

Oregon Medical Board
BOARD ACTION REPORT
May 16, 2008 – June 15, 2008

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

***ALBERTY, ROGER ELLIS, MD; MD08496; PORTLAND, OR**

Licensee entered into a Voluntary Limitation with the Board on May 28, 2008. In this Order Licensee agreed to restrict his practice to consultations only. This is not a disciplinary action.

***LUTY, Jeffrey Alexander, MD; MD18850; Portland, OR**

Licensee entered into an Interim Stipulated Order with the Board on May 20, 2008. In this Order Licensee agreed to withdraw from practice pending the conclusion of the Board's investigation.

***REX, John Marvin, MD; MD13543; Tualatin, OR**

Licensee entered into an Interim Stipulated Order with the Board on June 6, 2008. In this Order Licensee agreed to voluntarily withdraw from the practice of medicine pending the completion of the Board's investigation into his competency to practice medicine.

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.

disciplinary action, but it is a public record and is reportable to the National Practitioner Databank.

IT IS SO STIPULATED this 9 day of May, 2008.



ROGER ELLIS ALBERTY, MD

IT IS SO ORDERED this 28th day of May, 2008.

OREGON MEDICAL BOARD
State of Oregon



PATRICIA L. SMITH
Board Chair

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BEFORE THE
OREGON MEDICAL BOARD
STATE OF OREGON

In the Matter of)
JEFFREY A. LUTY, MD) INTERIM STIPULATED ORDER
LICENSE NO. MD18850)
)

1.

The Oregon Medical Board (Board) is the state agency responsible for licensing, regulating and disciplining certain health care providers, including physicians, in the state of Oregon. Jeffrey A. Luty, MD (Licensee) is a licensed physician in the state of Oregon and holds an active license.

2.

Licensee is a physician practicing in Portland, Oregon. The Board received credible information regarding the Licensee that resulted in the Board initiating an investigation. The results of the Board's investigation to date have raised concerns to the extent that the Board believes it necessary that Licensee agree to cease the practice of medicine until the investigation is completed.

3.

In order to address the concerns of the Board, Licensee and the Board agree to the entry of this Interim Stipulated Order, which provides that Licensee shall comply with the following conditions:

3.1 Licensee voluntarily withdraws from the practice of medicine pending the completion of the Board's investigation.

3.2 Licensee's Oregon medical license shall be placed on Inactive status effective the date Licensee signs this Order.

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BEFORE THE
OREGON MEDICAL BOARD
STATE OF OREGON

In the Matter of)
)
JOHN MARVIN REX, MD) INTERIM STIPULATED ORDER
LICENSE NO. MD13543)
)

1.

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

2.

Licensee entered into a Stipulated Order with the Board on March 8, 2007. This Order placed the Licensee on probation with specific terms and conditions. On May 22, 2008, the Board received information regarding Licensee's compliance with certain terms of this Order. Based on this information the Board has concerns about the Licensee's ability to safely and competently practice medicine.

3.

In order to address the concerns of the Board, Licensee and the Board agree to the entry of this Interim Stipulated Order, which provides that Licensee shall comply with the following conditions:

- 3.1 Licensee voluntarily withdraws from the practice of medicine and his license is placed in Inactive status pending the completion of the Board's investigation into his ability to safely and competently practice medicine.
- 3.2 This Order becomes effective the date it is signed by Licensee.
- 3.3 Licensee understands that violating any term of this Order will be grounds for

1 disciplinary action under ORS 677.190(18).

2 4.

3 At the conclusion of the Board's investigation, Licensee's status will be reviewed in an
4 expeditious manner. If the Board determines, following that review, that Licensee shall not be
5 permitted to return to the practice of medicine, Licensee may request a hearing to contest that
6 decision.

7 5.

8 This order is issued by the Board pursuant to ORS 677.265(2) for the purpose
9 of protecting the public and making a complete investigation in order to fully inform itself with
10 respect to the performance or conduct of the Licensee and Licensee's ability to safety and
11 competently practice medicine. Pursuant to ORS 677.425, Board investigative materials are
12 confidential and shall not be subject to public disclosure, nor shall they be admissible as
13 evidence in any judicial proceeding. However, as a stipulation this order is a public document.

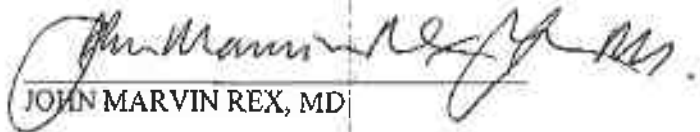
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15 IT IS SO STIPULATED THIS 6th day of June, 2008.

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JOHN MARVIN REX, MD

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20 IT IS SO ORDERED THIS 6th day of June, 2008.

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State of Oregon
OREGON MEDICAL BOARD

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KATHLEEN HALEY, JD
EXECUTIVE DIRECTOR

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