

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

AMIT WAGHRAY, M.D.,
RESPONDENT.

:
:
: FINAL DECISION AND ORDER
:
:
: **ORDER 0002360**

Division of Legal Services and Compliance¹ Case No. 12 MED 240

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

Amit Waghray, M.D.
20660 N. 40th Run, Unit 2150
Phoenix, AZ 85050

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

Division of Legal Services and Compliance
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 Amit Waghray, M.D., (dob September 21, 1973), is licensed in the State of Wisconsin to practice medicine and surgery, having license number 20-47772, first issued on January 27, 2005, with registration current through October 31, 2013. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is 20660 N. 40th Run, Unit 2150, Phoenix, Arizona 85050.

2. On June 7, 2012, Respondent entered into an Order for Letter of Reprimand and Consent to the Same with the Arizona Medical Board. Respondent had inappropriately billed for

¹ The Division of Legal Services and Compliance was formerly known as the Division of Enforcement.

services not rendered while working as a hospitalist at John C. Lincoln North Mountain Hospital from December 2010 through May 2011.

A true and correct copy of the Arizona Medical Board Order is attached to this document as Exhibit A. Exhibit A is incorporated into this document by reference.

CONCLUSIONS OF LAW

1. The Wisconsin Medical Examining Board has jurisdiction to act in 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).

2. By the conduct described in the Findings of Fact, Respondent Amit Waghray, M.D., engaged in unprofessional conduct pursuant to Wis. Admin. § MED 10.02(2)(q) by having discipline taken against his medicine and surgery license in another state.

3. As a result of the above conduct, Amit Waghray, M.D., is subject to discipline pursuant to Wis. Stat. § 448.02(3).

ORDER

1. The attached Stipulation is accepted.

2. Respondent Amit Waghray, M.D., is REPRIMANDED.

3. Within 90 days from the date of this Order, Amit Waghray, M.D., shall pay COSTS of this matter in the amount of \$90.00.

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:

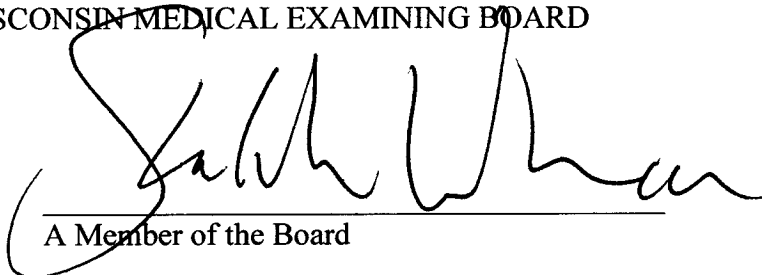
Department Monitor
Division of Legal Services and Compliance
Department of Safety and Professional Services
P.O. Box 8935, Madison, WI 53708-8935
Telephone (608) 267-3817; Fax (608) 266-2264
DSPSMonitoring@wisconsin.gov

5. Violation of any of the 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 costs as ordered, Respondent's license (no. 20-47772) 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

3/20/13
Date

1 BEFORE THE ARIZONA MEDICAL BOARD

2 In the Matter of

3 AMIT WAGHRAY, M.D.

4 Holder of License No. 34299
5 For the Practice of Allopathic Medicine
6 In the State of Arizona

Case No. MD-11-0862A

ORDER FOR LETTER OF REPRIMAND
AND CONSENT TO THE SAME

7 Amit Waghray, M.D. ("Respondent") elects to permanently waive any right to a
8 hearing and appeal with respect to this Order for Letter of Reprimand; admits the
9 jurisdiction of the Arizona Medical Board ("Board"); and consents to the entry of this Order
10 by the Board.

11 FINDINGS OF FACT

12 1. The Board is the duly constituted authority for the regulation and control of
13 the practice of allopathic medicine in the State of Arizona.

14 2. Respondent is the holder of license number 34299 for the practice of
15 allopathic medicine in the State of Arizona.

