

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 :
: FINAL DECISION AND ORDER
RODNEY J. HALVORSEN, M.D., :
RESPONDENT. : **ORDER 0006072**

Division of Legal Services and Compliance Case No. 19 MED 001

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

Rodney J. Halvorsen, M.D.
4273 96th Place
Pleasant Prairie, WI 53158-3747

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 Rodney Halvorsen, M.D., (DOB July 30, 1960) is licensed in the state of Wisconsin to practice medicine and surgery, having license number 31319-20, first issued on July 1, 1990, with registration current through October 31, 2019. Respondent's most recent address on file with the Department is 4273 96th Place, Pleasant Prairie, Wisconsin 53158.

2. At all times pertinent to this matter, Respondent was licensed to practice medicine and surgery in Illinois and Wisconsin, and practiced obstetrics and gynecology at a facility in Kenosha, Wisconsin.

3. On December 14, 2018, Respondent voluntarily surrendered his Illinois DEA registration amid allegations, that *inter alia*, between March 2015 and January 2016, he inappropriately prescribed controlled substances to one or more patients or persons with whom he did not have an established physician/patient relationship.

4. On December 21, 2018, the Illinois Department of Financial and Professional Regulation (Illinois Board) temporarily suspended Respondent's Illinois license to practice medicine and surgery and his Illinois Controlled Substances license based on the above allegations, and others related to potential boundary violations involving female patients.

5. The Division opened DLSC Case No. 19 MED 001 to investigate the Illinois Board action and underlying allegations.

6. On February 20, 2019, the Board issued Interim Order 0006072 which suspended Respondent's license and registration to practice medicine and surgery in the state of Wisconsin during the pendency of DLSC Case No. 19 MED 001.

7. On June 4, 2019, Respondent was charged with one count of pandering-solicitation, in violation of Wis. Stat. §§ 944.33(1), and 939.51(3)(a), in Kenosha County Circuit Court Case No. 2019CM000663. The alleged pandering-solicitation occurred from March 17, 2015 through January 5, 2016, when Respondent prescribed a controlled substance (Oxycodone®) to a female patient in exchange for sexual favors.

8. On August 27, 2019, Respondent entered into a Stipulated Hold Open Agreement with the Kenosha County District Attorney's Office (DA Case No. 2019KN000187) which required the following, *inter alia*:

- a. Respondent shall not reapply for a DEA license for a period of five years in any state;
- b. Respondent shall surrender his current medical license(s) in any and all states for a minimum period of two years;
- c. Respondent shall not attempt to obtain a medical license in any other state for a minimum period of two years; and
- d. Respondent shall remain in counseling for at least one year.

9. Prior to DLSC Case No. 19 MED 001, Respondent had not been previously disciplined by the Board nor the subject of a Division investigation.

10. 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).

ORDER

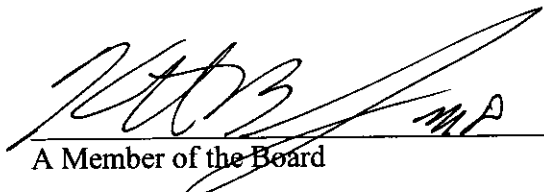
1. The attached Stipulation is accepted.
2. The PERMANENT SURRENDER by Rodney J. Halvorsen, M.D., of his license to practice medicine and surgery in the state of Wisconsin (license no. 31319-20) and any appurtenant right to renew that registration, is hereby accepted, effective the date of this Order.
3. This surrender constitutes Respondent's permanent relinquishment of his right to practice medicine and surgery in the state of Wisconsin. The Board will not, at any time in the future, process or otherwise consider an application or attempt at renewal by Respondent of credentials necessary to practice medicine and surgery in the state of Wisconsin.
4. If Respondent ever seeks any other license under Wis. Stat. chs. 440-480, Rodney J. Halvorsen, M.D., shall, as a prerequisite to application, pay COSTS of this matter in the amount of \$1,720.00.
5. In the event Respondent petitions the Medical Examining Board for reinstatement to practice medicine and surgery in the future, the Board may enter an order denying such application without further notice or hearing.
6. If applicable, payment of costs would be made payable to the Wisconsin Department of Safety and Professional Services and sent to the Department Monitor at the address below:

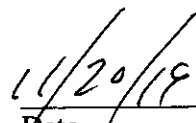
Department Monitor
Division of Legal Services and Compliance
Department of Safety and Professional Services
P.O. Box 7190, Madison, WI 53707-7190
Telephone (608) 267-3817; Fax (608) 266-2264
DSPSMonitoring@wisconsin.gov

You may also submit payment online via DSPS' Monitoring Case Management System,
here: <https://app.wi.gov/DSPSMonitoring>

7. 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

RODNEY J. HALVORSEN, M.D.,
RESPONDENT.

:
:
:
:
:
:

STIPULATION

ORDER 0006072

Division of Legal Services and Compliance Case No. 19 MED 001

Respondent Rodney J. Halvorsen, 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 Daniel H. Sanders.

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 or Respondent's attorney, 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.

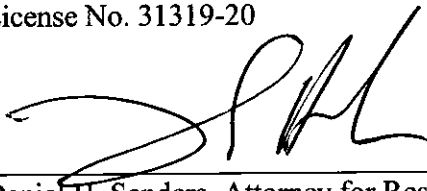
7. Respondent is informed that should the Board adopt this Stipulation, the Board's Final Decision and Order is a public record and will be published in accordance with standard Department procedure.

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.



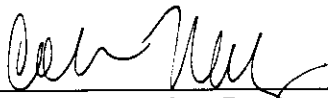
Rodney J. Halvorsen, M.D., Respondent
4273 96th Place
Pleasant Prairie, WI 53158-3747
License No. 31319-20

NOV 5th, 2019
Date



Daniel H. Sanders, Attorney for Respondent
Hart Powell, SC
735 N. Water Street, Suite 1212
Milwaukee, WI 53202

11/5/2019
Date



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

11/12/2019
Date