

COMMONWEALTH OF MASSACHUSETTS

Middlesex, SS.

Board of Registration in Medicine

Adjudicatory Case No. 2019-002

In the Matter of

CARMEN L. PISC, M.D.

**CONSENT ORDER**

Pursuant to G.L. c. 30A, § 10, Carmen L. Pisc, 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 No. 18-257.

**Findings of Fact**

1. The Respondent was born on June 23, 1962. She graduated from the Institute of Medicine & Pharmacy in Bucharest, Romania in September 1998. The Respondent received her license to practice medicine in Massachusetts in July 2001 and her license lapsed in June 2010. She is board-certified in Internal Medicine and Medical Oncology. The Respondent is licensed to practice medicine in Delaware and Maryland and was previously licensed in New Hampshire, Oklahoma, Pennsylvania, and Wyoming.

2. On or about January 17, 2014, the Respondent was arrested for driving while under the influence of alcohol ("DUI") in Wyoming after being pulled over, having alcohol on her breath, failing a field sobriety test, and when in custody, failing a chemical breathalyzer test.

3. On or about March 28, 2014, through her attorney, the Respondent entered a written plea of guilty to the DUI charge and moved the court to defer further proceedings without entering a judgement of guilt or conviction, pursuant to Wyoming Statute § 7-13-301, *et seq.*

4. On or about March 28, 2014, the court granted the motion and ordered the Respondent to complete six months of unsupervised probation and comply with a number of conditions, including (i) refraining from consuming alcohol, (ii) obtaining an Addiction Severity Index (ASI) evaluation, (iii) making a \$600 contribution to the Natrona County School District, (iv) making a \$150 contribution to the Victim's Compensation fund, and (v) paying \$40 in court costs.

5. In March 2015, when the Respondent had made showings to the Wyoming court that she had complied with the conditions of her probation agreement, the Wyoming court entered an Order of Dismissal.

6. In February 2018, the Respondent submitted to the Board her Lapsed License Application, including a Supplement.

7. In the Lapsed License Application Supplement, the Respondent answered "Yes" to Question 6, which asked "Have you been charged with any criminal offense?" The Respondent disclosed that she had been arrested for DUI in Wyoming.

8. In explaining her DUI charge through the Supplement, the Respondent stated that two days prior to her arrest, she had started taking medication which caused her severe dizziness.

The Respondent stated she pled not guilty to the DUI charge and the court found her innocent and dismissed the case.

9. The Respondent's statement on her Lapsed License Application Supplement that the Wyoming court found her innocent of the DUI charges was erroneous and untrue.

#### Conclusions of Law

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

#### Sanction and Order

The Respondent is hereby admonished. The Respondent must also complete three continuous professional development credits, pre-approved by the Complaint Committee, in addition to those required by the license renewal process.

#### Execution of this Consent Order


Complaint Counsel and the Respondent 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 her behalf, has received any promises or representations regarding the same.


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

The Respondent shall provide a complete copy of this Consent Order 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; and the Drug Enforcement Administration. 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 admonishment. 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.

  
Carmen L. Pisc, M.D.,  
Licensee

11/27/2018  
Date

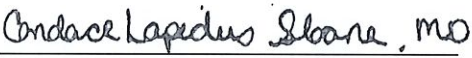
  
Lawrence M. Kraus, Esq.  
Attorney for Licensee

11/28/2018  
Date

  
Karen Robinson, Esq.  
Complaint Counsel

11/29/18  
Date

So ORDERED by the Board of Registration in Medicine this 10 day of January, 2019.

  
Candace Lapidus Sloane, M.D.  
Board Chair