

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
DANIEL R. ROBILLARD, P.A., :
RESPONDENT. :
ORDER 0006351

Division of Legal Services and Compliance Case No. 17 MED 223

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

Daniel R. Robillard, P.A.
3238 S. 16th Street
Milwaukee, WI 53215

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 Daniel R. Robillard, P.A., (DOB October 19, 1951) is licensed in the state of Wisconsin as a physician assistant, having license number 130-23, first issued on September 12, 1977, with registration current through February 28, 2020. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is 3238 South 16th Street, Milwaukee, Wisconsin 53215.

2. At all times relevant to this proceeding, Respondent was employed as a physician assistant at a hospital in Milwaukee, Wisconsin.

3. On October 15, 2012, Respondent saw Patient A, a male born in 1971, during an office visit for the removal of sutures from Patient A's right index finger. Respondent documented that Patient A had a history of back pain, anxiety, and gastroesophageal reflux. Respondent prescribed 42 oxycodone 15 mg tablets, 30 alprazolam 1 mg tablets, and 10 levofloxacin 500 mg tablets.

4. Between January 7, 2013 and January 28, 2013, Respondent prescribed Patient A 42 oxycodone 15 mg IR tablets on three occasions without an office visit.

5. Between February 4, 2013 and July 8, 2013, Respondent prescribed Patient A 84 oxycodone 15 mg IR tablets on nine (9) occasions and 30 alprazolam 1 mg tablets on three (3) occasions without office visits.

6. On July 22, 2013 and August 5, 2013, Respondent prescribed Patient A 42 oxycodone 30 mg IR tablets without an office visit.

7. Between August 19, 2013 and December 17, 2013, Respondent prescribed Patient A 60 oxycodone 30 mg IR tablets on nine (9) occasions and 30 alprazolam 1 mg tablets on three (3) occasions without office visits.

8. On December 19, 2013, Respondent saw Patient A during an office visit for back pain and cellulitis of the hand. Respondent noted that Patient A had oxycodone 30 mg IR tablets at home.

9. Between December 31, 2013 and March 18, 2014, Respondent prescribed Patient A 60 oxycodone 30 mg IR tablets on six (6) occasions and 30 alprazolam 1mg tablets on two (2) occasions without office visits.

10. On March 24, 2014, Respondent saw Patient A during an office visit for shingles.

11. Between April 2, 2014 and February 24, 2015, Respondent prescribed Patient A 60 oxycodone 30 mg IR tablets on 23 occasions and 30 alprazolam 1 mg tablets on nine (9) occasions without office visits.

12. On February 27, 2015, Respondent saw Patient A during an office visit for hypothyroidism.

13. Between March 11, 2015 and November 7, 2015, Respondent prescribed Patient A 60 oxycodone 30 mg IR tablets on 18 occasions and 30 alprazolam 1 mg on 10 occasions without office visits.

14. Between November 20, 2015 and April 20, 2017, Respondent prescribed Patient A 60 oxycodone 30 mg IR tablets on 38 occasions and 60 alprazolam 1 mg tablets on 22 occasions without office visits.

15. Between May 6, 2017 and May 14, 2017, Patient A was hospitalized for benzodiazepine withdrawal.

16. Respondent denies any unprofessional conduct.

17. On June 6, 2018, Respondent retired from practice as a physician assistant and no longer needs to or desires to maintain his Wisconsin physician assistant license.

18. 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 VOLUNTARY PERMANENT SURRENDER by Daniel R. Robillard, P.A., of his license to practice as a physician assistant in the state of Wisconsin (license no. 130-23) 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 as a physician assistant 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 as a physician assistant in the state of Wisconsin.

4. If Respondent ever seeks any other license under Wis. Stat. chs. 440-480, Daniel R. Robillard, P.A., shall, as a prerequisite to application, pay COSTS of this matter in the amount of \$2,906.00. If Respondent never again seeks licensure in Wisconsin, the Department waives the above-stated costs.

5. In the event Respondent petitions the Medical Examining Board for reinstatement as a physician assistant in the future, the Board may enter an order denying such application without further notice or hearing. Whether to grant a license and whether to impose any limitations or restrictions on any license granted shall be in the discretion of the Board.

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 DSPTS' Monitoring Case Management System;
here: <https://app.wi.gov/DSPSMonitoring>

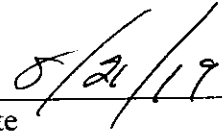
7. This Order is effective on the date of its signing.

WISCONSIN MEDICAL EXAMINING BOARD

by:


A Member of the Board

Date



15 2019

STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

DANIEL R. ROBILLARD, P.A.,
RESPONDENT.

STIPULATION

ORDER 0006351

Division of Legal Services and Compliance Case No. 17 MED 223

Respondent Daniel R. Robillard, P.A. 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.

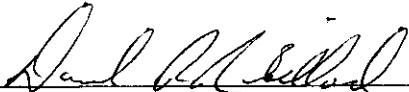
5. If the terms of this Stipulation are not acceptable to the Board, the parties shall not be bound by the contents of this Stipulation, and the matter shall then be returned to the Division

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.

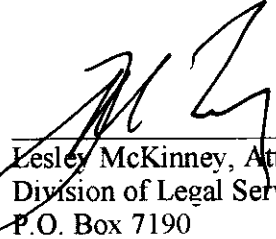
8. The Division of Legal Services and Compliance joins Respondent in recommending the Board adopt this Stipulation and issue the attached Final Decision and Order.



Daniel R. Robillard, P.A, Respondent
3238 S. 16th St.
Milwaukee WI 53215
License no. 130-23

7-12-19

Date



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

7/16/19

Date