

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
SHANNON P. CALHOUN, D.O., :
RESPONDENT. :

ORDER 0007895

Division of Legal Services and Compliance Case No. 21 MED 389

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

Shannon P. Calhoun, D.O.
Omaha, NE 68130

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 Wisconsin 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 Shannon P. Calhoun, D.O., (Year of Birth 1968) is licensed in the state of Wisconsin to practice medicine and surgery, having license number 62747-21, first issued on August 12, 2014, with registration current through October 31, 2023.¹ Respondent's most recent address on file with the Department of Safety and Professional Services (Department) is in Omaha, Nebraska 68130.

¹ Respondent also maintains a license to practice as a physician in Colorado (number DR-0053332), a license to practice as an osteopathic physician and surgeon in Oklahoma (number 3654), and a license to practice as an osteopathic physician and surgeon in Nebraska (number 460), and may be licensed in other states.

2. On September 9, 2021, the Colorado Medical Board (CO Board) issued a Stipulation and Order (number 2019-4183-B) (CO Order) placing Respondent's Colorado license on probation for five years under the following conditions:

- (a) Respondent must abstain from all addictive substances.
- (b) Respondent must not use habit-forming drugs or controlled substances given by an authorized person unless Respondent has received prior written approval from the treatment monitor.
- (c) Respondent must participate in treatment and monitoring as determined by the Colorado Physician Health Program (CPHP), with quarterly reports from CPHP.

3. The CO Board found the following stipulated facts:

- (a) Respondent has a physical or mental illness or condition that renders him unable to perform a medical service with reasonable skill and safety to patients in the absence of treatment monitoring.
- (b) Respondent habitually or excessively used or abused alcohol or a controlled substance.
- (c) Respondent's actions constitute unprofessional conduct in Colorado.

4. Respondent stated to the Department that he voluntarily entered a 90-day alcohol abuse treatment program on January 9, 2019, and successfully completed treatment on April 9, 2019. On April 10, 2019, Respondent voluntarily signed a five-year contract with the Oklahoma Health Professionals Program (OHPP) in which he agreed to abstain from all psychoactive substances including alcohol, participate in random drug screenings, attend support group meetings, participate in individual therapy, and obtain a primary care provider and notify them of his substance abuse history.

5. Respondent maintains he has abstained from the use of alcohol or other habit-forming drugs or substances since January 9, 2019.

6. 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. Based on the Findings of Fact, Respondent engaged in unprofessional conduct by having any credential 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, pursuant to Wis. Admin. Code § Med 10.03(3)(c).

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

ORDER

1. The attached Stipulation is accepted.

2. Respondent's license and registration to practice medicine and surgery in the state of Wisconsin (license number 62747-21), and his right to renew such license and registration, is **SUSPENDED**.

3. The suspension of Respondent's license and registration, and right to renew such license and registration, is **STAYED** and his license and registration are **LIMITED** as follows:

- (a) Respondent shall comply with the CO Order.
- (b) Respondent shall notify the Board of any modifications to the CO Order by sending a copy of the modified CO Order to the Department Monitor at the address below within ten (10) days of the CO Board's action.
- (c) Within 30 days of the date of this Order, Respondent shall submit a self-report to the Board summarizing his compliance with the conditions of probation in the CO Order. Respondent shall continue to submit quarterly self-reports until Respondent provides proof to the Board that he has successfully complied with all terms and conditions of the CO Order and his Colorado license has been restored to full, unrestricted status.

4. The Board or its designee may, without hearing, remove the stay of suspension upon receipt of information that Respondent is in violation of any provision of this Order. A violation of the CO Order is a violation of this Order. The suspension becomes reinstated immediately upon notice of the removal of the stay being provided to Respondent either by:

- (a) Mailing to Respondent's last-known address provided to the Department of Safety and Professional Services (Department) pursuant to Wis. Stat. § 440.11; or
- (b) Actual notice to Respondent or Respondent's attorney.

5. The Board or its designee may reinstate the stay, if provided with sufficient information that Respondent is in compliance with this Order and that it is appropriate for the stay to be reinstated. Whether to reinstate the stay shall be wholly in the discretion of the Board or its designee.

6. Within 120 days from the date of this Order, Respondent shall pay COSTS of this matter in the amount of \$435.00.

7. Any reports or other documents required by this Order, and payment of costs (made payable to Department of Safety and Professional Services), shall be submitted 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 at: <https://dpsmonitoring.wi.gov>.

8. In the event Respondent violates any term of this Order, the Board may, in its discretion, impose additional conditions and limitations or other additional discipline as it deems appropriate. 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.

9. This Final Decision and Order is effective on the date of its signing.

WISCONSIN MEDICAL EXAMINING BOARD

By: Sharon A. Wacker, MD
A Member of the Board

3/16/2022
Date

STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

SHANNON P. CALHOUN, D.O.,
RESPONDENT.

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:
:

STIPULATION

ORDER 0007895

Division of Legal Services and Compliance Case No. 21 MED 389

Respondent Shannon P. Calhoun, 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 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. Respondent is represented by Attorney Stacie H. Rosenzweig.

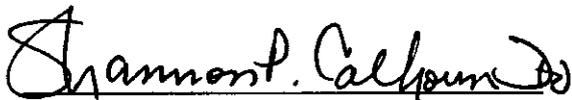
4. Respondent agrees to the adoption of the attached Final Decision and Order by the Wisconsin Medical Examining Board (Board). The parties to the Stipulation consent to the entry of the attached Final Decision and Order without further notice, pleading, appearance or consent of the parties. Respondent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

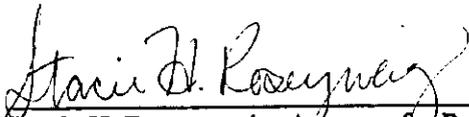
8. The Division of Legal Services and Compliance joins Respondent in recommending the Board adopt this Stipulation and issue the attached Final Decision and Order.



Shannon P. Calhoun, D.O., Respondent
Omaha, NE 68130
License No. 62747-21

02/11/2022

Date



Stacie H. Rosenzweig, Attorney for Respondent
Halling & Cayo, S.C.
320 E. Buffalo St., Suite 700
Milwaukee, WI 53202

02/11/2022

Date



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

02/14/2022

Date