

## WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



### **Wisconsin Department of Safety and Professional Services Access to the Public Records of the Reports of Decisions**

This Reports of Decisions document was retrieved from the Wisconsin Department of Safety and Professional Services website. These records are open to public view under Wisconsin's Open Records law, sections 19.31-19.39 Wisconsin Statutes.

#### **Please read this agreement prior to viewing the Decision:**

- The Reports of Decisions is designed to contain copies of all orders issued by credentialing authorities within the Department of Safety and Professional Services from November, 1998 to the present. In addition, many but not all orders for the time period between 1977 and November, 1998 are posted. Not all orders issued by a credentialing authority constitute a formal disciplinary action.
- Reports of Decisions contains information as it exists at a specific point in time in the Department of Safety and Professional Services data base. Because this data base changes constantly, the Department is not responsible for subsequent entries that update, correct or delete data. The Department is not responsible for notifying prior requesters of updates, modifications, corrections or deletions. All users have the responsibility to determine whether information obtained from this site is still accurate, current and complete.
- There may be discrepancies between the online copies and the original document. Original documents should be consulted as the definitive representation of the order's content. Copies of original orders may be obtained by mailing requests to the Department of Safety and Professional Services, PO Box 8935, Madison, WI 53708-8935. The Department charges copying fees. *All requests must cite the case number, the date of the order, and respondent's name* as it appears on the order.
- Reported decisions may have an appeal pending, and discipline may be stayed during the appeal. Information about the current status of a credential issued by the Department of Safety and Professional Services is shown on the Department's Web Site under "License Lookup."

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/wscca>

- Records not open to public inspection by statute are not contained on this website.

**By viewing this document, you have read the above and agree to the use of the Reports of Decisions subject to the above terms, and that you understand the limitations of this on-line database.**

**Correcting information on the DSPS website:** An individual who believes that information on the website is inaccurate may contact [DSPS@wisconsin.gov](mailto:DSPS@wisconsin.gov)

STATE OF WISCONSIN  
BEFORE THE MEDICAL EXAMINING BOARD

---

IN THE MATTER OF DISCIPLINARY  
PROCEEDINGS AGAINST

JOSHUA G. AREHART,  
RESPONDENT.

:  
:  
:  
:  
:

FINAL DECISION AND ORDER

ORDER 0008919

---

Division of Legal Services and Compliance Case No. 22 MED 131

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

Joshua G. Arehart  
Menomonee Falls, WI 53051

Wisconsin Medical Examining Board  
P.O. Box 8366  
Madison, WI 53708-f8366

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. Respondent Joshua G. Arehart (Year of Birth 1989) is licensed in the state of Wisconsin to practice medicine and surgery, having license number 68721-20, first issued on January 30, 2018, with registration current through October 31, 2025. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is in Menomonee Falls, Wisconsin 53051.

2. At all times relevant to this proceeding, Respondent practiced internal medicine as a visiting physician at various healthcare facilities in southeastern Wisconsin.

3. On January 3, 2022, Respondent visited a group home in Racine, Wisconsin, to examine two patients: Patient A (an established male patient born in 1983 with cerebral palsy) and

Patient B (a new male patient born in 1975 who was profoundly intellectually disabled). Respondent's medical assistant was present for the examinations.

4. Respondent charted in Patient A's healthcare record that he performed a heart and lung auscultatory examination on Patient A when he did not.

5. Respondent noted Patient A was uncooperative during the visit. Because of this, Respondent performed a limited abdominal exam on Patient A by palpating his abdomen while he sat in his wheelchair rather than laying down. Respondent did not note the abdominal examination was limited in Patient A's healthcare record.

6. Respondent charted in Patient B's healthcare record that he performed a heart and lung auscultatory examination on Patient B when he did not.

7. Respondent noted Patient B was uncooperative during the visit. Because of this, Respondent performed a limited abdominal exam on Patient B by palpating his abdomen while he sat in his wheelchair rather than laying down. Respondent did not note the abdominal examination was limited in Patient B's healthcare record.

