

COMMONWEALTH OF MASSACHUSETTS

Middlesex, SS.

Board of Registration in Medicine

Adjudicatory Case No. 2019-012

In the Matter of

Roozbeh Badii, 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 that Roozbeh Badii, M.D. (Respondent) has 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. 16-413.

Biographical Information

1. The Respondent was born on September 7, 1974. He graduated from George Washington University School of Medicine and Health Science in 2002. He had been licensed to practice medicine in Massachusetts since 2008 under certificate number 238380 until his license lapsed in September 2017. The Respondent is board-certified in Internal Medicine and maintains a telemedicine practice. The Respondent resides in California, where he has an active medical license. The Respondent also has an active license in Connecticut, Florida, Indiana, Michigan, New York, Ohio, and Virginia.

Factual Allegations

2. On or about October 27, 2016, the Respondent signed a Consent Order for a reprimand with the Maryland State Board of Physicians for pre-signing prescription forms for medications and authorizing a nurse to complete and sign the prescription forms.

3. The following states issued reciprocal discipline against the Respondent based on the Maryland discipline: Connecticut (May 16, 2017); New York (July 26, 2017); Ohio (February 8, 2017); Florida (November 8, 2017); and California (June 8, 2018).

4. On or about February 12, 2018, the Michigan Board of Medicine reprimanded the Respondent for failing to respond to a complaint against him, regarding the Maryland discipline, within 30 days as required under Michigan law.

Legal Basis for Proposed Relief

A. Pursuant to 243 CMR 1.03(5)(a)12, the Board may discipline a physician upon proof satisfactory to a majority of the Board, that said physician has been disciplined in another jurisdiction in any way by the proper licensing authority for reasons substantially the same as those set forth in M.G.L. c. 112, § 5 or 243 CMR 1.03(5). More specifically, in Massachusetts, the Board may discipline a physician upon proof satisfactory to a majority of the Board, that said physician has:

- i. Pursuant to G.L. c. 112, §5, eighth par. (c) and 243 CMR 1.03(5)(a)3, engaged in conduct that places into question the Respondent's competence to practice medicine, including but not limited to gross misconduct in the practice of medicine, or practicing medicine fraudulently, or beyond its authorized scope, or with gross incompetence, or with gross negligence on a particular occasion or negligence on repeated occasions.

ii. Failed to respond to a subpoena or to furnish the Board, its investigators or representatives, documents, information or testimony to which the Board is legally entitled, in violation of 243 CMR 1.03(5)(a)16.

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

By the Board of Registration in Medicine,

Candace Lapidus Sloane, MD

Candace Lapidus Sloane, M.D.
Board Chair

Date: *July 17, 2019*