

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
ROY DOUGLAS OZANNE, M.D., :
RESPONDENT. :

ORDER 0006947

Division of Legal Services and Compliance Case No. 18 MED 438

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

Roy Douglas Ozanne, M.D.
Two Rivers, WI 54241-9550

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 Roy Douglas Ozanne, M.D., (DOB xx-xx-1948), is licensed in the state of Wisconsin to practice medicine and surgery, having license number 20632-20, first issued on January 21, 1977, with registration current through October 31, 2021. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is in Two Rivers, Wisconsin 54241-9550.

2. Respondent is also licensed to practice medicine in Washington.

3. On July 12, 2018, the State of Washington Medical Quality Assurance Commission issued a Stipulation of Informal Disposition related to Respondent's care and treatment of an elderly patient's pressure ulcer in 2016 (Washington Order). The patient later required emergent

care at a hospital to treat sepsis. Respondent had occasionally stayed at the elderly patient's home to provide 24-hour care. The Washington Order required, *inter alia*, that Respondent comply with the following:

- a. Complete, within six months, Continuing Medical Education (CME) on medical ethics, practitioner-patient boundaries, and a refresher course on evaluation and treatment of the signs and symptoms of common infections in the elderly patient; and
 - b. Remit payment of \$2,000 in costs.
4. Respondent did not report the Washington Order to the Board.
5. Respondent certified he completed 30 hours of AMA or AOA Category I Continuing Education during the 2016-2017 biennium, including two hours of a Board-approved course related to the Board's Opioid Prescribing Guidelines, pursuant to Wis. Admin. Code ch. Med 13.
6. During the Department's investigation of this matter, Respondent failed to demonstrate compliance with the continuing medical education requirements for the 2016-2017 biennium as follows:
- a. Respondent submitted certification of only 17 hours of continuing education obtained during the 2016-2017 biennium.
7. 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 engaged in unprofessional conduct as defined by Wis. Admin. Code § Med 10.03(3)(a) by failing, within 30 days, to report to the board any final adverse action taken against the licensee's authority to practice medicine and surgery by another licensing jurisdiction concerned with the practice of medicine and surgery.
3. By the conduct described in the Findings of Fact, Respondent engaged in unprofessional conduct as defined by Wis. Admin. Code § Med 10.03(3)(c) by having any credentialing pertaining to the practice of medicine and surgery or any act constituting the practice of medicine and surgery become subject to adverse determination by any agency of this or another state, or by any federal agency or authority.

4. By the conduct described in the Findings of Fact, Respondent violated Wis. Stat. § 448.13(1)(a) by failing to complete thirty (30) acceptable continuing medical education hours, including an approved opioid course, during the 2016-2017 biennium.

5. In violating Wis. Stat. § 448.13(1)(a), Respondent committed unprofessional conduct as defined by Wis. Admin. Code §§ Med 10.03(1)(a) and (b).

6. As a result of the above conduct, Roy Douglas Ozanne, M.D., is subject to discipline pursuant to Wis. Stat. § 448.02(3).

ORDER

1. The attached Stipulation is accepted.
2. Respondent Roy Douglas Ozanne, M.D., is REPRIMANDED.
3. The license to practice medicine and surgery in the state of Wisconsin of Respondent (license no. 20632-20) is LIMITED as follows:
 - a. Respondent must comply with all the terms, conditions, and requirements of the Washington Order.
 - b. Within ninety (90) days of the date of this Order Respondent shall complete thirteen (13) hours of AMA or AOA Category I Continuing Education in subject matters relevant to medicine and surgery.
 - c. Within thirty (30) days of completion of these hours, Respondent shall submit documentation of the course(s) to the Department Monitor. The documentation shall show the name of the course, the provider, the number and type of credits received, and the date the course was completed.
 - d. Respondent is responsible for all costs associated with compliance with this educational requirement.
 - e. The continuing medical education completed pursuant to this requirement will be used to satisfy only the continuing medical education required for the 2016-2017 biennium. None of the education completed pursuant to this requirement may be used to satisfy any other continuing medical education requirements that have been or may be instituted by the Board or Department.
 - f. Satisfaction of this limitation does not relieve Respondent of the obligation to complete continuing medical education in the current biennium.

- g. Respondent is on notice that the Department may audit his compliance with continuing medical education requirements in the next biennium.
- h. This limitation shall be removed upon Respondent demonstrating to the Board or its designee that Respondent has successfully completed continuing medical education requirements for the 2016-2017 biennium.

4. Within ninety (90) days from the date of this Order, Respondent shall pay COSTS of this matter in the amount of \$500.00.

5. Request for approval of courses, proof of successful course completion, and payment of costs (made payable to the Wisconsin Department of Safety and Professional Services) shall be sent by Respondent to the Department Monitor at the address below:

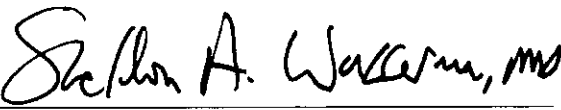
Department Monitor
Division of Legal Services and Compliance
Department of Safety and Professional Services
P.O. Box 7190, Madison, WI 53707-7190
Telephone (608) 267-3817; Fax (608) 266-2264
DSPSMonitoring@wisconsin.gov

Respondent may also submit this information online via DSPPS' Monitoring Case Management System, here: <https://dspsmonitoring.wi.gov/>

6. In the event Respondent violates any term of this Order, Respondent's license (no. 20632-20), or Respondent's right to renew his license, may, in the discretion of the Board or its designee, be SUSPENDED, without further notice or hearing, until Respondent has complied with the terms of the Order. The Board 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 MEDICAL EXAMINING BOARD

By: 
A Member of the Board

19 August 2020
Date



STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

ROY DOUGLAS OZANNE, M.D.,
RESPONDENT.

:
:
:
:
:

STIPULATION
ORDER 0006947

Division of Legal Services and Compliance Case No. 18 MED 438

Respondent Roy Douglas Ozanne, 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.

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.

Roy Ozanne, M.D.

Roy Douglas Ozanne, M.D., Respondent
Two Rivers, WI 54241-9550
License no. 20632-20

13 July 2020
Date

Colleen L. Meloy

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

7/14/2020
Date