

## WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN  
BEFORE THE DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES

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IN THE MATTER OF THE LICENSE OF :  
ARTHUR D. RAPKIN, O.M.D., : FINAL DECISION AND ORDER  
LICENSEE. : FOR REMEDIAL EDUCATION  
: 0006116

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Division of Legal Services and Compliance Case No. 16 RLA 004

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

Arthur D. Rapkin, O.M.D.  
6410 North Elm Tree Road  
Milwaukee, WI 53217-4126

Wisconsin Department of Safety and Professional Services  
P.O. Box 8368  
Madison, WI 53708-8368

Division of Legal Services and Compliance  
Wisconsin 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 Wisconsin Department of Safety and Professional Services (Department). The Department has reviewed this Stipulation and considers it acceptable.

Accordingly, the Department adopts the attached Stipulation and makes the following Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT

1. Licensee Arthur D. Rapkin, O.M.D., (DOB October 9, 1948) is certified in the state of Wisconsin to practice acupuncture, having certification number 7-55, first issued on January 24, 1991, and current through June 30, 2019. Licensee's most recent address on file with the Department is 6410 North Elm Tree Road, Milwaukee, Wisconsin 53217-4126.
2. At all times relevant to this proceeding, Licensee was owner, director, and operator at a facility (Facility), located in Elm Grove, Wisconsin.

3. On August 3, 2016, Patient A began a weight loss program (Program) through the Facility.

4. The Program included injections of vitamin B complex and human chorionic gonadotropin (H.C.G.)

5. Licensee and his staff regularly injected Patient A with vitamin B complex and instructed patients on how to inject themselves with H.C.G.

6. Patient A's record does not indicate who administered each injection.

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

#### CONCLUSIONS OF LAW

1. The Wisconsin Department of Safety and Professional Services has jurisdiction to act in this matter pursuant to Wis. Stat. § 440.88, and is authorized to enter into the attached Stipulation pursuant to Wis. Stat. § 227.44(5).

#### ORDER

1. The attached Stipulation is accepted.

2. Within ninety (90) days of the date of this Order, Licensee Arthur D. Rapkin, O.M.D., (certificate no. 7-55) shall, at his own expense, complete two (2) hours of education on the topic of documentation for healthcare professionals.

- a. Each course attended in satisfaction of this Order must be pre-approved by the Department or its designee. Licensee shall be responsible for locating course(s) satisfactory to the Department and for obtaining the required approval of the courses from the Department or its designee. Licensee must take and pass any exam offered for the course(s).
- b. Licensee shall submit proof of successful completion of the education in the form of verification from the institution providing the education to the Department Monitor at the address stated below.
- c. None of the education completed pursuant to this requirement may be used to satisfy any continuing education requirements that have been or may be instituted by the Department.

3. Request for approval of courses and proof of successful course completion shall be sent by Licensee 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](mailto:DSPSMonitoring@wisconsin.gov)


You may also submit this information online via DSPS' Monitoring Case Management System,  
here:

<https://app.wi.gov/DSPSMonitoring>

6. In the event that Licensee violates any term of this Order, Licensee's certificate (no. 7-55) to practice acupuncture in the state of Wisconsin may, in the discretion of the Department or its designee, be SUSPENDED, without further notice or hearing, until Licensee has complied with the terms of the Order. The Department 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 DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES

By:   
Aloysius Rohmeyer, Chief Counsel  
On Behalf of the Department

3/29/2019  
Date

STATE OF WISCONSIN  
BEFORE THE DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES

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IN THE MATTER OF THE LICENSE OF	:	
	:	STIPULATION
ARTHUR D. RAPKIN, O.M.D.,	:	
LICENSEE.	:	0006116

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Division of Legal Services and Compliance Case No. 16 RLA 004

Licensee Arthur D. Rapkin 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 Robert J. Lightfoot II.

4. Licensee agrees to the adoption of the attached Final Decision and Order by the Wisconsin Department of Safety and Professional Services (Department). 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. Licensee waives all rights to any appeal of the Department's Order, if adopted in the form as attached.


5. If the terms of this Stipulation are not acceptable to the Department, 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 Department, the parties agree not to contend that the Department 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 may appear before the Department, without the presence of Licensee, for purposes of speaking in support of this agreement and answering questions that the Department may have in connection with deliberations on the Stipulation.

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

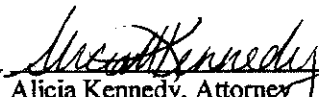
8. The Division of Legal Services and Compliance joins Licensee in recommending that the Department adopt this Stipulation and issue the attached Final Decision and Order.

  
Arthur Rapkin, Licensee  
6410 North Elm Tree Road  
Milwaukee, WI 53217-4126  
Certificate no. 7-55

3/26/2019  
Date

  
Robert J. Lightfoot II, Attorney for the Licensee  
Reinhart Boerner Van Duren S.C.  
22 East Mifflin Street, Suite 700  
Madison, WI 53703

3/26/19  
Date

  
Alicia Kennedy, Attorney  
Department of Safety and Professional Services  
Division of Legal Services and Compliance  
P.O. Box 7190  
Madison, WI 53707-7190

3/26/2019  
Date