

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF THE LICENSE OF :
: FINAL DECISION AND ORDER
: FOR REMEDIAL EDUCATION
ROBERT C. BUSS, M.D., :
LICENSEE. :

0006199

Division of Legal Services and Compliance Case No. 18 MED 026

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

Robert C. Buss, M.D.
Mile Bluff Clinic
1040 Division St.
Mauston, WI 53948

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. Licensee Robert C. Buss, M.D., (DOB: March 15, 1967) is licensed in the state of Wisconsin to practice medicine and surgery, having license number 39191-20, first issued on July 25, 1997 with registration current through October 31, 2019. Licensee's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is Mile Bluff Clinic, 1040 Division Street, Mauston, Wisconsin 53948.

2. Licensee practices family and emergency medicine.

3. On or about January 5, 2018, Licensee saw Patient A (a female born in 1932) in the family practice clinic due to unavailability of her primary care physician (PCP).

4. Patient A arrived with family and reportedly had suffered a fall. Patient A could not recall the circumstances of the fall but complained of a headache and her medical records indicated she was on coumadin. The family indicated Patient A was at her neurological baseline.

5. Licensee did not recommend a computed tomography scan (CT scan) for Patient A based on his evaluation. Licensee did discuss with Patient A and her family that a head CT would be considered if her symptoms changed. Licensee's assessment was mild concussion and he instructed Patient A to follow up with her PCP.

6. On January 9, 2018, Patient A saw her PCP and reported neurological symptoms that developed following the January 5, 2018 visit with Licensee. Patient A underwent a CT scan ordered by her PCP which demonstrated a subarachnoid hemorrhage.

7. Licensee believes his care rendered on January 5, 2018 was reasonable and met the applicable standard of care under the circumstances.

8. On December 20, 2018, Licensee successfully completed *Intracerebral Hemorrhage in Anticoagulated Patients: Evidence-Based Emergency Department Management*, earning 4 AMA PRA Category 1 credits and *Risk of Intracranial Hemorrhage in Ground Level Fall with Antiplatelet or Anticoagulant Agents* earning 1 AMA PRA Category 1 credit.

9. In resolution of this matter, Licensee consents to the entry of the following Conclusion of Law and Order.

CONCLUSION OF LAW

1. The Wisconsin Medical Examining Board is authorized to enter into the attached Stipulation pursuant to Wis. Stat. § 227.44(5).

ORDER

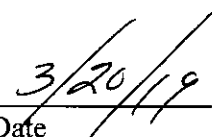
1. The attached Stipulation is accepted.

2. The Board recognizes the aforementioned continuing education courses as the equivalent of the education the Board would have otherwise required. The courses attended may not be used in satisfaction of the statutory continuing education requirements for licensure.

3. 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 THE LICENSE OF :

ROBERT C. BUSS, M.D., :
LICENSEE. :

STIPULATION

0006199

Division of Legal Services and Compliance Case No. 18 MED 026

Licensee Robert C. Buss, 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 Mark E. Larson.

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

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.



Robert C. Buss, M.D., Licensee
Mile Bluff Clinic
1040 Division St.
Mauston, WI 53948
License No. 39191-20

Date

2/26/2019



Mark Larson, Attorney
Gutglass, Erickson, Bonville & Larson, S.C.
735 N. Water Street #1400
Milwaukee, Wisconsin 53202-4106

Date

2/26/19



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

Date

02/27/2019