

## 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 :  
 :  
DENNIS E. COLBY, D.O., : FINAL DECISION AND ORDER  
RESPONDENT. : **ORDER 0007550**

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Division of Legal Services and Compliance Case No. 21 MED 034

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

Dennis E. Colby, D.O.  
Belmond, IA 50421

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 agree to the terms and conditions of the attached Stipulation as the final disposition of these matters, subject to the approval of the Medical Examining Board (Board). The Board has reviewed this Stipulation and considers it acceptable.

Accordingly, the Board in these matters adopts the attached Stipulation and makes the following Findings of Fact, Conclusions of Law, and Order.

FINDINGS OF FACT

1. Respondent Dennis E. Colby, D.O., (Year of Birth 1954) is licensed in the state of Wisconsin to practice medicine and surgery, having license number 23000-21, first issued on July 11, 1980, 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 Belmond, Iowa 50421.

2. The Department's Division of Legal Services and Compliance (DLSC) opened case number 21 MED 034 after receiving a complaint that Respondent had surrendered his medical license in the state of Minnesota on January 9, 2021, and is currently being investigated by the Iowa Board of Medicine.

3. Respondent states that he has never practiced medicine and surgery in Wisconsin, nor does he intend to in the future. Respondent intends to continue practicing emergency medicine in Iowa.

4. Respondent does not wish to incur the time and expense involved in contested disciplinary proceedings and therefore is willing to voluntarily surrender his Wisconsin license to resolve this matter.

5. Respondent's voluntary surrender of his Wisconsin license is not an admission of wrongdoing and Respondent denies engaging in unprofessional conduct.

6. Respondent consents to the entry of the following Conclusion of Law and Order.

CONCLUSION OF LAW

1. The Wisconsin Medical Examining Board has jurisdiction to act in these matters 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 Respondent Dennis E. Colby, D.O., of his license and registration to practice medicine and surgery in the state of Wisconsin (license number 23000-21) is accepted.

3. This surrender constitutes Respondent's permanent relinquishment of his license to practice medicine and surgery in the state of Wisconsin, and any appurtenant right to renew that license and registration. 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, Respondent, shall, as a prerequisite to application, pay the COSTS of this matter in the amount of \$355.00.

5. This Order is effective as of the date of its signing.

WISCONSIN MEDICAL EXAMINING BOARD

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

18 August 2021  
Date

RECEIVED

AUG 9 - 2021

DIV LEGAL SERVICES & COMPLIANCE  
DEPT SAFETY & PROFESSIONAL SERVICES

STATE OF WISCONSIN  
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY  
PROCEEDINGS AGAINST

DENNIS E. COLBY, D.O.,  
RESPONDENT.

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STIPULATION

ORDER 0007556

Division of Legal Services and Compliance Case No. 21 MED 034

Respondent Dennis E. Colby, D.O., 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 all rights to proceed to hearing or engage in any additional legal procedure afforded him by applicable 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 Richard Thomas.

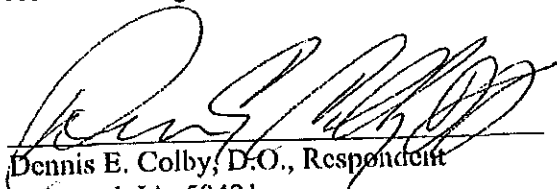
4. Respondent agrees to the adoption of the attached Final Decision and Order by the Wisconsin Medical Examining Board (Board). The parties to the Stipulation consent to the entry of the attached Final Decision and Order without further notice, pleading, appearance or consent of the parties. Respondent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

  
Dennis E. Colby, D.O., Respondent  
Belmond, IA 50421  
License No. 23000-21

8/5/21  
Date

Richard Thomas, Attorney for Respondent  
Burke & Thomas, PLLP  
3900 Northwoods Drive, Suite 200  
Arden Hills, MN 55112

\_\_\_\_\_  
Date

  
Carley J. Peich Kiesling, Prosecuting Attorney  
Department of Safety and Professional Services  
Division of Legal Services and Compliance  
P.O. Box 7190  
Madison, WI 53707-7190

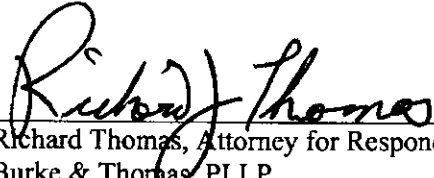
08/09/2021  
Date

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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Dennis E. Colby, D.O., Respondent  
Belmond, IA 50421  
License No. 23000-21

\_\_\_\_\_  
Date

  
\_\_\_\_\_  
Richard Thomas, Attorney for Respondent  
Burke & Thomas, PLLP  
3900 Northwoods Drive, Suite 200  
Arden Hills, MN 55112

08/05/2021  
Date

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Carley J. Peich Kiesling, Prosecuting Attorney  
Department of Safety and Professional Services  
Division of Legal Services and Compliance  
P.O. Box 7190  
Madison, WI 53707-7190

\_\_\_\_\_  
Date