COMMONWEALTH OF MASSACHUSETTS

Middlesex, ss		Board of Registration in Medicine	
		Adjudicatory No. 2010-030	
	e Matter of d B. Herzog, M.D.		
	stration No. 38347))	
		RESIGNATION	
I, Da	vid B. Herzog, M.D., being duly	sworn, depose and state:	
1.	I desire to resign my license to practice medicine in the Commonwealth of Massachusetts pursuant to the terms of 243 CMR 1.05(5)(a).		
2.	My resignation is tendered voluntarily.		
3.	I realize that this resignation is a final act that deprives me of all privileges of registration and is not subject to reconsideration or judicial review.		
4.	I will resign any other licenses contemporaneously with my resignation in Massachusetts, and I will make no attempt to seek licensure elsewhere.		
5.	I understand that my resignation is a disciplinary action that is reportable to any national data reporting agency, pursuant to G.L. c. 112, §2.		
Signo	ed under the penalties of perjury	this <u>10th</u> day of <u>October</u> , 20 <u>12</u> .	
		Signed by David Herzog , M.D.	
the fo	oregoing resignation in my presen	ore me the above-named <u>David Herzog</u> , M.D. who signed nce and acknowledged said resignation to be his free act	
Date	d:_ <u>10-10-12</u>	Signed by Barry Edward Kirshner Notary Public My Commission Expires: June 1, 2018	

Commonwealth of Massachusetts Notary Public Seal

COMMONWEALTH OF MASSACHUSETTS BOARD OF REGISTRATION IN MEDICINE

Middlesex, ss.		Adjudicatory Case No 2010-030	
In the Matter of			
David B. Herzog, M.D.)	<u>Oruci</u>	

On the date referenced below, at a duly convened meeting of the Board of Registration in Medicine (the "Board"), the Board considered the statement of the above-named physician setting forth the terms of resignation attached hereto and pursuant to 243 CMR 1.05(5)(a), during the pendency of the above-captioned proceeding.

Having determined that the resignation is in conformity with the requirements of 243 CMR 1.05(5)(a), and, after hearing from the victim in this matter, the Board has taken the most serious, immediate and impactful action allowed by law in order to protect the public and prevent this physician from ever practicing medicine again in the Commonwealth or any other state and accepts the resignation effective immediately.

The Respondent shall provide a complete copy of this Resignation and Order within (10) days by certified mail, return receipt requested, or by hand delivery to the following designated entities: any in- or out-of-state hospital, nursing home, clinic, other licensed facility, or municipal, state, or federal facility at which he practices medicine; any in-or out-of-state health maintenance organization with whom he has privileges or any other kind of association; any state agency, in- or out-of-state, with which he has a provider contract; any in- or out-of-state medical employer, whether or not he practices medicine there; and the state licensing boards of all states in which he has any kind of license to practice medicine, and the Drug Enforcement Administration Boston Diversion Group and the DPH Drug Control Program. The Respondent shall also provide this notification to any such designated entities with which he becomes associated for the duration of this Resignation and Order. The Respondent is further directed to certify to the Board within ten (10) days that he has complied with this directive.

Date: October 17, 2012

Signed by Candace Lapidus Sloane
Candace Lapidus Sloane, M.D.
Board Chair