

Oregon Medical Board
BOARD ACTION REPORT
October 15, 2020

The information contained in this report summarizes new, interim, and final actions taken by the Oregon Medical Board between September 16, 2020, and October 15, 2020.

Scanned copies of Interim Stipulated Orders, Orders of Emergency Suspension, Stipulated Orders, Final Orders, Termination Orders, Modification Orders, Voluntary Limitations, and non-disciplinary Corrective Action Agreements 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 the following actions are **not** included in this report:

- Consent Agreements and their modifications/terminations (non-disciplinary, do not impose practice limitations)
- Terminations of non-disciplinary Corrective Action Agreements
- Complaint and Notices of Proposed Disciplinary Action (not final actions by the Board)

These documents, however, are public and are available upon request.

Printed copies of documents not provided with this report are available to the public. To obtain a printed copy of a document not provided in this report, please complete the License Verification and Malpractice Report Request (<http://www.oregon.gov/OMB/ombforms1/request-licensee-info-verification.pdf>) found under the Forms link on the Board's web site. You may submit the form by fax to (971) 673-2670, by email to info@omb.oregon.gov, or by 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 self-reported that he/she has privileges.

***Baker, Rola Peter, MD; MD16652; Roseburg, OR**

On October 2, 2020, Licensee entered into a Stipulated Order with the Board for unprofessional or dishonorable conduct; gross or repeated acts of negligence; willful violation of any Board rule; and prescribing controlled substances without a legitimate medical purpose or without following accepted procedures for examination of patients or for record keeping. This Order requires Licensee to complete a pre-approved documentation course; restricts Licensee's prescribing for chronic and acute pain; requires Licensee to taper opioid medications other than buprenorphine/naloxone, to 90 MED or less or transfer the care of the patient; requires Licensee to wean patients from benzodiazepines who are concurrently taking benzodiazepines with buprenorphine/naloxone and taper benzodiazepines for patients taking opioids other than buprenorphine/naloxone with benzodiazepines by 10% per month; prohibits Licensee from concurrently prescribing opioids with benzodiazepines after tapering or weaning is completed; prohibits Licensee from concurrently prescribing opioids with muscle relaxants; prohibits Licensee from initiating treatment for substance use disorder; requires Licensee to obtain an annual EKG for any patient taking methadone; requires Licensee to perform annual urine drugs screens and utilize the Oregon Prescription Drug Monitoring Program every three months for all

patients receiving opioids; requires Licensee to comply with Oregon Administrative Rules for weight reduction with controlled substances; requires Licensee to obtain a pre-approved practice mentor; requires Licensee to follow the Endocrine Society Guidelines for the treatment of diabetes; and subjects Licensee's practice to no-notice chart audits and office visits by the Board's designee.

Brewster, Casey Zerbe, LAc; AC193361; Eugene, OR

On September 23, 2020, the Board issued an Order Terminating Consent Agreement for Re-Entry to Practice. This Order terminates Licensee's October 30, 2019, Consent Agreement for Re-Entry to Practice.

***Bullard, Amicia Grace, PA; PA00783; Tigard, OR**

On October 2, 2020, the Board issued an Order Terminating Interim Stipulated Order. This Order terminates Licensee's February 18, 2020, Interim Stipulated Order.

***Cohen, Tal, LAc; AC161122; Portland, OR**

On October 2, 2020, Licensee entered into a Stipulated Order with the Board for unprofessional or dishonorable conduct; obtaining any fee by fraud or misrepresentation; using the title "doctor" in connection with the health care profession when Licensee did not designate the health care profession in which his doctoral degree was earned; using the name of the Licensee under the designation of "doctor" and "Dr." in any form of advertising that is untruthful or intended to deceive or mislead the public; making statements that the Licensee knows to be false or misleading about the skill, efficacy or value of a medicine, treatment or remedy; and willful violation of any Board rule. This Order surrenders Licensee's acupuncture license while under investigation and assesses a \$10,000 civil penalty.

***Crum, Jerry Dean, MD; MD150347; Hermiston, OR**

On October 2, 2020, Licensee entered into a Stipulated Order with the Board for unprofessional or dishonorable conduct; gross or repeated acts of negligence; and willful violation of any Board rule. This Order limits Licensee's orthopedic practice to an office-based, outpatient, non-operative practice only.

***Dolezal, Anna Marie, MD; MD186456; Bend, OR**

On October 2, 2020, Licensee entered into a Stipulated Order with the Board for unprofessional or dishonorable conduct and impairment. This Order reprimands Licensee and requires Licensee to remain enrolled and in good standing in a monitoring program.

***Farley, David Brian, MD; MD16003; Oregon City, OR**

On October 2, 2020, Licensee entered into a Stipulated Order with the Board for unprofessional or dishonorable conduct and gross or repeated acts of negligence. This Order revokes Licensee's Oregon medical license and prohibits him from reapplying for an Oregon medical license; reprimands Licensee; and assesses a \$20,000 civil penalty which is held in abeyance unless Licensee violates the Order or practices medicine in Oregon.

***Flores, Gonzalo Marine, LAc; AC00643; Portland, OR**

On October 2, 2020, Licensee entered into a Stipulated Order with the Board for unprofessional or dishonorable conduct and gross or repeated acts of negligence. With this Order, Licensee surrenders his Oregon acupuncture license while under investigation.

Gordon, Janeene Marie, MD; MD195320; Ashland, OR

On September 23, 2020, the Board issued an Order Terminating Consent Agreement for Re-Entry to Practice. This Order terminates Licensee's December 12, 2019, Consent Agreement for Re-Entry to Practice.

Liu, Helen, MD; MD161201; Lake Oswego, OR

On October 2, 2020, the Board issued an Order Terminating Corrective Action Agreement. This Order terminates Licensee's July 12, 2018, Corrective Action Agreement.

***Lucke, John Charles, MD; MD178308; Portland, OR**

On October 2, 2020, Licensee entered into a Stipulated Order with the Board for unprofessional or dishonorable conduct and gross or repeated acts of negligence. This Order prohibits Licensee from performing any cardiac procedures on Oregon patients.

***Lynch, Conley Joseph, MD; MD21190; Forest Grove, OR**

On October 2, 2020, Licensee entered into a Stipulated Order with the Board for unprofessional or dishonorable conduct; impairment; and willful violation of any rule adopted by the Board. With this Order Licensee surrenders his medical license while under investigation.

***O'Neill, Daniel David, LAc; AC152270; Portland, OR**

On October 2, 2020, Licensee entered into a Stipulated Order with the Board for unprofessional or dishonorable conduct; willful violation of any Board rule; and failure to self-report within 10 days any official action taken against Licensee. This Order reprimands Licensee; assesses a \$500 civil penalty; and requires Licensee to complete a pre-approved professional boundaries course.

Sas-Ciampoli, Brianna Gabrielle, LAc; AC196872; Portland, OR

On October 2, 2020, the Board issued an Order Terminating Consent Agreement for Re-Entry to Practice. This Order terminates Licensee's February 27, 2020, Consent Agreement for Re-Entry to Practice.