8. Respondent charted that he inspected Patient B's skin and found "wound clean and dry and without erythema or other evidence of infection right buttock, Pressure Injury 1 and surrounding skin, erythema." However, Respondent did not observe Patient B's skin during the examination, instead obtaining the information from Patient B's facility caregiver. Respondent did note under HPI that historical information was obtained from the caregiver and maintains that he tried to add a custom note under Physical Exam to clarify, but the note was not saved.

9. Respondent maintains that after his employer informed him of the charting discrepancies during its investigation, he was denied the opportunity to correct Patient A and B's medical records. Respondent also maintains that his employer scheduled him to see patients more frequently than he felt was medically necessary in order to meet its quota and profit goals.

10. Respondent provided proof of completion of the following education:

(a) June 2, 2023: *UpToDate*, Wolters Kluwer, 2.0 AMA PRA Category 1 credit hours.

(b) November 13, 2023: *Risk Management 101 for Healthcare Professionals: Malpractice, Patient Relations, and Documentation*, The Doctors Company, 1.5 AMA PRA Category 1 credit hours.

(c) November 13, 2023: *Empowering Patients Through Open Clinical Notes*, The Doctors Company, 0.5 AMA PRA Category 1 credit hours.

11. Respondent denies engaging in unprofessional conduct, but for purposes of resolving this matter without further litigation, 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. § 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 as defined in Wis. Admin. Code § Med 10.03(2)(b) by departing from or failing to conform to the standard of minimally competent medical practice which creates and unacceptable risk of harm to a patient or the public whether or not the act or omission resulted in actual harm to any person.

3. 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 is REPRIMANDED.

3. The Board recognizes and accepts the four (4) credit hours of education already taken by Respondent as equivalent of the education the Board would have otherwise ordered. The education referred to in paragraph 10 above may not be used in satisfaction of Respondent's statutory continuing education requirements for licensure.

4. Within ninety (90) days from the date of this Order, Respondent shall pay the COSTS of this matter in the amount of \$1,692.00. If costs are not paid within ninety (90) days from the date of this Order, interest shall accrue at the statutory rate of 12% per annum, pursuant to Wis. Stat. § 440.22(2).

5. 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  
DSPSMonitoring@wisconsin.gov

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

6. In the event Respondent violates any term of this Order, Respondent's license and registration to practice medicine and surgery in the state of Wisconsin (number 68721-20), or Respondent's right to renew his license and registration, 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.

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

WISCONSIN MEDICAL EXAMINING BOARD

By: Clarence Chau (M.D.)  
A Member of the Board

12/20/2023  
Date

STATE OF WISCONSIN  
BEFORE THE MEDICAL EXAMINING BOARD

---

IN THE MATTER OF DISCIPLINARY  
PROCEEDINGS AGAINST

JOSHUA G. AREHART,  
RESPONDENT.

:  
:  
:  
:  
:

STIPULATION

ORDER 00089 19

---

Division of Legal Services and Compliance Case No. 22 MED 131

Respondent Joshua G. Arehart 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. Respondent is represented by Attorney Alan C. Olson.

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.

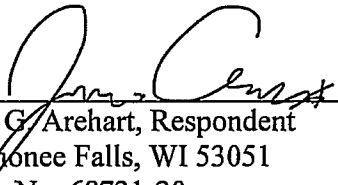
5. If the terms of this Stipulation are not acceptable to the Board, the parties shall not be bound by the contents of this Stipulation, and the matter shall then be returned to the Division of Legal Services and Compliance for further proceedings. In the event that the Stipulation is not accepted by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

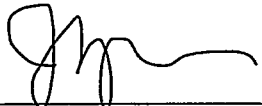
9. The Division of Legal Services and Compliance joins Respondent in recommending the Board adopt this Stipulation and issue the attached Final Decision and Order.

  
Joshua G. Arehart, Respondent  
Menomonee Falls, WI 53051  
License No. 68721-20

12/6/2023  
Date

  
Alan C. Olson, Attorney for Respondent  
Alan C. Olson & Associates, S.C.  
2880 S. Moorland Rd.  
New Berlin, WI 53151

12/6/2023  
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

12/6/2023  
Date