

STATE OF TENNESSEE DEPARTMENT OF HEALTH DIVISION OF HEALTH LICENSURE AND REGULATION OFFICE OF HEALTH RELATED BOARDS 665 Mainstream Drive Nashville TN 37243

Nashville, TN 37243 tennessee.gov/health

TENNESSEE BOARD OF MEDICAL EXAMINERS 1-800-778-4123

September 23, 2014

WESLEY F ADAMS, MD 2901 W. STATE ST. BRISTOL TN 37620

TO WHOM IT MAY CONCERN:

The Tennessee Board of Medical Examiners is pleased to furnish the following information from our files:

PROFESSION: Medical Doctor

NAME: WESLEY F ADAMS

RANK: Medical Doctor

LICENSE NUMBER: MD11323

ISSUE DATE: 07/27/1978

EXPIRATION DATE: 01/31/2016

CURRENT STATUS: Licensed

STATUS DATE: 07/27/1978

COMMENTS: There is no derogatory information in our files concerning this individual. The State of

Tennessee only provides the above information. Any other information needed must be

obtained from the licensee.

Sincerely,

Board Administrator

Tennessee Board of Medical Examiners

MD/LV1

To expedite the verification process, the above is the standard format used by the Medical Board of Tennessee.

APPLICATION FOR A CERTIFICATE UNDER INTERSTATE RECIPROCITY AGREEMENT

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WW 12 177

Complete

| PART Date May II - IPES V |
|--|
| On the basis of License or Certificate No. 7532 issued by South Carollina |
| State or National Board of Medical Examiners on the day of, 19, 19, 19, 19 |
| I hereby make application for a License Certificate to practice Medicine and Surgery in Tennessee and submit the following statement of facts and proof in support of same: |
| 1. Name in full <u>Resley F. Adams, Jr.</u> Date of birth <u>I-II-48</u> |
| 2. Place of birth <u>DeXalb County, Georgia</u> U.S. Citizen: Yes ⊠ No □ |
| 3. Present address 3120 Exeter Rd., Augusta, Georgia 30909 |
| 4. Intended address in Tennessee - 249 Midway Street, Bristol, Tenn. 376 20 |
| Has your application for examination or license been rejected by any Board of Medical Examiners? No |
| If yes, by what Board and for what reason? |
| |
| 6. Have you failed an examination before any Board of Medical Examiners? |
| If yes, name the Board and give date of examination |
| |
| 7. Give names of States in which you are now licensed or have ever been licensed and give dates |
| South Carolina, June 1975; Georgia, August, 1975 (#17018) |
| Has any State Medical Board revoked or suspended a license certificate issued to you? |
| If yes, name the Board and state why such action was taken N/A |
| |
| 9. Are you now, or have you ever been directly or indirectly associated with an advertising physician or any |
| advertising medical office? If you have, state when and where |
| |
| 10. Have you been rejected by a Medical Society? If so, why, and by what Society? |
| |
| 11. Have you ever been addicted to narcotics or intoxicants, charged with, or convicted of violation of any State or Federal Narcotic or Dangerous Drug laws or of any State or Federal Statute? |
| If so, give particulars in a separate letter. |
| 12. Have you ever been convicted of a felony? If so, give particulars in a separate letter. |
| PRELIMINARY AND PRE-MEDICAL EDUCATION |
| Name of School or College Date Attended Certificate or Degree |
| 1. ——Emory at Oxford: ———————————————————————————————————— |
| 2. University of Georgia Sept. 1967 - June, 1970 B.S. |
| 3 |
| MEDICAL EDUCATION |
| I have spent8years in the study of medicine in the institutions below: Day, Month, YearName of SchoolLocation |
| From Sept. 1970 June 1974 Medical College of Georgia Augusta, Georgia |
| From July 1974 to June 1975 Greenville General Hospital (Internship) Greenville, S.C. |
| From July 1975 to June 1978 Medical College of Georgia (Residency) Augusta. Georgia |

