

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

CRAIG D. MASKIL, M.D.,
RESPONDENT.

:
:
:
:
:

FINAL DECISION AND ORDER

0002780

Division of Legal Services and Compliance Case No. 13 MED 070

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

Craig D. Maskil, M.D.
400 Soldier Creek Road
Rosebud, SD 57570

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 Craig D. Maskil, M.D., (dob September 7, 1956), is licensed in the State of Wisconsin to practice medicine and surgery, having license number 35410-20, first issued on May 27, 1994, with registration current through October 31, 2015. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is 400 Soldier Creek Road, Rosebud, South Dakota 57570.

2. On January 17, 2013, the State of Illinois Department of Financial and Professional Regulation, Division of Professional Regulation, issued a Consent Order placing various conditions of Respondent's license to practice medicine and surgery in the State of Illinois. The factual basis for imposition of discipline against Respondent involved his privileges

being suspended at Marion VA Hospital in May 2011. A true and correct copy of the Consent Order is attached to this document as Exhibit A. Exhibit A is incorporated into this document by reference.

3. In resolution of this matter, Respondent consents to the entry of the following Conclusions of Law and Order.

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 Craig D. Maskil, M.D., engaged in unprofessional conduct pursuant to Wis. Admin. Code § Med 10.02(2)(q) by having adverse action taken by another jurisdiction against his license to practice medicine and surgery.

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

ORDER

1. The attached Stipulation is accepted.

2. Respondent Craig D. Maskil, M.D., is REPRIMANDED.

3. The medicine and surgery license issued to Respondent Craig D. Maskil, M.D., (license number 35410-20) is LIMITED as follows:

a. Respondent is to maintain full and complete compliance with all terms, limitations, and conditions imposed against his medical license by the State of Illinois Department of Financial and Professional Regulation.

b. Respondent shall provide the State of Wisconsin Medical Examining Board with a copy of any document issued by the State of Illinois Department of Financial and Professional Regulation which alters the conditions of Respondent's continued practice of medicine in the State of Illinois, including any document advising reinstatement of full licensure.

c. Upon Respondent providing proof sufficient to the Board, or its designee, that he has successfully complied with all terms and conditions of the January 17, 2013, Consent Order of the State of Illinois Department of Financial and Professional Regulation, the Board or its designee shall issue an Order removing the limitation on Respondent's license.

4. Within 90 days from the date of this Order, Respondent Craig D. Maskil, M.D., shall pay COSTS of the matter in this amount of \$100.00.

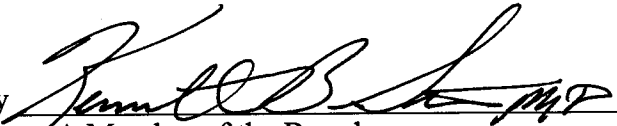
5. Proof of compliance with the State of Illinois Consent Order and payment of costs (made payable to the Wisconsin Department of Safety and Professional Services) shall be sent by Respondent to the Department Monitor at the address below:

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

6. 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 that Respondent fails to timely submit payment of the costs as ordered, Respondent's license (no. 35410-20) may, in the discretion of the Board or its designee, be SUSPENDED, without further notice or hearing, until Respondent has complied with the terms of this Order.

7. This Order shall become effective on the date of its signing.

WISCONSIN MEDICAL EXAMINING BOARD

By 
A Member of the Board

20 November 2013
Date

For purposes of this Consent Order only, Respondent acknowledges that should this matter proceed to a contested hearing, the Illinois Medical Disciplinary Board (the "Board") could find a violation of the Medical Practice Act. The Department and Respondent stipulate that the above acknowledgement is made only for the purposes of this Consent Order. In the event that this Consent Order is not approved by the Board or is not approved by the Director of the Division of Professional Regulation of the Illinois Department of Financial and Professional Regulation ("Director"), this acknowledgement shall not be admissible in any proceeding and the matter will be set for an evidentiary hearing on the merits as if this Consent Order had not been submitted. In addition, upon approval of this Consent Order, neither this acknowledgement nor this Consent Order may be utilized in any other proceeding, except one to enforce this Agreement. In addition, the Department and Respondent agree that the discipline called for in this Consent Order contemplates all other matters currently within the Department's knowledge with respect to any Respondent conduct which may constitute grounds for the discipline of Respondent's Physician and Surgeon License.

