

## WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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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
HYUN S. OH, D.D.S.,	:	
LICENSEE.	:	<b>ORDER 0008619</b>

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Division of Legal Services and Compliance Case No. 22 DEN 156

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

Hyun S. Oh, D.D.S.  
Mequon, WI 53097

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

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 Dentistry 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. Hyun S. Oh, D.D.S. (Licensee), (Year of Birth 1984) is licensed in the state of Wisconsin to practice dentistry, having license number 7187-15, first issued on November 18, 2013, 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 Mequon, Wisconsin 53097.

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

3. Licensee's Prescription Drug Monitoring Program (PDMP) data from January 1 through June 30, 2022, indicated that Licensee prescribed controlled substances but had a 0%

PDMP utilization rate. At such, the Wisconsin Controlled Substances Board referred Licensee to the Board for further review and investigation.

4. The Division of Legal Services and Compliance (Division) obtained Licensee's PDMP query history between December 1, 2021, and June 30, 2022, as well as patient records for 10 patients that were treated by Licensee during the same timeframe. Review of this information revealed that for the 10 patients selected, Licensee issued 12 prescriptions for controlled substances for a duration longer than three days and did not check the PDMP prior to issuing the prescription.

5. The Division also requested that Licensee provide documentation of continuing education (CE) compliance for the biennium ending September 30, 2021. Licensee provided documentation of completion of 30 credit hours during this biennium, but did not provide documentation of two hours on the topic of responsible prescribing of controlled substances for the treatment of acute dental pain.

6. Licensee proactively completed 8 hours of CE coursework on the topic of responsible prescribing of controlled substances, which courses began in December 2022, and concluded in April 2023.

7. Wisconsin PDMP training materials can be found at <http://pdmp.wi.gov/training-materials>.

8. 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

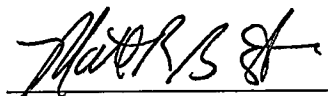
1. The attached Stipulation is accepted.

2. The Board accepts the CE Licensee has already completed, as identified in paragraph six (6) of the Findings of Fact, as satisfying the education the Board would have otherwise ordered in this matter.

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

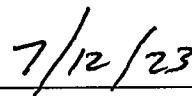
WISCONSIN DENTISTRY EXAMINING BOARD

By:



A Member of the Board

Date



STATE OF WISCONSIN  
BEFORE THE DENTISTRY EXAMINING BOARD

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IN THE MATTER OF THE LICENSE OF

HYUN S. OH, D.D.S.,  
LICENSEE.

:  
:  
:  
:

STIPULATION

**ORDER 00086.19**

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Division of Legal Services and Compliance Case No. 22 DEN 156

Hyun S. Oh, D.D.S. (Licensee), 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. Licensee consents to the resolution of this investigation by Stipulation.

2. Licensee understands that by signing this Stipulation, Licensee voluntarily and knowingly waives the following rights:

- the right to a hearing on the allegations against Licensee, 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 Licensee;
- the right to call witnesses on Licensee's behalf and to compel their attendance by subpoena;
- the right to testify on Licensee'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 Licensee under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin Administrative Code, and other provisions of state or federal law.

3. Licensee is aware of Licensee's right to seek legal representation and has been provided an opportunity to obtain legal counsel before signing this Stipulation. Licensee is represented by Attorney Ellison Hitt.

4. Licensee agrees to the adoption of the attached Final Decision and Order for Remedial Education by the Wisconsin Dentistry Examining Board (Board). The parties to the Stipulation consent to the entry of the attached Final Decision and Order for Remedial Education without further notice, pleading, appearance or consent of the parties. Licensee waives all rights to any appeal of the Board's order, if adopted in the form as attached.

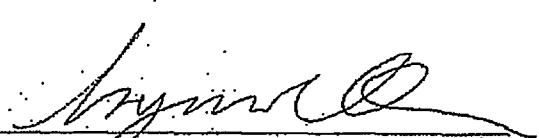
5. If the terms of this Stipulation are not acceptable to the Board, the parties shall not be bound by the contents of this Stipulation, and the matter shall then be returned to the Division of Legal Services and Compliance for further proceedings. In the event that the Stipulation is not accepted by 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 Licensee or Licensee's attorney, 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.

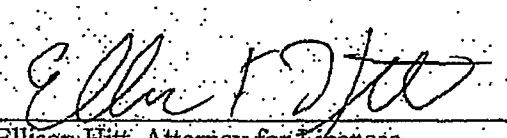
7. Licensee is informed that should the Board adopt this Stipulation, the Board's Final Decision and Order for Remedial Education is a public record and will be published in accordance with standard Department procedure.

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.

  
Hyun S. Oh, D.D.S., Licensee  
Mequon, WI 53097  
License No. 7187-15

6/19/2023  
Date

  
Ellison Hitt, Attorney for Licensee  
Siesennop & Sullivan LLP  
1017 W. Glen Oaks Lane, Ste 201  
Mequon, WI 53092

6/19/23  
Date

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

June 20, 2023  
Date