

COMMONWEALTH OF MASSACHUSETTS

Middlesex, SS.

Board of Registration in Medicine

Adjudicatory Case No. 2016-003

In the Matter of)
)
)
WAYNE S. WILD, M.D.)
_____)

CONSENT ORDER

Pursuant to G.L. c. 30A, § 10, Wayne S. Wild, 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. 14-226.

Findings of Fact

1. The Respondent was born on April 19, 1946. He graduated from the Columbia University College of Physicians & Surgeons in 1973. He has been licensed to practice medicine in Massachusetts under certificate number 36914 since 1974. He is certified by the American Board of Internal Medicine and holds a Subspecialty Certificate in Gastroenterology. He is employed by Tufts Health Plan as a Utilization Manager.

2. On October 14, 2006, the Respondent was arrested in Belmont, Massachusetts and charged with Assault & Battery, in violation of G.L. c. 265, § 13A(a); the Respondent was arraigned on October 16, 2006 in the Cambridge District Court and entered a plea of not guilty.

3. On July 12, 2007, the Respondent admitted to sufficient facts, and was placed on probation for a period of twelve (12) months, and was ordered to complete a Certified Batterer's Intervention Program known as Emerge; at the request of the Probation Department, the Respondent's probation was terminated early, on June 8, 2008.

4. In Massachusetts, a license to practice medicine is issued for a defined period of time, typically two years.

5. To renew a license, physicians are required to complete and file with the Board a Massachusetts Physician Renewal Application (Renewal Application) prior to the expiration date stated on that physician's license; the Renewal Application must be signed by the physician under penalty of perjury that the answers contained within the application are "true, correct, and complete."

2007 Massachusetts Physician Renewal Application

6. On February 10, 2007, the Respondent signed and filed with the Board a Renewal Application (2007 Renewal Application); the Respondent's prior Renewal Application was signed on March 24, 2005.

7. Question 17 of the Respondent's 2007 Renewal Application asked the following question:

17) Criminal Charges

- a) Have you been charged with any criminal offense during this time period?
- b) Have any criminal offenses/charges against you been resolved during this time period?
- c) Are there any criminal charges pending against you today?
- d) Are any Applications of Issuance of Process pending against you?

8. The phrase “time period” for purposes of Question 17 is defined in the 2007 Renewal Application as “all time from the day you signed your last license Renewal Application to the day you sign this Renewal Application.”

9. In his 2007 Renewal Application, the Respondent falsely answered “no” to Questions 17 (a) and (c).

2009 Massachusetts Physician Renewal Application

10. On March 20, 2009, the Respondent signed and filed with the Board a Renewal Application (2009 Renewal Application); the Respondent’s prior Renewal Application was signed on February 10, 2007.

11. Question 17 of the Respondent’s 2009 Renewal Application asked the following question:

17) Criminal Charges

- a) Have you been charged with any criminal offense during this time period?
- b) Have any criminal offenses/charges against you been resolved during this time period?
- c) Are there any criminal charges pending against you today?
- d) Are any Applications of Issuance of Process pending against you?

12. The phrase “time period” for purposes of Question 17 is defined in the 2009 Renewal Application as “all time from the day you signed your last license Renewal Application to the day you sign this Renewal Application.”

13. In his 2009 Renewal Application, the Respondent falsely answered “no” to Question 17 (b).

Conclusions of Law

A. The Respondent has violated G.L. c. 112, § 5, ninth par. (a) and 243 CMR 1.03(5)(a)1 by fraudulently procuring the renewal of his certificate of registration.

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

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

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; 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 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.

Wayne S. Wild, M.D.
Wayne S. Wild, M.D.
Licensee

12/14/2015
Date

[Signature]
John A. Amabile, Esq.
Attorney for Licensee

12.15.15
Date

[Signature]
John Costello
Complaint Counsel

12/16/15
Date

So ORDERED by the Board of Registration in Medicine this 7th day of January, 2016.

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