

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF THE LICENSE OF :
: FINAL DECISION AND ORDER
: FOR REMEDIAL EDUCATION
RONDA D. DAVIS, M.D., :
0005027

Division of Legal Services and Compliance Case No. 15 MED 002

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

Ronda D. Davis, M.D.
2117 Ashley Lane
Eau Claire, WI 54701

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 Ronda D. Davis, M.D. (DOB April 14, 1964), is licensed in the state of Wisconsin to practice medicine and surgery, having license number 43026-20, first issued on February 20, 2001, with registration current through October 31, 2017. Licensee's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is 2117 Ashley Lane, Eau Claire, Wisconsin 54701
2. Licensee's practice specialty is psychiatry.
3. At all times pertinent to this matter, Respondent provided healthcare services to patients at a hospital (the Hospital) located in Tomah, Wisconsin.

4. In 2014, Respondent provided or participated in the provision of healthcare services to Patient A at the Hospital.

5. During the course of Respondent's care and treatment of Patient A, Respondent prescribed or caused to be prescribed to Patient A certain controlled and non-controlled medications, including Suboxone, which Patient A had been prescribed earlier in 2014.

6. Respondent did not document in the patient chart that she informed Patient A of the risks and benefits of adding Suboxone to the controlled and non-controlled medications already being prescribed to Patient A. Respondent asserts that she informed the patient verbally.

7. Respondent did not obtain written informed consent from Patient A for treatment with Suboxone, nor did she verify that such informed consent had been otherwise obtained from Patient A. Respondent asserts that she obtained verbal consent from Patient A.

8. Respondent did not inform Patient A and/or did not sufficiently document in Patient A's chart that she informed him about the availability of reasonable alternate medical modes of treatment, and the benefits and risks of these treatments.

9. Respondent denies having a duty to obtain written informed consent for Suboxone from Patient A, but asserts that had she been aware of the Hospital policy requiring written consent, she should have verified that another qualified provider had obtained Patient A's written informed consent.

10. On one or more occasions, Respondent did not adequately document clinical justification for treatment she provided to Patient A.

11. Respondent prescribed opioids, benzodiazepines, and other controlled and non-controlled medications to Patient A with medical record documentation which was insufficient to ensure Patient A's safety.

12. On one occasion after Patient A's death,¹ Respondent disclosed Patient A's protected health care information to another patient without Patient's A's written authorization.

13. Respondent denies the allegations set forth in paragraphs 6-12, and further denies engaging in any acts of unprofessional conduct, negligence or other violation of law; however, to avoid further expense of litigation, Respondent chooses to resolve this matter by way of this Order and the attached Stipulation.

14. In anticipation of settlement of this matter, Respondent successfully completed the following continuing medical education credits:

- a. August 21, 2016: American College of Physicians – *Opioid Prescribing REMS 2016* for 3.5 hours of AMA PRA Category 1 credits.

¹ Patient A died while an inpatient at the Hospital.

- b. August 30, 2016: American Society of Addiction Medicine – *Opioid Prescribing: Safe Practice, Changing Lives* for 2.0 hours of AMA PRA Category 1 credits.
- c. September 5, 2016: Haymarket Medical Education – *Optimizing Efficacy and Safety in Opioid Use – Your Questions Answered* for .50 hours of AMA PRA Category 1 credits.

CONCLUSIONS OF LAW

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 recognizes and accepts the above-described CME credits as the equivalent of the education the Board would have otherwise required of Respondent. None of these education credits may be used to satisfy any continuing education requirements that have been or may be instituted by the Board or Department.
3. Within six (6) months of the date of this Order, Ronda D. Davis, M.D., shall at Licensee's own expense take and successfully complete a minimum of six (6) additional hours of continuing medical education as follows: a minimum of two (2) hours of education on each of the following topics: informed consent, medical documentation, and patient privacy/boundaries, subject to the following:
 - 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 or its designee 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. 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.
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


Final Decision and Order for Remedial Education
In the matter of the license of
Ronda D. Davis, M.D., Case No. 15 MED 002

Telephone (608) 267-3817; Fax (608) 266-2264
DSPSMonitoring@wisconsin.gov

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

WISCONSIN MEDICAL EXAMINING BOARD

by:


A Member of the Board


Date

STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF THE LICENSE OF :
 :
RONDA D. DAVIS, M.D., :
 :
 :
 :

STIPULATION

0005027

Division of Legal Services and Compliance Case No. 15 MED 002

Licensee Ronda D. Davis, 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. Licensee is represented by Attorney Bruce J. Rosen.

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

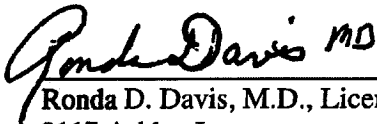
Stipulation
In the matter of the license of
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accepted by the Board, the parties agree not to contend that the Board has been prejudiced or biased in any manner by the consideration of this attempted resolution.

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. 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.



Ronda D. Davis, M.D., Licensee
2117 Ashley Lane
Eau Claire, WI 54701
License No. 43026-20

11 / 08 / 2016

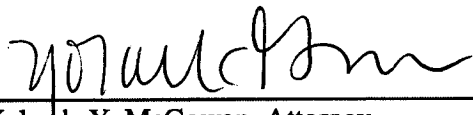
Date



Bruce J. Rosen, Attorney
MURPHY DESMOND S.C.
33 East Main Street, Suite 500
Madison, WI 53703

11 / 8 / 16

Date



Yolanda Y. McGowan, Attorney
Division of Legal Services and Compliance
Wisconsin Department of Safety and Professional Services
P.O. Box 7190
Madison, WI 53707-7190

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Date