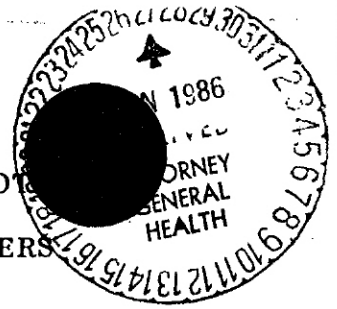


STATE OF MINNESOTA  
COUNTY OF HENNEPIN

BEFORE THE MINNESOTA  
BOARD OF MEDICAL EXAMINERS



In the Matter of the  
Medical License of  
Paul L. Warner, M.D.

STIPULATION  
AND ORDER

IT IS HEREBY STIPULATED AND AGREED, by and between Paul L. Warner, M.D. (hereinafter "Respondent"), and the Minnesota Board of Medical Examiners (hereinafter "Board") by Jack Bert, M.D. (Chairman, Discipline Committee) as follows:

1. During all times herein, Respondent has been and now is subject to the jurisdiction of the Board from which he holds a license to practice medicine and surgery in the State of Minnesota;

2. For the purpose of this stipulation, the Board may consider the following facts as true:

a. In 1972, a patient entered into a counseling relationship with Respondent while he was employed as a counselor at the Central Minnesota Mental Health Center, St. Cloud, Minnesota. During the sessions, Respondent asked that patient to sit in his lap and kissed and hugged her. After the patient began helping with the office billing in the evenings, Respondent began a dating relationship which led to sexual intercourse on a number of occasions;

b. In August, 1973, when Respondent entered into private practice, he hired the patient as his full-time receptionist. During this time, Respondent continued having sexual intercourse with the patient;

c. From 1974 to 1977, Respondent engaged in sexual intercourse with another patient who had sought counseling with him.

3. The Board views Respondent's practices inappropriate in such a way as to constitute unprofessional conduct requiring Board action under Minn. Stat. § 147.021, subd. 1(g) and (k) (1984);

4. Upon this stipulation and all of the files, records, and proceedings herein, and without any further notice or hearing herein, Respondent does hereby consent that until further order of the Board, made after notice and hearing upon application by Respondent or upon the Board's own motion, the Board may make and enter an order conditioning and restricting Respondent's license to practice medicine and surgery in the State of Minnesota as follows:

a. Respondent shall not engage in conduct with a patient which is sexual or may reasonably be interpreted by the patient as sexual or in any verbal behavior which is seductive or sexually demeaning to a patient;

b. Respondent shall see a psychiatrist acceptable to the Board, regularly for the next two years. It shall be Respondent's responsibility to ensure that a report from the psychiatrist is submitted to the Board on a monthly basis;

c. Respondent shall see no female patient for the next two years except in the presence of a social worker or registered nurse unless the Board has received a satisfactory written report from said psychiatrist that there is no risk that Respondent shall engage in the conduct or verbal behavior proscribed by paragraph 4.a. above; provided, that this entire Stipulation is contingent upon the Board's acceptance of the report of John J. Regan M.D. in satisfaction of this subparagraph 4(c), and the Stipulation will be null and void if the said medical report does not satisfy the Board pursuant hereto.

*licensed  
LPN*

d. Respondent shall refer all patients requesting therapy for sexual issues to other therapists;

e. Respondent shall provide to all patients a copy of the attached Principles of Medical Ethics With Annotations Especially Applicable to Psychiatry;

f. Respondent shall meet on a quarterly basis with a Board member. Such meetings shall take place at a time mutually convenient to Respondent and the Board member. It shall be Respondent's obligation to contact the Board member to arrange each of the quarterly meetings. The purpose of such meetings shall be to review Respondent's progress under the terms of this stipulation and order.

