

## WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN  
BEFORE THE MEDICAL EXAMINING BOARD

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IN THE MATTER OF DISCIPLINARY :  
PROCEEDINGS AGAINST :  
: FINAL DECISION AND ORDER  
AARON C. WEAVER, R.C.P., :  
RESPONDENT. :

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**ORDER 0007171**

Division of Legal Services and Compliance Case No. 18 MED 312

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

Aaron C. Weaver, R.C.P.  
Park Falls, WI 54552

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 Aaron C. Weaver, R.C.P. (DOB xx-xx-1971), is licensed in the state of Wisconsin as a respiratory care practitioner, having license number 3690-28, first issued on June 11, 2008, with registration current through June 30, 2022. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is in Park Falls, Wisconsin 54552.

2. At all times relevant to this proceeding, Respondent was contracted as a respiratory care practitioner on temporary assignment at a hospital in Antigo, Wisconsin (Hospital).

3. On August 27, 2018, the Hospital filed a complaint with the Department alleging Respondent was impaired at work and unable to perform his job duties.

4. There was no breath, blood, or urine test performed by the Hospital showing Respondent was impaired and Respondent denies impairment.

5. Rather than incur the time and expenses involved in a contested disciplinary proceeding, 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 SURRENDER of the license of Respondent Aaron C. Weaver, R.C.P., (license number 3690-28) to practice as a respiratory care practitioner in the state of Wisconsin is hereby accepted.

3. After a period of three (3) years from the date of this Order, Respondent may petition the Board for reinstatement of his license.

4. In the event Respondent petitions the Board for reinstatement, the Board may enter an order denying such petition 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.

5. In the event Respondent petitions the Board for reinstatement of his license to practice as a respiratory care practitioner in the state of Wisconsin, or applies for another credential with the Department, Respondent shall pay the costs of this matter in the amount of \$878.00 before any petition or application is considered.

6. Respondent shall return all indicia of licensure, direct any future petitions for reinstatement, and remit payment of costs 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)

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

[www.dspsmonitoring.wi.gov](http://www.dspsmonitoring.wi.gov)

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

WISCONSIN MEDICAL EXAMINING BOARD

By: Sheldon A. Wasserman, MD  
A Member of the Board

20 January 2021  
Date

STATE OF WISCONSIN  
BEFORE THE MEDICAL EXAMINING BOARD

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IN THE MATTER OF DISCIPLINARY  
PROCEEDINGS AGAINST

AARON C. WEAVER, R.C.P.,  
RESPONDENT.

:  
:  
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STIPULATION

**ORDER 0007171**

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Division of Legal Services and Compliance Case No. 18 MED 312

Respondent Aaron C. Weaver, R.C.P., 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.

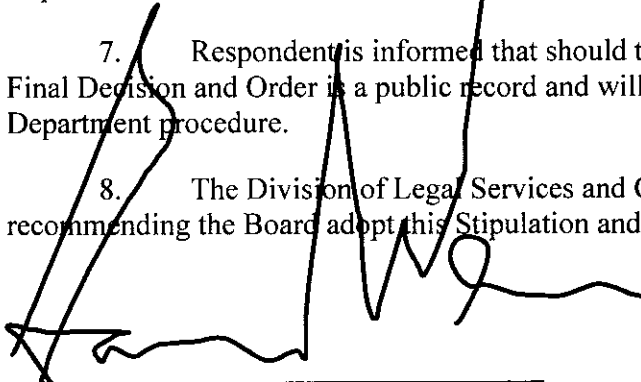
5. If the terms of this Stipulation are not acceptable to the Board, the parties shall not be bound by the contents of this Stipulation, and the matter shall then be returned to the Division

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.



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Aaron C. Weaver, R.C.P., Respondent  
Park Falls, WI 54552  
License No. 3690-28

\_\_\_\_\_  
Date 1-24



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

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Date 01/05/2021