

## 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  
KEVIN M. COONAN, M.D., :  
RESPONDENT. :

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**ORDER 0008-24**

Division of Legal Services and Compliance Case No. 21 MED 568

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

Kevin M. Coonan, M.D.  
St. Paul, MN 55105

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 Kevin M. Coonan, M.D., (Year of Birth 1967) is licensed in the state of Wisconsin to practice medicine and surgery, having license number 67468-20, first issued on June 5, 2017, with registration current through October 31, 2021<sup>1</sup>. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is located in St. Paul, Minnesota 55105<sup>2</sup>.

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<sup>1</sup> Respondent has not attempted to renew his license; however, his license remains active due to Emergency Order 2. Respondent retains a right to apply to renew his license until October 31, 2026.

<sup>2</sup> Upon information and believe, Respondent's current address is located in Minneapolis, Minnesota 55401.

2. The Department received a notification from the Federation of State Medical Boards (FSMB) that Respondent entered into an order with the Board of Medical Practice in the state of Minnesota (MN Board) on November 13, 2021. This case was opened to further investigate.

3. The Minnesota Order (MN Order) was based on the following facts:

- a. On November 3, 2020, the MN Board received a report alleging Respondent purchased narcotics and sedatives for himself using a patient's name. Specifically, on October 30, 2020, prescriptions were purchased using a patient's name who had been discharged from the emergency department on October 29, 2020. Video surveillance recorded Respondent approaching the dispenser at least six times that day. Respondent's medical privileges were revoked, and an internal investigation was initiated.
- b. In November 2020, the MN Board received a report that during Respondent's enrollment in the Minnesota Health Professionals Services Program (MN HPSP) he admitted that in October 2020 he wrote prescriptions for controlled substances using a patient's name for his own use.
- c. In December 2020, Respondent entered into a Participation Agreement (Agreement) with MN HPSP.
- d. Between December 29, 2020, and July 12, 2021, MN HPSP reported Respondent was out of compliance with the Agreement as he missed five required toxicology screenings, provided three late screenings, and provided two diluted urine specimens.
- e. On September 27, 2021, Respondent met with the MN Board to discuss the allegations. He admitted he wrote prescriptions for controlled substances using a patient's name for his own use. He discussed his chemical dependency, his recovery, and the support systems he has in place to help him maintain his sobriety.

4. The MN Order provided that Respondent's license to practice medicine and surgery was suspended but the suspension was stayed immediately contingent upon Respondent's compliance with the MN HPSP.

5. On May 3, 2022, the MN Board confirmed Respondent has been in compliance with MN HPSP thus far and has been in overall compliance with the 2021 MN Order.

6. The Department attempted to obtain a response from Respondent on January 11, February 9, February 21, February 23 and March 1, 2022, with no response provided. On April 22, 2022, a Department investigator spoke to Respondent by phone at which time he indicated he intends to renew his Wisconsin license and agreed to submit a written response with regard to the MN Order. Another request was emailed to Respondent on April 22, 2022. On May 16, 2022, a

Department investigator sent another email to Respondent requesting a statement. To date, no response has been received.

7. In resolution of this matter, 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).

2. By the conduct described in the Findings of Fact, Respondent engaged in unprofessional conduct as defined by Wis. Admin. Code § Med 10.03(3)(c) by having discipline taken by another jurisdiction against his license to practice medicine and surgery.

3. By the conduct described in the Findings of Fact, Respondent engaged in unprofessional conduct as defined by Wis. Admin. Code § Med 10.03(3)(a) by failing, within 30 days, to report to the Board any final adverse action taken against the licensee's authority to practice medicine and surgery by another licensing jurisdiction concerned with the practice of medicine and surgery.

4. By the conduct described in the Findings of Fact, Respondent engaged in unprofessional conduct as defined by Wis. Admin. Code § Med 10.03(3)(g) by failing, after a request by the Board, to cooperate in a timely manner with the Board's investigation of a complaint filed against a license holder. There is a rebuttable presumption that a credential holder who takes longer than 30 days to respond to a request of the Board has not acted in a timely manner.

5. 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 is REPRIMANDED.

3. Respondent's license and registration to practice medicine and surgery in Wisconsin (license number 67468-20), and his right to apply to renew that license and registration, is LIMITED as follows:

a. Respondent is to maintain full and complete compliance with all terms, limitations, and conditions imposed against his medical license by the MN Order and MN HPSP Participation Agreement.

b. Respondent shall provide the Board with a copy of any document issued by the MN Board or the MN HPSP which alters the conditions of Respondent's continued practice of medicine in the state of Minnesota, including any

document advising reinstatement of full licensure, within fifteen (15) days of issuance of such document.

- c. In the event Respondent intends to practice medicine in Wisconsin during the pendency of this Order, Respondent shall provide the Board or its designee with notice in writing at least ninety (90) days prior to the commencement of practice in Wisconsin. That notice shall include identity of the employer, work location(s) including addresses and phone numbers, and the type of practice.
- d. A determination by the MN HPSP or the MN Board that Respondent has violated any term, limitation, and/or condition imposed on his Minnesota license to practice medicine and surgery by the MN HPSP Participation Agreement, or the MN Order is a violation of this Order.

4. Within ninety (90) days of this Order, Respondent shall pay costs of this matter in the amount of \$573.00.

5. Any submissions required under this order, and payment of costs (made payable to Department of Safety and Professional Services), shall be submitted to:

Department Monitor  
Division of Legal Services and Compliance  
Wisconsin 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>.

6. In the event Respondent violates any term of this order, Respondent's license and registration (license number 67468-20), or Respondent's right to apply to renew such license and registration, 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. Wacker, MD  
A Member of the Board

8/17/2022  
Date

STATE OF WISCONSIN  
BEFORE THE MEDICAL EXAMINING BOARD

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IN THE MATTER OF DISCIPLINARY  
PROCEEDINGS AGAINST

KEVIN M. COONAN, M.D.,  
RESPONDENT.

STIPULATION

**ORDER 0008-24**

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Division of Legal Services and Compliance Case No. 21 MED 568

Respondent Kevin M. Coonan, M.D., 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.

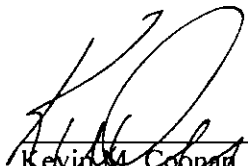
5. If the terms of this Stipulation are not acceptable to the Board the parties shall not be bound by the contents of this Stipulation, and the matter shall then be returned to the Division of Legal Services and Compliance for further proceedings. In the event that the Stipulation is not accepted by 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. Respondent is further informed that should the Board adopt this Stipulation, the Board's Final Decision and Order will be reported as required by the National Practitioner Databank (NPDB) Guidebook and as otherwise required by any licensure compact or any other state or federal law.

9. 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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Kevin M. Coonan, M.D., Respondent  
St. Paul, MN 55105  
License No. 67468-20

2022-07-14  
Date

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

7/15/22  
Date