| I received the degree of | from th | e Medical College of Geo | orgia College |
|---|--|--|--|
| located atAugusta, Georgia | 0 | n the8thday ofJune | . 19 74 |
| I am the person named in the diplom application is a true likeness of myse | If and was taken w | ithin sixty days prior to the date | e of this application. |
| Date | . Sig | ned <u>Mesley F. Solam</u> (Name in F | w f. 80. D. |
| Affidavit af applicant | | | |
| County of | State of | | |
| - | | | v anneared before mo |
| On this day | mb | who, being dul | y sworn, deposes and |
| says that he has read carefully, and to | ruthfully answered | the above questions. | |
| My commission expires 414 3. | <u>-97(</u> | requestre Coffield | Notary Public |
| My commission expires 444 3 | 1, 1979 | -· | |
| SEAL | | | |
| PART II CES | RTIFICATE OF ME | DICAL EDUCATION | |
| It is hereby certified thatDr | . Wesley F. | Adams, Jr. | . = - |
| of | | matriculated in School or | f Medicine |
| atMedical College of | Georgia | Date9/2/70 a | ttending 4 |
| courses of lectures of9 | | | |
| | | | |
| College of Georgia | | | (Date) |
| | | /C/OTRALE | Mar Dean) |
| | | Ç -012011 | <i>y</i> ₁ , |
| SEAL. | | Fairfield Goodal | le, M.D. |
| | | | |
| Date <u>May 12, 1978</u> | - | Dean and Medical | I Director |
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| Acting on behalf of thecomposite_St | ate Board | of Medical Examiners, I hereby certify to |
|--|---|---|
| the reputability of Dr | r Adams, Jr. H. Doard of Medical Examin | based on the records, |
| license certificate to practice Medicine and St. | irgery in Tennessee. | Contraction proper person to receive a |
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| | | (X)4-1 |
| SEAL OF THE BOARD | | Kimento Lathream |
| | | (Secretary) |
| PlaceAtlantaGa | Date _ | May 31, 1978 |
| | Date _ | 173(2) 517 1376 |
| L | LOCAL | |
| | LOCAL | |
| PART IV RECOMMENDATION OF SE | | Y MEDICAL SOCIETY |
| | STATE | |
| | | Date |
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| manufacture of the first field and | and accur | |
| | | Margueritta Coffield Notary Public |
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| My commission expiresGuly_31,_197 | 9 | |
| in sommittee and the second | • | _ |
| If candidate does not belong to any local, c | | |
| ecommendation from licensed physicians who | have known him for a | a substantial length of time. |
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PLEASE READ INSTRUCTIONS REGARDING COMPLETION OF THIS APPLICATION PAGE 4. APPLICANTS MUST COMPLY WITH ALL INSTRUCTIONS.

TENNESSEE BOARD OF MEDICAL EXAMINERS 350 CAPITOL HILL BUILDING NASHVILLE, TENNESSEE 37219

REQUIREMENTS FOR A TENNESSEE MEDICAL LICENSE BY RECIPROCITY

This application is not acceptable if any portion herein has been executed and dated prior to ONE YEAR before filing with this board.

RECIPROCITY FEE: \$175.00 payable to the Tennessee Board of Medical Examiners

TEMPORARY PERMITS OR LICENSES ARE NOT ISSUED IN TENNESSEE

Applicants are required to be graduates of medical schools where the curriculum equals that of the Medical Department of the University of Tennessee. Of this matter of reciprocity of licensure, the Board of Medical Examiners shall be the sole judge as to whether or not the applicant holds a certificate from a medical school with the required curriculum.

The Board of Medical Examiners, at its own discretion, may require an applicant to appear in person before he may be certified to the Licensing Board for the Healing Arts for a license to practice medicine in Tennessee.