***Schwartz, Amitai Lorge, LAc; AC168975; Portland, OR**

On October 2, 2020, Licensee entered into a Stipulated Order with the Board for unprofessional or dishonorable conduct and gross or repeated acts of negligence. With this Order Licensee surrenders his acupuncture license while under investigation.

***Thompson, Albert Prather, MD; MD13058; Lincoln City, OR**

On October 2, 2020, Licensee entered into a Stipulated Order with the Board for unprofessional or dishonorable conduct; gross or repeated acts of negligence; and prescribing controlled substances without a legitimate medical purpose or without following accepted procedures for examination of patients or for record keeping. This Order reprimands Licensee; assesses a \$5,000 civil penalty; restricts Licensee's prescribing for chronic and acute pain; requires Licensee to taper opioid medications to 90 MED or less unless there is subjective evidence that tapering causes harm, or transfer the care of the patient; requires Licensee to taper benzodiazepines for any patient taking opioids with benzodiazepines or transfer care, and prohibits Licensee from concurrently prescribing opioids with benzodiazepines after tapering is completed; prohibits Licensee from concomitantly prescribing opioids with muscle relaxants; requires Licensee to obtain an annual EKG for any patient taking methadone; and requires

Licensee to perform annual urine drugs screens and utilize the Oregon Prescription Drug Monitoring Program every three months for all patients receiving opioids.

***Townsend-Fixott, Dawna-Marie, MD; MD25339; Redmond, OR**

On October 2, 2020, Licensee entered into a Stipulated Order with the Board for unprofessional or dishonorable conduct; gross or repeated acts of negligence; and prescribing a controlled substance without a legitimate medical purpose or without following accepted procedures for examining patients or for record keeping. With this Order, Licensee retires her medical license while under investigation.

Veech, George Arthur, MD; MD150486; Portland, OR

On October 14, 2020, Applicant entered into a non-disciplinary Consent Agreement for Re-Entry to Practice with the Board. In this Agreement, Applicant agreed to practice under the supervision of a pre-approved physician mentor for 500 hours, to include reports to the Board by the mentor; to obtain certification with the American Board of Psychiatry and Neurology within 18 months; and completion of 100 hours of CME.

***Walkey, Marilyn Mills, MD; AC01190; Portland, OR**

On October 2, 2020, Licensee entered into a Stipulated Order with the Board for unprofessional or dishonorable conduct; obtaining any fee by fraud or misrepresentation; gross or repeated acts of negligence; and making a fraudulent claim. With this Order, Licensee surrenders her medical and acupuncture licenses while under investigation.

The following Licensees were issued Complaint and Notices of Proposed Disciplinary Action.
Note, in these instances the Board has not taken a final action.

- Armstrong, Andrew, MD; PG200540; Portland, OR
- Boudreaux, Lauren Elizabeth, DO; DO171825; Gresham, OR
- Goldberg, Charles Barry, MD; MD11101; Portland, OR
- Metzger, Chris Allen, MD; MD28806; Bend, OR
- Schmidt, Linda Erika, MD; MD24604; Portland, OR

The following Licensee was issued an Order **Rescinding** Complaint and Notices of Proposed Disciplinary Action.

- Schrimsher, John Patrick, MD; MD171625; Warm Springs, OR

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)
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ROLA PETER BAKER, MD) STIPULATED ORDER
LICENSE NO. MD16652)
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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. Rola Peter Baker, MD (Licensee) is a licensed physician in the State of Oregon.

2.

On August 6, 2020, the Board issued a Complaint and Notice of Proposed Disciplinary Action (Notice) in which the Board proposed to take disciplinary action by imposing up to the maximum range of potential sanctions pursuant to ORS 677.205(2), which may include the revocation of license, a \$10,000 civil penalty, and assessment of costs, 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) any conduct or practice which does or might constitute a danger to the health or safety of a patient or the public; ORS 677.190(13) gross or repeated acts of negligence; ORS 677.190(17) willful violation of any Board rule, specifically OAR 847-015-0010; and ORS 677.190(24) prescribing controlled substances without a legitimate medical purpose or without following accepted procedures for examination of patients or for record keeping. Prior to the issuance of the Notice, on December 3, 2019, Licensee entered into an Interim Stipulated Order with the Board in which he agreed to specific prescribing limitations for chronic pain.

3.

Licensee and the Board desire to settle this matter by entry of this Stipulated Order. Licensee understands that he has the right to a contested case hearing under the Administrative

Procedures Act (chapter 183), Oregon Revised Statutes. Licensee fully and finally waives the right to a contested case hearing and any appeal therefrom by the signing of and entry of this Order in the Board's records. Licensee neither admits nor denies, but the Board finds that Licensee's conduct as described in the August 6, 2020, Complaint and Notice of Proposed Disciplinary Action violated ORS 677.190(1)(a); ORS 677.190(13); ORS 677.190(17), specifically OAR 847-015-0010; and ORS 677.190(24). Licensee understands that this Order is a public record and is a disciplinary action that is reportable to the National Practitioner Data Bank and the Federation of State Medical Boards.

4.

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

4.1 Within six months of the effective date of this Order, Licensee must complete a documentation course that has been pre-approved by the Board's Medical Director.

4.2 Licensee must not begin treatment for chronic pain with opioids for any new or existing patient. For the purposes of this Order, chronic pain is defined as pain that persists or progresses over a period of time greater than 30 days.

4.3 Licensee must immediately begin to taper opioid medications for any new or existing chronic pain patient with a morphine equivalent dose (MED) over 90 by at least 5-10% per month until patient's MED is 90 or less unless:

4.3.1 The patient is currently enrolled in hospice or is currently receiving end of life care. If this exception applies, Licensee must certify on the written prescription that the patient is a hospice patient or receiving end of life care.

4.3.2 The patient is only taking buprenorphine or buprenorphine/naloxone. If this exception applies, Licensee may continue to prescribe above 90 MED, but may not increase the current dosage. Alternatively, Licensee may transfer the care of any patient with an MED over 90 to another physician.

4.4 Licensee must not begin treatment for substance use disorder with any scheduled medications for any new or existing patient.

1 4.5 Licensee may treat patients for acute pain for no more than 30 days per year, with
2 a maximum MED of 50.

3 4.6 Licensee must not begin treatment with benzodiazepines for patients taking any
4 opioid including buprenorphine or buprenorphine/naloxone. For any new or existing patients
5 taking benzodiazepines with buprenorphine, or benzodiazepines with buprenorphine/naloxone,
6 Licensee must wean the patient off benzodiazepines within 120 days. Alternatively, Licensee
7 may transfer the care of any such patient to another physician.

