

Oregon Medical Board  
**REVISED**  
**BOARD ACTION REPORT**  
**October 16, 2009 – November 16, 2009**

The information contained in this report summarizes new, interim, and final actions taken by the Oregon Medical Board between **October 16, 2009 – November 16, 2009**.

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/Corrective Action Agreements 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.*

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**\*GENESE, Thomas, Owen, Applicant; New Haven, CT**

Applicant entered into a Stipulated Order with the Board on November 5, 2009. In this Order Applicant was reprimanded and agreed to withdraw his application for licensure while under investigation and agrees to never re-apply for an Oregon medical license.

**\*HALSTEAD, William, Elbert, MD, MD23424; LaGrande, OR**

Licensee entered into a Stipulated Order with the Board on November 11, 2009. In this Order Licensee agreed to immediately surrender his license to practice medicine while under investigation. Licensee may not apply for a medical license for a minimum of one year from the date of this Order.

**LAWSON, Kenneth, Lee, MD, MD18026; Reedsport, OR**

The Board issued an Order Terminating Corrective Action Order on November 5, 2009. This Order terminated Licensee October 12, 2006 Corrective Action Order.

**POSTON, Hudson, Cartwright Elizabeth Frances, LAc; AC01278;**

The Board issued an Order Terminating Corrective Action Order on November 5, 2009. This Order terminated Licensee's March 5, 2009 Corrective Action Order.



1 school or post-graduate training. In providing a required written explanation for each  
2 affirmative response, Applicant responded with half truths by disclosing in his  
3 application that during his second-year residency in Internal Medicine at the United  
4 States Naval Medical Center in Portsmouth, Virginia, he was "accused by an unspecified  
5 PGY-1 intern of erroneously documenting a physical exam." Applicant stated: "As I  
6 maintained my ignorance of any such activity (and still do to this day), I became  
7 dissatisfied with the training program as a result." Applicant explained that although his  
8 Navel Residency director terminated his training, from his perspective: "I believe that I  
9 chose to resign from training in an unsuitable environment." He also reported that he  
10 received a General Discharge under Honorable Conditions from the U.S. Navy.  
11 Applicant went on to explain how he has "grown weary of having to defend myself time  
12 and time again from an absurd accusation made over four years ago with all the  
13 downstream complications it has caused." The Board's inquiry into these responses  
14 revealed that although Applicant did successfully complete his first-year residency (July  
15 1, 2002 - July 15, 2003), he did have to extend it in order to repeat his orthopedic rotation  
16 due to suboptimal performance and availability. He began his second-year residency on  
17 July 15, 2003. Applicant was counseled about improving his professional behavior in  
18 August of 2003. In March 2004, Applicant was counseled about making inappropriate  
19 comments in the patients' medical records, and he was placed on probation in May 2004.  
20 On June 24, 2004, Applicant was suspended from clinical duties at the Naval Medical  
21 Center in Portsmouth. On July 28, 2004, Applicant was terminated from the second-year  
22 residency program at this Naval Medical Center due to significant concerns about his  
23 integrity and accountability. These concerns included the following:

- 24 a. Applicant was observed performing five minute physical examinations on  
25 patients on multiple occasions, but then he charted a full examination that covered  
26 87 different medical areas that would have taken most physicians 30 to 45  
27 minutes to complete. Applicant was counseled about these discrepancies by his

1           residency program administrators, but he did not take heed to the suggestions of  
2           his naval medical superiors.

3           b.       During this second-year residency, Applicant was caught lying about his  
4           whereabouts during a rotation.

5           c.       On repeated occasions, Applicant cancelled patient appointments suddenly  
6           and without explanation, in violation of appropriate protocols of residents at the  
7           Naval Medical Center.