If you are a FOREIGN MEDICAL GRADUATE, a personal interview with one board member is required prior to certification for licensure. You will be notified as to whom to contact in regard to this interview. A photostatic copy of your medical diploma and a notarized English translation is acceptable in lieu of Part II of the reciprocity application being completed by the medical school. These documents must remain a part of your permanent record in this office. IF YOU HAVE A PERMANENT ECFMG CERTIFICATE, PLEASE SUBMIT A COPY FOR THE BOARD'S EVALUATION OF YOUR APPLICATION. FOREIGN MEDICAL GRADUATES ARE REQUIRED TO HAVE COMPLETED ONE YEAR OF AN APPROVED UNITED STATES TRAINING PROGRAM AND TO SUBMIT EVIDENCE OF COMPLETION OF A PROGRAM. ALSO, A TRANSCRIPT OF YOUR MEDICAL SCHOOL GRADES AND CURRICULUM MUST BE ATTACHED TO YOUR APPLICATION.

Complete all of your part on the application before sending it to the Secretary of the board that granted your original license BY EXAMINATION or to the Secretary of the NATIONAL BOARDS requesting that they execute their Part III on the application.

If you are not a member of a medical society; state the reason in a separate letter and enclose two (2) letters of recommendation as to character, etc., from physicians who are members of their county medical societites and who are personally known to the applicant.

THESE DOCUMENTS MUST BE SUBMITTED TO THIS OFFICE:

- 1. COMPLETED reciprocity application form
- 2. Notarized photograph
- 3. Two letters of recommendation if applicable
- 4. \$175.00 reciprocity fee

In addition to the above, foreign medical school graduates must submit the following:

- 5. Copy of ECFMG certificate if applicable
- 6. Copy of medical diploma if applicable
- 7. Evidence of completion of one-year approved United States training program
- 8. Transcript of medical school grades and curriculum

If your papers meet the requirements of the Board of Medical Examiners, you will be promptly certified to the Licensing Board for the Healing Arts as eligible for licensure and for the issuance of your Tennessee medical license. The licensing board issues all licenses for the practice of medicine and surgery and they will require a \$10.00 license fee and an \$11.00 annual registration fee. You will receive further instructions in this regard; therefore, PLEASE DO NOT SEND MONEY TO THE LICENSING BOARD UNTIL YOU ARE INSTRUCTED TO DO SO.

PLEASE SUBMIT ALL DATA TO THIS OFFICE AT THE SAME TIME—NOT SEPARATELY. The process of verification and investigation requires a couple of weeks. Phone or written inquiry during this interval will only result in additional delay.



COMMONWEALTH of VIRGINIA

RAY T. SORRELL DIRECTOR BRUCE U. KOZLOWSKI DEPUTY DIRECTOR

Department of Medical Assistance Services

SUITE 1300 600 EAST BROAD STREET RICHMOND, VA 23219

July 7, 1988

Physician Board of Medical Examiners 283 Plus Park B1 Nashville, TN 37219-5407

> RE: Wesley F. Adams, Jr.,MD 101 New Kingsport Highway Bristol, TN 37620

LOG: 958a-13., Lic. 011323

Dear Sir/Madam:

This is to request verification that the abovementioned Practitioner is currently licensed to practice in ______ Tennessee _____. They have requested enrollment as a participating provider with the Virginia Medical Assistance Program. This information is necessary before the enrollment process can be completed.

Thank you in advance for your prompt response to this matter.

Provider Enrollment/Certification Unit

PATE: 7/22/88 APPLICANT NAME: Legal F. Adams

LICENSED: TES NO LICENSE NUMBER: M. 1/3/8

LICENSE EXPIRATION DATE: /2/3//88

SIGNATURE OF VERIFYING AGENT: Beval Common

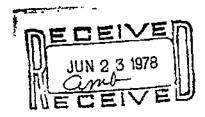


DEPARTMENT OF PUBLIC HEALTH TENNESSEE STATE BOARD OF MEDICAL EXAMINERS

350 CAPITOL HILL BUILDING NASHVILLE, TENNESSEE 37219

TELEPHONE (615) 741-3910

June 20, 1978



Mr. Nathaniel B. Heyward, Executive Secretary Board of Medical Examiners 1315 Blanding St. Columbia, SC 29201

Dear Sir:

| Th | e follow | ⊬ing | physicia | ın has | made | appli | ication | to | this | board | for |
|----|----------|------|----------|--------|--------|-------|---------|------|--------|-------|-----|
| a | license | to | practice | medici | îne îr | i the | State | of 7 | Tennes | ssee: | |

Name Wesley Frazier Adams, Jr., M.D. (7532)

He states on his application that he has a license to practice in your state. We would appreciate the following information. You may be sure that any information given to us will be kept strictly confidential.

