From: Jocelyn Cooper < jcoop717@gmail.com>
Sent: Tuesday, March 18, 2025 3:20 PM

To: BAPTISTA Mary Beth * OBNM < MaryBeth.Baptista@obnm.oregon.gov>

subject: Re: FW: legal question about patient notice

Hi Mary-Beth

I would like to schedule a Zoom meeting with you and possibly the rest of the board ASAP to discuss how my ability to practice is being threatened due to the fact that your board order appears as the second thing under my name when you search my name on Google (Dr. Jocelyn Cooper, Bend, Jocelyn Cooper, ND Bend, etc). This is not fair, sabotaging my ability to attract patients to my new clinic, being used against me in public forums like Facebook and becomes reinforced in Google's log every time someone clicks on this.

This is not standard practice. This is not how the OBM works (take a look at how they report board orders *by month* and then a pdf pops up with *a very brief summary* of the order for each doctor. If someone wants to read the actual order, they need to search that doctor by name via their website. And in no way do any signed consent orders appear under the MD/DO's name when you Google their name. Doctors that have committed much more terrible and harmful crimes are not being humiliated like I am. I'm not sleeping with my patients or prescribing 70 oxycodone to my hospitalized patients. Your order does not reflect the complex psychology of decision making that went into this particular situation. It makes me look like a total asshole.

I am requesting immediate removal of this pdf link until a solution is available. I know I emailed you several months ago asking about this same issue and you said this was public information and there was nothing you could do about it. That is not true. It still can be public record but it cannot be listed how you guys are listing board orders on your website.

I have already suffered immensely as a result of this claim. I have paid your fine, completed my CE, hopefully off probation in May 2025. I have been dropped by 5 insurance companies and fired from my employment (after 12 years being there and bringing in \$800K last year alone). I wasn't even the person who gave the patient the wrong treatment!! I am being scrutinized publically and questioned by my current patients. I have paid my penance and it is not fair to wear this Scarlet Letter for the rest of my career. You need to do something about this.

I am consulting with counsel on any legal action I can take for defamation.

Please let me know when we can have a live meeting. Thank you.

Sincerely,

Jocelyn Cooper, N

On Wed, Mar 19, 2025 at 12:20 PM BAPTISTA Mary Beth * OBNM < MaryBeth.Baptista@obnm.oregon.gov> wrote:
Dr. Cooper,
I will forward this letter to the Board for discussion at April Board meeting. The zoom link will be posted on the website. OF NOTE: the date of the April meeting may change due to a legislative session conflict. If we set a new date/time, it will be posted on the website by the end of the March. https://www.oregon.gov/obnm/Pages/Board-Meetings.aspx
I know you had legal counsel throughout the discipline process / prior to signing the Order, but I want to recall your attention to paragraph 2 where you stipulated to the facts and conclusions of the Consent Order and Settlement Agreement and paragraph 14 / G: The parties acknowledge that this Settlement Agreement and Consent Order is a public document.
The Board has posted all Settlement Agreements / Consent Orders in full since 2017. The Google algorithm determining the order it posts information is unrelated to the Board's decision and commitment to transparency of licensee discipline.
Please let me know when / if you hire an attorney, as Oregon State Bar rules prohibit me from communicating with represented parties.
Thank you
In Health;
Mary-Beth Baptista, J.D. (she / her)
Executive Director - Oregon Board of Naturopathic Medicine
800 NE Oregon Street, Suite 407
Portland OR 97232

971/673-0193

From: Jocelyn Cooper < <u>icoop717@gmail.com</u> > Sent: Thursday, March 20, 2025 8:00 AM To: BAPTISTA Mary Beth * OBNM < <u>MaryBeth.Baptista@obnm.oregon.gov</u> > Subject: Re: FW: legal question about patient notice
Hi Mary Beth,
I just wanted to let you know that I will not be hiring an attorney as I don't have a claim. I have a request of the board. I would like to provide some background information before the next board meeting, if that is ok to send to you.
Also, can you explain how the Zoom will be handled? Is this a public meeting? Is there an order of events or do I just log on at 12:30 and wait? I would prefer for this to be confidential due to the sensitivity and personal nature of the issue. Is that possible?
Finally, I am not disputing the board order or that it is a public document. I am disputing how the OBNM is currently listing the orders on your website which leads to defaming Google searches of your members and that this is not standard practice amongst any other medical boards.
Thank you