8 4.7 For any new or existing patients taking benzodiazepines and opioids other than
9 buprenorphine or buprenorphine/naloxone, Licensee must begin to taper benzodiazepines after
10 opioids have been tapered to 90 MED or less. Benzodiazepines must be tapered by at least 10%
11 per month until the patient is weaned off benzodiazepines. Alternatively, Licensee may transfer
12 the care of any such patient to another physician. Licensee may continue to prescribe concurrent
13 benzodiazepines and opioids to patients who are currently enrolled in hospice or who are
14 currently receiving end of life care. Licensee must certify on the written prescription that the
15 patient is a hospice patient or receiving end of life care.

16 4.8 Licensee must not concomitantly prescribe opioids with benzodiazepines after
17 completing tapering as outlined in this Order.

18 4.9 Licensee must not concomitantly prescribe opioids with muscle relaxants.

19 4.10 Licensee must obtain an EKG at least once annually on all patients taking
20 methadone.

21 4.11 Licensee must perform urine drug screens at least annually and check the Oregon
22 Prescription Drug Monitoring Program every three months on all patients receiving opioids.

23 4.12 Licensee must comply with the Oregon Administrative Rules regarding treatment
24 with controlled substances for weight reduction and the maintenance of a log for dispensed or
25 administered controlled substances.

26 4.13 Licensee must, at his own expense, enter into an agreement with a licensed
27 physician who is pre-approved by the Board's Medical Director to serve as his practice mentor.
28 Licensee and the physician must meet monthly for review of all charts of patients taking opioids

1 for chronic pain, or who are taking opioids in combination with benzodiazepines. The mentor
2 shall provide quarterly written reports to the Board on Licensee's ability to safely and
3 competently practice medicine. Licensee may request termination of this term after one full year
4 of compliance, four quarterly reports from the mentor, and a recommendation of termination
5 from the mentor.

6 4.14 Licensee must follow the clinical practice guidelines endorsed by the Endocrine
7 Society for the treatment of diabetes.

8 4.15 At the discretion of the Board or its designees, random, no notice chart audits and
9 office visits may be conducted by Board designees.

10 4.16 Licensee must inform the Compliance Section of the Board of any and all practice
11 sites, as well as any changes in practice address(es), employment, or practice status within 10
12 business days. Additionally, Licensee must notify the Compliance Section of any changes in
13 contact information within 10 business days.

14 4.17 The Interim Stipulated Order of December 3, 2019, terminates upon the effective
15 date of this Order.

16 4.18 Licensee must obey all federal and Oregon state laws and regulations pertaining
17 to the practice of medicine.

18 4.19 Licensee stipulates and agrees that any violation of the terms of this Order shall
19 be grounds for further disciplinary action under ORS 677.190(17).

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1 4.20 Licensee stipulates and agrees that this Order becomes effective the date it is
2 signed by the Board Chair.

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4 IT IS SO STIPULATED THIS 6th day of Sept., 2020.

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7 ROLA PETER BAKER, MD

8 IT IS SO ORDERED THIS 2nd day of October, 2020.

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10 OREGON MEDICAL BOARD
11 State of Oregon

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13 KATHLEEN M. HARDER, MD
14 BOARD CHAIR
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BEFORE THE
OREGON MEDICAL BOARD
STATE OF OREGON

In the Matter of)
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AMICIA GRACE BULLARD, PA) ORDER TERMINATING INTERIM
LICENSE NO. PA00783) STIPULATED ORDER
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1.

On February 18, 2020, Amicia Grace Bullard, PA (Licensee) entered into an Interim Stipulated Order with the Oregon Medical Board (Board) in which she agreed to voluntarily withdraw from practice and place her physician assistant license at Inactive status.

2.

At its meeting on October 1, 2020, the Board reviewed this matter. The Board terminates the February 18, 2020, Interim Stipulated Order effective the date this Order is signed by the Board Chair and Licensee's physician assistant license is returned to Active status.

IT IS SO ORDERED this 2nd day of October, 2020.

OREGON MEDICAL BOARD
State of Oregon


KATHLEEN M. HARDER, MD
Board Chair

BEFORE THE
OREGON MEDICAL BOARD
STATE OF OREGON

In the Matter of)
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 TAL COHEN, LAc) STIPULATED ORDER
 LICENSE NO. AC161122)
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1.

The Oregon Medical Board (Board) is the state agency responsible for licensing, regulating and disciplining certain health care providers, including acupuncturists, in the State of Oregon. Tal Cohen, LAc (Licensee) is a licensed acupuncturist in the State of Oregon.

2.

On September 3, 2020, the Board issued an Amended Complaint and Notice of Proposed Disciplinary Action (Notice) in which the Board proposed to take disciplinary action by imposing up to the maximum range of potential sanctions identified in ORS 677.205(2), which may include the revocation of license, a \$10,000 civil penalty, and assessment of costs, against Licensee for violations of the Medical Practice Act, to wit: ORS 676.110(2) using the title “doctor” in connection with the health care profession when Licensee did not designate the health care profession in which his doctoral degree was earned on all written or printed matter; ORS 677.190(1)(a) unprofessional or dishonorable conduct, as defined in ORS 677.188(4)(a) any conduct contrary to recognized standards of ethics; ORS 677.190(4) obtaining any fee by fraud or misrepresentation; ORS 677.190(12) using the name of the Licensee under the designation of “doctor” and “Dr.” or any similar designation in any form of advertising that is untruthful or intended to deceive or mislead the public; ORS 677.190(9) making statements that the Licensee knows to be false or misleading about the skill, efficacy or value of a medicine, treatment or remedy; and ORS 677.190(17) willful violation of any Board rule, specifically OAR 847-070-0020(4). Prior to the issuance of the Notice, on August 11, 2020, Licensee entered into an Interim Stipulated Order with the Board in which he agreed to voluntarily withdraw from

1 practice and place his license in Inactive status pending the completion of the Board's
2 investigation.

3 3.

4 Licensee and the Board desire to settle this matter by the entry of this Stipulated Order.
5 Licensee understands that he has the right to a contested case hearing under the Administrative
6 Procedures Act (Oregon Revised Statutes chapter 183), and fully and finally waives the right to a
7 contested case hearing and any appeal therefrom by the signing of and entry of this Order in the
8 Board's records. Licensee neither admits nor denies, but the Board finds that he engaged in
9 conduct as described in the September 3, 2020, Notice, and that this conduct violated Oregon
10 revised statutes, to wit: ORS 676.110(2); ORS 677.190(1)(a), as defined in ORS 677.188(4)(a);
11 ORS 677.190(4); ORS 677.190(12); ORS 677.190(9); and ORS 677.190(17), specifically OAR
12 847-070-0020(4). Licensee understands that this Order is a public record and is a disciplinary
13 action that is reportable to the National Practitioner Data Bank and the National Certification
14 Commission for Acupuncture and Oriental Medicine.

15 4.

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

18 4.1 Licensee surrenders his Oregon acupuncture license while under investigation.

19 4.2 Licensee must pay a civil penalty of \$10,000 within twelve months of the
20 effective date of this Order. Licensee may make payments, as long as no payment, excepting the
21 final payment, is less than \$100.

