

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN
BEFORE THE PODIATRY AFFILIATED CREDENTIALING BOARD

IN THE MATTER OF THE LICENSE OF :
EDWARD P. VANBEEK, D.P.M. : FINAL DECISION AND ORDER
: FOR REMEDIAL EDUCATION
:

0004050

Division of Legal Services and Compliance Case No. 13 POD 022

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

Edward P. VanBeek, D.P.M.
1771 Allouez Avenue
Green Bay, WI 54311-5645

Wisconsin Podiatry Affiliated Credentialing 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 Podiatry Affiliated Credentialing 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. Licensee Edward P. VanBeek, D.P.M. (dob January 12, 1957), is licensed in the state of Wisconsin to practice podiatric medicine and surgery, having license number 546-25, first issued on June 21, 1985, and current through October 31, 2016. Licensee's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is 1771 Allouez Avenue, Green Bay, Wisconsin 54311-5645.

2. On February 7, 2005, Licensee began treating Patient A (a female born in 1962) for 1st left metatarsophalangeal (MTP) joint deformity, enlargement,

inflammation, pain, redness, stiffness and swelling for 9 years. Patient A had prior surgery on the area in 2001 and was advised by an orthopedic surgeon that she needed the great toe joint fused.

3. From May 2005 through March 2009, Respondent performed the following surgical procedures on Patient A's feet:

- a. On May 12, 2005, Licensee performed Keller Bunionectomy for left foot pain relief. Patient A tolerated the procedure and was discharged with a surgical shoe. Patient A was seen for follow up on June 2, 2005 at which time the hallux was slightly cocked up.
- b. On August 25, 2005, Licensee performed McBride Bunionectomy with lateral soft tissue contracture for relief of right foot pain following a July 18, 2005 visit for right toe great bunion.
- c. On March 8, 2007, Licensee performed an excision of neuroma left 2nd intermetatarsal space
- d. On May 15, 2007, Licensee performed a capsulotomy for contracture 2nd MTP joint left foot and hammertoe correction 2nd toe left foot.
- e. On September 25, 2007, Licensee performed a bone excision on Patient A's left foot for hammertoe 2nd toe and painful elongated and plantarflexed 2nd metatarsal.
- f. On June 13, 2008, Licensee performed a capsulotomy for contracture 2nd MTP on left foot and excision of keloid on 2nd MTP joint on left foot.
- g. On October 6, 2008, Licensee performed a hammertoe correction on 3rd left toe and excision of neuroma on 3rd left toe intermetatarsal space.
- h. On March 30, 2009, Licensee performed a capsulotomy for contracture 2nd MTP joint left foot, excisional biopsy of lesion plantar 2nd toe, and correction of hammertoe 3rd toe left foot.

4. Licensee may benefit from coursework encompassing current concepts in foot surgery.

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

CONCLUSIONS OF LAW

1. The Wisconsin Podiatry Affiliated Credentialing Board is authorized to enter into the attached Stipulation pursuant to Wis. Stat. § 227.44(5).

ORDER

1. The attached Stipulation is accepted.
2. Within 12 months of the date of this Order, Edward P. VanBeek, D.P.M., shall at Licensee's own expense take and successfully complete 16 hours of education in the current concepts in foot surgery as follows:
 - a. Each course attended in satisfaction of this Order must be pre-approved by the Board or its designee. Licensee shall be responsible for locating course(s) satisfactory to the Board and for obtaining the required approval of the course(s) from the Board or its designee. Licensee must take and pass any exam offered for the course(s).
 - b. Courses offered in the following settings are pre-approved and require no other authorization or approval to complete:
 - APMA Annual Scientific Meeting, July 23-26, 2015, Orlando, Florida.
 - ACFAS Advanced Forefoot Reconstruction and Complications Workshop, May 1-2, 2015, Portsmouth, NH.
 - Desert Foot Conference, November 18-20, 2015, Phoenix, AZ.
 - ACFAS Annual Scientific Conference, February 11-14, 2016, Austin Texas.
 - Midwest Podiatry Conference, March 31-April 3, 2016, Chicago, IL.
 - c. Licensee shall submit proof of successful completion of the education in the form of verification from the institution providing the education to the Department Monitor at the address stated below. None of the education completed pursuant to this requirement may be used to satisfy any continuing education requirements that have been or may be instituted by the Board or Department.
 - d. 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.
3. Within 120 days from the date of this Order, Licensee shall pay COSTS of this matter in the amount of \$1,202.42.
4. Proof of successful course completion and payment of costs (made payable to the Wisconsin Department of Safety and Professional Services) shall be sent by Licensee to the Department Monitor at the address below:

Department Monitor
Division of Legal Services and Compliance

Final Decision and Order
In the matter of the License of
Edward P. VanBeek, D.P.M., Case no. 13 POD 022

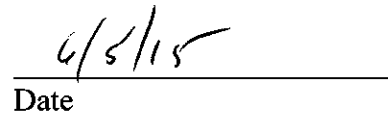
Department of Safety and Professional Services
P.O. Box 7190, Madison, WI 53707-7190
Telephone (608) 267-3817; Fax (608) 266-2264
DSPSMonitoring@wisconsin.gov

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

WISCONSIN PODIATRY AFFILIATED CREDENTIALING BOARD

by:


A Member of the Board


Date

STATE OF WISCONSIN
BEFORE THE PODIATRY AFFILIATED CREDENTIALING BOARD

IN THE MATTER OF THE LICENSE OF
EDWARD P. VANBEEK, D.P.M.

STIPULATION

0004050

Division of Legal Services and Compliance Case No. 13 POD 022

Licensee Edward P. Vanbeek, D.P.M. 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. Licensee consents to the resolution of this investigation by Stipulation.

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

- the right to a hearing on the allegations against Licensee, 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 Licensee;
- the right to call witnesses on Licensee's behalf and to compel their attendance by subpoena;
- the right to testify on Licensee'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 Licensee under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin Administrative Code, and other provisions of state or federal law.

3. Licensee is aware of Licensee's right to seek legal representation and has been provided an opportunity to obtain legal counsel before signing this Stipulation. Licensee is represented by Gonzalez, Saggio & Harlan, L.L.P.

4. Licensee agrees to the adoption of the attached Final Decision and Order for Remedial Education by the Wisconsin Podiatry Affiliated Credentialing Board (Board). The parties to the Stipulation consent to the entry of the attached Final Decision and Order for Remedial Education without further notice, pleading, appearance or consent of the parties. Licensee 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

Stipulation

In the matter of disciplinary proceedings against
Edward P. Vanbeek, D.P.M., Case no. 13 PON 022

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 Licensee, 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 for Remedial Education.

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

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

Edward P. Van Beek DPM
Edward P. Vanbeek, D.P.M., Licensee
1771 Allouez Avenue
Green Bay, WI 54311-3645
License No. 546-25

5-14-15
Date

Joseph M. Fasi, II / Linda V. Meagher
Attorneys for Respondent
Gonzalez, Saggio & Harlan, LLP
111 E. Wisconsin Ave., Suite 1000
Milwaukee, WI 53202

5-14-15
Date

Yolanda Y. McGowan
Yolanda Y. McGowan, Attorney
Division of Legal Services and Compliance
Wisconsin Dept. of Safety and Prof. Services
P.O. Box 7190
Madison, WI 53707-7190

5/15/15
Date