8       3.2       During the autumn of 2004, Applicant was interviewed by a civilian residency  
9       program director (Witness A) for a hospital in New York City. Applicant made a number  
10      of misrepresentations during this interview, by adding about 6 months to his residency  
11      tenure at the Naval Medical Center and by attributing his departure from the naval  
12      residency program to a shoulder injury. Later that day, a woman unexpectedly called this  
13      civilian residency program director, asserting that she was the residency program director  
14      at the Naval Medical Center in Portsmouth. She enthusiastically endorsed Applicant's  
15      qualifications for appointment. This attempted deception was not effective, because the  
16      civilian program director was personally acquainted with his naval counterpart at the  
17      Naval Medical Center.

18      3.3       The Board has also learned that the Navy initiated an administrative action to  
19      involuntarily separate Applicant from the Navy for misconduct after Applicant received a  
20      letter of reprimand and non-judicial punishment for making false statements to civilian  
21      program directors. The record of non-judicial punishment reflects that Applicant was  
22      found to have violated Article 133 of the Uniform Code of Military Justice, in that  
23      Applicant, "with the intent to deceive, wrongfully and dishonorably make to civilian  
24      program directors, including Witness A, false statements such as he cannot practice  
25      medicine in the Navy because of his medical condition, and that he could not provide a  
26      letter from his former program director because they had a falling out, which statements  
27      were totally false, and were then known by Lieutenant Genese to be so false." In

1 response to the separation action, Applicant tendered his resignation from the Navy,  
2 which was accepted. On April 1, 2005, Applicant was discharged from the Navy with a  
3 General Discharge under Honorable Conditions. However, related to his discharge,  
4 Applicant signed a certificate of discharge that lists the type of separation from the Navy  
5 as a resignation due to "Misconduct."

6 3.4 The Virginia Board of Medicine initiated an investigation into Applicant's  
7 conduct at the Naval Medical Center, Portsmouth, and found that Applicant had violated  
8 certain laws governing the practice of medicine in Virginia by documenting thorough  
9 physical examination findings in medical records without examining the patients.  
10 Although Applicant did not admit to this misconduct, he did agree to permanently  
11 surrender his license to practice medicine in Virginia, pursuant to a Consent Order dated  
12 May 22, 2006.

13 3.5 On December 20, 2006, the Illinois Department of Financial and  
14 Professional Regulation entered into a Consent Order with Applicant, based upon the  
15 Virginia Order, in which Applicant was reprimanded.

16 3.6 Applicant appeared before the Board's Investigative Committee on May 7,  
17 2009, to answer questions about his background and qualifications to practice medicine.  
18 This interview was an opportunity for him to answer questions candidly and completely.  
19 Applicant failed to do so. As a result, based upon the entire record, the Board has  
20 substantial doubts about Applicant's honesty, fairness and respect for the rights of others  
21 and for the laws of the state and the nation, ORS 677.100(d). The Board concludes that  
22 he lacks good moral character to practice medicine safely, ethically, and in conformity to  
23 the requirements of the law. As such, Applicant is unqualified to practice medicine.

24 4.

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

1 right to a contested case hearing and any appeal therefrom by the signing of and entry of this  
2 Order in the Board's records. The Board stands ready to prove the entirety of the acts and  
3 conduct alleged within section 3, paragraphs 3.1 through 3.6, of this Order. Applicant, in way of  
4 settlement, has submitted his admission accompanied by noted qualifiers; to these same acts and  
5 conduct as follows: Applicant admits paragraphs 3.1 and 3.6; however, Applicant maintains he  
6 responded truthfully to all Oregon Medical Board inquiries. Applicant admits paragraph 3.1(a),  
7 however, he maintains he performed physical exams as documented. Applicant admits  
8 paragraphs 3.1(b)(c), 3.2, 3.3, 3.4, and 3.5. Further, Applicant admits that the conduct described  
9 above, if proven, would constitute violations of ORS 677.190(1)(a) unprofessional or  
10 dishonorable conduct, as defined in ORS 677.188(4)(a); ORS 677.190(8) fraud or  
11 misrepresentation in applying for a medical license in this state; ORS 677.190(16) disciplinary  
12 action by another state of a license to practice; and ORS 677.190(18) willfully violating any  
13 provision of the Medical Practice Act or any Board rule.

