

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

ADEGBOYEGA H. LAWAL, M.D.,
RESPONDENT.

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FINAL DECISION AND ORDER

0005890

Division of Legal Services and Compliance Case No. 16 MED 389

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

Adegboyega H. Lawal, M.D.
1165 W. Lodgewood Court
River Hills, WI 53217

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 Adegboyega H. Lawal, M.D. (DOB May 11, 1965), is licensed by the State of Wisconsin to practice medicine and surgery, having license number 43754-20, first issued on September 4, 2001, 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 1165 W. Lodgewood Court, River Hills, Wisconsin 53217.

2. At all times pertinent herein, Respondent practiced anesthesiology and pain management medicine.

3. On January 20, 2009, Respondent was asked by a colleague to evaluate the integrity of a patient's pain pump by injecting a contrast dye into the pump to look for leakage in the pump's catheter. The patient reported an allergy to iodine-based contrast, leading Respondent to recommend performing the test using a gadolinium-based contrast dye.

4. Respondent authored a handwritten note on January 20, 2009, in which he documented using "15 cc Gadolinium" during the procedure. Respondent also authored an operative note in which he documented introducing "approximately 15 mL¹ of Gadolinium dye" during the procedure.

5. Gadolinium-based contrast is commercially available in multiple concentrations. In the January 20, 2009 procedure described above Respondent utilized 3 mL of Magnevist® 0.5 mmol gadopentetate dimeglumine/mL, which was diluted in saline, resulting in the injection of 15 mL of a gadolinium-based contrast solution.

6. Respondent did not describe diluting the Magnevist in his charting nor in his communications during the investigation.

7. During the pendency of this matter Respondent successfully completed continuing medical education on the topics of documentation and ethics.

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 Adegboyega H. Lawal, M.D., engaged in unprofessional conduct as defined by Wis. Admin. Code § Med 10.02(2)(za) (2002) by failing to maintain patient health care records consistent with the requirements of ch. Med21.

3. By the conduct described in the Findings of Fact, Respondent Adegboyega H. Lawal, M.D., engaged in unprofessional conduct as defined by Wis. Admin. Code § Med 10.03(1)(f) (2013) by engaging in any act of fraud, deceit, or misrepresentation, including acts of omission to the board or any person acting on the board's behalf.

4. As a result of the above conduct, Adegboyega H. Lawal, M.D., is subject to discipline pursuant to Wis. Stat. § 448.02(3).

ORDER

1. The attached Stipulation is accepted.

2. Respondent Adegboyega H. Lawal, M.D., is REPRIMANDED.

¹ The terms "cc" and "mL" are used interchangeably.

3. Within 90 days from the date of this Order, Adegboyega H. Lawal, M.D., shall pay COSTS of this matter in the amount of \$1718.11.

4. Payment of costs (made payable to the Wisconsin Department of Safety and Professional Services) shall be sent by Respondent to the Department Monitor at the address below:

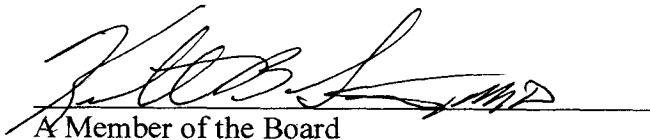
Department Monitor
Division of Legal Services and Compliance
Department of Safety and Professional Services
P.O. Box 7190, Madison, WI 53707-7190
Telephone (608) 267-3817; Fax (608) 266-2264
DSPSMonitoring@wisconsin.gov

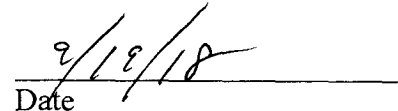
5. In the event Respondent violates any term of this Order, Respondent's license (no. 43754-20), or Respondent's right to renew his license, may, in the discretion of the Board or its designee, be SUSPENDED, without further notice or hearing, until Respondent has complied with the terms of the Order. 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.

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

WISCONSIN MEDICAL EXAMINING BOARD

by:


A Member of the Board


Date

STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

ADEGBOYEGA H. LAWAL, M.D.,
RESPONDENT.

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STIPULATION

0005898

Division of Legal Services and Compliance Case No. 16 MED 389

Respondent Adegboyega H. Lawal, 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 is represented by Attorney Mark E. Larson.

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

Stipulation

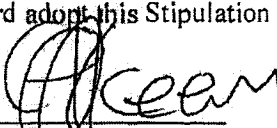
In the matter of disciplinary proceedings against
Adegboyega H. Lawal, M.D., DLSC Case No. 16 MED 389

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.



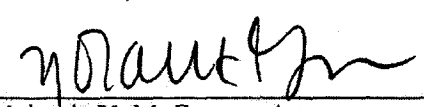
Adegboyega H. Lawal, M.D., Respondent
1165 W. Lodgewood Court
River Hills, WI 53217
License no. 43754-20

8/22/2018
Date



Mark E. Larson, Attorney
Gutglass, Erickson, Bonville & Larson, S.C.
735 N. Water Street, Suite 1400
Milwaukee, WI 53202

8/24/18
Date



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

9/4/18
Date