

BEFORE THE
BOARD OF NATUROPATHIC MEDICINE
STATE OF OREGON

In the Matter of the License of

NEIL MAGES, N.D.,

Licensee.

Case No. N13-03-07

CONSENT ORDER

The Board of Naturopathic Medicine (Board) is the state agency responsible for licensing, regulating and disciplining naturopathic physicians in the State of Oregon. Neil Mages, N.D., (Licensee) is a licensed naturopathic physician in the Portland, Oregon metro area, and is subject to the jurisdiction of the Board.

The Board initiated an investigation of Licensee in March 2013. Licensee was cooperative with the Board's investigation. The Board finds it has grounds to issue a Notice of Proposed Disciplinary Action. Licensee would be provided the opportunity to request a hearing on such a Notice. In lieu thereof, the parties wish to resolve this matter informally, without any hearing, appeal or judicial review, by entering this Settlement Agreement and Consent Order, pursuant to ORS 183.417(3) on the terms set forth below.

SETTLEMENT AGREEMENT

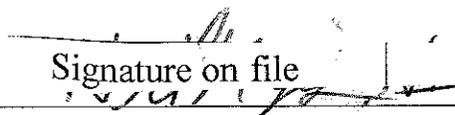
1. The Board finds:

- a) Patient A. Licensee began treating Patient A in May 2010. During treatment through March 2013, Licensee prescribed oxycodone, oxycontin and other opiates in doses that are not supported by objective findings. Licensee did not screen for contraindications before prescribing opiates. Licensee did not routinely examine Patient A nor screen for diversion or multi-use while prescribing opiates.
- b) Patient B. Licensee began treating Patient B in February 2010. During treatment through August 2013, Licensee prescribed oxycodone and other opiates in doses that are

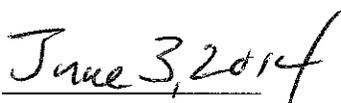
not supported by objective findings. Licensee did not screen for contraindications before prescribing opiates. Licensee did not routinely examine Patient B nor screen for diversion or multi-use while prescribing opiates.

2. The Board finds that Licensee's chronic pain management treatment of Patients A and B was in violation of ORS 685.110(8) and (14) and OAR 850-050-0190(3).
3. Licensee agrees the Board may enter the Consent Order set forth below.
4. Licensee enters into this Settlement Agreement and Consent Order voluntarily and without any force or duress. Licensee states that the Board and Board staff have not made promises or representations not stated herein to induce him to sign this document and agree to issuance of the Order.
5. Licensee acknowledges that he has had the opportunity to seek the advice of legal counsel. Licensee further acknowledges that he understands and agrees to the terms of this Order to resolve this matter, without admitting to the violations.
6. Licensee understands that he has the right to a contested case hearing under the Administrative Procedures Act (ORS Chapter 183), and fully and finally waives any and all right to a hearing and any rights to appeal or otherwise challenge this Settlement Agreement and Consent Order.
7. The parties acknowledge that this Settlement Agreement and Consent Order is a public document.
8. This Settlement Agreement and Consent Order shall take effect on the date it is signed by the Board.

IT IS SO STIPULATED.


Signature on file

Neil Mages, N.D.


Date

CONSENT ORDER

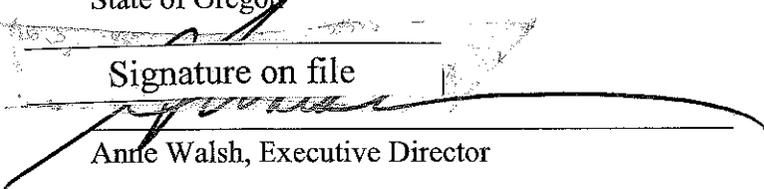
The Board issues the following final order:

1. Licensee is hereby reprimanded;
2. Licensee's license to practice naturopathic medicine is hereby limited as follows:
Licensee may not prescribe, administer, dispense or order any controlled substance on the federal Drug Enforcement Agency's Schedules II, IIN, or III for six (6) months from the effective date of this order;
3. Licensee shall pay civil penalties in the total amount of ten thousand dollars (\$10,000). The Board suspends payment of \$5,000 of these civil penalties, which the Board will waive if Licensee complies with the terms of this Settlement Agreement and Consent Order, ORS Chapter 685 and the administrative rules adopted by the Board in OAR Chapter 850. If Licensee fails to pay the civil penalties or otherwise fails to comply with this Settlement Agreement and Consent Order, the Board may assess all or a portion of the suspended penalties. A payment plan on the amount of the civil penalties due upon entry of this order (\$5,000) must be approved by the Board's executive director. A plan for payment of \$135.00 per month is an example of an acceptable payment plan;
4. Licensee shall be on probation for two (2) years with the following conditions:
 - a. In addition to the Board's regular continuing education requirements, within one year of the effective date of this order, Licensee shall complete twelve (12) additional continuing education hours that are approved by the Board: specifically, two (2) hours on patient record keeping/charting, six (6) hours on pain management, and four (4) hours on recognizing drug addiction/dealing with drug addicted patients.
Licensee may submit, for Board approval and credit toward completion of this condition, evidence that he had successfully completed credits in these areas as early as March 2013;

- b. For the last eighteen (18) months of probation, when providing any prescription to a patient, Licensee shall maintain a log of such prescriptions, and submit a copy of this log to the Board on a quarterly basis; and
 - c. Licensee shall comply with the statutes, rules and orders of the Board; and
5. Licensee's failure to comply with any term of this order, ORS chapter 685 or OAR chapter 850 shall be grounds for additional discipline by the Board.

DATED this 13 day of JUNE 2014.

BOARD OF NATUROPATHIC MEDICINE
State of Oregon


Signature on file

Anne Walsh, Executive Director