5. If Respondent shall fail, neglect, or refuse to fully comply with each of the terms, provisions, and conditions herein, the license of Respondent to practice medicine and surgery in the State of Minnesota shall be suspended immediately upon written notice by the Board to Respondent, such a suspension to remain in full force and effect until Respondent shall petition the Board to terminate the suspension after a hearing. Nothing contained herein shall prevent the Board from revoking or suspending Respondent's license to practice medicine and surgery in the State of Minnesota after any such hearing;

6. In the event the Board in its discretion does not approve this settlement, this stipulation is withdrawn and shall be of no evidentiary value and shall not be relied upon nor introduced in any disciplinary action by either party hereto;

7. Respondent has been advised by Board representatives that he may choose to be represented by legal counsel in this matter. Although aware of

his right to representation by counsel, Respondent has knowingly and expressly waived that right;

8. Respondent waives any further hearings on this matter before the Board to which Respondent may be entitled by Minnesota or United States Constitutions, statutes, or rules and agrees that the order to be entered pursuant to the stipulation shall be the final order herein;

9. Respondent hereby acknowledges that he has read and understands this stipulation and has voluntarily entered into the stipulation without threat or promise by the Board or any of its members, employees, or agents. This stipulation contains the entire agreement between the parties, there being no other agreement of any kind, verbal or otherwise, which varies the terms of this stipulation.

Dated: Jan 9, 1986

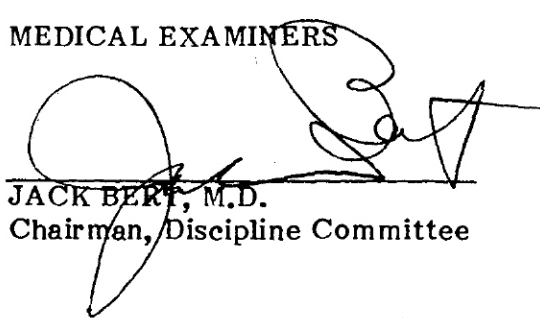


PAUL L. WARNER, M.D.  
Respondent

Upon consideration of this stipulation and all the files, records and proceedings herein,

IT IS HEREBY ORDERED that the terms of this stipulation are adopted and implemented by the Board this 17 day of Jan, 1986

MINNESOTA BOARD OF  
MEDICAL EXAMINERS



JACK BERT, M.D.  
Chairman, Discipline Committee

## ATTACHMENT

A physician shall deal honestly with patients and colleagues and strive to expose those physicians deficient in character or competence or who engage in fraud or deception.

1. The requirement that the physician conduct himself with propriety in his/her profession and in all the actions of his/her life is especially important in the case of the psychiatrist because the patient tends to model his/her behavior after that of his/her therapist by identification. Further, the necessary intensity of the therapeutic relationship may tend to activate sexual and other needs and fantasies on the part of both patient and therapist, while weakening the objectivity necessary for control. Sexual activity with a patient is unethical.

Accordingly, no psychiatrist should engage in conduct in the course of a psychotherapeutic relationship which is sexual or which may reasonably be interpreted by the patient as sexual. Prohibited conduct would include: intercourse, genital contact, breast touching, caressing or stroking, kissing, hugging or holding, and lap sitting.

In addition, no psychiatrist should restrain a patient or in any way physically interfere with the patient's freedom of movement, whether or not such restraint may have sexual overtones.



HUBERT H. HUMPHREY, III  
ATTORNEY GENERAL

STATE OF MINNESOTA  
OFFICE OF THE ATTORNEY GENERAL  
ST. PAUL 55155

TRUE AND EXACT  
COPY OF ORIGINAL

ADDRESS REPLY TO:  
SUITE 136  
2829 UNIVERSITY AVENUE S.E.  
MINNEAPOLIS, MN 55414  
TELEPHONE: (612) 341-7272

May 17, 1988

Paul L. Warner, MD  
8216 Tamarack Trail  
Eden Prairie, Minnesota 55344

Re: In the Matter of the Medical License of Paul L. Warner, MD

Dear Dr. Warner:

Enclosed herewith and served upon you by mail please find ORDER in the above-entitled matter.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Paul G. Zerby".

