

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
CHINEDU N. NWABUEZE, M.D., :
RESPONDENT. : **ORDER 0008699**

Division of Legal Services and Compliance Case No. 22 MED 489

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

Chinedu N. Nwabueze, M.D.
Naperville, IL 60564

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 Chinedu N. Nwabueze, M.D., (Year of Birth 1983) is licensed in the state of Wisconsin to practice medicine and surgery pursuant to the Interstate Medical Licensure Compact (Compact), having license number 524-320, first issued on September 5, 2019, 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 Naperville, Illinois 60564.

2. On October 14, 2020, the Medical Board of California, Department of Consumer Affairs (California Medical Board) accepted and adopted a Stipulation for a Probationary License

¹ Respondent practices family medicine and is licensed to practice medicine in at least 25 other states, including Illinois, California, Florida. His primary state of licensure pursuant to the Compact is Colorado.

(CA Stipulation), which became effective on November 13, 2020. The Stipulation resolved allegations that Respondent's 2019 application to practice in California had failed to disclose certain circumstances during Respondent's medical training program.² By entering into the CA Stipulation, Respondent consented to the imposition of the following sanctions:

- (a) Respondent was placed on three years of probation during which he is prohibited from supervising physician assistants and advanced practice nurses;
- (b) Respondent was ordered to submit quarterly reports stating whether he has complied with the conditions of probation; and,
- (c) Respondent was ordered to complete a professionalism (ethics) program in addition to completing regular continuing education requirements.

3. On March 5, 2021, the Texas Medical Board issued a Waiver Order requiring Respondent to comply with the CA Stipulation.

4. On March 15, 2021, the Illinois Department of Financial and Professional Regulation issued a Consent Order imposing indefinite probation of Respondent's Illinois license until Respondent's California license is unencumbered. The probation was conditioned on Respondent's compliance with the CA Stipulation.

5. On June 9, 2022, the Maryland Board of Physicians issued a Consent Order imposing probation on Respondent's Maryland license until Respondent's California license is unencumbered.

6. On October 25, 2022, the Florida Board of Medicine issued a Final Order (FL Order) suspending Respondent's Florida license until his California license is unencumbered.

7. On October 26, 2022, the Department received a report from the Federation of State Medical Boards notifying the Department of the FL Order.

8. Respondent failed to timely report to the Board the final adverse actions taken by California, Texas, Illinois, and Maryland.

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

² Specifically, in March 2016, Respondent had been subject to a supervised academic action plan due to concerns about his medical knowledge. That plan was lifted in September 2016. In February 2017, Respondent was placed on probation for failing the USMLE Step 3 exam. He was placed in a training program, which reported concerns in July and September 2017 about his professionalism. Respondent successfully completed the training program in June 2018.

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 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, pursuant to Wis. Admin. Code § Med 10.03(3)(a).

3. 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).

4. 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 524-320), 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, may be **STAYED** upon Respondent petitioning the Board and providing proof, which is determined by the Board or its designee to be sufficient, that Respondent has fully complied with the CA Stipulation and his California license to practice medicine has been restored to full, unrestricted status.

4. Respondent shall notify the Board of any modifications to the CA Stipulation by sending a copy of the modified California Order to the Department Monitor at the address below within ten (10) days of the California Medical Board's action.

5. Within 120 days from the date of this Order, Respondent shall pay **COSTS** of this matter in the amount of \$455.00.

6. Any petitions 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>.

7. 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.

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

WISCONSIN MEDICAL EXAMINING BOARD

By: Sheila A. Walker, MD
A Member of the Board

8/16/2023
Date

STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

CHINEDU N. NWABUEZE, M.D.,
RESPONDENT.

:
:
:
:
:
:

STIPULATION

JPM 0008699

Division of Legal Services and Compliance Case No. 22 MED 489

Respondent Chinedu N. Nwabueze, 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.



Chinedu N. Nwabueze, M.D., Respondent
Naperville, IL 60564
License No. 524-320

07/30/23
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

07/31/2023
Date