22 4.3 The August 11, 2020, Interim Stipulated Order terminates effective the date the
23 Board Chair signs this Stipulated Order.

24 4.4 Licensee must obey all federal and Oregon state laws and regulations pertaining
25 to the practice of acupuncture.

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1 4.5 Licensee stipulates and agrees that any violation of the terms of this Order shall
2 be grounds for further disciplinary action under ORS 677.190(17).

3 IT IS SO STIPULATED this 21 day of September, 2020

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5 TAL COHEN, LAc

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7 IT IS SO ORDERED this 2nd day of October, 2020.

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9 OREGON MEDICAL BOARD
State of Oregon

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11 KATHLEEN M. HARDER, MD
12 Board Chair

BEFORE THE
OREGON MEDICAL BOARD
STATE OF OREGON

In the Matter of)
JERRY DEAN CRUM, MD)
LICENSE NO. MD150347) STIPULATED ORDER
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I.

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. Jerry Dean Crum, MD (Licensee) is a licensed physician in the State of Oregon.

2.

On June 16, 2020, the Board issued a Complaint and Notice of Proposed Disciplinary Action (Notice) in which the Board proposed to take disciplinary action by imposing up to the maximum range of potential sanctions identified in ORS 677.205(2), which may include the revocation of license, a \$10,000 civil penalty per violation, and assessment of costs, 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) any conduct or practice which does or might constitute a danger to the health or safety of a patient or the public or any condition that does or might adversely affect his ability to safely and skillfully practice medicine; ORS 677.190(13) gross or repeated acts of negligence; and ORS 677.190(17) willful violation of any Board rule, specifically OAR 847-001-0024(2) Compliance, or Board order.

3.

Licensee and the Board desire to settle this matter by the entry of this Stipulated Order. Licensee understands that he has the right to a contested case hearing under the Administrative Procedures Act (Oregon Revised Statutes chapter 183), and fully and finally waives the right to a contested case hearing and any appeal therefrom by the signing of and entry of this Order in the Board's records. Licensee neither admits nor denies, but the Board finds that Licensee engaged

1 in conduct as described in the June 16, 2020, Notice, and that this conduct violated the Medical
2 Practice Act, to wit ORS 677.190(1)(a), as defined in ORS 677.188(4)(a); ORS 677.190(13); and
3 ORS 677.190(17), specifically OAR 847-001-0024(2). Licensee understands that this Order is a
4 public record and is a disciplinary action that is reportable to the National Practitioner Data Bank
5 and the Federation of State Medical Boards.

6 4.

7 Licensee and the Board agree to resolve this matter by the entry of this Stipulated Order,
8 subject to the following terms:

9 4.1 Licensee must limit his orthopedics practice to an office-based, outpatient, non-
10 operative practice only.

11 4.2 Licensee must inform the Compliance Section of the Board of any and all practice
12 sites, as well as any changes in practice address(es), employment, or practice status within 10
13 business days. Additionally, Licensee must notify the Compliance Section of any changes in
14 contact information within 10 business days.

15 4.3 Licensee must obey all federal and Oregon state laws and regulations pertaining
16 to the practice of medicine.

17 4.4 Licensee stipulates and agrees that any violation of the terms of this Order shall
18 be grounds for further disciplinary action under ORS 677.190(17).

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1 4.5 Licensee stipulates and agrees that this Order becomes effective the date it is
2 signed by the Board Chair.

3 IT IS SO STIPULATED this 7th day of July, 2020

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6 JERRY DEAN CRUM, MD

7 IT IS SO ORDERED this 2nd day of October, 2020.

8 OREGON MEDICAL BOARD
9 State of Oregon
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11 KATHLEEN M. HARDER, MD
12 Board Chair
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BEFORE THE
OREGON MEDICAL BOARD
STATE OF OREGON

In the Matter of

ANNA MARIE DOLEZAL, MD
LICENSE NO. MD186456

STIPULATED ORDER.

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. Anna Marie Dolezal, MD (Licensee) is a licensed physician in the State of Oregon.

2.

On August 21, 2020, the Board issued a Complaint and Notice of Proposed Disciplinary Action in which the Board proposed to take disciplinary action by imposing up to the maximum range of potential sanctions identified in ORS 677.205(2), which may include the revocation of license, a \$10,000 civil penalty per violation, and assessment of costs, 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) any conduct, practice or condition which does or might constitute a danger to the health or safety of a patient or the public; and ORS 677.190(7) impairment.

3.

Licensee and the Board desire to settle this matter by the entry of this Stipulated Order. Licensee understands that she has the right to a contested case hearing under the Administrative Procedures Act (Oregon Revised Statutes chapter 183), and fully and finally waives the right to a contested case hearing and any appeal therefrom by the signing of and entry of this Order in the Board's records. Licensee neither admits nor denies, but the Board finds that Licensee engaged in conduct as described in the August 21, 2020, Complaint and Notice of Proposed Disciplinary Action, and that this conduct violated the Medical Practice Act, ORS 677.190(1)(a), as defined in

1 ORS 677.188(4)(a); and ORS 677.190(7). Licensee understands that this Order is a public
2 record and is a disciplinary action that is reportable to the National Practitioner Data Bank and
3 the Federation of State Medical Boards.

4 4.

5 Licensee and the Board agree to resolve this matter by the entry of this Stipulated Order,
6 subject to the following terms:

7 4.1 Licensee is reprimanded.

8 4.2 Licensee must remain enrolled and in good standing in the Health Professionals'
9 Services Program as outlined in her monitoring agreement with the Program, or any successor
10 program.

11 4.3 Licensee must obey all federal and Oregon state laws and regulations pertaining
12 to the practice of medicine.

13 4.4 Licensee stipulates and agrees that any violation of the terms of this Order shall
14 be grounds for further disciplinary action under ORS 677.190(17).

15 4.5 Licensee stipulates and agrees that this Order becomes effective the date it is
16 signed by the Board Chair.

17 IT IS SO STIPULATED this 21st day of September, 2020

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19 ANNA MARIE DOLEZAL, MD

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21 IT IS SO ORDERED this 2nd day of October, 2020.

22 OREGON MEDICAL BOARD
23 State of Oregon

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25 KATHLEEN M. HARDER, MD
26 Board Chair
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BEFORE THE
OREGON MEDICAL BOARD
STATE OF OREGON

In the Matter of

DAVID BRIAN FARLEY, MD
LICENSE NO. MD16003

STIPULATED ORDER.

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. David Brian Farley, MD (Licensee) is a licensed physician in the State of Oregon.

2.

