

Oregon Board of Medical Examiners
BOARD ACTION REPORT
August 16, 2006 – September 15, 2006

The information contained in this report summarizes new interim and final actions taken by the Oregon Board of Medical Examiners between **August 16, 2006 – September 15, 2006**.

Scanned copies of Interim Stipulated Orders, Orders of Emergency Suspension, Stipulated Orders, Final Orders, Termination Orders, Modification Orders and Voluntary Limitations are included at the end of this report in the order that they appear in the report. These orders are marked with an * asterisk. Scanned copies of Corrective Action Orders are not posted as they are not disciplinary action and impose no practice limitations. These Orders, however, are public and are available upon request as described below.

Printed copies of the Board Orders listed below are available to the public. To obtain a printed copy of a Board Order, please complete a [service request form](#) on the Board's web site, submit it with the \$10.00 fee *per licensee* and mail to:

Oregon Board of Medical Examiners
1500 SW 1st Ave, Ste 620
Portland, OR 97201

Copies of the Orders listed below are mailed to Oregon hospitals where the Licensee had self-reported that he/she has privileges.

***CALCAGNO, JOHN ANTHONY, MD; MD14823; GRESHAM, OR**

Licensee entered into a Stipulated Order with the Board on September 7, 2006. This Order mandates Licensee to complete PEER within 24 months; Licensee may not accept new pediatric patients with psychosis, personality or mood disorders. Licensee will co-manage existing pediatric patients with mental health care issues, other than ADD and ADHD, with a pediatric psychiatrist pre-approved by the Board's Medical Director.

If you have any questions regarding this service, please call the Board at (971) 673-2700 or toll-free within Oregon at (877) 254-6263.

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BEFORE THE
BOARD OF MEDICAL EXAMINERS
STATE OF OREGON

In the Matter of)
JOHN ANTHONY CALCAGNO, MD) STIPULATED ORDER
LICENSE NO. MD14823)
)

1.

The Board of Medical Examiners (Board) is the state agency responsible for licensing, regulating and disciplining certain health care providers, including physicians, in the state of Oregon. John Anthony Calcagno, MD (Licensee) is a licensed physician in the state of Oregon.

2.

The Board proposed taking disciplinary action pursuant to ORS 677.205 against Licensee for violations of the Medical Practice Act, to wit: ORS 677.190(1)(a) unprofessional or dishonorable conduct, as defined in ORS 677.188(4)(a) and ORS 677.190(14) gross or repeated acts of negligence. Licensee is a board certified pediatrician. The Board opened an investigation into Licensee's practice, which included a review of his use of multiple psychiatric medications for pediatric patients and the quality of his charting. This review revealed the following alleged violations of the Medical Practice Act, to include the following acts and conduct:

2.1 (a) In 2000, Licensee began to provide medical care to Patient A, a female born in 1996. Licensee first associated Patient A with a mental health issue in April of 2003, when Licensee recorded in her chart that she suffers from depression, secondary to her parents' divorce and life changes due to the birth of a sibling. Licensee prescribed escitalopram (Lexapro), an antidepressant, for Patient A. Licensee prescribed this drug for off-label use without any indication in the chart as to why he prescribed that medication, despite a warning in the Physicians Desk Reference (PDR) that the safety and effectiveness for Lexapro had not been

1 established for pediatric patients.

2 2.1 (b) The chart does not reflect whether Licensee had considered the possible adverse
3 side effects or informed Patient A's parents of the risks and alternatives associated with the
4 medication. On May 30, 2003, Licensee noted that Patient A's parents were divorcing and that
5 Patient A was not taking her medications. Patient A returned to the clinic on June 15, 2003,
6 with reports that she was not sleeping and was throwing extreme tantrums, which included self-
7 induced vomiting, property damage, and tearing out her own hair. Licensee assessed Patient A
8 as being questionably attention deficit-hyperactivity disorder (ADHD), having an anxiety
9 disorder, and possibly bipolar disorder. Licensee noted that Patient A should continue on
10 atomoxetine (Strattera) and added aripiprazole (Abilify), an antipsychotic medication, and
11 clonidine (for sleep).

12 2.1 (c) Licensee met with Patient A's mother for personal reasons on June 30, 2003.
13 They decided to see each other socially. On July 1, 2003, Licensee transferred Patient A to the
14 care of another physician (his brother), and Licensee and Patient A's mother began to date.
15 Patient A's mother continued to call Licensee's office for more medication for Patient A in
16 August and September of 2003. The American Academy of Pediatrics recommends that
17 romantic relationships with adult family members of patients should be avoided. Licensee's
18 decision to date Patient A's mother allegedly violated proper professional boundaries due to the
19 following: a long professional relationship between Licensee and Patient A; the short elapse of
20 time between the termination of Licensee's care for Patient A and the inception of a dating
21 relationship between Licensee and Patient A's mother; the intensity of Patient A's complex
22 medical problems in 2003; and the disruption that Patient A was experiencing at her home while
23 having Licensee act as a co-parent.

24 2.2 Review of Licensee's charts for Patients A - F reveals the following pattern of
25 inadequate documentation: Licensee failed to include summaries from previous therapists or
26 other health care professionals; Licensee failed to consistently document for these patients a

1 waives the right to a contested case hearing and any appeal therefrom by the signing of and entry
2 of this Order in the Board's records. Licensee denies but the Board finds that he engaged in the
3 conduct described in paragraph 2 and that this conduct violated: ORS 677.190(1)(a)
4 unprofessional or dishonorable conduct, as defined in ORS 677.188(4)(a) and ORS 677.190(14)
5 gross or repeated acts of negligence. Licensee also understands that this Order is a public record
6 and is reportable to the National Practitioner Data Bank.

7 4.

8 Licensee and the Board agree to resolve this matter by the entry of this Order, subject to
9 the following terms:

10 4.1 Within one month from the date of this Order, Licensee will enroll in the Physicians
11 Evaluation Education Renewal (PEER) program.

12 4.2 Licensee will successfully complete PEER within 24 months from the date of this
13 Order.

14 4.3 Licensee will sign all necessary releases to allow full communication between the
15 Board and PEER.

16 4.4 Licensee will not accept new pediatric patients with psychosis, personality or mood
17 disorders, such as schizophrenia, paranoid disorder and bipolar I and II disorders,
18 and he will co-manage existing pediatric patients with mental health care issues
19 other than ADD and ADHD. The co-management will be conducted with a board
20 certified pediatric psychiatrist whose medical license is in good standing with the
21 Board. This psychiatrist will be pre-approved by the Board's medical director.

22 4.5 Upon successfully completing PEER and satisfactorily complying with all the terms
23 of this agreement, Licensee may request that the Board terminate this stipulated
24 order.

25 4.6 Licensee shall obey all federal, state and local laws, and all rules governing the
26 practice of medicine in the state of Oregon, as well as all laws pertaining to
controlled substances.

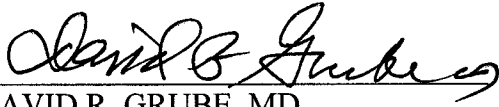
1 4.7 Licensee stipulates and agrees that any deviation from or violation of terms of this
2 Order shall be grounds for discipline pursuant to ORS 677.190(18).

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4 IT IS SO STIPULATED this 21st day of August 2006

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6 
7 JOHN ANTHONY CALCAGNO, MD

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9 IT IS SO ORDERED this 7th day of September 2006

10 BOARD OF MEDICAL EXAMINERS
11 State of Oregon

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13 
14 DAVID R. GRUBE, MD
15 Board Chair