14 5.

15 Applicant and the Board agree to resolve this matter by the entry of this Stipulated Order,  
16 subject to the following terms:

17 5.1 Applicant is reprimanded.

18 5.2 Applicant withdraws his application for licensure while under investigation, and  
19 agrees never to apply for a license to practice medicine in Oregon.

20 5.3 Applicant stipulates and agrees that any violation of the terms of this Order shall  
21 be grounds for further disciplinary action under ORS 677.190(18).

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6.

Applicant understands that this Order is a public record and is a disciplinary action that is reportable to the National Practitioner Data Bank, Healthcare Integrity and Protection Data Bank and the Federation of State Medical Boards. This Order becomes effective the date it is signed by the Board Chair.

IT IS SO STIPULATED this 30th day of September, 2009

Signature Redacted on Copies

THOMAS OWEN GENESE, MD

IT IS SO ORDERED this 5 day of November, 2009.

OREGON MEDICAL BOARD  
State of Oregon

Signature Redacted on Copies

DOUGLAS B. KIRKPATRICK, MD  
Board Chair

BEFORE THE  
OREGON MEDICAL BOARD  
STATE OF OREGON

In the Matter of )  
WILLIAM ELBERT HALSTEAD, MD ) STIPULATED ORDER  
LICENSE NO. MD23424 )

1.  
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. William Elbert Halstead, 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.

3.

Licensee had been under investigation regarding allegations of his care of multiple juvenile patients, his charting, his call coverage, and a sexual relationship with a former patient. Licensee, a psychiatrist, voluntarily entered into an Interim Stipulated Order on November 6, 2008, withdrawing from the practice of medicine. Licensee has not practiced medicine since this date. Licensee subsequently underwent an inpatient evaluation in September 2009 that determined that Licensee is not currently fit to return to practice due to depression, and set forth recommendations that he follow specific medical treatments and that he continue to refrain from practicing medicine.

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4.

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2 Licensee and the Board agree to close this investigation and agree that Licensee will not  
3 practice any form of medicine in the state of Oregon by surrendering his license to practice  
4 medicine while under investigation, consistent with the terms of this Order. Licensee  
5 understands that he has the right to a contested case hearing under the Administrative Procedures  
6 Act (chapter 183), Oregon Revised Statutes and fully and finally waives the right to a contested  
7 case hearing and any appeal therefrom by the signing of and entry of this Order in the Board's  
8 records. Licensee admits that he left Pendleton Academy in April of 2006 without notice and  
9 that he developed an intimate relationship with a former patient but otherwise denies the  
10 allegations set forth in the Board's Complaint and Notice. The Board finds that Licensee  
11 engaged in the conduct described in the Board's Complaint and Notice that was issued on  
12 January 8, 2009, and that this conduct violated ORS 677.190(1)(a) unprofessional or  
13 dishonorable conduct, as defined in ORS 677.188(4)(a); and ORS 677.190(14) gross or repeated  
14 acts of negligence. Both the Complaint and Notice and this Stipulated Order are public records.  
15 The Stipulated Order of Surrender is reportable to the National Practitioner Data Bank.

5.

16  
17 Licensee and the Board agree to resolve this matter by the entry of this Stipulated Order  
18 subject to the following conditions:

19 5.1 Licensee immediately surrenders his license to practice medicine while under  
20 investigation. Licensee may not apply for a medical license for a minimum of one year  
21 from the date this Order is signed by the Board Chair.

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

IT IS SO STIPULATED this 3<sup>rd</sup> day of November, 2009.

Signature Redacted on Copies

WILLIAM ELBERT HALSTEAD, MD

IT IS SO ORDERED this 5 day of November, 2009.

OREGON MEDICAL BOARD

Signature Redacted on Copies

DOUGLAS B. KIRKPATRICK, MD  
BOARD CHAIR