Thank you for your assistance.

Very truly yours,

Marvelene Corcoran

Masulen Coscoror

Administrative Assistant

7532 DATE ISSUED 9/2/75 LICENSE NO. XX ENDORSEMENT/RECIPROCITY WRITTEN EXAMINATION _x NO OC YES DEROGATORY INFORMATION: CURRENTLY REGISTERED: x YES NO REMARKS: In good standing with this Board. N.B. Heyward, Executive By: amb 6/26/78

SIGNED:



DEPARTMENT OF PUBLIC HEALTH TENNESSEE STATE BOARD OF MEDICAL EXAMINERS

350 CAPITOL HILL BUILDING NASHVILLE, TENNESSEE 37219

TELEPHONE (615) 741-3910

June 20, 1978

| Mr. James E. Skrine, Joint Secretary Board of Medical Examiners 166 Pryor St., SW Atlanta, GA 30303 |
|---|
| Dear Sir: |
| The following physician has made application to this board for a license to practice medicine in the State of Tennessee: |
| Name Wesley Frazier Adams, Jr., M.D. (17018) |
| He states on his application that he has a license to practice in your state. We would appreciate the following information. You may be sure that any information given to us will be kept strictly confidential. |
| Thank you for your assistance. |
| Very truly yours, |
| Marvelene Corcoran Administrative Assistant |
| ************************************** |
| LICENSE NO. 17018 Current DATE ISSUED 8/7/75 |
| WRITTEN EXAMINATIONENDORSEMENT/RECIPROCITY |
| DEROGATORY INFORMATION: YES NO OF |
| CURRENTLY REGISTERED: |
| REMARKS: |
| |

JUN 28 1978

TDPH-8ME A-795 (1/77)

TENNESSEE DEPARTMENT OF HEALTH BOARD OF MEDICAL EXAMINERS MEDICAL DOCTORS RENEWAL APPLICATION

PLEASE READ INSTRUCTIONS AND ANSWER ALL QUESTIONS ON BACK OF THIS FORM DO NOT SEPARATE ANY PART OF THIS FORM

| Lic./Cert. No: MD0000011323 Lic./Cert. Status:ACTIVE | Expiration Date: 01/31/2000 |
|--|---|
| File ID: 00012619 NPI/UPIN#: | Social Sec. No: |
| Wesley F Adams JR MD 2901 W. State St. Bristol tn 37620-1718 | Birth Date: 01/11/1948 |
| | Home Phone: () 989-3691 |
| Name and/or Mailing Address Change | Work Phone: () 968-2182 |
| Accrediation: Expiration Date of Accrediation: Specialty: OBSTETRICS & GYNECOLOGY | Activity Status: AS NOT REPORTED 1 Full Time 3 Not Working 2 Part Time |
| | |
| Work Address: | Work Address Change |
| NR 99999 | . / |
| STATE REGULATORY FRE C 10 00 adjustion regularism | tion, I certify that the statements given in this application are true and correct ad with all renewal requirements and, if applicable, satisfied all continuing its set forth in the Tennossee Code Americand and the Official Committee of Tennossee regulating the practice of my profession in Tennossee. |
| RENEWAL 100.00 SIGNATURE TOTAL \$ 110.00 | blom f. M.D. 12/10/58 |

CAREFULLY READ ALL QUESTIONS

Circle YES if the following applies to you:

I have been convicted of a crime and I have not previously notified the Board in writing of that action.

YES

My license has been disciplined in another state and I have not previously notified the Board in writing of that action.

YES

I am currently in poor physical and / or mental health.

