

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY :
PROCEEDINGS AGAINST :
 : FINAL DECISION AND ORDER
 :
SOBIA KIRMANI-MOE, M.D., :
RESPONDENT. : **0006135**

Division of Legal Services and Compliance Case No. 17 MED 372

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

Sobia Kirmani-Moe, M.D.
305 North Gammon Road
Madison, Wisconsin 53717

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. Respondent Sobia Kirmani-Moe, M.D., (DOB September 19, 1970) is licensed in the state of Wisconsin to practice medicine and surgery, having license number 57589-20, first issued on August 16, 2012, with registration current through October 31, 2019. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is 305 North Gammon Road, Madison, Wisconsin 53717.

2. Respondent's medical specialty is psychiatry.

3. On July 18, 2016, Respondent began treating Patient A, a male patient with a history of attempted suicides and substance abuse.
4. Between July 18, 2016, and January 9, 2017, Respondent prescribed Patient A a thirty (30) day supply of sixty (60) Adderall 25 mg capsules, two (2) per day, and sixty (60) alprazolam 1 mg tablets, two (2) per day. Prior to Respondent treating him, Patient A attempted suicide with Adderall on two (2) occasions.
5. On January 30, 2017, Patient A cancelled his appointment. Respondent did not prescribe to Patient A between February 2017 and May 2017.
6. On May 31, 2017, Patient A filled a prescription prescribed by another physician for a thirty (30) day supply of sixty (60) Adderall 25 mg capsules and sixty (60) alprazolam 1 mg tablets.
7. On June 5, 2017, Respondent saw Patient A in an office visit. Respondent discussed Patient A's previous non-compliance with treatment and advised Patient A that he must begin AODA treatment. Respondent prescribed a thirty (30) day supply of ninety (90) alprazolam 1 mg tablets.
8. Between July 10, 2017, and September 14, 2017, Patient A was prescribed a thirty day (30) supply of sixty (60) Adderall 25 mg capsules and ninety (90) alprazolam 1 mg tablets. Patient A attended appointments in July and August, but he did not begin AODA treatment.
9. On October 9, 2017, Patient A cancelled his appointment with Respondent. The appointment was rescheduled for October 23, 2017.
10. On October 13, 2017, Respondent authorized a refill of ninety (90) alprazolam 1 mg tablets, three (3) per day. Respondent states this authorization was made after weighing the risk of seizures with a sudden discontinuation of alprazolam and recent appointments that demonstrated a low risk for suicide.
11. On October 23, 2017, Respondent was notified that Patient A was hospitalized for an overdose. Respondent made a formal recommendation that Patient A establish AODA treatment in a day treatment setting.
12. In resolution of this matter, Respondent consents to the entry of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

1. The Wisconsin Medical Examining 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. By the conduct described in the Findings of Fact, Respondent Sobia Kirmani-Moe, M.D., violated Wis. Admin. Code § Med 10.03(2)(c), by prescribing, ordering, dispensing,

administering, supplying, selling, giving, or obtaining any prescription medication in any manner that is inconsistent with the standard of minimal competence.

3. As a result of the above conduct, Sobia Kirmani-Moe, M.D., is subject to discipline pursuant to Wis. Stat. § 448.02(3).

ORDER

1. The attached Stipulation is accepted.
2. Respondent Sobia Kirmani-Moe, M.D., is REPRIMANDED.
3. The medicine and surgery license issued to Sobia Kirmani-Moe, M.D., (license number 57589-20) is LIMITED as follows:
 - a. Within eight (8) months of the date of this Order, Sobia Kirmani-Moe, M.D., shall at her own expense take and successfully complete the *Intensive Course in Controlled Substance Prescribing* offered by Case Western Reserve University School of Medicine, or an equivalent course that has been pre-approved by the Board or its designee.
 - b. Respondent shall be responsible for obtaining the course(s) required under this Order, for providing adequate course(s) descriptions to the Department Monitor, and for obtaining pre-approval of the course(s) from the Wisconsin Medical Examining Board, or its designee, prior to commencement of the course(s).
 - c. The Board or its designee may reject any course(s) and may accept a course(s) for less than the number of hours for which Respondent seeks approval.
 - d. Within thirty (30) days of completion of each educational component, Respondent shall submit proof of successful completion of the ordered education in the form of verification from the institution providing the education to the Department Monitor at the address stated below.
 - e. Respondent is responsible for all costs associated with compliance with this educational requirement.
 - f. None of the education completed pursuant to this requirement may be used to satisfy any other continuing education requirements that have been or may be instituted by the Board or Department.
4. Within 90 days from the date of this Order, Sobia Kirmani-Moe, M.D., shall pay COSTS of this matter in the amount of \$1,099.00.

5. Requests for course approval and proof of successful course completion shall be sent by Respondent 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
Telephone (608) 267-3817; Fax (608) 266-2264
DSPSMonitoring@wisconsin.gov

You may also submit this information online via DSPTS' Monitoring Case Management System, here: <https://app.wi.gov/DSPSMonitoring>

6. In the event Respondent violates any term of this Order, Respondent's license (no. 57589-20), or Respondent's right to renew Choose an item. license, 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:


A Member of the Board


Date

STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

SOBIA KIRMANI-MOE, M.D.,
RESPONDENT.

STIPULATION

0006135

Division of Legal Services and Compliance Case No. 17 MED 372

Respondent Sobia Kirmani-Moe, M.D. and the Division of Legal Services and Compliance, Department of Safety and Professional Services stipulate as follows:

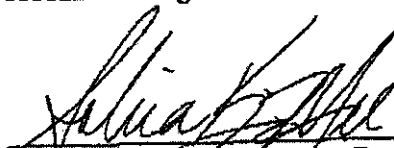
1. This Stipulation is entered into as a result of a pending investigation by the Division of Legal Services and Compliance. Respondent consents to the resolution of this investigation by Stipulation.
2. Respondent understands that by signing this Stipulation, Respondent voluntarily and knowingly waives 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 Jennifer L. Knudson.
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.

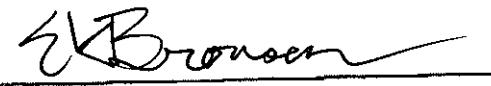
8. The Division of Legal Services and Compliance joins Respondent in recommending the Board adopt this Stipulation and issue the attached Final Decision and Order.


Sobia Kirmani-Moe, M.D., Respondent
305 North Gammon Rd.
Madison, W 53717
License no. 57589-20

4/1/2019
Date


Jennifer L. Knudson, Attorney for Respondent
Neider & Boucher, S.C.
401 Charmany Dr. Suite 310
P.O. Box 5510
Madison, WI 53705

4/2/2019
Date


Elizabeth K. Bronson, Attorney
Division of Legal Services and Compliance
P.O. Box 7190
Madison, WI 53707-7190

4/2/2019
Date