

## 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 DISCIPLINARY  
PROCEEDINGS AGAINST

CRAIG D. MASKIL, M.D.,  
RESPONDENT.

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:  
:  
:  
:

FINAL DECISION AND ORDER

**0004935**

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Division of Legal Services and Compliance Case No. 15 MED 117

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

Craig D. Maskil, M.D.  
Post Office Box 19  
1100 E Bannerman Ave., Ste 1  
Redgranite, WI 54970

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 Craig D. Maskil, M.D. (DOB September 7, 1956), is licensed in the state of Wisconsin to practice medicine and surgery, having license number 35410-20, first issued on May 27, 1994, with registration current through October 31, 2017. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is Post Office Box 19, 1100 E. Bannerman Avenue, Suite 1, Redgranite, Wisconsin 54970.

2. Respondent previously held, a license to practice as a physician and surgeon issued by the State of Illinois (Illinois license).

3. Respondent's Wisconsin license is currently active, but limited pursuant to a Board Order dated November 20, 2013, whereby Respondent was reprimanded, and his Wisconsin license to practice medicine was limited based on disciplinary action taken against Respondent by the Illinois Department of Financial and Professional Regulation (IDFPR). IDFPR issued a disciplinary order (Illinois Order) which resulted in Respondent's Illinois medical license being indefinitely suspended for a minimum of two years from the date of the Illinois Order, January 17, 2013.

4. The Illinois Order required, in part, that Respondent provide quarterly reports, see a psychiatrist, go to psychotherapy, refrain from using alcohol or drugs, have a monitor if he was in his own practice, and take continuing education credits.

5. In keeping with the Illinois Order, the Board's November 20, 2013 Order placed certain limitations upon Respondent's Wisconsin license. Specifically:

- a. Respondent shall maintain full and complete compliance with all terms, limitations, and conditions imposed against his medical license by the Illinois Order;
- b. Respondent shall provide the Board with a copy of any document issued by IDFPR which alters the conditions of Respondent's continued practice of medicine in the State of Illinois, including any document advising reinstatement of full licensure, and
- c. upon Respondent providing proof sufficient to the Board, or its designee, that he has successfully complied with all terms and conditions of the Illinois Order, the Board or its designee shall issue an Order removing the limitation on Respondent's license.

6. On February 12, 2015, the United States District Court, District of South Dakota, Central Division, convicted Respondent of Assault by Striking, Beating and Wounding for physically assaulting his physician supervisor at a hospital located in Rosebud, South Dakota.

7. Respondent did not report the federal conviction to the Department.

8. In March of 2015, by stipulated agreement with the IDFPR, Respondent's Illinois medical license was placed in permanent inactive status.<sup>1</sup>

9. Respondent provided timely notice to the Department of the March 2015 action by the IDFPR.

10. On April 10, 2015, the investigation of this matter was opened.

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<sup>1</sup> This is equivalent to a surrender or revocation of licensure in Wisconsin.

11. Respondent is currently practicing as a physician in a clinic located in Redgranite, Wisconsin, which he owns and operates.

12. Respondent has one or more physical, mental, or other conditions for which treatment is required to ensure that he is able to practice medicine with reasonable skill and safety to patients, co-workers, and public.

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

#### 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. By the conduct described in the Findings of Fact, Respondent Craig D. Maskil, M.D., engaged in unprofessional conduct as defined by Wis. Admin. Code § Med 10.03(2)(a).

3. By the conduct described in the Findings of Fact, Respondent Craig D. Maskil, M.D., engaged in unprofessional conduct as defined by Wis. Admin. Code § Med 10.03(2)(b).

4. By the conduct described in Findings of Fact, Respondent Craig D. Maskil, M.D., engaged in unprofessional conduct as defined by Wis. Admin. Code § Med 10.03(3)(c).

5. By the conduct described in the Findings of Fact, Respondent Craig D. Maskil, M.D., engaged in unprofessional conduct as defined by Wis. Admin. Code § Med 10.03(3)(h).

6. By the conduct described in Findings of Fact, Respondent Craig D. Maskil, M.D., engaged in unprofessional conduct as defined by Wis. Admin. Code § Med 10.03(3)(i).