On Tue, Mar 25, 2025 at 12:23 PM BAPTISTA Mary Beth * OBNM < MaryBeth.Baptista@obnm.oregon.gov> wrote:
Good Morning Dr. Cooper,
I appreciate your patience with my delayed response. I wanted to set the reschedule date for the Board meeting before I replied. The Board meeting is rescheduled to Monday, April 21. The agenda w/Zoom link will be posted when its available on / about April 11.
The Executive Session of the meeting, by statute is for confidential matters only. Again, per statute, all public matters must be discussed in public session. You have been disciplined, and as we discussed / you understand the discipline order is a public document. Per your email below – you want to discuss the effect of the Board's policy decision to post public discipline documents on the website– e.g. your Consent order. Public policy matters must be discussed in public session.
At the end of the public session, there is time allotted for public comment. This is where you may make your statement to the Board related to effect of the Board's policy decision to post all public discipline documents/your Consent Order on the Board website. If you would like to provide the Board a letter / document in advance of the meeting to provide context, please send that to me and I will add it to their public session information packets. Please note, any information you provide the Board as a whole is also public information.
Thank you.
In Health;
Mary-Beth Baptista, J.D. (she / her)
Executive Director - Oregon Board of Naturopathic Medicine
800 NE Oregon Street, Suite 407

Portland OR 97232

From: Jocelyn Cooper <jcoop717@gmail.com>

Sent: Sunday, April 13, 2025 11:01 AM

To: BAPTISTA Mary Beth * OBNM < MaryBeth.Baptista@obnm.oregon.gov>

Subject: Re: FW: legal question about patient notice

Hi Mary Beth

I would appreciate if you would send this video to the board prior to the meeting on April 21. This details my request for the board to modify how it lists disciplinary action and explains my position. Please let me know how you will go about having the board view this video, discuss this matter at the meeting, and how I might be engaged or not during the meeting. Will the board be asking me questions? Will the video just be played at the public session and then you guys talk in private? I see patients from 8-5 on Monday so I need to know if I am going to be engaged in the meeting and when I need to close my schedule.

Please let me know if you have further questions. Thank you.

Dr. Jocelyn Cooper

BAPTISTA Mary Beth * OBNM

From: BAPTISTA Mary Beth * OBNM
Sent: Monday, April 14, 2025 6:08 PM

To: Jocelyn Cooper

Subject: RE: FW: legal question about patient notice

Thank you for your message. Our email exchange and link to the video will be included in the Board public meeting materials.

A few notes in response to your video.

- You are the only ND in the eight years I have been the Executive Director and been posting discipline the website, that has complained about where the public discipline comes up on their google search.
- As you noted, the google algorithm prioritizes primacy and frequency. Meaning, the more recent the discipline, and the more clicks the discipline document has the longer it will retain its spot higher in the order. Meaning, where your discipline shows up on your google search is unique to you. For example:
 - The discipline document for Dr. Jason Black, who immediately proceeds you on the date of final discipline, is the seventh link on his google search.
 - The discipline document for Christina Winkelman, ND, who immediately follows you on the date of final discipline, is the fourth link.

The Oregon Nursing Board list of disciplinary actions appear in google searches in the same manner as OBNM. See the Nursing Board's most recent disciplinary actions (March 19, 2025) https://www.oregon.gov/osbn/Pages/disciplinary.aspx

- Ethan R. Logo Nurse discipline is the first google link
- Anna M. Stratton discipline is the first google link.
- Michelle J. Molitor discipline is the first google link

The Oregon Medical Board's most recent discipline (Feb-March 2025) https://www.oregon.gov/omb/BoardActions/February%2016,%202025%20-

<u>%20March%2015,%202025.pdf</u> Licensee Dr. Levinson discipline is the first link on google, and it is the seventh link for Dr. Molloy.