YES

IF YOU HAVE ANSWERED YES TO ANY OF THE STATEMENTS PRINTED ABOVE, ATTACH AN EXPLANATION.

| If 1 | vou have | been licensed | in other states | in the pag | et two years. | list those states. | |
|------|----------|----------------|-------------------|------------|----------------|--------------------------|--|
| | 7 HIGH | COAT MOUNTAINS | III CAILO: GIGICE | , . | Dr 6410 1001=1 | Date (1) Calc - Printed. | |

INSTRUCTIONS

Read all instructions before completing this renewal application.

- Carefully check all the information printed on this form and neatly print any corrections in the shaded spaces provided.
- Carefully read all questions on this application form. Circle yes only if the statement(s) applies to you. Do not write NO beside the statement if it does not apply to you.
- Sign and Date the application and return it in the enclosed self-addressed envelope. DO NOT SEPARATE any part of this form.
 - If you do not sign and date the application, it WILL be returned to you. Failure to sign and date this application will cause a delay in issuing your renewal certificate.
- 4. Make your check or money order payable to the Department Of Health. DO NOT SEND CASH.
- 5. To insure processing by the expiration date, complete the application and submit with check or money order upon receipt of this application.
- 6. Pursuant to T.C.A. Section 63-1-108, it is the licensee's responsibility to keep the Board apprised of any change of address within thirty days of the change. For the purpose of the Board proving it has sent you your renewal application or license, it is sufficient to send said documentation to the address found in your licensure file.

TENNESSEE DEPARTMENT OF HEALTH BOARD OF MEDICAL EXAMINERS

MEDICAL DOCTORS
RENEWAL APPLICATION

PLEASE READ INSTRUCTIONS AND ANSWER ALL QUESTIONS ON BACK OF THIS FORM
ONLINE RENEWAL NOW AVAILABLE AT WWW. TENNESSEEANYTIME.ORG/HLRS

| Lic./Cert. No: MD0000011323 Lic./Cert. Status:ACTIVE | Expiration Date: 01/31/2002 |
|--|--|
| File ID: 00012619 NPI/UPIN#: | Transaction No: 000082386 |
| WESLEY F ADAMS JR MD 2901 W. STATE ST. | Social Sec. No: |
| BRISTOL TN 37620-1718 Inddaddlaaddlaadlladdlaadddadl | Birth Date: 01/11/1948 |
| Name and/or Malling Address Change | Home Phone: () 989-3691 |
| E-mail: | Work Phone: () 968-2182 |
| Specialty: | Activity Status: AS NOT REPORTED |
| Gyn | 1 Full Time 3 Not Working 2 Part Time |
| Work Address: NR 99999 Cartify that the statem with all renewal requires | Work Address Change |
| STATE REGULATIONS WICK S IN OU requirements for the lw. | ents given in this application are true and correct and that I have compile ments and, if applicable, eatistied all continuing education and competen o (2) previous calendar years as sat forth in the Tennessee Code Annotati tion Rules and Regulations of the State of Tennessee regulating the practic |
| RENEWAL 150.00 SIGNATURE TOTAL \$ 160.00 | m f M.D. 12/17/01 DATE |

CAREFULLY READ ALL QUESTIONS

Circle YES if the following applies to you:

| I have been convicted of a crime and I have not previously notified | the Board in writing of that action. | YES |
|---|---|----------|
| My license has been disciplined in another state and I have not pre- | viously notified the Board in writing of that action. | YES |
| I am currently in poor physical and / or mental health. | | YES |
| IF YOU HAVE ANSWERED YES TO ANY OF THE STAT | EMENTS PRINTED ABOVE, ATTACH AN EXPLAI | NATION. |
| If you have been licensed in other states in the past two years, list | those states. | <u> </u> |
| Emergency Phone: | Emergency Fax: | |
| 423968 2182 | 423 968 7589 | 7 |

INSTRUCTIONS

Read all instructions before completing this renewal application.