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

#### ORDER

1. The attached Stipulation is accepted.

2. Respondent Craig D. Maskil, M.D., is REPRIMANDED.

3. The license to practice medicine and surgery issued to Craig D. Maskil, M.D. (license number 35410-20), is LIMITED as follows:

a. Respondent shall be permitted to continue practice upon following conditions:

i. Respondent shall refrain from engaging in unprofessional conduct;

- ii. Respondent will appear before the Board or its designees at such times as may be designated by the Board or its designee from time to time;
  - iii. Respondent will fully disclose to the Board or its designee, the nature of his practice and conduct;
  - iv. Respondent will fully comply with the limitations placed upon his practice and conduct by the Board; and
  - v. Respondent will cooperate with the Board or its designee.
4. The license to practice medicine and surgery issued to Craig D. Maskil, M.D. (license number 35410-20), is further LIMITED as follows:

- a. Mental Health Treatment: For a period of at least two (2) years from the date of this Order:
  - i. Respondent shall continue with, and fully participate in, psychiatric and psychological treatment with an approved psychiatrist and/or psychologist (Providers) to address the specific treatment goals related to his mental health diagnoses so that, Respondent maintains his fitness to practice medicine and surgery. This limitation includes the following:
    - 1) Respondent's current treating Provider(s) (as reflected in the records maintained by the Department Monitor) is/are pre-approved providers for purposes of this Order.
    - 2) Respondent shall provide Provider(s) a copy of this Final Decision and Order and all other subsequent Orders.
    - 3) Respondent shall participate in psychotherapy at least two (2) times per month for the first six (6) months, and then at least once per month, thereafter.
    - 4) Respondent shall comply with all recommendations of the Provider(s) for inpatient or outpatient treatment or both, and shall comply with all aspects of the treatment program, including medication, as recommended by the Provider(s).
    - 5) Respondent's treatment shall include the medications lamotrigine and citalopram in therapeutic doses, or other such medications determined by the Provider(s) as appropriate to control Respondent's mental health diagnoses, and shall include random blood tests to measure the level of medications in Respondent's blood to ensure compliance with this requirement. Random testing shall occur monthly for the first six months of this Order, and as deemed appropriate by the Provider(s), thereafter.

- 6) All costs of the treatment program shall be the responsibility of the Respondent or his insurer.
    - 7) The Provider(s) shall submit formal written reports to the Board or its designee, every three (3) months, with the first report due three (3) months from the date of this Order, or as otherwise directed by the Department Monitor. The reports shall indicate whether Respondent has continued to follow the Providers' recommendation for treatment and shall assess Respondent's progress in treatment.
  - ii. In the event a Provider is unable or unwilling to continue treating Respondent, Respondent shall, within thirty days of being notified that the Provider will discontinue services, identify another Provider to provide those services and request pre-approval by the Board or its designee.
  - iii. Respondent shall provide and keep on file with his approved Provider(s) and all treatment facilities, current releases which comply with state and federal laws authoring release of all of his medical and treatment records and reports to the Board or its designee, and permit his Providers to disclose and discuss the progress of Respondent's treatment and rehabilitation with the Board or its designee.
  - iv. After two (2) years from the date of this Order, Respondent may petition the Board for the modification or termination of the limitations pertaining to mental health treatment. Any such petition shall include a statement from Provider(s) that Respondent has met specified treatment goals, that there is no longer a need for Respondent to continue in treatment, or to continue in treatment as ordered, and the basis for the conclusion. The Board may grant or deny the petition in its discretion, or may modify the Order as it deems necessary to ensure Respondent's continued safe and competent practice.
5. The license to practice medicine and surgery issued to Craig D. Maskil, M.D. (license number 35410-20), is further LIMITED as follows:
  - a. Drug and Alcohol Assessment & Treatment:
    - i. Respondent shall abstain from all personal use of alcohol.
    - ii. Respondent shall abstain from all personal use of controlled substances as defined in Wis. Stat. § 961.01(4), except when prescribed, dispensed or administered by a practitioner for a legitimate medical condition. Respondent shall disclose Respondent's drug and alcohol history and the existence and nature of this Order to the practitioner prior to the practitioner ordering the controlled substance. Respondent shall at the time the controlled substance is ordered immediately sign a release in compliance with state and federal laws

authorizing the practitioner to discuss Respondent's treatment with, and provide copies of treatment records to, practitioner and the Board or its designee. Copies of these releases shall immediately be filed with the Department Monitor.