On September 3, 2020, the Board issued a Complaint and Notice of Proposed Disciplinary Action in which the Board proposed to take disciplinary action by imposing up to the maximum range of potential sanctions identified in ORS 677.205(2), which may include the revocation of license, a \$10,000 civil penalty per violation, and assessment of costs, 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 conduct unbecoming a person licensed to practice medicine or detrimental to the best interest of the public as further defined in OAR 847-010-0073(3)(b)(G) sexual misconduct, ORS 677.188(4)(a) any conduct or practice contrary to recognized standards of ethics of the medical profession or any conduct or practice which does or might constitute a danger to the health or safety of a patient or the public, ORS 677.188(b) willful performance of any surgical or medical treatment which is contrary to acceptable medical standards, and ORS 677.188(c) willful and repeated ordering or performance of unnecessary laboratory tests or radiologic studies; administration of unnecessary treatment; employment of outmoded, unproved or unscientific treatments; or otherwise utilizing medical service for diagnosis or treatment which is or may be considered inappropriate or unnecessary; and ORS

677.190(13) gross or repeated acts of negligence. Prior to the issuance of the Notice, on August 6, 2020, Licensee entered into an Interim Stipulated Order with the Board in which he agreed to voluntarily withdraw from practice and place his license in Inactive status pending the completion of the Board's investigation.

3.

Licensee and the Board desire to settle this matter by the entry of this Stipulated Order. Licensee understands that he has the right to a contested case hearing under the Administrative Procedures Act (Oregon Revised Statutes chapter 183), and fully and finally waives the right to a contested case hearing and any appeal therefrom by the signing of and entry of this Order in the Board's records. Licensee neither admits nor denies, but the Board finds that Licensee engaged in conduct as described in the September 3, 2020, Complaint and Notice of Proposed Disciplinary Action, and that this conduct violated the Medical Practice Act, to wit ORS 677.190(1)(a), as defined in ORS 677.188 as further defined in OAR 847-010-0073(3)(b)(G), ORS 677.188(4)(a), ORS 677.188(b), and ORS 677.188(c); and ORS 677.190(13). Licensee understands that this Order is a public record and is a disciplinary action that is reportable to the National Practitioner Data Bank and the Federation of State Medical Boards.

4.

Licensee and the Board agree that the Board will close this investigation and resolve this matter by entry of this Stipulated Order, subject to the following conditions:

4.1 Licensee's Oregon medical license is revoked, and Licensee agrees never to reapply for a license to practice medicine in Oregon.

4.2 Licensee is reprimanded.

4.3 Licensee must pay a civil penalty in the amount of \$20,000. This term is held in abeyance unless Licensee violates any term of this Order or practices medicine in the State of Oregon, including holding himself out as a physician in Oregon, as set forth in ORS 677.085. Any violation of this term of the Order will immediately terminate the abeyance of the civil

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1 penalty and the \$20,000 civil penalty will become payable in full within 30 days from the date
2 that Licensee receives written notification from the Board.

3 4.4 The Interim Stipulated Order of August 6, 2020, terminates effective the date the
4 Board Chair signs this Stipulated Order.

5 4.5 Licensee must obey all federal and Oregon state laws and regulations pertaining
6 to the practice of medicine.

7 4.6 Licensee stipulates and agrees that any violation of the terms of this Order shall
8 be grounds for further disciplinary action under ORS 677.190(17).

9 5.


10 This Order becomes effective the date it is signed by the Board Chair.

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12 IT IS SO STIPULATED this 22 day of September 2020.

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14 
15 DAVID BRIAN FARLEY, MD

16 IT IS SO ORDERED this 2nd day of October 2020.

17 OREGON MEDICAL BOARD
18 State of Oregon

19 
20 KATHLEEN M. HARDER, MD
21 Board Chair

BEFORE THE
OREGON MEDICAL BOARD
STATE OF OREGON

In the Matter of

GONZALO MARINE FLORES, Lac
LICENSE NO. AC00643

STIPULATED ORDER

1.

The Oregon Medical Board (Board) is the state agency responsible for licensing, regulating and disciplining certain health care providers, including acupuncturists, in the State of Oregon. Gonzalo Marine Flores, LAc (Licensee) is a licensed acupuncturist in the State of Oregon.

2.

On October 8, 2009, Licensee entered into a Corrective Action Agreement with the Board that closed an investigation regarding Licensee's interactions with female patients. On April 4, 2013, Licensee entered into a Stipulated Order with the Board that closed an investigation related to allegations that Licensee had violated the previous issued Corrective Action Agreement. On December 11, 2019, the Board opened an investigation after receiving credible information regarding Licensee's possible violation of the Medical Practice Act involving his interactions with female patients. On June 29, 2020, Licensee entered into an Interim Stipulated Order requiring the use of chaperones for certain patient encounters to be followed within 30 days by the Licensee voluntarily withdrawing from practice and placing his license into an Inactive status.

3.

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

1 contested case hearing and any appeal therefrom by the signing of and entry of this Order in the
2 Board's records. Licensee neither admits nor denies, but the Board finds that Licensee engaged
3 in conduct that violated the Medical Practice Act, to wit: ORS 677.190(1)(a) unprofessional or
4 dishonorable conduct, as defined by ORS 677.188(4)(a) any conduct or practice contrary to
5 recognized standards of ethics of the profession or any conduct that does not might constitute a
6 danger to the health or safety of a patient or the public and OAR 847-010-0073(3)(b)(G) sexual
7 misconduct; and ORS 677.190(13) gross or repeated acts of negligence. Licensee understands
8 that this Order is a public record and is a disciplinary action that is reportable to the National
9 Practitioner Data Bank and the National Certification Commission for Acupuncture and Oriental
10 Medicine.

11 4.

12 Licensee and the Board agree that the Board will close this investigation and resolve this
13 matter by entry of this Stipulated Order, subject to the following conditions:

14 4.1 Licensee surrenders his Oregon acupuncture license while under investigation.

15 4.2 The June 29, 2020, Interim Stipulated Order terminates effective the date the
16 Board Chair signs this stipulated Order.

17 4.3 Licensee must obey all federal and Oregon state laws and regulations pertaining
18 to the practice of acupuncture.

19 4.4 Licensee stipulates and agrees that any violation of the terms of this Order shall
20 be grounds for further disciplinary action under ORS 677.190(17).

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This Order becomes effective the date it is signed by the Board Chair.

IT IS SO STIPULATED this 30 day of September 2020.


GONZALO MARINE FLORES, LAc

IT IS SO ORDERED this 2nd day of October 2020.

OREGON MEDICAL BOARD
State of Oregon



KATHLEEN M. HARDER, MD
Board Chair

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BEFORE THE
OREGON MEDICAL BOARD
STATE OF OREGON

In the Matter of)
JOHN CHARLES LUCKE, MD) STIPULATED ORDER
LICENSE NO. MD178308)
)

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 Charles Lucke, MD (Licensee) is a licensed physician (lapsed status) in the State of Oregon.

2.

On June 16, 2020, the Board issued a Complaint and Notice of Proposed Disciplinary Action (Notice) in which the Board proposed taking disciplinary action by imposing up to the maximum range of potential sanctions identified in ORS 677.205(2), which may include the revocation of license, a \$10,000 civil penalty per violation, and assessment of costs, 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) any conduct or practice which does or might constitute a danger to the health or safety of a patient or the public; and ORS 677.190(13) gross or repeated acts of negligence.

