

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN
BEFORE THE PSYCHOLOGY EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

JOHN R. BRIGGS, PSY.D.,
RESPONDENT.

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FINAL DECISION AND ORDER

ORDER 0008184

Division of Legal Services and Compliance Case No. 21 PSY 009

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

John R. Briggs, Psy.D.
Germantown, WI 53002

Wisconsin Psychology 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 Psychology 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 John R. Briggs, Psy.D., (Year of Birth 1962) is licensed in the state of Wisconsin as a psychologist, having license number 1983-57, first issued on July 26, 1996, and current through September 30, 2023. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is in Germantown, Wisconsin 53022.

2. At all times relevant to this proceeding, Respondent practiced psychology at a clinic in Mequon, Wisconsin.

3. On June 1, 2021, the Department received a complaint against Respondent from a former patient alleging that he engaged in unprofessional conduct. The merits of the complaint

were investigated, and it was determined that Respondent's actions that were the subject of the complaint did not rise to the level of unprofessional conduct.

4. On June 14 and 22, 2021, the Department emailed Respondent at his email address of record requesting his response to the complaint. He did not respond.

5. On June 29, 2021, the Department sent a letter to Respondent at his mailing address of record requesting his response to the complaint. He did not respond.

6. On October 13, 2021, the Department emailed Respondent at his newly updated email address of record requesting his response to the complaint. He did not respond.

7. On November 10, 2021, the Department sent a second letter to Respondent at his mailing address of record requesting his response to the complaint. He did not respond.

8. On December 13, 2021, the Department investigator called Respondent at his telephone number of record and left a voicemail message. He did not respond.

9. On March 23, 2022, the Department emailed Respondent at an alternative email address discovered during the investigation requesting his response to the complaint. On April 6, 2022, Respondent called the Department investigator, said he would provide a response that day, and confirmed the alternative email address was his current email address. No response was received.

10. On April 14, 2022, the Department investigator called Respondent at his telephone number of record and left a voicemail message. He did not respond.

11. On April 26, 2022, the Department attorney emailed Respondent at his current email address requesting his response to the complaint and additional information.

12. On May 10, 2022, almost eleven months after the Department first requested his response, Respondent provided a response to the complaint and supporting documentation.

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. § 455.09(1) 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 failing to respond honestly and in a timely manner to a request for information by the Board, pursuant to Wis. Admin. Code § Psy 5.01(24). Taking longer than 30 days to respond creates a rebuttable presumption that the response is not timely.

3. As a result of the above violation, Respondent is subject to discipline pursuant to Wis. Stat. § 455.09(1)(g).

ORDER

1. The attached Stipulation is accepted.
2. Respondent is REPRIMANDED.
3. Within ninety (90) days from the date of this Order, Respondent shall pay COSTS of this matter in the amount of \$962.00.
4. Any requests, petitions, payments of costs (made payable to Department of Safety and Professional Services), and other information required by this Order shall be submitted to:

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
DPSMonitoring@wisconsin.gov

Respondent may also submit this information online at: <https://dpsmonitoring.wi.gov>.

5. In the event Respondent violates any term of this Order, Respondent's license (number 1983-57), or Respondent's right to renew his 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.

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

WISCONSIN PSYCHOLOGY EXAMINING BOARD

By: 
A Member of the Board

9/28/2022
Date

STATE OF WISCONSIN
BEFORE THE PSYCHOLOGY EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

JOHN R. BRIGGS, PSY.D.,
RESPONDENT.

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STIPULATION

ORDER 0008184

Division of Legal Services and Compliance Case No. 21 PSY 009

Respondent John R. Briggs, Psy.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 Psychology 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.


John R. Briggs, Psy.D., Respondent
Germantown, WI 53002
License No. 1983-57

08/05/2022
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

8/5/2022
Date