- iii. This limitation may be removed upon proof satisfactory to the Board that Respondent has undergone an AODA assessment with a pre-approved Treater, at Respondent's own expense, who concludes that Respondent has no alcohol or other drug issues which may impact his ability to practice medicine in a safe and competent manner.
- iv. Prior to assessment, Respondent shall provide a copy of this Final Decision and Order to the Treater.
- v. If treatment is recommended:
  - 1) Respondent shall participate in, cooperate with, and follow all treatment recommended by Treater.
  - 2) Treater shall be responsible for coordinating any rehabilitation or treatment recommended for Respondent, and shall immediately report any relapse, violation of any of the terms and conditions of this Order, and any suspected unprofessional conduct, to the Department Monitor (*see* paragraph 7, below). If Treater is unable or unwilling to serve as required by this Order, Respondent shall immediately seek approval of a successor Treater by the Board or its designee.
  - 3) The rehabilitation program, if any, shall include individual and/or group therapy sessions at a frequency to be determined by Treater. Therapy may end only with the approval of the Board or its designee, after receiving a petition for modification as required by paragraph 10, below.
  - 4) Treater shall submit formal written reports to the Department Monitor on a quarterly basis, as directed by the Department Monitor. These reports shall assess Respondent's progress in drug and alcohol treatment. Treater shall report immediately to the Department Monitor any violation or suspected violation of this Order.
  - 5) Respondent shall provide and keep on file with Treater, all treatment facilities and personnel, laboratories and collection sites current releases complying with state and federal laws. The releases shall allow the Board, its designee, and any employee of the Department of Safety and Professional Services, Division of Legal Services and Compliance to: (a) obtain a copy of any assessment completed on Respondent, (b) obtain all specimen screen results and patient health care and

treatment records and reports, and (c) discuss the progress of Respondent's treatment and rehabilitation with Treater and treatment facilities and personnel, laboratories and collection sites. Copies of these releases shall immediately be filed with the Department Monitor.

- 6) Respondent shall abstain from all use of over-the-counter medications or other substances (including but not limited to natural substances such as poppy seeds) which may mask consumption of controlled substances or of alcohol, create false positive screening results, or interfere with Respondent's treatment and rehabilitation. It is Respondent's responsibility to educate himself about the medications and substances which may violate this paragraph, and to avoid those medications and substances.
- 7) Respondent shall report to Treater and the Department Monitor all prescription medications and drugs taken by Respondent. Reports must be received within 24 hours of ingestion or administration of the medication or drug, and shall identify the person or persons who prescribed, dispensed, administered or ordered said medications or drugs. Each time the prescription is filled or refilled, Respondent shall immediately arrange for the prescriber or pharmacy to fax and mail copies of all prescriptions to the Department Monitor.
- 8) Respondent shall provide the Department Monitor with a list of over-the-counter medications and drugs that he may take from time to time. Over-the-counter medications and drugs that mask the consumption of controlled substances or of alcohol, create false positive screening results, or interfere with Respondent's treatment and rehabilitation, shall not be taken unless ordered by a physician and approved by Treater, in which case the drug must be reported as described in subparagraph 7), above.

6. The license to practice medicine and surgery issued to Craig D. Maskil, M.D. (license number 35410-20), is further LIMITED as follows:

a. Practice Limitations:

- i. Respondent shall report to the Board any change of employment status, residence, address or telephone number within five (5) days of the date of a change.
- ii. If Respondent is not self-employed or otherwise working as a solo practitioner, Respondent shall furnish a copy of this Order to all present employers immediately upon issuance of this Order, to any hospital at



which he has privileges or at which he applies for privileges, and to any prospective employer when Respondent applies for employment as a health care provider. EMPLOYERS WHO ARE DEA REGISTRANTS ARE INFORMED THAT IF RESPONDENT HAS BEEN CONVICTED OF ANY FELONY RELATING TO CONTROLLED SUBSTANCES, THE EMPLOYER MUST RECEIVE A WAIVER OF 21 CFR §1301.76 UNDER 21 CFR

- iii. After commencing employment, Respondent shall ensure that his immediate supervisor, at each place of employment, immediately submits a report to the Board, or its designee, of the existence and details of any complaint made against Respondent regarding alleged unprofessional conduct in the practice of medicine or surgery or of a violation of this Order.

b. Required Reporting by Respondent

- i. Respondent is responsible for compliance with all of the terms and conditions of this Order, including the timely submission of reports by others. Respondent shall promptly notify the Department Monitor of any failures of the Provider(s), Treater, treatment facility, Approved Program or collection sites to conform to the terms and conditions of this Order. Respondent shall promptly notify the Department Monitor of any violations of any of the terms and conditions of this Order by Respondent.
- ii. Every three (3) months Respondent shall notify the Department Monitor of Respondent's compliance with the terms and conditions of the Order, and shall provide the Department Monitor with a current address and home telephone number.

c. Change of Provider, Treater, or Approved Program by Board

- i. If the Board or its designee determines the Provider, Treater or Approved Program has performed inadequately or has failed to satisfy the terms and conditions of this Order, the Board or its designee may direct that Respondent continue treatment and rehabilitation under the direction of another Provider, Treater, or Approved Program.

d. Petitions for Modification of Limitations or Termination of Order

- i. Except as relates to mental health treatment, Respondent may petition the Board on an annual basis for modification of the terms of this Order, however no such petition for modification shall occur earlier than one year from the date of this Order. Any petition for modification shall be accompanied by a written recommendation from Respondent's Provider(s) and Treater expressly supporting the specific modifications sought. Denial of a petition in whole or in part shall not be considered a denial of a license within the meaning of Wis. Stat. § 227.01(3)(a), and

Respondent shall not have a right to any further hearings or proceedings on the denial.

