

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

TODD TRIER, M.D.,
RESPONDENT.

:
:
: FINAL DECISION AND ORDER

0003477

Division of Legal Services and Compliance Case Nos. 13 MED 52 & 53

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

Todd Trier, M.D.
2nd Floor Annex Bldg, Dept. Neurosurgery
4824 Alberta Rd
El Paso, TX 79905

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 Todd Trier, M.D. (dob April 2, 1964), is licensed in the state of Wisconsin to practice medicine and surgery, having license number 42161 - 020, first issued on May 19, 2000, 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 2nd Floor Annex Bldg, Dept. Neurosurgery, 4824 Alberta Rd., El Paso, TX 79905.

Final Decision and Order
In the matter of disciplinary proceedings against
Todd Trier, M.D., 13 MED 52 & 53

2. Case numbers 13 MED 52 and 13 MED 53 were opened for investigation against Respondent based upon a newspaper article which detailed lawsuits against Respondent for possible negligence in treatment involving two separate patients.

3. At all times pertinent to the allegations in cases 13 MED 52 and 13 MED 53, Respondent was employed as a neurosurgeon for Dean Medical Center in Madison, WI.

4. Respondent currently resides in the state of Texas where he is employed in the University Medical Center of El Paso Neurosurgery Clinic.

5. Respondent has indicated a desire to surrender his license to practice medicine and surgery in the state of Wisconsin and any appurtenant right to renew same as he has no present intent to return to practice in Wisconsin.

6. Respondent neither admits nor denies having failed to meet a professional standard with respect to any patient in any state, at any time.

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

CONCLUSIONS OF LAW

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) and 448.02(5).

ORDER

1. The attached Stipulation is accepted.

2. The Board accepts the VOLUNTARY SURRENDER of respondent Todd Trier's registration and license (no. 42161 – 020) to practice medicine and surgery, and the right to renew that license, effective the date of this Order.

3. Respondent is on notice that he may not engage in the practice of medicine and surgery in the state of Wisconsin, nor may he hold himself out as one so licensed or otherwise authorized to practice medicine and surgery in this state.

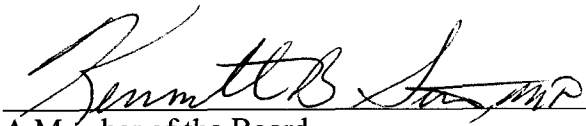
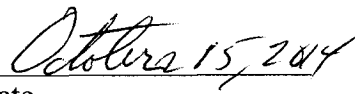
4. Respondent may petition the Wisconsin Medical Examining Board for re-licensure to practice medicine and surgery in the future. Whether to grant a license and whether to impose any limitations or restrictions on any license granted shall be in the discretion of the Board. Alternatively, the Board may enter an order denying such application without further notice or hearing.

Final Decision and Order
In the matter of disciplinary proceedings against
Todd Trier, M.D., 13 MED 52 & 53

5. In the event Respondent seeks re-licensure in Wisconsin, prior to any such petition, Todd Trier, M.D. shall pay COSTS of this matter in the amount of \$ 1,680.80.

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

WISCONSIN MEDICAL EXAMINING BOARD

by:  
A Member of the Board Date

STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF THE DISCIPLINARY
PROCEEDINGS AGAINST

TODD TRIER, M.D.,
RESPONDENT.

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:
:
:
:

STIPULATION

0003477

Division of Legal Services and Compliance Case Nos. 13 MED 52 & 53

Respondent Todd Trier, 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.

4. Respondent neither admits nor denies having failed to meet a professional standard with respect to any patient in any state, at any time, but agrees to the attached Final Decision and Order to resolve this investigation.

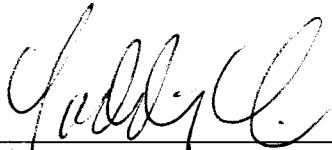
5. Respondent agrees to the adoption of the attached Final Decision and Order by the Wisconsin Medical Examining Board (Board). The parties to the Stipulation consent to the entry of the attached Final Decision and Order without further notice, pleading, appearance or consent of the parties. Respondent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

6. 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.

7. 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 or Respondent's attorney, 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.

8. 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.

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



Todd Triet, Respondent
2nd Floor Annex Bldg, Dept. of Neurosurgery
4824 Alberta Rd.
El Paso TX 79905
License no. 42161-20

19 Sep + 2014

Date



Yolanda McGowan, Attorney
Division of Legal Services and Compliance
P.O. Box 7190
Madison, WI 53707-7190

9/24/14

Date