16 3. The Board initiated case number MD-11-0862A after receiving notification
17 from Respondent that he had inappropriately billed for services not rendered while working
18 as a hospitalist at John C. Lincoln North Mountain Hospital from December 2010 through
19 May 2011.

20 4. Respondent stated he feels that the increase in his workload from seeing 12-
21 16 patients per day to 22-27 hospitalized patients per day and exhaustion led to his poor
22 judgment and to his "culling corners" at the hospital. He stated that he began to write
23 progress notes and orders on patient charts and billing for visits without seeing the
24 patients. The issue was brought to Respondent's employer and he was terminated. He
25 also resigned from the hospital.

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Exhibit A

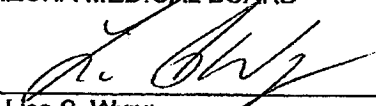
1 researcher to a physician in connection with identifying and monitoring patients for a
2 clinical trial regulated by the United States food and drug administration.")

3 ORDER

4 IT IS HEREBY ORDERED THAT Respondent is issued a Letter of Reprimand.

5
6 DATED AND EFFECTIVE this 7th day of June, 2012.

7
8 ARIZONA MEDICAL BOARD

9
10 By 
11 Lisa S. Wynn
Executive Director

12 CONSENT TO ENTRY OF ORDER

13 1. Respondent has read and understands this Consent Agreement and the
14 stipulated Findings of Fact, Conclusions of Law and Order ("Order"). Respondent
15 acknowledges he has the right to consult with legal counsel regarding this matter.

16 2. Respondent acknowledges and agrees that this Order is entered into freely
17 and voluntarily and that no promise was made or coercion used to induce such entry.

18 3. By consenting to this Order, Respondent voluntarily relinquishes any rights to
19 a hearing or judicial review in state or federal court on the matters alleged, or to challenge
20 this Order in its entirety as issued by the Board, and waives any other cause of action
21 related thereto or arising from said Order.

22 4. The Order is not effective until approved by the Board and signed by its
23 Executive Director.

24 5. All admissions made by Respondent are solely for final disposition of this
25 matter and any subsequent related administrative proceedings or civil litigation involving
the Board and Respondent. Therefore, said admissions by Respondent are not intended

1 or made for any other use, such as in the context of another state or federal government
2 regulatory agency proceeding, civil or criminal court proceeding, in the State of Arizona or
3 any other state or federal court.

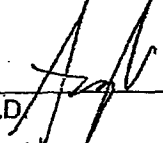
4 6. Upon signing this agreement, and returning this document (or a copy thereof)
5 to the Board's Executive Director, Respondent may not revoke the consent to the entry of
6 the Order. Respondent may not make any modifications to the document. Any
7 modifications to this original document are ineffective and void unless mutually approved
8 by the parties.

9 7. This Order is a public record that will be publicly disseminated as a formal
10 disciplinary action of the Board and will be reported to the National Practitioner's Data
11 Bank and on the Board's web site as a disciplinary action.

12 8. If any part of the Order is later declared void or otherwise unenforceable, the
13 remainder of the Order in its entirety shall remain in force and effect.

14 9. If the Board does not adopt this Order, Respondent will not assert as a
15 defense that the Board's consideration of the Order constitutes bias, prejudice,
16 prejudgment or other similar defense.

17 10. Any violation of this Order constitutes unprofessional conduct and may result
18 in disciplinary action. A.R.S. § § 32-1401(27)(r) ("[v]iolating a formal order, probation,
19 consent agreement or stipulation issued or entered into by the board or its executive
20 director under this chapter") and 32-1451.

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22 
23 _____
Amit Waghray, M.D.

DATED: April 15, 2012

24 EXECUTED COPY of the foregoing mailed
25 this 7 day of June, 2012 to:

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Stephen Myers
Myers & Jenkins
One East Camelback Rd, Suite 500
Phoenix, AZ 85012

ORIGINAL of the foregoing filed
this 7 day of June, 2012 with:

Arizona Medical Board
9545 E. Doubletree Ranch Road
Scottsdale, AZ 85258

Mary Baker
Arizona Medical Board Staff

Aw