

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN
BEFORE THE CHIROPRACTIC EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY	:	
PROCEEDINGS AGAINST	:	
	:	FINAL DECISION AND ORDER
PAUL W. MERGEN, D.C.,	:	Board Order No. 0006943
RESPONDENT.	:	

Division of Legal Services and Compliance Case No. 20 CHI 003

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

Paul W. Mergen, D.C.
Bloomington, WI 53804

Wisconsin Chiropractic 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 Chiropractic 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. Paul W. Mergen, D.C. (Respondent), (Year of Birth 1987) is licensed in the state of Wisconsin as a chiropractor, having license number 4997-12, first issued on January 27, 2014, and current through December 14, 2020. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is in Bloomington, Wisconsin 53804.

2. On August 13, 2020, via Board Interim Order No. 0006943, Respondent's license to practice chiropractic was suspended pending the final resolution of this matter. Respondent has not renewed his license following the suspension. However, Respondent retains a five-year right to renew his license pursuant to Wis. Stat. § 440.08(3).

3. On April 9, 2020, Respondent was charged with twelve (12) counts of Possession of Child Pornography, in violation of Wis. Stat. § 948.12(1m), a class D Felony, in Dane County Circuit Court Case No. 2020CF000904. As of the date of this Order, the matter is still pending.

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

CONCLUSIONS OF LAW

1. The Board has jurisdiction to act in this matter pursuant to Wis. Stat. §§ 446.03 and 446.05, 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 SURRENDER by Respondent of his license to practice chiropractic in the state of Wisconsin (license no. 4997-12), as well as his right to renew such license, is accepted.

3. In the event Respondent petitions the Board for reinstatement of his license to practice chiropractic in the state of Wisconsin or applies for another credential in the state of Wisconsin under Wis. Stat. chs. 440 through 480, Respondent shall pay the costs of this matter in the amount of \$1100.00, before any petition or application for a credential will be considered by the applicable board or Department.

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

5. Any requests, petitions, payments of costs (made payable to Department of Safety and Professional Services), and other information required by this Order shall be submitted to:

Department Monitor
Division of Legal Services and Compliance
Department of Safety and Professional Services
P.O. Box 7190, Madison, WI 53707-7190
Telephone (608) 266-2112; Fax (608) 266-2264
DSPSMonitoring@wisconsin.gov

Respondent may also submit this information online at: <https://dspsmonitoring.wi.gov>

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

WISCONSIN CHIROPRACTIC EXAMINING BOARD

By: Kris N. Elwood, D.C. Date 10/28/2021
A Member of the Board

STATE OF WISCONSIN
BEFORE THE CHIROPRACTIC EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY	:	
PROCEEDINGS AGAINST	:	
	:	STIPULATION
PAUL W. MERGEN, D.C.,	:	Board Order No. 0006943
RESPONDENT.	:	

Division of Legal Services and Compliance Case No. 20 CHI 003

Paul W. Mergen, D.C. (Respondent), and the Division of Legal Services and Compliance, Department of Safety and Professional Services, stipulate as follows:

1. This Stipulation is entered into in the course of a pending investigation by the Division of Legal Services and Compliance.
2. Respondent is aware of his right to seek legal representation and has been provided an opportunity to obtain legal counsel before signing this Stipulation.
3. Respondent agrees to the adoption of the attached Order by the Chiropractic Examining Board. The parties to the Stipulation consent to the entry of the attached Order without further notice, pleading, appearance or consent of the parties. Respondent waives all rights to any appeal of the attached Order, if adopted in the form as attached.
4. 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 be returned to the Division of Legal Services and Compliance for further proceedings. In the event this 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.
5. 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 or Respondent's attorney, 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 Order.
6. Respondent is informed that should the Board adopt this Stipulation, the Board's Order is a public record and will be published in accordance with standard Department procedure.
7. The Division of Legal Services and Compliance joins Respondent in recommending the Board adopt this Stipulation and issue the attached Order.

Paul W. Mergen DC

Paul W. Mergen, D.C., Respondent

Bloomington, WI 53804

License no. 4997-12

9/07/2021
Date

Gretchen Mrozinski, Prosecuting Attorney

Division of Legal Services and Compliance

P.O. Box 7190

Madison, WI 53707-7190

Date

Paul W. Mergen, D.C., Respondent
Bloomington, WI 53804
License no. 4997-12

Date



Gretchen Mrozinski, Prosecuting Attorney
Division of Legal Services and Compliance
P.O. Box 7190
Madison, WI 53707-7190

September 9, 2021

Date