

BEFORE THE IOWA BOARD OF MEDICINE

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IN THE MATTER OF THE STATEMENT OF CHARGES AGAINST

JEFFREY R. WAHL, D.O., RESPONDENT

FILE NO. 03-2015-641

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STATEMENT OF CHARGES and SETTLEMENT AGREEMENT  
(Combined)

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COMES NOW the Iowa Board of Medicine (Board) and Jeffrey R. Wahl, D.O., (Respondent), on October 28, 2016, and pursuant to Iowa Code sections 17A.10(2) and 272C.3(4), enter into this combined Statement of Charges and Settlement Agreement.

STATEMENT OF CHARGES

1. Respondent was issued Iowa medical license no. DO-04092 on July 16, 2010.
2. Respondent's Iowa medical license is active and will next expire on December 1, 2016.
3. The Board has jurisdiction in this matter pursuant to Iowa Code chapters 147, 148 and 272C.

## COUNT I

4. **Wrong Surgical Procedure:** Respondent is charged pursuant to Iowa Code sections 147.55(2), and 272C.10(2) and 653 IAC 23.1(45) with performing or attempting to perform any surgical or invasive procedure on the wrong patient or at the wrong anatomical site or performing the wrong surgical procedure on a patient.

### STATEMENT OF THE MATTERS ASSERTED

5. **Practice Setting:** Respondent is an Iowa-licensed physician who practices orthopedic surgery in Guthrie Center, Iowa.

6. **Wrong Surgical Procedure:** On October 23, 2015, Respondent mistakenly performed left carpal tunnel release surgery on a female patient in Guthrie Center, Iowa, when the patient was scheduled to undergo left middle trigger finger release surgery. Respondent recognized the error after the left carpal tunnel release surgery had been performed and performed the appropriate procedure. Respondent informed the patient of the error immediately after the procedure.

### SETTLEMENT AGREEMENT

7. **CITATION AND WARNING:** Respondent is hereby **CITED** for violating the laws and rules governing the practice of medicine in Iowa when he mistakenly performed the wrong surgical procedure on a female patient in Guthrie Center, Iowa, October 23, 2015. Respondent is hereby **WARNED** that violating the laws and rules governing the practice of medicine in Iowa in the future may result in further disciplinary action against his Iowa medical license.

8. **CIVIL PENALTY:** Respondent shall pay a \$2,500 civil penalty within twenty (20) days of the date of this Order. The civil penalty shall be payable to the Treasurer of Iowa, and shall be mailed to the executive director of the Board. The civil penalty shall be deposited into the State General Fund.

9. **CORRECTIVE ACTION PLAN:** Respondent submitted a written corrective action plan to the Board describing the steps he has taken to avoid such errors in the future.

10. Respondent voluntarily submits this Order to the Board for consideration.

11. Respondent agrees that the State's counsel may present this Order to the Board for consideration.

12. Respondent understands that by entering into the Order he has a right to legal counsel in this matter, voluntarily waives any rights to a contested case hearing on the allegations in the Statement of Charges, and waives any objections to the terms of this Order.

13. Respondent understands that by entering into this combined Statement of Charges and Settlement Agreement, Respondent cannot obtain a copy of the investigative file. Pursuant to Iowa Code section 272C.6(4), a copy of the investigative file may only be provided to a licensee after a Statement of Charges is filed but before the final resolution of those charges.

14. Respondent shall obey all federal, state and local laws, and all rules governing the practice of medicine in Iowa.

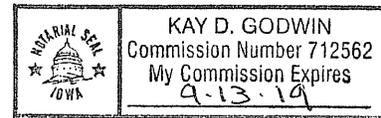
15. Respondent understands that the Board is required by Federal law to report this Order to the National Practitioner Data Bank.

16. This Order becomes a public record available for inspection and copying upon execution pursuant to the requirements of Iowa Code Chapters 17A, 22 and 272C.

17. This Order is subject to approval of the Board. If the Board fails to approve this Order it shall be of no force or effect to either party.

18. The Board's approval of this Order shall constitute a **Final Order** of the Board.

  
Jeffrey R. Wahl, D.O., Respondent



Subscribed and sworn to before me on July 22, 2016.

Notary Public, State of Iowa.

This Order is approved by the Board on October 28, 2016.



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Diane L. Clark, R.N., M.A., Chairwoman  
Iowa Board of Medicine  
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Des Moines, Iowa 50309-4686