B E F O R E   T H E   M I N N E S O T A  
B O A R D   O F   M E D I C A L   P R A C T I C E  

In the Matter of the  
Medical License of  
Martin C. Hinz, M.D.  
Date of Birth: 1/15/54  
License Number: 31,670  

STIPULATION  
AND ORDER  

IT IS HEREBY STIPULATED AND AGREED, by and between Martin C. Hinz, M.D.  
("Respondent"), and the Complaint Review Committee ("Committee") of the Minnesota Board  
of Medical Practice ("Board") 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.  

FACTS  

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

a. On or about March 21, 1996, Respondent was admitted to the psychiatric  
ward at St. Lukes Hospital, Duluth, Minnesota. On March 23, 1996, Respondent was  
discharged against medical advice. On or about March 25, 1996, Respondent was re-admitted  
to the psychiatric ward at St. Lukes Hospital on a 72-hour hold order. As of April 1, 1996,  
Respondent remains in the psychiatric unit at St. Lukes Hospital with a diagnosis of Bipolar  
Disorder with sleep deprivation.  

b. On March 29, 1996, St. Louis County filed a petition pursuant to Minn.  
Stat. §253B.07 (1994) to begin judicial commitment proceedings against Respondent. On  
April 1, 1996, Respondent agreed to pursue a voluntary treatment plan, which plan is to be  


determined by his treating psychiatrist. Accordingly, St. Louis County agreed to stay the judicial commitment proceedings.

**STATUTES**

3. The Committee views Respondent’s practices as inappropriate in such a way as to require Board action under Minn. Stat. 147.091, subd. 1(l) (1994) and Respondent agrees that the conduct cited above constitutes a reasonable basis in law and fact to justify the disciplinary action.

**REMEDY**

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 as follow:

a. Respondent’s license to practice medicine and surgery in the State of Minnesota is SUSPENDED.

b. During the period of suspension, Respondent shall not in any manner practice medicine or surgery in this state.

c. Respondent may petition the Board to remove the suspension upon submission of evidence that Respondent is able to practice medicine with reasonable skill and safety to patients as determined by the Board.

d. Upon submission of his petition to remove the suspension, Respondent shall meet with the Board’s Complaint Review Committee to discuss his fitness and ability to practice medicine with reasonable skill and safety to patients.

e. Upon hearing Respondent’s petition for removal of the suspension, the Board may:

1) Continue the suspension upon Respondent’s failure to submit satisfactory evidence of his ability to practice medicine and surgery with reasonable skill and safety;
2) Condition or restrict Respondent's license as it deems necessary to protect the public, including but not limited to approval of Respondent's practice setting and conditions on or limitations to Respondent’s scope of practice; or

3) Reinstall Respondent’s license to practice medicine and surgery in Minnesota.

5. Within ten days of the date of this order, Respondent shall provide the Board with a list of all hospitals and skilled nursing facilities at which Respondent currently has medical privileges. The information shall be sent to the Board of Medical Practice, Suite 106, 2700 University Avenue West, St. Paul, Minnesota 55114.

6. 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 petitions 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.

7. 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 except that Respondent agrees that should the Board reject this stipulation and if this case proceeds to hearing, Respondent will assert no claim that the Board was prejudiced by its review and discussion of this stipulation or of any records relating hereto.

8. Respondent has been advised by Board representatives that he may choose to be represented by legal counsel in this matter and has so chosen Larry Stauber to represent him.

9. 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.
10. 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: April 2, 1996

MARTIN C. HINZ, M.D.
Respondent

Larry Shauber
Attorney for Respondent

For the Committee

ORDER

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 8th day of April, 1996.

MINNESOTA BOARD OF MEDICAL PRACTICE

By: Robert O

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AFFIDAVIT OF SERVICE BY FACSIMILE AND U.S. MAIL

Re: In the Matter of the Medical License of Martin C. Hinz, M.D.
License No. 31,670

STATE OF MINNESOTA)
COUNTY OF RAMSEY ) ss.

JEFFREY S. NELSON, being first duly sworn, hereby deposes and says:

That at the City of Saint Paul on April 10, 1996, he served the attached Stipulation
and Order, by facsimile (218-727-8959) and depositing in the United States mail at said City
of St. Paul, a true and correct copy thereof, properly enveloped, with first class postage
prepaid, and addressed to:
Larry Stauber, Jr., Esq.
Stauber & Lien
1011 East Central Entrance
Duluth, Minnesota 55811-5501

Subscribed and Sworn to before me
this 10th day of April, 1996.

Jeffrey S. Nelson

[Signature]

NOTARY PUBLIC
DAVID E. R. B. RS