PAUL G. ZERBY  
Special Assistant  
Attorney General

PGZ:sv

Enclosure

cc: ✓ Board Office  
(with enclosure)

STATE OF MINNESOTA  
COUNTY OF RAMSEY

BEFORE THE MINNESOTA  
BOARD OF MEDICAL EXAMINERS

In the Matter of the  
Medical License of  
Paul L. Warner, MD

ORDER

WHEREAS, Paul L. Warner, MD (hereinafter "Respondent"), is duly licensed to practice medicine and surgery in the State of Minnesota and is subject to the jurisdiction of the Minnesota Board of Medical Examiners (hereinafter "Board");

WHEREAS, on January 17, 1986, the Board and Respondent entered into a Stipulation and Order conditioning and restricting Respondent's license to practice medicine and surgery in the State of Minnesota;

WHEREAS, on March 14, 1987, the Board issued an order amending the Stipulation and Order issued to Respondent on January 16, 1986, by deleting paragraph 4.b thereof;

WHEREAS, Respondent has fully complied to date with the terms of the Board order;

WHEREAS, on February 25, 1988, Respondent petitioned the Board to remove the conditions on his license;

WHEREAS, on March 23, 1988, the Discipline Committee considered Respondent's petition. The Board concludes that removal of all conditions is not yet warranted. Nevertheless, Respondent's full compliance to date with the conditions imposed on his license is an adequate basis for further removing some of the conditions and restrictions contained in the Stipulation and Order and order mentioned hereinabove;

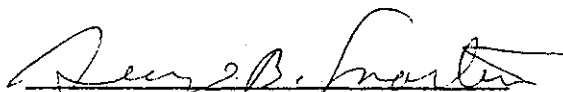
NOW, THEREFORE, IT IS HEREBY ORDERED that said Stipulation and Order is hereby further amended by deleting paragraphs 4.c, 4.e and 4.f thereof.

All other terms and conditions of said Stipulation and Order shall remain in full force and effect.

Dated: May 14, 1988

STATE OF MINNESOTA

BOARD OF MEDICAL EXAMINERS



GEORGE B. MARTIN, MD  
Chairman, Discipline Committee



STATE OF MINNESOTA     )  
                                  ) ss.  
COUNTY OF HENNEPIN    )

Sue Vrooman, being first duly sworn upon oath, deposes and says:

That at the City of Minneapolis, county and state aforementioned, on the 17th day of May, 1988, she served the attached ORDER by depositing in the United States mail at said city, a true and correct copy thereof, properly enveloped, with first class postage prepaid, and addressed to:

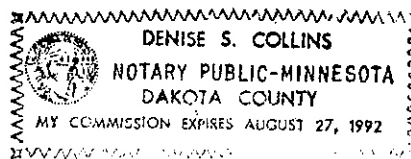
Paul L. Warner, MD  
8216 Tamarack Trail  
Eden Prairie, Minnesota 55344

Sue Vrooman

Subscribed and sworn to before me

this 17<sup>th</sup> day of May, 1988.

Denise S. Collins



Re: In the Matter of the Medical License of Paul L. Warner, MD

**BEFORE THE MINNESOTA  
BOARD OF MEDICAL PRACTICE**

In the Matter of the  
Medical License of  
Paul L. Warner, M.D.  
Date of Birth: 8-23-22  
License Number: 18,896

**ORDER OF  
UNCONDITIONAL LICENSE**

The Minnesota Board of Medical Practice ("Board") having convened on January 21, 1995, to review the petition of Paul L. Warner, M.D. ("Respondent"), for reinstatement of an unconditional license to practice medicine and surgery makes the following:

**FINDINGS OF FACT**

1. Respondent has complied with the treatment and practice requirements of the Board's Amended Order of May 14, 1988. The Board has not received a new complaint on Respondent since the original Board Order dated January 9, 1986.

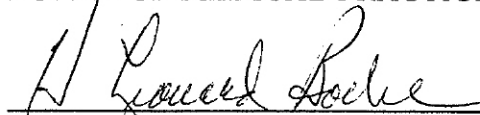
Based on the foregoing, the Board concludes that Respondent has complied with and fulfilled the Orders issued by the Board on January 9, 1986 and Amended Order dated May 14, 1988, and hereby issues the following:

**ORDER**

IT IS HEREBY ORDERED that an unconditional license to practice medicine and surgery in the State of Minnesota be conferred upon Respondent, such license to carry all duties, benefits, responsibilities, and privileges inherent therein through Minnesota statute and rule.

Dated: 1/21, 1995

STATE OF MINNESOTA  
BOARD OF MEDICAL PRACTICE

  
\_\_\_\_\_  
H. Lowell Roche

