

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

AMY RONGSTAD GRELE, M.D.,
RESPONDENT.

:
:
: **FINAL DECISION AND ORDER**

0003635

Division of Legal Services and Compliance Case No. 14 MED 008

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

Amy Rongstad Grelle, M.D.
Cross Plains Clinic
2418 Brewery Road
Cross Plains, WI 53528

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 Amy Rongstad Grelle, M.D., (dob December 21, 1969), is licensed in the State of Wisconsin to practice medicine and surgery, having license number 40511-20, first issued on October 23, 1998, 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 Cross Plains Clinic, 2418 Brewery Road, Cross Plains, Wisconsin 53528. Respondent is certified by the American Board of Family Medicine.

2. On April 4, 2008, Respondent attended Patient A, a woman born in 1973, during the labor and delivery of Patient A's baby. During the delivery, the fetus's umbilical cord was

found to be tightly wound around its neck. This required Respondent to cut the cord before the fetus was fully delivered. When delivered, the baby was stillborn; resuscitation efforts were unsuccessful.

3. At a subsequent medical malpractice trial, a jury found that Respondent was negligent in her care of Patient A and her fetus, and also in failing to provide information on alternate modes of treatment, resulting in a failure to obtain informed consent. The court approved the jury's findings.

4. Respondent represents to the Board that, as a result of changes in her practice group, she is no longer providing obstetrical care.

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. As a result of the above court finding, Amy Rongstad Grelle, M.D., is subject to discipline pursuant to Wis. Stat. § 448.02(3)(b) and (c).

ORDER

1. The attached Stipulation is accepted.

2. Respondent Amy Rongstad Grelle, M.D., is REPRIMANDED.

3. The medicine and surgery license issued to Amy Rongstad Grelle, M.D., (license number 40511-20) is LIMITED as follows:

- a. Except in a *bona fide* medical emergency, Respondent shall not provide medical care during labor and delivery, without the concurrent attendance of an obstetrician certified by the American Board of Obstetricians and Gynecologists.
- b. Respondent may petition the Wisconsin Medical Examining Board for modification or removal of this limitation at any time. Respondent shall demonstrate to the satisfaction of the Board that she is capable of handling labor and delivery (including all aspects of obtaining informed consent) and in a non-negligent manner.
- c. The determination of whether or not to remove or modify this limitation shall be within the sole discretion of the Board and denial of such a petition in whole or in part, including by imposing a less restrictive limitation, shall not be deemed a denial of license, and shall not entitle Respondent to a hearing.

4. Within 90 days from the date of this Order, Amy Rongstad Grelle, M.D., shall pay COSTS of this matter in the amount of \$500.

5. Payment of costs (made payable to the Wisconsin Department of Safety and Professional Services) and any petition for modification or removal of the limitation 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, Respondent's license (no. 40511-20) 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.

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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January 21, 2015
Date

STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

AMY RONGSTAD GRELE, M.D.,
RESPONDENT.

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STIPULATION

0003635

Division of Legal Services and Compliance Case No. 14 MED 008

Respondent Amy Rongstad Grelle, 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 Attorney David McFarlane.


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 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.

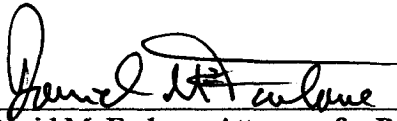
7. Respondent is informed that should the Board adopt this Stipulation, the Board's Final Decision and Order is a public record and will be published in accordance with standard Department procedure.

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.



Amy Rongstad Grelle, M.D., Respondent
Cross Plains Clinic
2418 Brewery Road
Cross Plains, WI 53528
License no. 40511-20

12-29-14
Date



David McFarlane, Attorney for Respondent
Bell, Gierhart & Moore, S.C.
44 E. Mifflin Street
Madison, WI 53703

12-30-2014
Date



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

1/2/15
Date