

## 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 THE LICENSE OF :  
: FINAL DECISION AND ORDER  
RON Y. MARK, M.D., : FOR REMEDIAL EDUCATION  
LICENSEE. :  
ORDER 0008701

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Division of Legal Services and Compliance Case No. 22 MED 533

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

Ron Y. Mark, M.D.  
Jericho, NY 11753

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. Licensee Ron Y. Mark, M.D., (Year of Birth 1969) is licensed in the state of Wisconsin to practice medicine and surgery, having license number 55110-20, first issued on November 8, 2010, with registration current through October 31, 2023. Licensee's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is in Jericho, New York 11753.

2. At all times relevant to this proceeding, Licensee practiced radiology at an MRI center in New York, New York.

3. On October 3, 2014, Patient A, a male born in 1958, presented to another provider complaining of pain in his neck, right shoulder, and right arm, a headache, and general numbness and weakness in his body. The provider ordered an urgent MRI-Cervical Spine without contrast.

4. A stand-up MRI was completed and sent to Licensee for interpretation. The clinical information provided to Licensee was “neck pain radiating to right upper extremity with numbness and weakness.”

5. On October 6, 2014, Licensee issued a report finding various disc issues but failing to identify a tumor infiltration in Patient A’s cervical spine on one of the MRI sequences.

6. Licensee admits there were some deposits of advanced metastatic disease from prostate cancer not diagnosed but maintains the cancer was so advanced in other areas that it made no difference clinically.

7. Since this incident in 2014, Licensee has completed significant education, including the following relevant coursework:

- (a) 10 AMA PRA Credits: “A Review of Interventional Radiology” (NetCE), July 12, 2021.
- (b) 6.5 AMA PRA Credits: “Proactive Risk Management Follow-Up IX: Diagnostic Error, Near Misses, and High Exposure Cases” (MLMIC), April 23, 2021.
- (c) 6.5 AMA PRA Credits: “Proactive Risk Management Course Follow-Up X: High Exposure Cases and Difficult Patient Presentations” (MLMIC), May 4, 2023.
- (d) 2 AMA PRA Credits: “Medical Error Prevention and Root Cause Analysis” (NetCE), November 25, 2020.

8. This Final Decision and Order for Remedial Education does not constitute professional discipline and the Board has made no finding that Licensee engaged in unprofessional conduct.

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

#### CONCLUSIONS OF LAW

1. The Wisconsin Medical 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 25 CME credit hours already completed by Licensee as the equivalent of the education it would have otherwise ordered. Any CME credit hours taken during the current reporting period may not be used to satisfy Licensee’s statutory continuing education requirements.

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

WISCONSIN MEDICAL EXAMINING BOARD

By: Sheldon A. Wasserman, MD  
A Member of the Board

8/16/2023  
Date

STATE OF WISCONSIN  
BEFORE THE MEDICAL EXAMINING BOARD

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IN THE MATTER OF THE LICENSE OF

RON Y. MARK, M.D.,  
LICENSEE.

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:

STIPULATION

ONE70008701

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Division of Legal Services and Compliance Case No. 22 MED 533

Licensee Ron Y. Mark, 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. 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.

4. Licensee agrees to the adoption of the attached Final Decision and Order for Remedial Education by the Wisconsin Medical 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

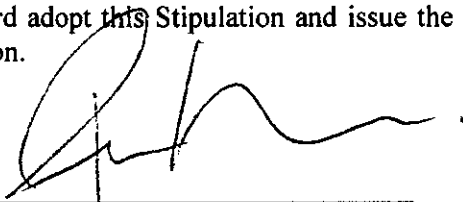
accepted by the Board, the parties agree not to contend that the Board has been prejudiced or biased in any manner by the consideration of this attempted resolution.

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, 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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Ron Y. Mark, M.D., Licensee  
Jericho, NY 11753  
License No. 55110-20

7/27/23  
\_\_\_\_\_  
Date



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

7/27/2023  
\_\_\_\_\_  
Date