Respondent has been advised of the right to have pending allegations reduced to written charges, the right to a hearing, the right to contest any charges brought, and the right to administrative review of this Consent Order. Respondent knowingly waives each of these rights, as well as the right to administrative review of this Consent Order. Such waiver ceases if this Consent Order is rejected by either the Medical Disciplinary Board or the Director of the Division of Professional Regulation of the Illinois Department of Financial and Professional Regulation.

Respondent and the Department have agreed, in order to resolve this matter, that Respondent, Craig D. Maskil, M.D., be permitted to enter into a Consent Order with the



Department, providing for the imposition of disciplinary measures which are fair and equitable under the circumstances and which are consistent with the best interests of the people of the State of Illinois.

CONDITIONS

WHEREFORE, the Department, through Vladimir Lozovski, its attorney, and Craig D. Maskil, M.D., Respondent, agree:

- A. Upon effective date of this Consent Order, Illinois Physician and Surgeon License of Craig D. Maskil, M.D., License No. 036-110848, is hereby placed on an Indefinite Probation for a minimum of two (2) years;
- B. During the period of probation, Respondent shall provide the Department with quarterly reports which include: (i) current residential address and contact telephone number; (ii) Respondent shall provide a copy of any performance evaluation completed by his employer within the prior quarter. Respondent, shall at the beginning of Probation, provide the Department with objective documentation as to the frequency of employee performance evaluations; (iii) description of job duties, responsibilities and name of immediate supervisor; (iv) copy of any and all incident reports within the prior quarter filed against Respondent; and (v) information, regarding any arrests, criminal, or civil actions filed, including DUI and/or other similar offenses against the Respondent;
- C. Respondent shall notify the Department's Chief of Probation Investigations in writing of any change in employment and/or home address and/or telephone number within ten (10) days;
- D. Respondent shall abstain from the consumption of alcohol, illegal substances and/or use of mood altering and/or psychoactive drugs except those prescribed by a primary care

CDM

**STATE OF ILLINOIS
DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION
DIVISION OF PROFESSIONAL REGULATION**

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION of the State of Illinois,	Complainant)	
v.)	
Craig D. Maskil, M.D.,)	No. 2011-07372
License No. 036-110848,	Respondent.)	

CONSENT ORDER

The Department of Financial and Professional Regulation, Division of Professional Regulation, of the State of Illinois, by Vladimir Lozovskiy, one of its attorneys, (hereinafter the "Department") and Craig D. Maskil, M.D., (hereinafter the "Respondent"), hereby agree to the following:

STIPULATIONS

Craig D. Maskil, M.D. is licensed as a Physician and Surgeon in the State of Illinois, holding License No. 036-110848. Said Illinois Physician and Surgeon License is currently in Active status. At all times material to the matter(s) set forth in this Consent Order, the Department of Financial and Professional Regulation, Division of Professional Regulation, of the State of Illinois had jurisdiction over the subject matter and parties herein.

Information has come to the attention of the Department that alleges Respondent's clinical privileges were suspended at Marion VA Hospital in May 2011. The allegations set, if proven to be true, would constitute grounds for suspending, revoking and other discipline of Respondent's license on authority of 225 ILCS 60/22(A)(5).


As a result of the foregoing allegation(s), the Department and Respondent engaged in negotiations to amicably resolve his matter. Respondent was represented to Jackie Friedman, Esq. from Goldberg Law Group, the Department was represented by Vladimir Lozovskiy and the Illinois Medical Disciplinary Board was represented by Dr. Maria Laporta.

C.D.M.

For purposes of this Consent Order only, Respondent acknowledges that should this matter proceed to a contested hearing, the Illinois Medical Disciplinary Board (the "Board") could find a violation of the Medical Practice Act. The Department and Respondent stipulate that the above acknowledgement is made only for the purposes of this Consent Order. In the event that this Consent Order is not approved by the Board or is not approved by the Director of the Division of Professional Regulation of the Illinois Department of Financial and Professional Regulation ("Director"), this acknowledgement shall not be admissible in any proceeding and the matter will be set for an evidentiary hearing on the merits as if this Consent Order had not been submitted. In addition, upon approval of this Consent Order, neither this acknowledgement nor this Consent Order may be utilized in any other proceeding, except one to enforce this Agreement. In addition, the Department and Respondent agree that the discipline called for in this Consent Order contemplates all other matters currently within the Department's knowledge with respect to any Respondent conduct which may constitute grounds for the discipline of Respondent's Physician and Surgeon License.

