

## WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN  
BEFORE THE MEDICAL EXAMINING BOARD

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IN THE MATTER OF THE LICENSE OF :  
: FINAL DECISION AND ORDER  
: FOR REMEDIAL EDUCATION  
PETER M. REUSS, M.D. :

0004761

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Division of Legal Services and Compliance Case No. 15 MED 430

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

Peter M. Reuss, M.D.  
Virtual Radiologic  
11995 Singletree Lane, Suite 500  
Eden Prairie, MN 55344

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 Wisconsin 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. Licensee Peter M. Reuss, M.D. (DOB March 13, 1964) is licensed by the state of Wisconsin to practice medicine and surgery, having license number 50114-20, first issued on February 20, 2007 and with registration current through October 31, 2017. Licensee's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is Virtual Radiologic, 11995 Singletree Lane, Suite 500, Eden Prairie, Minnesota 55344.

2. At all times relevant to this proceeding, Licensee practiced as a radiologist with Virtual Radiologic in Eden Prairie, Minnesota.

3. On January 19, 2010, Patient A reported to an Emergency Room in Virginia with complaints of unrelenting diffuse abdominal pain. Patient A also reported postprandial pain. Emergency Room providers ordered an abdominal and pelvic CT scan, which Licensee interpreted by tele-radiology. Licensee was also given Patient A's clinical history of right upper quadrant and epigastric pain, vomiting, and WBC of 14.9 but was not provided any additional clinical information, most significantly the reported postprandial pain.

4. Licensee documented his impression of Patient A's CT scan as demonstrating "no acute findings."

5. On January 21, 2010, a magnetic radiographic angiogram (MRA) performed late that evening was interpreted by another provider as demonstrating superior mesenteric and celiac artery occlusions as well as a new finding of inferior mesenteric artery occlusion. As a result, Patient A was taken to surgery but died the following day.

6. Although he has not reviewed the CT scan since January 20, 2010, Licensee acknowledges that findings of superior mesenteric and celiac artery short segment occlusions were present at the time of his interpretation. He acknowledges he did not report these findings; however, he does not know whether the findings were not reported because he did not observe them, or because there were no related signs, such as evidence of bowel ischemia, to suggest the findings were acute.

7. Licensee fell below the minimal competency standards by failing to report findings of superior mesenteric and celiac artery occlusions as the findings were relevant to Patient A's abdominal pain.

8. In resolution of this matter, Licensee does not agree to an admission of wrongdoing or negligence but consents to the entry of the following Conclusions of Law and Order.

#### CONCLUSIONS OF LAW

1. The Wisconsin Medical Examining Board is authorized to enter into the attached Stipulation pursuant to Wis. Stat. § 448.02(3).

#### ORDER

1. The attached Stipulation is accepted.

2. Within six (6) months of the date of this Order, Peter M. Reuss, M.D., shall at Licensee's own expense take and successfully complete five (5) hours of education in the topic of CT interpretation and/or abdominal imaging in the emergency room setting 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. 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.

3. Requests for course approval and proof of successful course completion shall be sent by Licensee 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

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

WISCONSIN MEDICAL EXAMINING BOARD

by:   
A Member of the Board

6/15/16  
Date

STATE OF WISCONSIN  
BEFORE THE MEDICAL EXAMINING BOARD

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IN THE MATTER OF THE LICENSE OF :  
: STIPULATION  
PETER M. REUSS, M.D. :  
:

0004761

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Division of Legal Services and Compliance Case No. 15 MED 430

Licensee Peter M. Reuss, 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. 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 Attorney Matthew L. Curtis.
  4. Licensee agrees to the adoption of the attached Final Decision and Order for Remedial Education by the Wisconsin Medical Examining 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
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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.

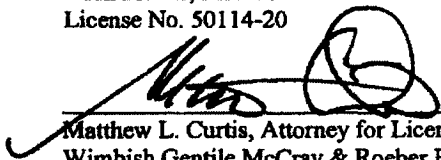
6. The parties to this Stipulation agree that the attorney or other agent for the Division of Legal Services and Compliance and any member of the Board ever assigned as an advisor in this investigation may appear before the Board in open or closed session, without the presence of Licensee, for purposes 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.

  
Peter M. Reuss, M.D., Licensee  
Virtual Radiologic  
11995 Singletree Lane, Suite 500  
Eden Prairie, MN 55344  
License No. 50114-20

JUNE 5, 2016  
Date

  
Matthew L. Curtis, Attorney for Licensee  
Wimbish Gentile McCray & Roeber PLLC  
8730 Stony Point Parkway, Suite 201  
Richmond, VA 23235

JUNE 5, 2016  
Date

  
Colleen L. Meloy, Prosecuting Attorney  
Division of Legal Services and Compliance  
Wisconsin Department of Safety and Professional Services  
P.O. Box 7190  
Madison, WI 53707-7190

June 7, 2016  
Date