

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

VALLIE M. KAPRELLIAN, M.D.,
RESPONDENT.

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FINAL DECISION AND ORDER

0003283

Division of Legal Services and Compliance Case No. 12 MED 327

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

Vallie M. Kaprelian, M.D.
3815 Stoney Creek Court
Appleton, WI 54913

Wisconsin Medical Examining Board
P.O. Box 8366
Madison, WI 53708-8366

Division of Legal Services and Compliance
Department of Safety and Professional Services
P.O. Box 7190
Madison, WI 53707-7190

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 Vallie Michael Kaprelian, M.D., (dob September 11, 1956), is licensed in the State of Wisconsin to practice medicine and surgery, having license number 40855-20, first issued on March 26, 1999, 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 3815 Stoney Creek Court, Appleton, Wisconsin 54913. Respondent received an Administrative Warning in file 11 MED 387, on June 20, 2012 (after all of the conduct described below). Respondent is certified by the American Board of Family Medicine.

2. On November 25, 2011, Respondent resigned from the New London Family Medical Center while under investigation.

3. On December 9, 2011, Respondent submitted an application to EmCare Physician Services, Pensacola, Florida, which provides physicians and other clinicians to hospitals and health care facilities throughout the United States. In this application, Respondent stated that his clinical privileges or staff membership at any health care facility had never been denied, suspended, limited, revoked, nonrenewed, or subjected to any adverse action, and that he had never resigned while under investigation.

4. On November 21, 2011, the New London Family Medical Center notified Respondent that his clinical privileges were suspended pending further investigation of a complaint against him (which investigation resulted in his resignation, as described in par. 3, above). On November 6, 2011, Respondent was notified by staff of the Medical Examining Board that he was under investigation in file number 11 MED 387.

5. On December 23, 2011, Respondent signed an application for staff privileges at an appointment for Tomah Memorial Hospital, Tomah Wisconsin. In this application, Respondent answered "no" to a question asking if his "membership, clinical privileges, or employment at any health-related agency, organization, or facility" had ever been voluntarily or involuntarily relinquished.

6. On January 28, 2012, Respondent provided a statement to the NPDB regarding an adverse action report which the NPDB had received from the New London Family Medical Center.

7. On February 2, 2012, Respondent stated in an application for privileges at Indian Hospital, Red Lake, Minnesota, that he had never been the subject of any disciplinary investigation by any state licensure board; that he had never been the subject of a complaint or had been notified in writing that he was being investigated is the possible subject of a civil action by any state or federal agency that licenses providers; that he had never been notified in writing that he was being investigated by any licensing board; that his clinical privileges had never been suspended at any hospital, clinic, or other health care setting; and that he had never been reported to the National Practitioner Data Bank (NPDB).

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).

Note: All references to Wis. Admin. Code § Med 10.02(2) refer to the Code as it existed before October 1, 2013.

2. By the conduct described in the Findings of Fact, Respondent Vallie M. Kaprelian, M.D., engaged in unprofessional conduct pursuant to Wis. Admin. Code § Med 10.02(2)(m).

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

ORDER

1. The attached Stipulation is accepted.
2. Respondent Vallie M. Kaprelian, M.D., is REPRIMANDED.
3. The medicine and surgery license issued to Vallie M. Kaprelian, M.D., (license number 40855-20) is LIMITED as follows:
 - a. Within nine (9) months of the date of this Order, Respondent shall successfully complete a substantial in-person professional ethics course.
 - b. Respondent shall be responsible for obtaining the course(s) required under this Order, for providing adequate course(s) descriptions to the Department Monitor, and for obtaining pre-approval of the course(s) from the Wisconsin Medical Examining Board, or its designee, prior to commencement of the course(s).
 - c. The Board or its designee may reject any course(s) and may accept a course(s) for less than the number of hours for which Respondent seeks approval. The following courses are pre-approved as satisfying this requirement:
 - *Professional/Problem-Based Ethics (ProBE) Program*, Center for Personalized Education for Physicians
 - *Medical Ethics, Boundaries & Professionalism*; Continuing Medical Education Program; Case Western Reserve University School of Medicine
 - *Medical Ethics and Professionalism, Comprehensive Edition*, Professional Boundaries, Inc.
 - PRIM-E: *Professional Renewal in Medicine through Ethics*; University of Medicine and Dentistry of New Jersey, Robert Wood Johnson Medical School
 - d. Within thirty (30) days of completion of each educational component, Respondent shall file an affidavit with the Department Monitor stating under oath that he has attended, in its entirety, the course(s) approved for satisfaction of this requirement along with supporting documentation of attendance from the sponsoring organizations.
 - e. Respondent is responsible for all costs associated with compliance with this educational requirement.
 - f. None of the education completed pursuant to this requirement may be used to satisfy any other continuing education requirements that have been or may be instituted by the Board or Department.

g. This limitation does not restrict the scope of Respondent's practice; Respondent may continue to practice as long as he remains in compliance with this order.

