

BEFORE THE  
NORTH CAROLINA MEDICAL BOARD

In re: )  
 )  
Andrew John-Edward Cracker, M.D., ) NON-DISCIPLINARY  
 ) CONSENT ORDER  
 )  
Respondent. )

This matter is before the North Carolina Medical Board ("Board") regarding information provided to the Board concerning Andrew John-Edward Cracker, M.D. ("Dr. Cracker"). Dr. Cracker makes the following admissions and the Board makes the following findings and conclusions:

STATUTORY AUTHORITY

The Board is a body duly organized under the laws of North Carolina and is the proper party to bring this proceeding under the authority granted to it in Article 1 of Chapter 90 of the North Carolina General Statutes and the rules and regulations promulgated thereto.

FINDINGS OF FACT

Dr. Cracker was first issued a license to practice medicine by the Board on or about June 6, 1992, license number 35305.

At all times relevant hereto, Dr. Cracker practiced gynecology in Raleigh, North Carolina.

On July 29, 2017, Dr. Cracker was arrested and charged with driving while impaired in New Hanover County, North Carolina.

In October 2017, Dr. Cracker enrolled in residential treatment for alcohol use disorder (severe). Dr. Cracker was discharged in December 2017. On December 29, 2017, Dr. Cracker signed a five-year monitoring contract with the North Carolina Physicians Health Program ("NCPHP") that included a work-place monitor, therapy and psychiatric care, and attendance to specific meetings.

#### CONCLUSIONS OF LAW

Dr. Cracker acknowledges that his alcohol use disorder (severe), if left untreated, would constitute him being unable to practice medicine with reasonable skill and safety to patients within the meaning of N.C. Gen. Stat. § 90-14(a)(5) and grounds exist under that statute for the Board to suspend, revoke or limit Dr. Cracker's license or to deny any application he might make in the future.

#### PROCEDURAL STIPULATIONS

Dr. Cracker acknowledges and agrees that the Board has jurisdiction over him and over the subject matter of this case.

Dr. Cracker knowingly waives his right to any hearing and to any judicial review or appeal in this case.

Dr. Cracker, with advice of counsel, acknowledges that he has read and understands this Non-Disciplinary Consent Order and enters into it voluntarily.

Dr. Cracker desires to resolve this matter without the need for more formal proceedings.

The Board has determined that it is in the public interest to resolve this case as set forth below.

ORDER

NOW, THEREFORE, with Dr. Cracker's consent, it is ORDERED that:

1. Dr. Cracker shall maintain his current contract with NCPHP and abide by its terms, including the timely payment of any fees required by NCPHP.

2. Unless lawfully prescribed for him by someone other than himself, Dr. Cracker shall refrain from the use or possession of alcohol and all other mind- or mood-altering substances and all controlled substances including but not limited to, sedatives, stimulants, and pain medication.

3. Upon request by the Board, Dr. Cracker shall supply urine, blood, hair, or any other bodily fluid or tissue sample the Board might reasonably require for the purposes of analysis to determine if he has consumed any of the substances mentioned above.

4. Dr. Cracker shall obey all laws. Likewise, he shall obey all rules and regulations involving the practice of medicine.

5. Dr. Cracker shall meet with the Board or members of the Board for an investigative interview in July 2019 and at other times as requested by the Board.

6. Upon request, Dr. Cracker shall provide the Board with any information the Board deems necessary to verify compliance with the terms and conditions of this Non-Disciplinary Consent Order.

7. If Dr. Cracker fails to comply with any of the terms of this Non-Disciplinary Consent Order, that failure shall constitute unprofessional conduct within the meaning of N.C. Gen. Stat. § 90-14(a)(6) and shall be grounds, after any required notice and hearing, for the Board to annul, suspend or revoke his license and to deny any application he might make in the future or then have pending for a license.

8. This Non-Disciplinary Consent Order shall take effect immediately upon its execution by both Dr. Cracker and the Board and it shall continue in effect until specifically ordered otherwise by the Board.

9. Dr. Cracker hereby waives any requirement under any law or rule that this Non-Disciplinary Consent Order be served on him.

10. Upon execution by Dr. Cracker and the Board, this Non-Disciplinary Consent Order shall become a public record within the meaning of Chapter 132 of the North Carolina General

Statutes and shall be subject to public inspection and dissemination pursuant to the provisions thereof. Additionally, it will be reported to persons, entities, agencies and clearinghouses as required and permitted by law including, but not limited to, the Federation of State Medical Boards and the National Practitioner Data Bank.

By Order of the North Carolina Medical Board this the 16th day of August, 2018.

NORTH CAROLINA MEDICAL BOARD

By:



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Timothy E. Lietz, M.D.  
President

Consented to this the 13 day of August, 2018.

Andrew John-Edward Cracker, M.D.  
Andrew John-Edward Cracker, M.D.

State of North Carolina

County of Orange

I, JUROTHER R. ALSTON JR., do hereby certify that Andrew John-Edward Cracker, M.D. personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and official seal this the 13<sup>th</sup> day of August, 2018.

Jurother R. Alston Jr.  
Notary Public

My Commission Expires: 8/28/2021

(Official Seal)

