COMMONWEALTH OF MASSACHUSETTS

**BOARD OF REGISTRATION IN MEDICINE**

Middlesex, ss. Adjudicatory Case No. 2020-035

(RM-20-0300)

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In the Matter of ) **AMENDED**

 ) **FINAL DECISION AND ORDER**

Flora S. Pirquet, M.D. )

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**Procedural History**

The Board initiated this matter by issuing a Statement of Allegations (SOA) against the Respondent on July 16, 2020 and referring the matter to the Division of Administrative Law Appeals (DALA). The Respondent filed an Answer on June 13, 2022.

On July 7, 2022, Complaint Counsel filed a Motion for Summary Decision. On August 1, 2022, the Respondent filed an Opposition to the Motion for Summary Decision. The DALA Magistrate conducted a prehearing conference on October 11, 2022.

On November 4, 2022, Complaint Counsel filed a Request for Dismissal on behalf of the Board. On November 7, 2022, the DALA Magistrate allowed Complaint Counsel’s Request for Dismissal.

**Discussion**

The Statement of Allegations asserts that in 2019 the Respondent failed to submit a timely response to written communications from the Board and failed to provide information to which the Board is legally entitled. There remain questions of material fact as to whether Respondent did or did not fail to submit a timely response or provide information to which the Board is legally entitled. After consideration of the information submitted with Respondent’s opposition to Complaint Counsel’s motion for summary decision, the Board has determined that even if it were to prevail on the disputed facts, there is creditable evidence that Respondent made attempts to comply with the Board’s requests and that she had reason to believe that she had complied. Upon consideration of these mitigating circumstances, the Board concludes that even if it prevailed, discipline would not be warranted. Accordingly, the Board ADOPTS the Order of Dismissal and DISMISSES the July 16, 2020, Statement of Allegations, and, in accordance with M.G.L. c. 112, § 5, exonerates the Respondent.

Date: October 19, 2023, Signed by Julian Robinson, M.D.

nunc pro tunc, Julian Robinson, M.D.

December 15, 2022 Chair

 Board of Registration in Medicine.