- Carefully check all the information printed on this form and neatly print any corrections in the shaded spaces provided.
- Carefully read all questions on this application form. Circle yes only if the statement(s) applies to you. Do not write NO beside the statement if it does not apply to you.
- Sign and Date the application and return it in the enclosed self-addressed envelope. DO NOT SEPARATE any part of this form.
 - If you do not sign and date the application, it WILL be returned to you. Failure to sign and date this application will cause a delay in issuing your renewal certificate.
- 4. Make your check or money order payable to the Department Of Health. DO NOT SEND CASH.
- 5. To insure processing by the expiration date, complete the application and submit with check or money order upon receipt of this application.
- Pursuant to T.C.A. Section 63-1-108, it is the licensee's responsibility to keep the Board apprised of any change of address within thirty days of the change.

STATE OF TENNESSEE DEPARTMENT OF HEALTH STATE OF TENNESSEE STATE OF TENNESSEE STATE OF TENNESSEE STATE OF TENNESSEE

| IN THE MATTER OF: |) BEFORE THE BOARD OF MEDIÇAL) EXAMINERS) |
|---|---|
| WESLEY ADAMS, M. D. RESPONDENT BRISTOL, TENNESSEE |) DOCKET NO. 17.18-45-0130A) |

NOTICE OF VOLUNTARY DISMISSAL

The Petitioner, Tennessee Department of Health, Division of Health Related Boards pursuant to Rule 41.01 of the Tennessee Rules of Civil Procedure, hereby gives notice of the voluntary dismissal of all charges filed in this matter without prejudice.

Respectfully submitted this 30th day of 1/1

AMANDA G. CROWELL (#015413)

Assistant General Counsel Department of Health

11th Floor, Tennessee Tower

312 Eighth Avenue North

Nashville, Tennessee 37247-0120

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(615) 741-1611

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of this document has been served upon all interested parties, or their counsel, by delivering same to their offices or by placing a true and correct copy of same in the United States mail, postage prepaid.

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Assistant General Counsel Tenn, Dept. of Health

STATE OF TENNESSEE DEPARTMENT OF HEALTH

| IN THE MATTER OF: WESLEY F. ADAMS, M.D. RESPONDENT BRISTOL, TENNESSEE LICENSE NO. 011323 | |) BEFORE THE BOARD OF) MEDICAL EXAMINERS))) DOCKET NO. 17.18-45-0130A)) | | |
|---|----------------------------|---|--|--|
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| | Division of Health Relate | ed Boards, Department of Health, | | |
| | I. JURISDICTION | AND NOTICE OF RIGHTS | | |
| 1. | | Medical Examiners (hereinafter oard") is responsible for the | | |
| | regulation and supervision | n of the practice of medicine in | | |

The Respondent has been issued a license to practice medicine in the State of Tennessee.

the State of Tennessee. T.C.A., Section 63-6-101 et seq.

3. Tennessee Code Annotated, Section 63-6-214 grants the Board the power and duty to suspend or revoke or otherwise discipline a licensee who has violated the provisions of Title 63, Chapter 6 of the Tennessee Code Annotated.

The Board is further empowered to assess a civil penalty not in excess of one thousand (\$1,000.00) dollars for each separate violation of the provisions of Title 63, Chapter 6 (The Tennessee Medical Practice Act). T.C.A. 63-1-134.

- 4. A Respondent in a disciplinary action is entitled to be represented by legal counsel, to personally appear before the Board, to present witnesses, have subpoenas issued and receive thirty (30) days notice of the charges before being required to appear for a hearing. A Respondent who cannot afford legal counsel may be eligible for free or low-cost counsel. T.C.A. 63-6-216.
- 5. Proceedings for disciplinary action against a license holder are conducted in accordance with the Tennessee Uniform Administrative Procedures Act, Title 4, Chapter 5, of the Tennessee Code Annotated. T.C.A. 63-6-216.

II. FACTS

- 1. Respondent is a licensed Tennessee physician with Bristol OB/GYN Associates in Bristol, Tennessee.
- 2. A thirty-four year old female patient was informed by her physician (not Respondent) that she was pregnant in October, 1991. On October 25, 1991, the patient went to Respondent's office for the purpose of obtaining an abortion.
- 3. Respondent performed a suction D & C on the patient and told her that "everything was taken care of."
- 4. Approximately two days later, the patient noted leaking.
- 5. On November 2, 1991, while out of state, the patient began experiencing back and abdominal pain and was seen in an emergency room. At that time, she was determined to be pregnant and in the third trimester.
- 6. An ultrasound taken on admission revealed a 30.8 week infant with severe oligohydramnios.