Respondent has been advised of the right to have pending allegations reduced to written charges, the right to a hearing, the right to contest any charges brought, and the right to administrative review of this Consent Order. Respondent knowingly waives each of these rights, as well as the right to administrative review of this Consent Order. Such waiver ceases if this Consent Order is rejected by either the Medical Disciplinary Board or the Director of the Division of Professional Regulation of the Illinois Department of Financial and Professional Regulation.

Respondent and the Department have agreed, in order to resolve this matter, that Respondent, Craig D. Maskil, M.D., be permitted to enter into a Consent Order with the



Department, providing for the imposition of disciplinary measures which are fair and equitable under the circumstances and which are consistent with the best interests of the people of the State of Illinois.

CONDITIONS

WHEREFORE, the Department, through Vladimir Lozovski, its attorney, and Craig D. Maskil, M.D., Respondent, agree:

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- B. During the period of probation, Respondent shall provide the Department with quarterly reports which include: (i) current residential address and contact telephone number; (ii) Respondent shall provide a copy of any performance evaluation completed by his employer within the prior quarter. Respondent, shall at the beginning of Probation, provide the Department with objective documentation as to the frequency of employee performance evaluations; (iii) description of job duties, responsibilities and name of immediate supervisor; (iv) copy of any and all incident reports within the prior quarter filed against Respondent; and (v) information, regarding any arrests, criminal, or civil actions filed, including DUI and/or other similar offenses against the Respondent;
- C. Respondent shall notify the Department's Chief of Probation Investigations in writing of any change in employment and/or home address and/or telephone number within ten (10) days;
- D. Respondent shall abstain from the consumption of alcohol, illegal substances and/or use of mood altering and/or psychoactive drugs except those prescribed by a primary care



and/or treating physician;

- F. Respondent shall not treat himself and/or any of his family members. Respondent shall not prescribe any Controlled Substances and/or mood altering substances for himself and any of his personal friends and family members;
- F. Respondent shall continue to see a physician, who is a Board-certified Psychiatrist, and continue to participate in ongoing treatment with said psychiatrist on quarterly basis. Respondent shall request said psychiatrist to submit quarterly reports to the Department. The quarterly reports should document the progress of his therapy, current medication and etc.;
- G. Respondent shall participate in psychotherapy at the frequency determined by his treating therapist. Respondent shall request that his treating therapist submit quarterly reports to the Department. The quarterly reports should document the progress of his illness and any and all concerns regarding Respondent's prognosis;
- H. While Respondent's said license is on Probation, Respondent shall request that every health care institution, where Respondent is holding clinical privileges and/or practicing medicine, to submit quarterly reports to the Department regarding Respondent's clinical performance, attendance record and any and all other issues arising out of Respondent's practice of medicine. Respondent's Department's Chairperson(s) and/or employer shall agree to inform the Department immediately if there is evidence of inappropriate behavior, professional misconduct, a violation of Respondent's probation or any violation of the laws and rules governing the practice of medicine;
- I. If working in his own practice, Respondent shall obtain a practice monitor, who is a licensed Physician and Surgeon. The practice monitor shall be hired at the expense of

Respondent and shall be pre-approved by the Chief Medical Coordinator of the Department. Respondent shall request that his practice monitor submit quarterly reports about scope and performance appraisals. On a quarterly basis the practice monitor shall meet with Respondent and randomly select and review ten (10) charts of patients who have been seen by Respondent during the quarter. The practice monitor shall review the charts of those patients and submit independent quarterly reports to the Department evaluating the scope, appropriateness, and quality of medical care rendered by Respondent;

- J. While Respondent's said license is on Probation, Respondent shall take and complete additional twenty (20) category I Continuing Medical Education credits directly related to professional responsibilities. Said additional CMEs are not to be counted towards the annual CMEs required by the Medical Practice Act;
- K. Respondent shall execute such releases of medical and psychiatric records as necessary for use by the Medical Disciplinary Board or other Department's designee to obtain copies of medical records and authorize the Department's designee to discuss Respondent's case with his treating physicians and/or physicians holding Respondent's medical and psychiatric records;
- L. All the reports required to be submitted under the terms of this Probation shall be filed with the Department no later than 1/20, 4/20, 7/20 and 10/20 of each year during the full term of the Probation. Any reports required of Respondent hereunder shall be mailed to:

**Probations Investigations Unit
Illinois Dept. of Financial and Professional Regulation
Division of Professional Regulation
100 Randolph Street, Suite 9-300
Chicago, IL 60601**

CJM