

COMMONWEALTH OF MASSACHUSETTS

Middlesex, SS.

Board of Registration in Medicine

Adjudicatory Case No. 2016-008

In the Matter of)
)
)
CHRISTINE MURCOTT, M.D.)
_____)

CONSENT ORDER

Pursuant to G.L. c. 30A, § 10, Christine Murcott, M.D. (Respondent) and the Board of Registration in Medicine (Board) (hereinafter referred to jointly as the "Parties") agree that the Board may issue this Consent Order to resolve the above-captioned adjudicatory proceeding. The Parties further agree that 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 that the Board may make the conclusions of law and impose the sanction set forth below in resolution of investigative Docket Number 14-291.

Findings of Fact

1. The Respondent was born on December 7, 1968. She graduated from Hahnemann University School of Medicine in 1997. She has been licensed to practice medicine in Massachusetts under license number 207985 since 2000.

2. On July 17, 2014, Dr. Murcott signed a Voluntary Agreement Not to Practice (VANP). The full Board ratified the VANP on August 6, 2014.

3. On July 4, 2014, while the Respondent was the weekend on-call physician at her group practice, she sent a prescription for Vicodin to a local CVS in the name of a patient of the

practice who she had never met. The prescription was faxed to the pharmacy through the electronic medical record system and electronically signed by the Respondent in the name of a nurse practitioner also employed at the Respondent's practice. The Respondent then went to the pharmacy and picked up the prescription.

4. CVS notified the patient that her prescription was ready. The patient then called the Respondent's office a few hours later to report this incident. The patient informed the Respondent that she was going to call the police. The Respondent, using the name of another physician, asked the patient to hold off reporting this matter to the police. The Respondent told the patient that the Medical Director would call her on Monday.

5. The Respondent reported this matter to the Medical Director upon finishing her weekend shift. She admitted that this was not the first time that this had happened.

6. The Respondent stopped working immediately upon this reporting to the Medical Director and she contacted the Massachusetts Physician Health Services program (PHS).

7. On August 11, 2014, the Respondent voluntarily began a residential substance abuse treatment program, which she successfully completed on November 3, 2014.

8. Also on August 11, 2014, the Respondent entered into a Substance Use Monitoring contract with PHS.

9. The Respondent is in compliance with her PHS contract.

Conclusions of Law

A. The Respondent has violated 243 CMR 1.03(5)(a)10 by practicing while engaging in conduct that has the capacity to deceive or defraud.

B. The Respondent has violated 243 CMR 1.03(5)(a)18 by committing misconduct in the practice of medicine.

C. The Respondent has engaged in conduct that undermines the public confidence in the integrity of the medical profession. *See Levy v. Board of Registration in Medicine*, 378 Mass. 519 (1979); *Raymond v. Board of Registration in Medicine*, 387 Mass. 708 (1982).

Sanction and Order

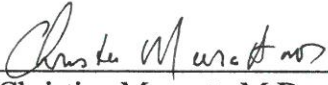
The Respondent's license is indefinitely suspended. The Respondent may petition the Board for a stay of the suspension upon documentation of eighteen months of continuous sobriety and documented compliance with her Physician Health Services (PHS) Substance Use Monitoring Contract. Any stay of suspension will be at the Board's discretion and will be contingent upon the Respondent's entering into a five year Probation Agreement pursuant to terms and conditions that the Board deems appropriate at the time, including but not limited to ongoing compliance with the PHS Substance Use Monitoring Contract and a Board-approved practice plan with a Board-approved workplace monitor.

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 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 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.

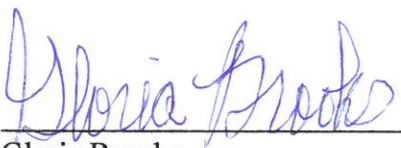
The Board expressly reserves the authority to independently notify, at any time, any of the entities designated above, or any other affected entity, of any action it has taken.


Christine Murcott, M.D.
Licensee

1/3/16
Date

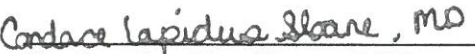

W. Scott Liebert, Esquire
Attorney for the Licensee

1/11/16
Date


Gloria Brooks
Complaint Counsel

1/14/16
Date

So ORDERED by the Board of Registration in Medicine this 11th day of February,
2016.


Candace Lapidus Sloane, M.D.
Board Chair