

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
BUREAU OF HEALTH CARE SERVICES
BOARD OF PHARMACY
DISCIPLINARY SUBCOMMITTEE

In the Matter of

MARTIN DENNIS RUDDOCK, M.D.

Professional License No.: 43-01-104089; Complaint No. 53-14-134288

Controlled Substance License Nos.:53-15-062599,
53-15-062892, 53-15-062891, 53-15-063322, 53-15-063319,
53-15-062600, 53-15-062889, 53-15-062890, 53-15-062993,
53-15-063321, 53-15-063320

ADMINISTRATIVE COMPLAINT

Attorney General Bill Schuette, through Assistant Attorney General Bridget K. Smith, on behalf of the Department of Licensing & Regulatory Affairs, Bureau of Health Care Services (Complainant), files this complaint against Martin Dennis Ruddick, M.D. (Respondent), alleging upon information and belief as follows:

1. The Board of Pharmacy, an administrative agency established by the Public Health Code, 1978 PA 368, as amended, MCL 333.1101 *et seq*, is empowered to discipline licensees under the Code through its Disciplinary Subcommittee.

2. Respondent is currently licensed to practice medicine pursuant to the Public Health Code. At all times relevant to this complaint Respondent practiced medicine at Scotsdale Women's Center, located at 19305 W 7 Mile Road, Detroit,

Michigan. He also holds a controlled substance license issued by the Board of Pharmacy pursuant to article 7 of the Code.

3. Section 17768(1) of the Code gives the DSC authority to take disciplinary action against a licensee for a violation of Part 177 of the Code or a rule promulgated under that part.

4. Section 17745(1) of the Code provides that a “prescriber who wishes to dispense prescription drugs shall obtain a drug control license for each location in which the storage and dispensing of prescription drugs occurs.”

5. Pursuant to section 17703(2) of the Code, “dispense” means to issue one or more doses of a drug for subsequent administration to, or use by, a patient.

6. 2007 AACRS R 338.3132(1) provides that activities, including dispensing a controlled substance, shall be conducted under separate licenses. 2007 AACRS R 338.3132(2) further provides that a separate license is required for each professional practice.

FACTUAL ALLEGATIONS

7. Respondent practiced at Scotsdale Women’s Center, located at 19305 West 7 Mile Road, Detroit, Michigan, on eight different days from September 24, 2013, until October 16, 2013.

8. On each occasion that Respondent worked at Scotsdale, he administered low-dose sedation to patients using midazolam and fentanyl, both of which are controlled substances. Respondent did not have a valid drug control license for the Scotsdale facility at that time.

9. Subsequently, on October 24, 2013, Respondent obtained a drug control license for 19305 West 7 Mile Road, Detroit, Michigan, which is reflected as license number 53-15-062993. That license is currently lapsed, however, Respondent no longer works at that facility.

COUNT I

10. Respondent's conduct as described constitutes dispensing a prescription at a location without a drug control license for that location contrary to section 17445(1) of the Code in violation of section 17768(1) of the Code.

COUNT II

11. Respondent's conduct as described constitutes dispensing a controlled substance at a location without a separate license for that location contrary to 2007 AACRS R 338.3132 in violation of section 17768(1) of the Code.

THEREFORE, Complainant requests that this Complaint be served upon Respondent and that Respondent be offered an opportunity to show compliance with all lawful requirements for retention of the aforesaid license. If compliance is not shown, Complainant further requests that formal proceedings be commenced

pursuant to the Public Health Code, rules promulgated pursuant to it, and the Administrative Procedures Act of 1969, 1969 PA 306, as amended; MCL 24.201 *et seq*; MSA 3.560(101) *et seq*.

RESPONDENT IS HEREBY NOTIFIED that, pursuant to section 16231(8) of the Public Health Code, Respondent has 30 days from the receipt of this Complaint to submit a written response to the allegations contained in it. The written response shall be submitted to the Bureau of Health Care Services, Department of Licensing and Regulatory Affairs, P.O. Box 30670, Lansing, Michigan, 48909, with a copy to the undersigned assistant attorney general. Further, pursuant to section 16231(9), failure to submit a written response within 30 days shall be treated as an admission of the allegations contained in the complaint and shall result in the transmittal of the complaint directly to the Board's Disciplinary Subcommittee for imposition of an appropriate sanction.

Respectfully submitted,

Attorney General



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Dated: December 1, 2014