

Oregon Medical Board
BOARD ACTION REPORT
July 16, 2008 – August 15, 2008

The information contained in this report summarizes new interim and final actions taken by the Oregon Medical Board between **July 16, 2008 - August 15, 2008**.

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.** Complaint and Notices of Proposed Disciplinary Action are not listed in this report as they are not final actions by the Board. Both 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 Medical Board
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.

***ENOCH, JOAN ELLEN, MD; MD20493; Medford, OR**

Licensee entered into a Voluntary Limitation with the Board on August 18, 2008. In this Order, Licensee voluntarily agreed to limit her practice to psychiatry only. Licensee shall notify the administrator of any hospital, clinic, or other health care facility where she has credentials of this Order. This is not a disciplinary action.

***GROSSMAN, CHARLES MILTON, MD; MD03972; PORTLAND, OR**

The Board issued an Order Terminating Interim Stipulated Order on August 14, 2008. This Order terminates Licensee's February 1, 2008 Interim Stipulated Order effective June 5, 2008, the date the Board approved Licensee's retirement.

***STANLEY, Brice Tyler, PA; PA01027; La Pine, OR**

Licensee entered into a Stipulated Order with the Board on August 14, 2008. In this Order Licensee was placed on 10 years of probation; reprimanded; prohibited from performing osteopathic manipulations on patients; required to have a female chaperone present during all clinical interactions with any female patient; complete a professional boundary course; notify his supervising physicians of this order; may not have intentional contact with any current female patient, or former patient who Licensee treated within the last 6 months, outside of the medically related environment of the clinic; no notice inspections by the Board's Compliance Officers.

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
OREGON MEDICAL BOARD
STATE OF OREGON

In the Matter of)
CHARLES MILTON GROSSMAN, MD) ORDER TERMINATING
LICENSE NO. MD03972) INTERIM STIPULATED ORDER
)

1.

On February 1, 2008, Charles Milton Grossman, MD (Licensee) entered into an Interim Stipulated Order with the Oregon Medical Board (Board). In this Order Licensee agreed not to prescribe benzodiazepines (Schedule IV) to patients whose treatment includes opioid therapy or patients who are reasonably suspected to be illegally using controlled substances or "street" drugs.

2.

On June 5, 2008, the Board approved Licensee's request to retire his Oregon medical license in lieu of facing a Board inquiry into his alleged non-compliance with his Interim Stipulated Order.

3.

Due to the facts described above, the Board does hereby order that the February 1, 2008 Interim Stipulated Order be terminated effective June 5, 2008, the date the Board approved Licensee's retirement.

IT IS SO ORDERED THIS 14th day of August, 2008.

State of Oregon
OREGON MEDICAL BOARD

(SIGNATURE WITHHELD

PATRICIA L. SMITH
Board Chair

1 documented in the patient chart. The acts and conduct alleged to violate the Medical Practice
2 Act follow:

3 3.1 On diverse occasions, Licensee provided osteopathic manipulative treatment
4 (OMT) manipulations to various patients, to include Patient A. These
5 manipulations on occasion included high velocity low amplitude (HVLA) thrust
6 techniques. These medical services were not included in Licensee's Board
7 approved practice description, in violation of OAR 847-050-0040. As a result,
8 Licensee was not authorized to perform these manipulations on patients.

9 3.2 On December 5, 2006, Patient A, an adult female, presented to Licensee in the
10 clinic in La Pine. She complained of migraine headaches, rib pain, and lower
11 back pain. Licensee provided treatment for the migraine headaches, and asked
12 Patient A to return to the clinic at the end of the day for an "adjustment." Patient
13 A came to the clinic in La Pine that evening, and was instructed to lie down on the
14 examination table. Licensee performed what he describes as OMT on Patient A,
15 to include high velocity low amplitude (HVLA), which involved Licensee placing
16 one hand near her pubic bone and the other on the upper buttocks. During the
17 performance of this procedure, Licensee's hand made unnecessary contact with
18 Patient A's vaginal area.

19 3.3 After the December 5th incident, Licensee engaged Patient A in a series of cellular
20 text messages. These messages from Licensee were personal in nature.
21 Licensee's conduct constituted a violation of professional boundaries.

22 4.

23 Licensee and the Board desire to settle this matter by entry of this Stipulated Order.
24 Licensee understands that he has the right to a contested case hearing under the Administrative
25 Procedures Act (chapter 183), Oregon Revised Statutes. Licensee fully and finally waives his
26 right to a contested case hearing and any appeal therefrom by the signing and entry of this Order

1 in the Board's records. Licensee admits that he engaged in the conduct described in paragraph
2 3.1 and 3.3, but denies the allegations in 3.2 that Licensee's hand made unnecessary contact with
3 Patient A's vaginal area. The Board, however, finds that Licensee's hand did make unnecessary
4 contact with Patient A's vaginal area. Licensee stipulated that this conducted violated ORS
5 677.190(1)(a) unprofessional or dishonorable conducts, as defined in ORS 677.188(4)(a), ORS
6 677.190(14) gross or repeated acts of negligence, and ORS 677.190(18) willfully violating a
7 Board order or rule.

8 5.

9 Licensee and the Board agree to resolve this matter by entry of this Stipulated Order,
10 subject to the following sanctions and terms of probation:

11 5.1 Licensee is reprimanded.

12 5.2 Licensee is placed on probation for a minimum term of ten years and shall report
13 in person to the Board at each of its quarterly meetings at the scheduled times for
14 a probation interview, unless otherwise directed by the Board or its designee.

15 5.3 Within six months from the signing of this Order by the Board Chair, Licensee
16 will enroll in and successfully complete a professional boundaries course pre-
17 approved by the Board's Medical Director.

18 5.4 Licensee will not perform osteopathic manipulations on patients.

19 5.5 Licensee will have a female chaperone present during all clinical interactions with
20 any female patients. The chaperone shall be medically trained and not a friend or
21 family member of the patient, nor of the Licensee. The chaperone shall remain in
22 the room throughout the patient visit, to include patient counseling. The presence
23 of a chaperone will be immediately documented in the patient chart for every
24 patient. The chaperone must legibly sign her name and date in the clinic note in
25 every patient's chart in the presence of the patient at the conclusion of every
26 patient visit in order to document her presence.

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5.6 Licensee will immediately provide a copy of this Order to any supervising physician he has in addition to any chaperone and healthcare facility or clinic where he practices. Prior to beginning to practice at any future clinic or medical facility, Licensee will supply a copy of this Order to the administrator of that practice site.

5.7 Licensee will not have any intentional contact with any current female patient, or any former patient that Licensee provided care to within the prior six months, outside of the medically related environment of the clinic. This does not include brief, inadvertent contact in the community.

5.8 Licensee's practice setting and patient records may be subject to no-notice inspections by one of the Board's Compliance Officers or investigative staff to ensure compliance with the terms of this Order.

5.9 Licensee understands that this Order is a public record and is a disciplinary action that is reportable to the National Practitioner Data Bank.

5.10 Licensee shall obey all federal and Oregon laws and regulations pertaining to the practice of medicine.

5.11 Licensee stipulates and agrees that any violation of the terms of this Order shall be grounds for further disciplinary action under ORS 677.190(18).

IT IS SO STIPULATED this _____ day of _____, 2008.

SIGNATURE WITHHELD

Brice T. Stanley, PA

IT IS SO ORDERED this 14th day of August, 2008.

BOARD OF MEDICAL EXAMINERS

SIGNATURE WITHHELD

Patricia L. Smith
Board Chair