



STATE OF WASHINGTON  
DEPARTMENT OF HEALTH  
Olympia, Washington 98504

RE: Howard J. Levine, MD  
Docket No.: 05-10-A-1037MD  
Document: Statement of Charges

Regarding your request for information about the above-named practitioner, certain information may have been withheld pursuant to Washington state laws. While those laws require that most records be disclosed on request, they also state that certain information should not be disclosed.

The following information has been withheld: **NONE**

If you have any questions or need additional information regarding the information that was withheld, please contact:

Adjudicative Clerk Office  
P.O. Box 47879  
Olympia, WA 98504-7879  
Phone: (360) 236-4677  
Fax: (360) 586-2171

You may appeal the decision to withhold any information by writing to the Deputy Secretary, Department of Health, P.O. Box 47890, Olympia, WA 98504-7890.

STATE OF WASHINGTON  
DEPARTMENT OF HEALTH  
MEDICAL QUALITY ASSURANCE COMMISSION

FILED  
JAN 30 2006  
Adjudicative Clerk Office

In the Matter of the License to Practice  
as a Physician and Surgeon of:

**HOWARD J. LEVINE, MD**  
License No. MD00019774

Respondent.

Docket No. 05-10-A-1037MD

STATEMENT OF CHARGES

The Disciplinary Manager of the Medical Quality Assurance Commission (Commission), on designation by the Commission, makes the allegations below, which are supported by evidence contained in Program Case File(s) No. 2003-09-0008MD.

**Section 1: ALLEGED FACTS**

1.1 Howard J. Levine, MD, Respondent, was issued a license to practice as a physician and surgeon by the State of Washington in March 1982. Respondent is subject to the Stipulated Findings of Fact, Conclusions of Law, and Agreed Order in Docket No. 98-10-A-1028MD dated November 4, 1999, and the Stipulated Findings of Fact, Conclusions of Law, and Agreed Order in Docket No. 99-12-A-1079MD, dated July 13, 2000.

1.2 The Agreed Order dated November 4, 1999 provided, at paragraph 4.13, that Respondent agreed to pay an administrative fine in the amount of \$8,000 (Eight Thousand Dollars) within thirty-six months of the acceptance of the Agreed Order. Respondent has paid \$5,000 (Five Thousand Dollars). Respondent was informed by letter dated April 27, 2005 that he was out of compliance with the Agreed Order dated

November 4, 2005 due to failure to pay the remaining \$3,000 (Three Thousand Dollars) of the agreed upon fine.

1.3 The Agreed Order of July 13, 2000 provided, at paragraph 4.5, that Respondent agreed to participate in and successfully complete the Professional/Problem Based Ethics program (ProBE program). The program was to be completed by the end of the probationary period or as agreed to between the Respondent and the Medical Consultant. Respondent was informed by letter dated April 27, 2005 that he was out of compliance with the Agreed Order for failure to attend the required course.

1.4 The Agreed Order dated July 13, 2000 provided, at paragraph 4.9, that Respondent agreed to pay an administrative fine in the amount of \$ 5,000 (Five Thousand Dollars). Respondent was informed by letter dated April 27, 2005 that he was out of compliance due to failure to pay the agreed upon fine. Respondent paid \$200 (Two Hundred Dollars) on May 17, 2005 but otherwise remains out of compliance with the Agreed Order.

## **Section 2: ALLEGED VIOLATIONS**

2.1 The violations alleged in this section constitute grounds for disciplinary action pursuant to RCW 18.130.180 and the imposition of sanctions under 18.130.160.

2.2 The facts alleged in paragraphs 1.2 through 1.4 constitute unprofessional conduct in violation of RCW 18.130.180(9), which provides in part:

(9) Failure to comply with an order issued by the disciplining authority or a stipulation for informal disposition entered into with the disciplining authority.

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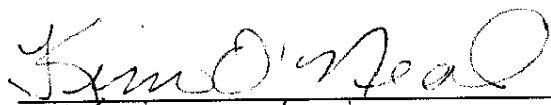
**Section 3: NOTICE TO RESPONDENT**

The charges in this document affect the public health, safety and welfare. The Disciplinary Manager of the Medical Quality Assurance Commission directs that a notice be issued and served on Respondent as provided by law, giving Respondent the opportunity to defend against these charges. If Respondent fails to defend against these charges, Respondent shall be subject to discipline pursuant to RCW 18.130.180 and the imposition of sanctions under 18.130.160.

DATED this 24 day of January 2006.

STATE OF WASHINGTON  
DEPARTMENT OF HEALTH  
MEDICAL QUALITY ASSURANCE COMMISSION

  
Lisa Noonan  
Program Manager

  
Kim O'Neal WSBA# 12939  
Assistant Attorney General Prosecutor

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