

## WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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The status of an appeal may be found on court access websites at:

<http://ccap.courts.state.wi.us/InternetCourtAccess> and <http://www.courts.state.wi.us/wscga>

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STATE OF WISCONSIN  
BEFORE THE DENTISTRY EXAMINING BOARD

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IN THE MATTER OF THE LICENSE OF :  
 :  
 : FINAL DECISION AND ORDER  
 : FOR REMEDIAL EDUCATION  
MICHAEL L. SCHMIDT, D.D.S., :  
LICENSEE. : **ORDER 0008230**

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Division of Legal Services and Compliance Case No. 21 DEN 056

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

Michael L. Schmidt, D.D.S.  
Milwaukee, WI 53220

Wisconsin Dentistry 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

PROCEDURAL HISTORY

A Notice of Hearing and Complaint was filed with the Wisconsin Department of Administration, Division of Hearing and Appeals (DHA) on June 21, 2022 (DHA Case No. SPS-22-0044). Prior to hearing on the Complaint, the parties in this matter agreed to the terms and conditions of the attached Stipulation as the final disposition of this matter, subject to approval of the Dentistry Examining Board (Board). The Board has reviewed this Stipulation and considers it acceptable. Accordingly, the Board adopts the attached Stipulation and makes the following Findings of Fact, Conclusions of Law, and Order.

FINDINGS OF FACT

1. Michael L. Schmidt, D.D.S. (Licensee), (Year of Birth 1949) is licensed in the state of Wisconsin to practice dentistry, having license number 5001648-15, first issued on June 6, 1976, and current through September 30, 2023. Licensee's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is in Milwaukee, Wisconsin 53220.

2. At all times relevant to these matters, Licensee practiced dentistry at a clinic located in Milwaukee, Wisconsin (Clinic).

3. On April 20, 2021, the Division of Legal Services and Compliance (DLSC) received a complaint from Patient A alleging Licensee performed faulty dental work related to teeth extraction and the fabrication of dentures. The case at hand was opened to investigate whether Licensee's actions fell below the standard of care and/or otherwise violated any applicable rule or statute.

4. Patient A's dental records provided by Licensee revealed missing periodontal charts, lack of documentation of alternative treatment options and patient consent, and inadequate radiographs.

5. In resolution of this matter, Licensee consents to the entry of the following Conclusions of Law and Order.

#### CONCLUSIONS OF LAW

1. The Wisconsin Dentistry Examining Board is authorized to enter into the attached Stipulation pursuant to Wis. Stat. § 227.44(5).

#### ORDER

1. The attached Stipulation is accepted.
2. Within six (6) months of the date of this Order, Licensee shall at his own expense take and successfully complete two (2) hours of education on patient record documentation and charting, and two (2) hours of education on radiographs/imaging as follows:
  - a. Each course attended in satisfaction of this Order must be pre-approved by the Board or its designee. Licensee shall be responsible for locating course(s) satisfactory to the Board and for obtaining the required approval of the course(s) from the Board or its designee. Licensee must take and pass any exam offered for the course(s).
  - b. All education completed pursuant to this Order shall be taken in person. The Board's monitoring liaison may approve course(s) to be taken via webinar, online, or otherwise remotely, in response to a request from Licensee.
  - c. Licensee shall submit proof of successful completion of the education in the form of verification from the institution providing the education to the Department Monitor at the address stated below. None of the education completed pursuant to this requirement may be used to satisfy any continuing education requirements that have been or may be instituted by the Board or Department and may not be used in any future attempt to upgrade a credential.
  - d. The Board's monitoring liaison may change the number of credit hours and/or education topics in response to a request from Licensee. The monitoring liaison may consider the topic availability and/or hours of education when determining if a change to the ordered education should occur.

3. Within ninety (90) days from the date of this Order, Licensee shall pay costs of this matter in the amount of \$2439.

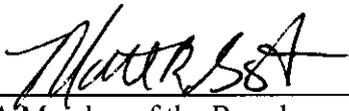
4. Requests for course approval and proof of successful course completion shall be sent by Licensee to the Department Monitor at the address below:

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  
DPSMonitoring@wisconsin.gov

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

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

WISCONSIN DENTISTRY EXAMINING BOARD

By:   
A Member of the Board

11-1-2022  
Date



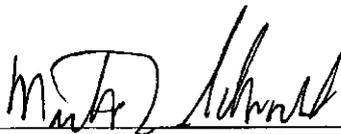
of Legal Services and Compliance for further proceedings. In the event that the Stipulation is not accepted by the Board, the parties agree not to contend that the Board has been prejudiced or biased in any manner by the consideration of this attempted resolution.

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 Licensee, 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 for Remedial Education.

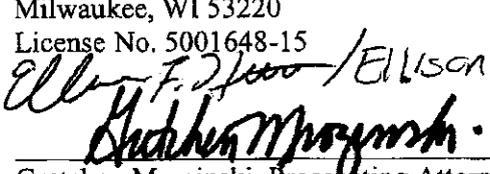
7. Licensee is informed that should the Board adopt this Stipulation, the Board's Final Decision and Order for Remedial Education is a public record and will be published in accordance with standard Department procedure.

8. Licensee is further informed that should the Board adopt this Stipulation, the Board's Final Decision and Order for Remedial Education 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 Licensee in recommending the Board adopt this Stipulation and issue the attached Final Decision and Order for Remedial Education.

  
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Michael L. Schmidt, D.D.S., Licensee  
Milwaukee, WI 53220  
License No. 5001648-15

9/21/2022  
Date

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

9/22/22  
Date