COMMONWEALTH OF MASSACHUSETTS

Middlesex, SS. Board of Registration in Medicine

 Adjudicatory Case No. 2022-020

 )

In the Matter of )

 )

RICHARD E. CAESAR, M.D. )

 )

**CONSENT ORDER**

 Pursuant to G.L. c. 30A, § 10, Richard E. Caesar, M.D. (Respondent) and the Board of Registration in Medicine (Board) (hereinafter referred to jointly as the "Parties") agree the Board may issue this Consent Order to resolve the above-captioned adjudicatory proceeding. The Parties further agree this Consent Order will have all the force and effect of a Final Decision within the meaning of 801 CMR 1.01(11)(d). The Respondent admits to the findings of fact specified below and agrees the Board may make the conclusions of law and impose the sanction set forth below in resolution of investigative Docket No. 20-182.

Findings of Fact

1. The Respondent graduated from the University of South Florida College of Medicine in 1985 and is certified in Urology by the American Board of Urology. The Respondent has been licensed to practice medicine in Massachusetts under certificate number 59487 since June 1, 1988, in Maine since 2014, New Hampshire since 2011, New Jersey since 2018, Florida since 2017, and Indiana since 2019. He was previously licensed in California, Connecticut, Pennsylvania, and Rhode Island.
2. On November 9, 2021 and as part of a Consent Agreement (“Maine Consent Agreement”), the State of Maine Board of Licensure in Medicine (“Maine Board”) reprimanded the Respondent’s license to practice medicine in Maine and the Respondent agreed to engage a pre-approved experienced urologist as a surgical proctor for a probationary period not less than six months prior to him re-engaging in the practice of medicine in Maine. The Maine Consent Agreement is attached hereto as Attachment A and incorporated herein by reference.
3. On April 28, 2020 the Maine Board issued a complaint following receipt of a report regarding the care provided by Dr. Caesar to two patients. Specifically, it was alleged
	1. On August 15, 2019 Dr. Caesar placed a ureteral stent that had been dropped on the operating room floor in a forty-seven-year-old patient; and
	2. On August 8, 2019 Dr. Caesar failed to timely recognize the significance of the volume of fluid being irrigated during a more than four hour endoscopic procedure on a sixty-nine year-old patient who ultimately was transferred to another hospital where he underwent a laparotomy and repair of ruptured bladder wall.
4. Pursuant to the Maine Consent Agreement the Respondent admitted to the facts referenced above and agreed such conduct constituted grounds for discipline pursuant to 32 M.R.S. § 3282-A(2)(F) for unprofessional conduct.

Conclusions of Law

1. The Respondent has violated 243 CMR 1.03(5)(a)(12) in that he has been disciplined in another jurisdiction by the proper licensing authority for reasons substantially the same as those set forth in G.L. c. 112, § 5 or 243 CMR 1.03(5), specifically:
2. The Respondent engaged in conduct that undermines the public confidence in the integrity of the medical profession. *See* Raymond v. Board of Registration in Medicine, 387 Mass. 708 (1982); Levy v. Board of Registration in Medicine, 378 Mass. 519 (1979)
3. The Respondent committed misconduct in the practice of medicine. *See* 243 CMR 1.03(5)(a)(18)

Sanction and Order

The Respondent’s license is hereby Reprimanded. This sanction is imposed for each violation of law listed in the Conclusion section and not a combination of any or all of them.

Execution of this Consent Order

Complaint Counsel, the Respondent, and the Respondent’s counsel agree that the approval of this Consent Order is left to the discretion of the Board. The signature of Complaint Counsel, the Respondent, and the Respondent’s counsel are expressly conditioned on the Board accepting this Consent Order. If the Board rejects this Consent Order, in whole or in part, then the entire document shall be null and void; thereafter, neither of the parties nor anyone else may rely on these stipulations in this proceeding.

 As to any matter in this Consent Order left to the discretion of the Board, neither the Respondent, nor anyone acting on his behalf, has received any promises or representations regarding the same.

 The Respondent waives any right of appeal that he may have resulting from the Board’s acceptance of this Consent Order.

The Respondent shall provide a complete copy of this Consent Orderwith all exhibits and attachments within ten (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 the Respondent practices medicine; any in- or out-of-state health maintenance organization with whom the Respondent has privileges or any other kind of association; any state agency, in- or out-of-state, with which the Respondent has a provider contract; any in- or out-of-state medical employer, whether or not the Respondent practices medicine there; the state licensing boards of all states in which the Respondent has any kind of license to practice medicine; the Drug Enforcement Administration Boston Diversion Group; and the Massachusetts Department of Public Health Drug Control Program. The Respondent shall also provide this notification to any such designated entities with which the Respondent becomes associated in the year following the date of imposition of this reprimand**.** The Respondent is further directed to certify to the Board within ten (10) days that he has complied with this directive.

The Board expressly reserves the authority to independently notify, at any time, any of

the entities designated above, or any other affected entity, of any action it has taken.

Signed by Richard E. Caesar, M.D. 4-15-22

Richard E. Caesar, M.D. Date

Licensee

Signed by John J. Heil 4-25-22

John J. Heil Date

Attorney for the Licensee

Signed by Patrick G. Fitzgerald 4-28-22

Patrick G. Fitzgerald Date

Complaint Counsel

 So ORDERED by the Board of Registration in Medicine this 14th day of July\_\_\_\_\_\_\_, 2022\_.

 Signed by Julian N. Robinson, M.D.

 Julian N. Robinson, M.D.

 Board Chair

To obtain a copy of the out-of-state disciplinary order, please contact the appropriate state’s medical licensing board directly. A list of state medical boards and contact information is available at <https://www.fsmb.org/contact-a-state-medica-board/>. You may also obtain a copy of the out-of-state disciplinary order by submitting a public records request (PRR) with the Massachusetts Board of Registration in Medicine. PRR forms and additional information can be found at <https://www.mass.gov/board-of-registration-in-medicine-public-records>.