

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

THOMAS J. STRICK, M.D.,
RESPONDENT.

:
:
: FINAL DECISION AND ORDER
:
: **ORDER 0006437**

Division of Legal Services and Compliance Case No. 19 MED 015

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

Thomas J. Strick, M.D.
2414 Elmwood Blvd.
Wausau, WI 54403

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 Thomas J. Strick, M.D. (DOB January 23, 1959), is licensed in the state of Wisconsin to practice medicine and surgery, having license number 27818-20, first issued on July 1, 1986, 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 2414 Elmwood Boulevard, Wausau, Wisconsin 54403.

2. At all times relevant, Respondent practiced family medicine at a facility in Wausau, Wisconsin (Facility).

3. On June 18, 2019, Respondent was charged five counts Fraudulent Use of Prescriptions (Class E felonies) in violation of 21 U.S.C. § 843(a)(3) in United States District Court for the Western District of Wisconsin Case No. 19-CR-79-WMC. The criminal complaint stated, *inter alia*:

Between September 25, 2015 through December 29, 2018, Respondent knowingly and intentionally acquired fentanyl, a Schedule II controlled substance, by misrepresentation, fraud, deception, and subterfuge; specifically, Respondent prescribed fentanyl patches to patients without a medical need and instructed the patients to fill the prescriptions and return the fentanyl patches to him for personal use, and the patients did as Respondent instructed and returned the fentanyl patches to Respondent.

4. On September 9, 2019, the Board issued an Interim Order suspending Respondent's license to practice medicine and surgery during the pendency of DLSC Case No. 19 MED 015.

5. On October 10, 2019, Respondent pled guilty to all five counts of Fraudulent Use of Prescriptions (Class E felonies) in United States District Court for the Western District of Wisconsin Case No. 19-CR-79-WMC.

6. 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).

2. By the conduct described in the Findings of Fact, Respondent Thomas J. Strick, M.D., engaged in unprofessional conduct as defined by Wis. Admin. Code § Med 10.03(2)(e) by administering, dispensing, prescribing, supplying, or obtaining a controlled substance as defined in s. 961.01(4), Stats., other than in the course of legitimate professional practice, or as otherwise permitted by law.

3. By the conduct described in the Findings of Fact, Respondent Thomas J. Strick, M.D., engaged in unprofessional conduct as defined by Wis. Admin. Code § Med 10.03(3)(i) by a violation or conviction of any laws or rules of this state, or of any other state, or any federal law or regulation that is substantially related to the practice of medicine and surgery.

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

ORDER

1. The attached Stipulation is accepted.

2. The PERMANENT SURRENDER by Thomas J. Strick, M.D., of his license to practice medicine and surgery in the state of Wisconsin (license no. 27818-20) and any appurtenant right to renew that license, 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, Thomas J. Strick, M.D., shall, as a prerequisite to application, pay COSTS of this matter in the amount of \$1,264.00.

5. 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>

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

THOMAS J. STRICK, M.D.,
RESPONDENT.

:
:
:
:
:

STIPULATION

ORDER 0006437

Division of Legal Services and Compliance Case No. 19 MED 015

Respondent Thomas J. Strick, 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 Mario D. Mendoza.

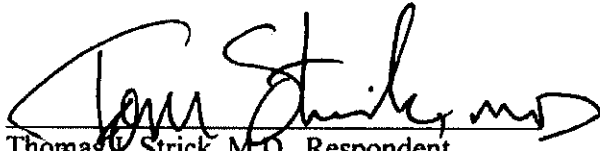
4. Respondent agrees to the adoption of the attached Final Decision and Order by the Wisconsin Medical Examining Board (Board). The parties to the Stipulation consent to the entry of the attached Final Decision and Order without further notice, pleading, appearance or consent of the parties. Respondent 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.

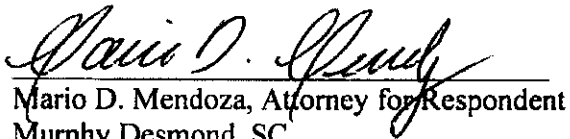
6. The parties to this Stipulation agree that the attorney or other agent for the Division of Legal Services and Compliance and any member of the Board ever assigned as an advisor in this investigation may appear before the Board in open or closed session, without the presence of Respondent, for purposes 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.

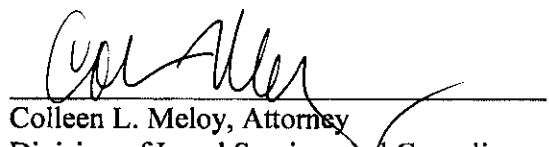
8. The Division of Legal Services and Compliance joins Respondent in recommending the Board adopt this Stipulation and issue the attached Final Decision and Order.


Thomas V. Strick, M.D., Respondent
2414 Elmwood Blvd
Wausau, WI 54403
License no. 27818-20

10-31-2019
Date


Mario D. Mendoza, Attorney for Respondent
Murphy Desmond, SC
33 E. Main St., Ste 500
P.O. Box 2038
Madison, WI 53701-2038

11-4-2019
Date


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

11-05-2019
Date