3.

Licensee and the Board desire to settle this matter by entry of this Stipulated Order. Licensee understands that he has the right to a contested case hearing under the Administrative Procedures Act (chapter 183), Oregon Revised Statutes. Licensee fully and finally waives the right to a contested case hearing and any appeal therefrom by the signing of and entry of this Order in the Board's records. Licensee neither admits nor denies, but the Board finds that Licensee's conduct as described in the June 16, 2020, Complaint and Notice of Proposed

1 Disciplinary Action violated ORS 677.190(1)(a), as defined in ORS 677.188(4)(a); and ORS
2 677.190(13). Licensee understands that this Order is a public record and is a disciplinary action
3 that is reportable to the National Practitioner Data Bank and the Federation of State Medical
4 Boards.

5 4.

6 Licensee and the Board agree to resolve this matter by the entry of this Stipulated Order
7 subject to the following terms and conditions:

8 4.1 Licensee must not perform any cardio procedures on any patient in Oregon.

9 4.2 Licensee must inform the Compliance Section of the Board of any and all practice
10 sites, as well as any changes in practice address(es), employment, or practice status within 10
11 business days. Additionally, Licensee must notify the Compliance Section of any changes in
12 contact information within 10 business days.

13 4.3 Licensee must obey all federal and Oregon state laws and regulations pertaining
14 to the practice of medicine.

15 4.4 Licensee stipulates and agrees that any violation of the terms of this Order shall
16 be grounds for further disciplinary action under ORS 677.190(17).

17 4.5 Licensee stipulates and agrees that this Order becomes effective the date it is
18 signed by the Board Chair.

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20 IT IS SO STIPULATED THIS 14th day of September, 2020.

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22 [REDACTED]
23 JOHN CHARLES LUCKE, MD

24 IT IS SO ORDERED THIS 21st day of October, 2020.

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26 OREGON MEDICAL BOARD
27 State of Oregon
28 [REDACTED]

KATHLEEN M. HARDER, MD
BOARD CHAIR

BEFORE THE
OREGON MEDICAL BOARD
STATE OF OREGON

In the Matter of)
)
 CONLEY JOSEPH LYNCH, MD) STIPULATED ORDER
 LICENSE NO. MD21190)
)

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. Conley Joseph Lynch, MD (Licensee) is a licensed physician (lapsed status) in the State of Oregon.

2.

On August 21, 2020, the Board issued a Complaint and Notice of Proposed Disciplinary Action in which the Board proposed to take disciplinary action by imposing up to the maximum range of potential sanctions identified in ORS 677.205(2), which may include the revocation of license, a \$10,000 civil penalty per violation, and assessment of costs, 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) any conduct or practice contrary to recognized standards of ethics of the medical profession, or any conduct or practice which does or might constitute a danger to the health or safety of a patient or the public, or any conduct, practice or condition which does or might adversely affect a physician's ability to safely and skillfully practice medicine; ORS 677.190(7) impairment; and ORS 677.190(17) willful violation of any rule adopted by the Board, specifically OAR 847-065-0055 Licensee responsibilities, and OAR 847-001-0024(1) Compliance.

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4.3 Licensee stipulates and agrees that any violation of the terms of this Order shall be grounds for further disciplinary action under ORS 677.190(17).

5.

This Order becomes effective the date it is signed by the Board Chair.

IT IS SO STIPULATED this 17th day of September 2020.

CONLEY JOSEPH LYNCH, MD

IT IS SO ORDERED this 2nd day of October 2020.

OREGON MEDICAL BOARD
State of Oregon

KATHLEEN M. HARDER, MD
Board Chair

BEFORE THE
OREGON MEDICAL BOARD
STATE OF OREGON

In the Matter of

DANIEL DAVID O'NEILL, LAc
LICENSE NO. AC152270

STIPULATED ORDER

1.

The Oregon Medical Board (Board) is the state agency responsible for licensing, regulating and disciplining certain health care providers, including acupuncturists, in the State of Oregon. Daniel David O'Neill, LAc (Licensee) is a licensed acupuncturist in the State of Oregon.

2.

On August, 12, 2020, the Board issued a Complaint and Notice of Proposed Disciplinary Action (Notice) in which the Board proposed taking disciplinary action by imposing up to the maximum range of potential sanctions pursuant to ORS 677.205(2), which may include the revocation of license, a \$10,000 civil penalty, and assessment of costs, 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) any conduct or practice contrary to recognized standards of ethics of the profession; ORS 677.190(17) willful violation of any Board rule, specifically OAR 847-010-0073(1)(a)(D) duty to self-report; and ORS 677.415(4) failing to self-report within 10 days any official action taken against Licensee.

3.

Licensee and the Board desire to settle this matter by entry of this Stipulated Order. Licensee understands that he has the right to a contested case hearing under the Administrative Procedures Act (chapter 183), Oregon Revised Statutes. Licensee fully and finally waives the right to a contested case hearing and any appeal therefrom by the signing of and entry of this Order in the Board's records. Licensee neither admits nor denies, but the Board finds that

1 Licensee's conduct as described in the August, 12, 2020, Complaint and Notice of Proposed
2 Disciplinary Action violated ORS 677.190(1)(a), as defined in ORS 677.188(4)(a); ORS
3 677.190(17), specifically OAR 847-010-0073(1)(a)(D); and ORS 677.415(4). Licensee
4 understands that this Order is a public record and is a disciplinary action that is reportable to the
5 National Practitioner Data Bank and the National Certification Commission for Acupuncture and
6 Oriental Medicine.

7 4.

8 Licensee and the Board agree to resolve this matter by the entry of this Stipulated Order
9 subject to the following terms and conditions:

10 4.1 Licensee is reprimanded

11 4.2 Licensee must pay a civil penalty of \$500 within 30 days from the effective date
12 of this Order.

13 4.3 Within 90 days of the effective date of this Order, Licensee must complete a
14 professional boundaries course that has been pre-approved by the Board's Medical Director.

15 4.4 Licensee must inform the Compliance Section of the Board of any and all practice
16 sites, as well as any changes in practice address(es), employment, or practice status within 10
17 business days. Additionally, Licensee must notify the Compliance Section of any changes in
18 contact information within 10 business days.

19 4.5 Licensee must obey all federal and Oregon state laws and regulations pertaining
20 to the practice of medicine.

21 4.6 Licensee stipulates and agrees that any violation of the terms of this Order shall
22 be grounds for further disciplinary action under ORS 677.190(17).

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1 4.7 Licensee stipulates and agrees that this Order becomes effective the date it is
2 signed by the Board Chair.

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4 IT IS SO STIPULATED THIS 19th day of August, 2020.

