

Middlesex, SS.

Adjudicatory Case No.2015-029

Paula McEvoy M.D.

Paula McEvoy, M.D. (Respondent) and the Complaint Counsel agree that the Board of Registration in Medicine (Board) may issue this Consent Order, in lieu of convening an adjudicatory hearing, with all of 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 that the Board may make the conclusions of law and impose the sanctions set forth below in resolution of Docket Number 14-438.

1. The Respondent was born on December 16, 1965. She graduated from University of Massachusetts Medical School in 1994. She has been licensed to practice medicine in Massachusetts under certificate number 152936 since 1997. She is board certified in pediatrics.
2. On September 19, 2013, the Board's Chair accepted the Respondent's Voluntary Agreement Not to Practice Medicine (VANP). The VANP was ratified by the full Board on September 25, 2013.

3. On September 13, 2013, the Respondent reported to her office where she saw a full schedule of patients. Throughout her nine hour work day she drank two half pint bottles of vodka mixed with juice.

4. On Monday September 16, 2013, a parent of a patient reported to the practice that the Respondent seemed "a bit off" during her child's office visit on the previous Friday.

5. The Respondent, upon learning of the complaint, immediately left work and began making arrangements to enter into in-patient substance abuse treatment.

6. The Respondent resigned from her practice shortly after entering into treatment.

7. The Respondent entered into treatment on September 23, 2013. She completed her program on January 18, 2014. She participated in many individual and group therapy sessions.

8. The Respondent has been monitored by Physician Health Services (PHS) since September 23, 2013. She is still being monitored by PHS. She is in compliance with her monitoring contract.

#### CONCLUSIONS OF LAW

1. The Respondent has violated G.L. c. 112, § 5(h) and 243 CMR 1.03(5)(a)(11) in that she has violated a regulation of the Board:

2. The Respondent has violated G.L. c. 112, § 5(d) and 243 CMR 1.03(5)(a)(4), in that she practiced medicine while the ability to practice was impaired by alcohol.

#### SANCTION AND ORDER


The Respondent is hereby indefinitely suspended. The suspension may be stayed after 18 consecutive months of sobriety as demonstrated by compliance with her Physician Health Services (PHS) substance use monitoring contract. Furthermore any stay of suspension shall be

contingent upon the Respondent entering into a 5year probation agreement under terms and conditions that the Board deems appropriate at that time, including ongoing compliance with her PHS substance use monitoring contract; a Board –approved practice plan that includes monitoring of the Respondent’s clinical practice ; and any other conditions the Board may deem appropriate.

#### EXECUTION OF THIS CONSENT ORDER

The Respondent shall provide a complete copy of this Consent Order and probation agreement with 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 she 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 for the duration of this suspension. The Respondent is further directed to certify to the Board within ten (10) days that the Respondent 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.

  
Paula McEvoy, M.D.

7/10/15  
Date


  
Scott Liebert, Esquire  
Counsel for the Respondent

July 10, 2015  
Date

  
Gloria Brooks, Esquire  
Complaint Counsel

7/14/15  
Date

So ordered by the Board of Registration in Medicine this 24th day of September, 2015

  
Kathleen Sullivan Meyer  
Board Vice Chair