	
RESPONDENT.	:	ORDER 0002053

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Division of Enforcement Case No. 11 MED 043

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

Michael A. Ganz, M.D.  
Ganz Allergy & Asthma  
1515 S. Green Bay Road  
Racine, WI 53406

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

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

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final disposition of this matter, subject to the approval of the Medical Examining Board (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, Conclusions of Law and Order.

FINDINGS OF FACT

1. Respondent Michael A. Ganz, M.D. (dob 3/30/58), is licensed in the State of Wisconsin to practice medicine and surgery, having license number 20-31840, first issued on 3/23/91 with registration current through 10/31/13. Respondent's most recent address on file with the Department of Safety and Professional Services is Ganz Allergy & Asthma, 1515 S. Green Bay Road, Racine, Wisconsin 53406.

2. On 12/28/11, Respondent signed a plea agreement with the United States District Court for the Eastern District of Wisconsin, Case No. 10-CR-216 (LSA), wherein he voluntarily agreed to plead guilty to the following criminal count:

*. . . Michael A. Ganz knowingly and intentionally used a communication facility, to wit: a telephone, in committing, or in causing and facilitating the commission of an act or acts constituting the attempted possession with the intent to distribute a controlled substance, a felony under the provisions of Title 21, Chapter 12, Subchapter I of the United States Code.*

*All in violation of Title 21, United States Code, Section 843(b).*

3. The factual basis for the plea of guilty included the following:

“On March 13, 2009, Michael A. Ganz called Darin Engquist by telephone and arranged to buy ½ ounce of cocaine from Engquist for \$400 for his use and the use of others. Later in the day, Engquist received a ½ ounce of cocaine from Shawna Green that he paid \$400.00 for and in turn drove this ½ ounce of cocaine to Michael A. Ganz at Ganz’ residence in Wind Point, WI.”

4. Wis. Stat. § 961.01(4) of The Uniform Controlled Substances Act defines controlled substances as a drug, substance or immediate precursor included in schedules I to V of subchapter II.

5. Cocaine is a schedule II controlled substance as defined by Wis. Stat. § 961.16(2)(b).

6. On 4/6/12, A Judgment in a Criminal Case was filed in the United States District Court for the Eastern District of Wisconsin, case number 10-CR-216, indicating a plea of guilty imposed. Respondent was sentenced to 1 year of probation. The terms and conditions of his probation included the following:

- Shall not unlawfully possess a controlled substance.
- Shall refrain from any unlawful use of a controlled substance.
- Shall submit to one drug test within 15 days of placement on probation and at least two periodic drug tests thereafter, as determined by the court.
- Shall not possess a firearm, destructive device, or any other dangerous weapon.
- Shall participate in a program of testing and residential or outpatient treatment for drug and alcohol abuse, as directed by the supervising probation officer, until such time as he is released from such program by the supervising probation officer.
- Shall perform 20 hours of community service work.
- Shall pay any fine balance at a rate of not less than \$500 per month.

7. Dr. Ganz has entered into a voluntary treatment and drug testing program.

### CONCLUSIONS OF LAW

1. The Wisconsin Medical Examining Board has jurisdiction over this matter pursuant to Wis. Stat. § 448.02(3), and is authorized to enter into the attached Stipulation pursuant to Wis. Stat. § 227.44(5).

### ORDER

1. The attached Stipulation is accepted.
2. Respondent Michael A. Ganz, M.D. shall comply with all aspects of treatment and testing required by the program in which he is currently enrolled.
3. Within 90 days from the date of this Order, Michael A. Ganz, M.D. shall pay the COSTS of this matter in the amount of \$475.00.
4. Payment of costs shall be made payable to the Wisconsin Department of Safety and Professional Services and sent to the Department Monitor at the address below:

Department Monitor  
Division of Enforcement  
Department of Safety and Professional Services  
P.O. Box 8935, Madison, WI 53708-8935  
Telephone (608) 267-3817; Fax (608) 266-2264  
DSPSMonitoring@wisconsin.gov

5. In the event Respondent fails to timely submit payment of the costs as ordered, or is terminated from his current treatment and testing program for non-compliance, Respondent's license (no. 20-27051) 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.

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

Wisconsin Medical Examining Board

By: \_\_\_\_\_

A Member of the Board

Date

9/19/12