The Public Session will begin approximately at 1230, and will continue until Board business is complete. I will put your query at the end of agenda to be discussed at the end of the meeting, just prior to public comment. Public comment is at the last item on the agenda before the meeting closes, approximately/ usually between 2-3pm.

Please let me know if you have additional questions.

In Health;

Mary-Beth Baptista, J.D. (she / her)
Executive Director - Oregon Board of Naturopathic Medicine
800 NE Oregon Street, Suite 407
Portland OR 97232
971/673-0193
Naturopathic.Medicine@obnm.oregon.gov

Please also take a moment to fill out the OBNM customer satisfaction SUrVey.

Addl information for public session below

From: Jocelyn Cooper < <u>jcoop717@gmail.com</u>>

Sent: Thursday, April 17, 2025 1:24 PM

To: BAPTISTA Mary Beth * OBNM < MaryBeth.Baptista@obnm.oregon.gov >

Subject: Re: FW: legal question about patient notice

Hello

Thank you for letting me know the timing of the meeting. I will plan on being present starting at 12:30.

Please share this with the board.

Regarding your responses to the video:

You are the only ND in the eight years I have been the Executive Director and been posting discipline the website, that has complained about where the public discipline comes up on their google search

I feel it is OK to be the only ND in your tenure to bring up this important topic, and I feel that I represent every Oregon ND who has had a board complaint/order and has had to suffer from the Google listing

As you noted, the google algorithm prioritizes primacy and frequency. Meaning, the more recent the discipline, and the more clicks the discipline document has – the longer it will retain its spot higher in the order. Meaning, where your discipline shows up on your google search is unique to you.

Yes, each individual has their discipline posted in a different order (or not at all if you are a WA ND). According to Gemini, Google prioritizes links based on their relevance, authority, and trustworthiness. This means that .gov links are always going to be prioritized based on their authority and trustworthiness and therefore found near the top.

The Oregon Nursing Board list of disciplinary actions appear in google searches in thesame manner as OBNM. See the Nursing Board's most recent disciplinary actions (March 19, 2025) https://www.oregon.gov/osbn/Pages/disciplinary.aspx

It is interesting that this board's disciple does show up like OBNMs, but unlike OBM and WA ND Board. First, I am not a nurse and therefore I am not sure if listing a nurse's discipline is as consequential as that of listing a doctor's discipline. Two, I believe that because the OBM links their board action reports to a PDF, and does not list the doctor's name directly on their website, that Google prioritizes it less. I could be wrong about this however. Most importantly, the board we should most be investigating is your sister board in WA: the Washington Board of Naturopathy. As I mentioned, they do not list discipline on their website at all and curious parties can go to the provider look-up to find this information. What a great way to support their fellow doctors that have had discipline but not publicly shame them for it!

The Oregon Medical Board's most recent discipline (Feb-March 2025)

https://www.oregon.gov/omb/BoardActions/February%2016,%202025%20-%20March%2015,%202025.pdf Licensee Dr. Levinson discipline is the first link on google, and it is the seventh link for Dr. Molloy.

When I Google "Dr. Levinson Oregon" I see a .gov link in the 7th position that is titled "Levinson, Gary Allen, MD -Oregon License Verification." When you click on it, the link shows you the active state of his license, practice location, education and board actions which is at the bottom.

When you Google "Jocelyn Cooper, Bend" the second position link says "Cooper Consent Order, Final" and down a few positions "Discipline- Oregon Board of Naturopathic Medicine" I'm sure you can see the difference in wording and how one way is neutral and one way is damning.

Also, I could not find any link to disciple for Dr. Molloy as you mentioned you could.

I look forward to having a conversation and insight on Monday.

Dr. Jocelyn Cooper