- 7. The patient delivered vaginally a 1690 gram infant with a hematoma of the umbilical cord near the baby's abdomen involving six centimeters of the cord which was approximately two to three centimeters at its widest point.
- 8. The fetus was viable on October 27, 1991, when Respondent attempted to abort the fetus.
- 9. Respondent attempted to abort the patient's fetus in violation of T.C.A. §39-15-201 in that:
 - a. Respondent attempted to procure a miscarriage during viability of the fetus;
 - b. Respondent did not certify in writing that in his best medical judgment, after proper examination, review of history, and such consultation as may be required that the attempt to procure a miscarriage was necessary to preserve the life or health of the mother;
 - c. Respondent did not file a copy of said certificate with the district attorney general of the judicial district wherein the attempt to procure a miscarriage was to be performed.
- 10. Respondent's attempt to procure a miscarriage on this patient on October 27, 1991, constituted a substantial breach of the standard of care for a physician.

III. CAUSE OF ACTION

The facts as alleged in section II. of this Notice of Charges are sufficient to establish violation by the Respondent of the following provisions of the Tennessee Medical Practice Act, (T.C.A. 63-6-101 et seq.) for which disciplinary action before and by the Board of Medical Examiners is authorized:

- Unprofessional, dishonorable, or unethical conduct. T.C.A.
 63-6-214(b)(1);
 - 2. Violation or attempted violation, directly or indirectly, or assisting in or abetting the violation of, or conspiring to violate, any provision of T.C.A. 63-6-101 et seq., or any lawful order of the Board issued pursuant thereto, or any criminal statute of the State of Tennessee. T.C.A. 63-6-214(b)(2);
 - 3. Making false statements or representations, being guilty of fraud or deceit in obtaining admission to practice, or being guilty of fraud or deceit in the practice of medicine. T.C.A. 63-6-214(b)(3);

- 4. Gross malpractice, or a pattern of continued or repeated malpractice, ignorance, negligence or incompetence in the course of medical practice. T.C.A. 63-6-214(b)(4);
- 5. Violation of the laws governing abortion. T.C.A. 63-6-214(b)(6).

IV. CIVIL PENALTY ASSESSMENT

1. Based upon the facts and causes of action in this Notice of Charges the Division proposes the assessment of the following number, types and amounts of civil penalties pursuant to T.C.A. \$63-1-134 and Rule 0880-2-.12(2):

Five Type A civil penalties in the amount of one thousand dollars (\$1,000.00) each for a total of five thousand dollars (\$5,000.00) for each of the five willful and knowing violations of the Medical Practice Act to the extent that there was or was likely to be an imminent, substantial threat to the health, safety and welfare of an individual patient or the public.

V. NOTICE AND PETITION FOR RELIEF

Premises considered, the Division hereby:

- Issues to the Respondent a copy of this Notice of Charges.
- Gives notice that if the Respondent does not enter an appearance and defend, a default judgment may be entered.
- 3. Gives notice that this matter will be presented to the Board at 9:00 a.m. (or as soon thereafter as Board business will allow) at the Board Hearing Room, 287 Plus Park Boulevard, Nashville, Tennessee on November 8, 1994.
- 4. Petitions that at the hearing of this cause, the Board determine whether the Respondent is guilty of violating the provisions of T.C.A. 63-6-101 et seq; and the Board further determine whether Respondent's license should be suspended, revoked or otherwise disciplined.

Respectfully submitted this the 3^M day of What 1994.

Amanda G. Crowell (#015413)
Assistant General Counsel
Tennessee Dept. of Health
11th Floor, Tennessee Tower
312 Eighth Avenue North
Nashville, TN 37247-0120
(615) 741-1611

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of this document has been served upon all interested parties, or their counsel, by delivering same to their offices or by placing a true and correct copy of same in the United States mail, postage prepaid.

This 3 day of What 19 94

Assistant General Counsel Tenn. Dept. of Health