

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

JOHN E. PAPPENHEIM, M.D.,
RESPONDENT.

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FINAL DECISION AND ORDER

0005673

Division of Legal Services and Compliance 17 MED 342

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

John E. Pappenheim, M.D.
8024 Poppy Court
Juneau, AK 99801-8779

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 John E. Pappenheim, M.D. (DOB October 2, 1959), is licensed in the State of Wisconsin to practice medicine and surgery, having license number 27753-20, first issued on July 1, 1986, with registration current through October 31, 2019. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is 8024 Poppy Court, Juneau, Alaska 99801-8779.
2. Respondent practices psychiatry and is also licensed in Alaska.
3. On August 3, 2017, the State of Alaska Medical Board (Alaska Medical Board) issued a Stipulation to Informal Disposition (Alaska Consent Order) based on Respondent's

practice of medicine with an expired Alaska license and his arrest for driving under the influence. Under the terms of the Stipulation, Respondent is required, in part, to comply with the following terms:

- a. Report in person, as requested by the Alaska Medical Board;
 - b. Undergo psychiatric and/or psychological therapy with a psychiatrist or psychologist approved by the Alaska Medical Board;
 - c. Submit quarterly reports from Respondent's employer regarding Respondent's employment performance and attendance for each year of a five (5) year probation;
 - d. Attend at least three (3) Alcoholics Anonymous meetings per week;
 - e. Regularly participate in the Alaska Physician Health Committee;
 - f. Submit to random substance testing (urinalysis, blood, breath and/or hair tests) as ordered by the Alaska Medical Board; and
 - g. Remain under the care of a health care provider and primary pharmacist, both licensed in the state of Alaska, and approved by the Alaska Medical Board.
4. Respondent did not report the Alaska Consent Order to the Board.
 5. 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, John E. Pappenheim, M.D., engaged in unprofessional conduct as defined by Wis. Admin. Code § Med 10.03(3)(a) by failing, within 30 days, to report to the board any final adverse action taken against the licensee's authority to practice medicine and surgery by another licensing jurisdiction concerned with the practice of medicine and surgery.
3. By the conduct described in the Findings of Fact, John E. Pappenheim, M.D., engaged in unprofessional conduct as defined by Wis. Admin. Code § Med 10.03(3)(c) by having any credentialing pertaining to the practice of medicine and surgery or any act constituting the practice of medicine and surgery become subject to adverse determination by any agency of this or another state, or by any federal agency or authority.
4. As a result of the above conduct, John E. Pappenheim, M.D., is subject to discipline pursuant to Wis. Stat. § 448.02(3).

ORDER

1. The attached Stipulation is accepted.
2. Respondent John E. Pappenheim, M.D., is REPRIMANDED.
3. The license to practice medicine and surgery issued to John E. Pappenheim, M.D., is LIMITED, as follows:
 - a. Respondent is to maintain full and complete compliance with all terms, limitations, and conditions imposed by the Alaska Consent Order;
 - b. Any conclusion by the Alaska Medical Board that Respondent has violated the Alaska Consent Order is conclusive evidence of a violation for this Board's purposes;
 - c. Respondent shall provide the Board with a copy of any document issued by the Alaska Medical Board which alters the conditions of Respondent's continued practice of medicine and surgery in Alaska;
 - d. Respondent shall not practice medicine and surgery in Wisconsin until he has met the conditions of the Alaska Consent Order; and
 - e. Upon Respondent providing proof sufficient to the Board, or its designee, that he has successfully complied with all terms and conditions of the Alaska Consent Order, the Board or its designee shall issue an Order removing the limitation on Respondent's license.
4. Within ninety (90) days from the date of this Order, John E. Pappenheim, M.D., shall pay COSTS of this matter in the amount of \$399.00.
5. Proof of compliance with the Alaska Consent Order and costs made payable to the Wisconsin Department of Safety and Professional Services shall be sent 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. In the event Respondent violates any term of this Order, Respondent's license (number 22753-20) 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 the Order. The Board may, in addition and/or in the alternative refer any violation of this Order to the Division of Legal Services and Compliance for further investigation and action.

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

WISCONSIN MEDICAL EXAMINING BOARD

by: 
A Member of the Board

3/21/18
Date

STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

JOHN E. PAPPENHEIM, M.D.,
RESPONDENT.

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0005673

STIPULATION

Division of Legal Services and Compliance Case No. 17 MED 342

Respondent John E. Pappenheim, 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.

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.

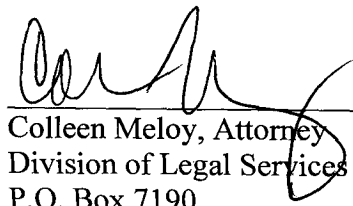
7. Respondent is informed that should the Board adopt this Stipulation, the Board's Final Decision and Order is a public record and will be published in accordance with standard Department procedure.

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.



John E. Pappenheim, M.D., Respondent
8024 Poppy Court
Juneau, AK 99801-8779
License no. 27753-20

Feb. 19, 2018
Date



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

03/07/18
Date