- ii. Respondent may petition the Board for termination of this Order any time after two (2) years from the date of this Order. However, no petition for termination shall be considered without a showing of continuous, successful compliance with the terms of the Order, for at least two (2) years.

e. Costs of Compliance

- i. Respondent shall be responsible for all costs and expenses incurred in conjunction with the treatment, monitoring, screening, mentoring and any other expenses associated with compliance with the terms of this Order. Being dropped from a program for non-payment is a violation of this Order.

f. Costs of Proceeding

- i. Respondent shall pay costs of \$1,913.00 to the Department of Safety and Professional Services, within ninety (90) days of this Order. Payment shall be directed to the attention of the Department Monitor at the address in paragraph D.1., above. In the event Respondent fails to timely submit any payment of costs, the Respondent's license (#35410-20) may, in the discretion of the Board or its designee, be SUSPENDED, without further notice or hearing, until Respondent has complied with the terms of this Order.

g. Additional Discipline

- i. In addition to any other action authorized by this Order or law, violation of any term of this Order may be the basis for a separate disciplinary action pursuant to Wis. Stat. § 448.02.

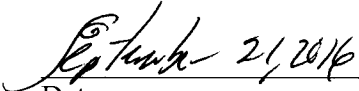
7. Any requests for approval of providers, treaters or programs, petitions, reports and other information required by this Order shall be mailed, e-mailed, faxed or delivered to:

Department Monitor  
Wisconsin Department of Safety and Professional Services  
Division of Legal Services and Compliance  
1400 East Washington Ave.  
P.O. Box 7190  
Madison, WI 53707-7190  
Fax: (608) 266-2264  
Telephone: (608) 267-3817  
[DSPSMonitoring@wisconsin.gov](mailto:DSPSMonitoring@wisconsin.gov)

Final Decision and Order  
In re the disciplinary proceedings against  
Craig D. Maskil, M.D., Case No. 15 MED 117

WISCONSIN MEDICAL EXAMINING BOARD

by:   
A Member of the Board

 2/1/2016  
Date

STATE OF WISCONSIN  
BEFORE THE MEDICAL EXAMINING BOARD

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IN THE MATTER OF DISCIPLINARY  
PROCEEDINGS AGAINST

CRAIG D. MASKIL, M.D.,  
RESPONDENT.

STIPULATION

0004935

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Division of Legal Services and Compliance Case No. 15 MED 117

Respondent Craig D. Maskil, 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 Peyton B. Engel.
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.

  
\_\_\_\_\_  
Craig D. Maskil, M.D., Respondent  
Post Office Box 19  
1100 E Bannerman Ave., Ste 1  
Redgranite, WI 54970  
License no. 35410-20

8/31/2016  
Date

\_\_\_\_\_  
Peyton B. Engel, Attorney for Respondent  
Hurley, Burish & Stanton, S.C.  
33 E. Main Street, Suite 400  
PO Box 1528  
Madison, WI 53701-1528

\_\_\_\_\_  
Date

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

9/1/16  
Date

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.

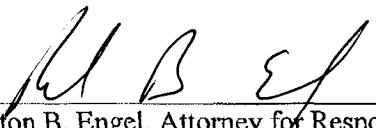
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7. Respondent is informed that should the Board adopt this Stipulation, the Board's Final Decision and Order is a public record and will be published in accordance with standard Department procedure.

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.

\_\_\_\_\_  
Craig D. Maskil, M.D., Respondent  
Post Office Box 19  
1100 E Bannerman Ave., Ste 1  
Redgranite, WI 54970  
License no. 35410-20

\_\_\_\_\_  
Date

  
\_\_\_\_\_  
Peyton B. Engel, Attorney for Respondent  
Hurley, Burish & Stanton, S.C.  
33 E. Main Street, Suite 400  
PO Box 1528  
Madison, WI 53701-1528

9/1/2016  
\_\_\_\_\_  
Date

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

\_\_\_\_\_  
Date