

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
KATHLEEN A. BAUGRUD, M.D., :
RESPONDENT. :

ORDER 0007104

Division of Legal Services and Compliance Case No. 19 MED 153

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

Kathleen A. Baugrud, M.D.
Milwaukee, WI 53202

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. Kathleen A. Baugrud, M.D. (Respondent), (Year of Birth 1960) is licensed in the state of Wisconsin to practice medicine and surgery, having license number 27546-20, first issued on July 1, 1986, and 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 Milwaukee, Wisconsin 53202.

2. Respondent is the Medical Director at a medispa located in Brookfield, Wisconsin (Facility).

3. Respondent's medical specialty is internal medicine.

4. The Facility provides the following services:
 - a. treatment for acne, scarring, rosacea, sun damage, and cosmetic surface veins;
 - b. laser hair removal by using lasers microdermabrasion, and chemical peels; and
 - c. administration of Botox®, Dysport®, Juvederm®, Voluma®, Vollure®, and Volbella®.
5. Respondent is present at the Facility approximately once per week but does not see or treat patients personally. Respondent has been trained on only some of the procedures performed at the Facility.
6. Respondent supervises Provider A, an unlicensed provider, at the Facility.
7. Provider A orders Botox® and fillers utilizing Respondent's medical license number.
8. On January 15, 2018, Provider A injected 2 syringes of Vollure® and 27 units of Botox® into Patient B's face.
9. On January 24, 2018, Provider A injected 2 syringes of Juvederm® and 10 units of Botox® into Patient B's face.
10. On January 26, 2018, Patient B presented to a registered nurse and aesthetician, Provider C. Provider C documented that Patient B suffered from an asymmetric smile which was immobile.
11. On February 12, 2018, Patient B returned to Provider A. Provider A took a photograph of Patient's B asymmetric smile and facial droop. Respondent did not see Patient B.
12. On February 8, 2021, Patient B presented to another provider and was noted to have residual nerve issues on the right lower face causing an asymmetrical smile which was permanent and caused by Provider A's injections.
13. 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. § 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 violated Wis. Admin. Code § Med 10.03(1)(L) by failing to adequately supervise delegated medical acts performed by licensed or unlicensed personnel.

3. As a result of the above violations, Respondent is subject to discipline pursuant to Wis. Stat. § 448.02(3).

ORDER

1. The attached Stipulation is accepted.
2. Respondent is REPRIMANDED.
3. The medicine and surgery license issued to Respondent (license number 27546-20) is LIMITED as follows:
 - a. Within ninety (90) days of the date of this Order, Respondent shall successfully complete three (3) hours of continuing education on the topic of appropriate documentation, oversight, and performance of Botox® procedures.
 - b. Respondent shall be responsible for obtaining the course(s) required under this Order, for providing adequate course(s) descriptions to the Department Monitor, and for obtaining pre-approval of the course(s) from the Board, or its designee, prior to commencement of the course(s).
 - c. The Board or its designee may reject any course(s) and may accept a course(s) for less than the number of hours for which Respondent seeks approval.
 - d. Within thirty (30) days of completion of each educational component, Respondent shall submit proof of successful completion of the ordered education in the form of verification from the institution providing the education to the Department Monitor at the address stated below.
 - e. Respondent is responsible for all costs associated with compliance with this educational requirement.
 - f. None of the education completed pursuant to this requirement may be used to satisfy any other continuing education requirements that have been or may be instituted by the Board or Department.
 - g. Within one hundred twenty (120) days of the date of this Order, Respondent shall provide proof of certification to perform Botox, Juvaderm, Vbeam and Nanofat services.
4. Within 90 days from the date of this Order, Respondent shall pay COSTS of this matter in the amount of \$1,095.00.

5. Requests for course approval, proof of successful course completion/certification, 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) 266-2112; Fax (608) 266-2264
DSPSMonitoring@wisconsin.gov

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

6. In the event Respondent violates any term of this Order, Respondent's license (no. 27546-20), or Respondent's right to renew her 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: Stephen A. Wasserman, MD
A Member of the Board

15 September 2021
Date

STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

KATHLEEN A. BAUGRUD, M.D.,
RESPONDENT.

:
:
:
:
:
:

STIPULATION

ORDER 0007604

Division of Legal Services and Compliance Case No. 19 MED 153

Kathleen A. Baugrud, M.D. (Respondent), 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.

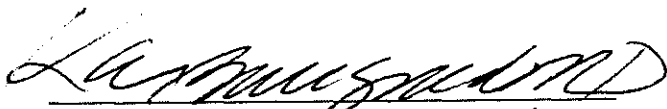
5. If the terms of this Stipulation are not acceptable to the Board, the parties shall not be bound by the contents of this Stipulation, and the matter shall then be returned to the Division

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.

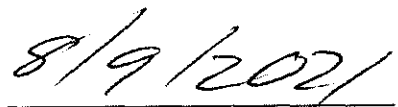
8. The Division of Legal Services and Compliance joins Respondent in recommending the Board adopt this Stipulation and issue the attached Final Decision and Order.



Kathleen A. Baugrud, M.D., Respondent
Milwaukee, WI 53202
License No. 27546-20



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



Date

8/11/2021

Date