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6 
7 DANIEL DAVID O'NEILL, LAc

8 IT IS SO ORDERED THIS 20th day of October 2020.

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10 OREGON MEDICAL BOARD
11 State of Oregon

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13 KATHLEEN M. HARDER, MD
14 BOARD CHAIR
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BEFORE THE
OREGON MEDICAL BOARD
STATE OF OREGON

In the Matter of)
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AMITAI LORGE SCHWARTZ, LAc) STIPULATED ORDER
LICENSE NO. AC168975)
)

1.

The Oregon Medical Board (Board) is the state agency responsible for licensing, regulating and disciplining certain health care providers, including acupuncturists, in the State of Oregon. Amitai Lorge Schwartz, LAc (Licensee) is a licensed acupuncturist in the State of Oregon.

2.

On August 21, 2020, the Board issued a Complaint and Notice of Proposed Disciplinary Action in which the Board proposed to take disciplinary action by imposing up to the maximum range of potential sanctions pursuant to ORS 677.205(2), which may include the revocation of license, a \$10,000 civil penalty, and assessment of costs, 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) any conduct or practice contrary to recognized standards of ethics of the profession or any conduct or practice which does or might constitute a danger to the health or safety of a patient or the public; and ORS 677.190(13) gross or repeated acts of negligence.

3.

Licensee and the Board desire to settle this matter by the entry of this Stipulated Order. Licensee understands that he has the right to a contested case hearing under the Administrative Procedures Act (Oregon Revised Statutes chapter 183), and fully and finally waives the right to a contested case hearing and any appeal therefrom by the signing of and entry of this Order in the Board's records. Licensee neither admits nor denies, but the Board finds that Licensee engaged

1 in conduct as described in the August 21, 2020, Complaint and Notice of Proposed Disciplinary
2 Action, and that this conduct violated ORS 677.190(1)(a), as defined in ORS 677.188(4)(a); and
3 ORS 677.190(13). Licensee understands that this Order is a public record and is a disciplinary
4 action that is reportable to the National Practitioner Data Bank and the National Certification
5 Commission for Acupuncture and Oriental Medicine.

6 4.

7 Licensee and the Board agree that the Board will close this investigation and resolve this
8 matter by entry of this Stipulated Order, subject to the following conditions:

9 4.1 Licensee surrenders his Oregon acupuncture license while under investigation.

10 4.2 Licensee must obey all federal and Oregon state laws and regulations pertaining
11 to the practice of acupuncture.

12 4.3 Licensee stipulates and agrees that any violation of the terms of this Order shall
13 be grounds for further disciplinary action under ORS 677.190(17).

14 5.

15 This Order becomes effective the date it is signed by the Board Chair.

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17 IT IS SO STIPULATED this 8TH day of SEPTEMBER 2020.

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19 
20 AMITAI LORGE SCHWARTZ, LAc

21 IT IS SO ORDERED this 2nd day of October 2020.

22 OREGON MEDICAL BOARD
23 State of Oregon
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25 KATHLEEN M. HARDER, MD
26 Board Chair
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BEFORE THE
OREGON MEDICAL BOARD
STATE OF OREGON

In the Matter of)
)
ALBERT PRATHER THOMPSON, MD) STIPULATED ORDER
LICENSE NO. MD13058)
)

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. Albert Prather Thompson, MD (Licensee) is a licensed physician in the State of Oregon.

2.

On March 4, 2020, the Board issued a Complaint and Notice of Proposed Disciplinary Action (Notice) in which the Board to take disciplinary action by imposing up to the maximum range of potential sanctions identified in ORS 677.205(2), which may include the revocation of license, a \$10,000 civil penalty, and assessment of costs, 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) any conduct or practice which does or might constitute a danger to the health or safety of a patient or the public; ORS 677.190(13) gross or repeated acts of negligence; and ORS 677.190(24) prescribing controlled substances without a legitimate medical purpose or without following accepted procedures for examination of patients or for record keeping. Prior to the issuance of the Notice, on May 16, 2019, Licensee entered into an Interim Stipulated Order in which he agreed to prescribing limitations for chronic pain.

3.

Licensee and the Board desire to settle this matter by the entry of this Stipulated Order.

Licensee understands that she has the right to a contested case hearing under the Administrative

1 Procedures Act (Oregon Revised Statutes chapter 183), and fully and finally waives the right to a
2 contested case hearing and any appeal therefrom by the signing of and entry of this Order in the
3 Board's records. Licensee neither admits nor denies, but the Board finds that Licensee engaged
4 in conduct as described in the March 4, 2020, Complaint and Notice of Proposed Disciplinary
5 Action, and that this conduct violated the Medical Practice Act, to wit ORS 677.190(1)(a), as
6 defined in ORS 677.188(4)(a); ORS 677.190(13); and ORS 677.190(24). Licensee understands
7 that this Order is a public record and is a disciplinary action that is reportable to the National
8 Practitioner Data Bank and the Federation of State Medical Boards.

9 4.

10 Licensee and the Board agree that the Board will close this investigation and resolve this
11 matter by entry of this Stipulated Order, subject to the following conditions:

12 4.1 Licensee is reprimanded.

13 4.2 Licensee must pay a civil penalty of \$5,000 within six months from the effective
14 date of this Order. Licensee may make payments, as long as no payment, excepting the final
15 payment, is less than \$100.

16 4.3 Licensee must not begin treatment for chronic pain with opioids for any new or
17 existing patient. For the purposes of this Order, chronic pain is defined as pain that persists or
18 progresses over a period of time greater than 30 days.

19 4.4 Licensee must immediately begin to taper opioid medications for any new or
20 existing chronic pain patient with a morphine equivalent dose (MED) over 90 by at least 10% per
21 month until patient's MED is 90 or less unless:

22 (a) The patient is currently enrolled in hospice or is currently receiving end of life care.

23 If this exception applies, Licensee must certify on the written prescription that the
24 patient is a hospice patient or receiving end of life care.

25 (b) There is objective evidence that such tapering is causing harm to the patient or is
26 highly likely to cause harm. Such evidence shall be documented in detail. Tapering

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1 shall be re-addressed with the patient and the medical decision making documented at
2 least semi-yearly.

3 Licensee may elect to transfer the care of any patient with an MED over 90 to another physician.

4 4.5 Licensee may treat patients for acute pain for no more than 30 days per year, with
5 a maximum MED of 50.

6 4.6 Licensee must not begin treatment with benzodiazepines for patients taking any
7 opioids.

8 4.7 For any new or existing patients taking benzodiazepines and opioids, Licensee
9 must begin to taper benzodiazepines after opioids have been tapered to 90 MED or less.

10 Benzodiazepines must be tapered by at least 10% per month until the patient is weaned off
11 benzodiazepines. Alternatively, Licensee may transfer the care of any patient for whom he is
12 prescribing benzodiazepines and opioids to another physician. Licensee may continue to
13 prescribe concurrent benzodiazepines to patients who are currently enrolled in hospice or who
14 are currently receiving end of life care. Licensee must certify on the written prescription that the
15 patient is a hospice patient or receiving end of life care.

