

COMMONWEALTH OF MASSACHUSETTS

Middlesex, SS.

Board of Registration in Medicine

Adjudicatory Case No. 2014-018

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In the Matter of  
PETER BLACK, M.D.  
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**STATEMENT OF ALLEGATIONS**

The Board of Registration in Medicine (Board) has determined that good cause exists to believe the following acts occurred and constitute a violation for which a licensee may be sanctioned by the Board. The Board therefore alleges that Peter Black, M.D. (Respondent) has practiced medicine in violation of law, regulation, and/or good and accepted medical practice, as set forth herein. The investigative docket number associated with this order to show cause is Docket No. 11-246.

**FINDINGS OF FACT**

1. The Respondent was born on April 3, 1944. He graduated from McGill University Faculty of Medicine in 1970. He has been licensed to practice medicine in Massachusetts under certificate number 37479 since 1974. He is board certified in neurological surgery.
2. On July 3, 2011, while on summer vacation, the Respondent was involved in a motor vehicle accident.
3. On July 5, 2011, the Respondent was arraigned in the Orleans District Court on charges of Operating Under the Influence of Alcohol Causing Personal Injury, Negligent Operation of a Motor Vehicle and two other charges that were subsequently dismissed.

4. On July 17, 2012, the Respondent appeared before the Orleans District Court. He admitted that there were sufficient facts on one count of Operating under the Influence of Liquor and one count of Negligent Operation of a Motor Vehicle.

5. The court accepted the Respondent's admission but continued the case without making a finding. The Respondent is on probation until July 17, 2014.

6. In March 2012, the Respondent entered into a Physician Health Services (PHS) Substance Use Monitoring Contract.

7. More than a year later, in April 2013, the Respondent self-reported one occasion of his non-compliance to PHS.

8. On April 9, 2013, a Board member accepted the Respondent's Voluntary Agreement Not to Practice Medicine (VANP). It was ratified by the Board on May 8, 2013.

9. On April 10, 2013, the Respondent entered into a new PHS contract.

10. The Respondent successfully completed in-patient treatment.

11. By letter dated September 29, 2013, PHS stated that the Respondent has been compliant with his PHS contract since he entered into it on April 10, 2013.

#### Legal Basis for Proposed Relief

Pursuant to *Levy v. Board of Registration in Medicine*, 378 Mass. 519 (1979); *Raymond v. Board of Registration in Medicine*, 387 Mass. 708 (1982), and *Sugarman v. Board of Registration in Medicine*, 422 Mass. 338 (1996), the Board may discipline a physician upon proof satisfactory to a majority of the Board that said physician lacks good moral character and has engaged in conduct that undermines the public confidence in the integrity of the medical profession.

The Board has jurisdiction over this matter pursuant to G.L. c. 112, §§ 5, 61 and 62. This adjudicatory proceeding will be conducted in accordance with the provisions of G.L. c. 30A and 801 CMR 1.01.

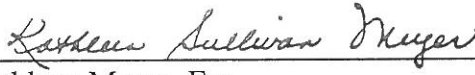
Nature of Relief Sought

The Board is authorized and empowered to order appropriate disciplinary action, which may include revocation or suspension of the Respondent's license to practice medicine. The Board may also order, in addition to or instead of revocation or suspension, one or more of the following: admonishment, censure, reprimand, fine, the performance of uncompensated public service, a course of education or training or other restrictions upon the Respondent's practice of medicine.

Order

Wherefore, it is hereby **ORDERED** that the Respondent show cause why the Board should not discipline the Respondent for the conduct described herein.

By the Board of Registration in Medicine,

  
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Kathleen Meyer, Esq.  
Vice Chair

Date: April 16, 2014

SENT CERTIFIED MAIL 4/17/14 <sup>3</sup>ms