

COMMONWEALTH OF MASSACHUSETTS

Middlesex, SS.

Board of Registration in Medicine

Adjudicatory Case No. 2023-036

In the Matter of

JEFFREY ARLE, M.D.

STATEMENT OF ALLEGATIONS

The Board of Registration in Medicine (Board) has determined that good cause exists to believe the following acts occurred and constitute a violation for which a licensee may be sanctioned by the Board. The Board therefore alleges Jeffrey Arle, M.D., (Respondent) practiced medicine in violation of law, regulations, or good and accepted medical practice as set forth herein. The investigative docket number associated with this order to show cause is Docket No. 22-084.

Biographical Information

1. The Respondent is a 1992 graduate of University of Connecticut School of Medicine. The Respondent has been licensed to practice medicine in Massachusetts under certificate number 159495 since March 24, 1999. He is Board certified in neurological surgery.

Factual Allegations

2. On November 18, 2020, the Respondent performed a neurosurgical procedure on Patient A.

3. Between November 27, 2020, and January 5, 2021, the Respondent saw Patient A for multiple post-surgical visits.

4. Patient A was last seen in Respondent's clinic on January 5, 2021. A subsequent follow-up visit was scheduled for March 23, 2021, but it was not kept.

5. Beginning in January 2021, Respondent and Patient A developed a personal texting relationship that included such topics as running, climbing, art, and growing up in the same region.

6. In a February 1, 2021, text exchange, Respondent wrote, "[i]t's a long story – maybe over a drink or 3 – after you recover."

7. On or about March 12, 2021, the Respondent and Patient A met for a drink.

8. In April 2021, Respondent and Patient A began a sexual relationship.

9. On March 11, 2021, July 7, 2021, and September 27, 2021, Respondent improperly accessed Patient A's electronic medical record. Respondent did not render medical treatment to Patient A on those dates.

10. On or about September 2021, Respondent improperly wrote an antibiotic prescription for Patient A as a substitute for an antibiotic prescription written by her urologist.

11. AMA Ethical Opinion 9.1.1 states, "[r]omantic or sexual interactions between physicians and patients that occur concurrently with the patient physician relationship are unethical."

12. On February 22, 2022, the Respondent entered a Voluntary Agreement Not to Practice.

Legal Basis for Proposed Relief

- A. Pursuant to Levy v. Board of Registration in Medicine, 378 Mass. 519 (1979) and Raymond v. Board of Registration in Medicine, 387 Mass. 708 (1982), the Board may discipline a physician upon proof satisfactory to a majority of the Board that said physician engaged in conduct that undermines the public confidence in the integrity of the medical profession.

The Board has jurisdiction over this matter pursuant to G.L. c. 112, §§ 5, 61 and 62. This adjudicatory proceeding will be conducted in accordance with the provisions of G.L. c. 30A and 801 CMR 1.01.

Nature of Relief Sought

The Board is authorized and empowered to order appropriate disciplinary action, which may include revocation or suspension of the Respondent's license to practice medicine. The Board may also order, in addition to or instead of revocation or suspension, one or more of the following: admonishment, censure, reprimand, fine, the performance of uncompensated public service, a course of education or training or other restrictions upon the Respondent's practice of medicine.

Order

Wherefore, the Respondent is hereby **ORDERED** to show cause why the Board should not discipline the Respondent for the conduct described herein.

By the Board of Registration in Medicine,



Julian N. Robinson, M.D.
Board Chair, Physician Member

Date: September 14, 2023

Statement of Allegations – Jeffrey Arle, M.D.

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