16 4.8 Licensee must not concomitantly prescribe opioids with benzodiazepines after
17 tapering as outlined in this Order.

18 4.9 Licensee must not concomitantly prescribe opioids with muscle relaxants.

19 4.10 Licensee must obtain an EKG on all patients taking methadone at least once
20 annually.

21 4.11 Licensee must perform urine drug screens at least annually and check the Oregon
22 Prescription Drug Monitoring Program every three months on all patients receiving opioids.

23 4.12 The May 16, 2020, Interim Stipulated Order terminates effective the date the
24 Board Chair signs this Order.

25 4.13 Licensee must inform the Compliance Section of the Board of any and all practice
26 sites, as well as any changes in practice address(es), employment, or practice status within 10

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1 business days. Additionally, Licensee must notify the Compliance Section of any changes in
2 contact information within 10 business days.

3 4.14 Licensee must obey all federal and Oregon state laws and regulations pertaining
4 to the practice of medicine.

5 4.15 Licensee stipulates and agrees that any violation of the terms of this Order shall
6 be grounds for further disciplinary action under ORS 677.190(17).

7 5.


8 This Order becomes effective the date it is signed by the Board Chair.

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10 IT IS SO STIPULATED this 1st day of August 2020.

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12 
13 ALBERT PRATHER THOMPSON, MD

14 IT IS SO ORDERED this 2nd day of October 2020.

15 OREGON MEDICAL BOARD
16 State of Oregon

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19 KATHLEEN M. HARDER, MD
20 Board Chair
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3.

Licensee and the Board desire to settle this matter by the entry of this Stipulated Order.

Licensee understands that she has the right to a contested case hearing under the Administrative Procedures Act (Oregon Revised Statutes chapter 183), and fully and finally waives the right to a contested case hearing and any appeal therefrom by the signing of and entry of this Order in the Board's records. Licensee neither admits nor denies, but the Board finds that Licensee engaged in conduct as described in the August 21, 2020, Complaint and Notice of Proposed Disciplinary Action, and that this conduct violated the Medical Practice Act, to wit ORS 677.190(1)(a), as defined in ORS 677.188(4)(a); ORS 677.190(13); and ORS 677.190(24). Licensee understands that this Order is a public record and is a disciplinary action that is reportable to the National Practitioner Data Bank and the Federation of State Medical Boards.

4.

Licensee and the Board agree that the Board will close this investigation and resolve this matter by entry of this Stipulated Order, subject to the following conditions:

4.1 Licensee retires her Oregon medical license while under investigation.

4.2 The Interim Stipulated Order of March 16, 2020, terminates effective the date the Board Chair signs this Stipulated Order.

4.3 Licensee must obey all federal and Oregon state laws and regulations pertaining to the practice of medicine.

4.4 Licensee stipulates and agrees that any violation of the terms of this Order shall be grounds for further disciplinary action under ORS 677.190(17).

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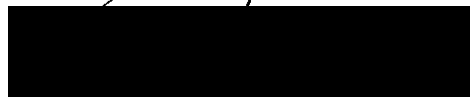
This Order becomes effective the date it is signed by the Board Chair.

IT IS SO STIPULATED this 10th day of September 2020.


DAWNA-MARIE TOWNSEND-FIXOTT, MD

IT IS SO ORDERED this 15th day of September 2020.

OREGON MEDICAL BOARD
State of Oregon


KATHLEEN M. HARDER, MD
Board Chair

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BEFORE THE
OREGON MEDICAL BOARD
STATE OF OREGON

In the Matter of)
)
MARILYN MILLS WALKEY, MD, LAc) STIPULATED ORDER
LICENSE NO. MD18470 & AC01190)
)

1.
2.

The Oregon Medical Board (Board) is the state agency responsible for licensing, regulating and disciplining certain health care providers, including physicians and acupuncturists, in the State of Oregon. Marilyn Mills Walkey, MD, LAc (Licensee) is a licensed physician and a licensed acupuncturist in the State of Oregon.

2.

2.1 On August 6, 2020, the Board issued a Complaint and Notice of Proposed Disciplinary Action (Notice) in which the Board proposed taking disciplinary action by imposing up to the maximum range of potential sanctions pursuant to ORS 677.205(2), which may include the revocation of license, a \$10,000 civil penalty per violation, and assessment of costs, 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) any conduct or practice contrary to recognized standards of ethics of the profession or any conduct or practice which does or might constitute a danger to the health or safety of a patient or the public; ORS 677.190(4) obtaining any fee by fraud or misrepresentation, as defined in 677.188(1) the intentional misrepresentation or misstatement of a material fact, concealment of or failure to make known any material fact, or any other means by which misinformation or a false impression knowingly is given, and ORS 677.188(2) a claim submitted to any patient, insurance or indemnity association, company or individual for the purpose of gaining compensation, which the person making the claim knows to be false; ORS 677.190(13) gross or repeated acts of negligence; and ORS 677.190(20) making a fraudulent claim.

2.2 On November 3, 2005, Licensee entered into a Corrective Action Agreement with the Board in which she agreed to certain terms regarding her Oregon medical license.

3.

Licensee and the Board desire to settle this matter by entry of this Stipulated Order. Licensee understands that she has the right to a contested case hearing under the Administrative Procedures Act (chapter 183), Oregon Revised Statutes. Licensee fully and finally waives the right to a contested case hearing and any appeal therefrom by the signing of and entry of this Order in the Board's records. Licensee neither admits nor denies, but the Board finds that Licensee's conduct as described in the August 6, 2020, Complaint and Notice of Proposed Disciplinary Action violated ORS 677.190(1)(a); ORS 677.190(4); ORS 677.190(13); and ORS 677.190(20). Licensee understands that this Order is a public record and is a disciplinary action that is reportable to the National Practitioner Data Bank, the Federation of State Medical Boards, and the National Certification Commission for Acupuncture and Oriental Medicine.

4.

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

4.1 Licensee surrenders her Oregon medical license while under investigation.

4.2 Licensee surrenders her Oregon acupuncture license while under investigation.

4.3 The November 3, 2005, Corrective Action Agreement terminates effective the date the Board Chair signs this Order.

4.4 Licensee must obey all federal and Oregon state laws and regulations pertaining to the practice of medicine and acupuncture.

4.5 Licensee stipulates and agrees that any violation of the terms of this Order shall be grounds for further disciplinary action under ORS 677.190(17).

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1 4.6 Licensee stipulates and agrees that this Order becomes effective the date it is
2 signed by the Board Chair.

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4 IT IS SO STIPULATED THIS 25 day of August 2020.

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7 MARILYN MILLS WALKEY, MD, LAc

8 IT IS SO ORDERED THIS 2nd day of October 2020.

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10 OREGON MEDICAL BOARD
11 State of Oregon

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13 KATHLEEN M. HARDER, MD
14 BOARD CHAIR
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