4. Within 120 days from the date of this Order, Vallie M. Kaprelian, M.D., shall pay COSTS of this matter in the amount of \$1,550.

5. Proof of successful course completion 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 7190, Madison, WI 53707-7190
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 Respondent fails to timely submit payment of costs as ordered or fails to submit proof of successful completion of the ordered education as set forth above, Respondent's license (no. 40855-20) 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 and completion of the education.

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

WISCONSIN MEDICAL EXAMINING BOARD

by:


A Member of the Board

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June 18, 2014

Date

STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

VALLIE M. KAPRELIAN, M.D.,
RESPONDENT.

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:
:

STIPULATION

00032 83

Division of Legal Services and Compliance Case No. 12 MED 327

Respondent Vallie M. Kaprelian, M.D., and the Division of Legal Services and Compliance, Department of Safety and Professional Services stipulate as follows:

1. This Stipulation is entered into as a result of a pending investigation by the Division of Legal Services and Compliance. Respondent consents to the resolution of this investigation by Stipulation.

2. Respondent understands that by signing this Stipulation, Respondent voluntarily and knowingly waives the following rights:

- the right to a hearing on the allegations against Respondent, at which time the State has the burden of proving those allegations by a preponderance of the evidence;
- the right to confront and cross-examine the witnesses against Respondent;
- the right to call witnesses on Respondent's behalf and to compel their attendance by subpoena;
- the right to testify on Respondent's own behalf;
- the right to file objections to any proposed decision and to present briefs or oral arguments to the officials who are to render the final decision;
- the right to petition for rehearing; and
- all other applicable rights afforded to Respondent under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin Administrative Code, and other provisions of state or federal law.

3. Respondent is aware of Respondent's right to seek legal representation and has been provided an opportunity to obtain legal counsel before signing this Stipulation. Respondent is represented by the firm of Hinshaw & Culbertson LLP.

4. Respondent agrees to the adoption of the attached Final Decision and Order by the Wisconsin Medical Examining Board (Board). The parties to the Stipulation consent to the entry of the attached Final Decision and Order without further notice, pleading, appearance or consent of the parties. Respondent waives all rights to any appeal of the Board's order, if adopted in the form as attached.

5. If the terms of this Stipulation are not acceptable to the Board, the parties shall not be bound by the contents of this Stipulation, and the matter shall then be returned to the Division of Legal Services and Compliance for further proceedings. In the event that the Stipulation is not accepted by the Board, the parties agree not to contend that the Board has been prejudiced or biased in any manner by the consideration of this attempted resolution.

6. The parties to this Stipulation agree that the attorney or other agent for the Division of Legal Services and Compliance and any member of the Board ever assigned as an advisor in this investigation may appear before the Board in open or closed session, without the presence of Respondent, for purposes of speaking in support of this agreement and answering questions that any member of the Board may have in connection with deliberations on the Stipulation. Additionally, any such advisor may vote on whether the Board should accept this Stipulation and issue the attached Final Decision and Order.

7. Respondent is informed that should the Board adopt this Stipulation, the Board's Final Decision and Order is a public record and will be published in accordance with standard Department procedure.

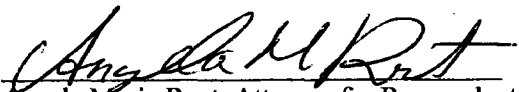
8. The Division of Legal Services and Compliance joins Respondent in recommending the Board adopt this Stipulation and issue the attached Final Decision and Order.



Vallie M. Kaprelian, M.D., Respondent
3815 Stoney Creek Court
Appleton, WI 54913
License no. 40855-20

5-29-14

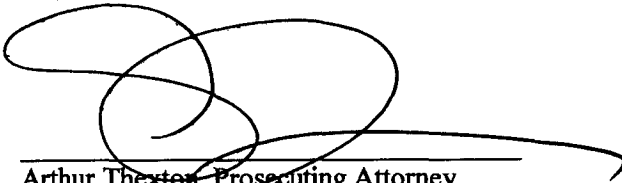
Date



Angela Marie Rust, Attorney for Respondent
Hinshaw & Culbertson LLP
100 W Lawrence St
Appleton WI 54911-5773

5-29-14

Date



Arthur Thexton, Prosecuting Attorney
Division of Legal Services and Compliance
P.O. Box 7190
Madison, WI 53707-7190

5-29-14

Date