COMMONWEALTH OF MASSACHUSETTS

**BOARD OF REGISTRATION IN MEDICINE**

Middlesex, ss. Adjudicatory Case No. 2019-032

(RM-19-0326)

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In the Matter of ) **AMENDED**

 ) **FINAL DECISION AND ORDER**

JAMES H. TURNER III, M.D. )

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**Procedural History**

The Board initiated this matter by issuing a Statement of Allegations (SOA) against the Respondent on June 27, 2019 and referring the matter to the Division of Administrative Law Appeals (DALA). The DALA Magistrate conducted a prehearing conference on August 28, 2019. At the time the parties agreed that an evidentiary hearing in this matter was unnecessary as the facts were not in dispute and the sole issue was a question of law.

On October 18, 2019, Complaint Counsel filed a Motion for Summary Decision. On November 22, 2019, the Respondent filed a Cross Motion for Summary Decision. The DALA Magistrate denied both motion on March 2, 2020 and ordered that an evidentiary hearing be held. The parties selected a hearing date, but then requested a continuance due to scheduling issues and the parties’ shared belief that an evidentiary hearing was not warranted.

On June 2, 2020, the DALA Magistrate issued on Order of Dismissal.

After full consideration of the Order of Dismissal, the Board ADOPTS that Order and DISMISSED the June 27, 2019 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.

September 8, 2022 Chair

 Board of Registration in Medicine