

COMMONWEALTH OF MASSACHUSETTS

Middlesex, SS.

Board of Registration in Medicine

Adjudicatory Case No. 2015-019

In the Matter of)
)
)
FARROKH KHAJAVI-NOORI, 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 Farrokh Khajavi-Noori, M.D. (Respondent) has practiced medicine in violation of law, regulation, and/or good and accepted medical practice, as set forth herein. The investigative docket number associated with this order to show cause is Docket No. 14-153.

FINDINGS OF FACT

1. The Respondent was born on January 26, 1940. He graduated from Tehran University Faculty of Medicine in Tehran, Iran in 1965. He is certified by the American Board of Psychiatry and Neurology in psychiatry. He is a sole practitioner with an office in Stoneham. The Respondent has been licensed to practice medicine in Massachusetts under certificate number 34309 since 1972.
2. The Respondent met with Patient A, a 23-year-old female, on April 4, 2014.
3. Patient A told the Respondent she came to see him because she suffered from anxiety and depression, and she wanted a proper diagnosis from a clinician who could handle her medication instead of her primary care physician.
4. Patient A told the Respondent about the medications she was taking and he proceeded to tell Patient A about the side effects of her medications. Patient A found the Respondent was insensitive in

his explanation of the intimacy related side effects of the medications and the Respondent asked questions which Patient A found personally intrusive.

5. The Respondent also told Patient A that a compact disk (CD) was available for purchase at the front desk. The educational CD is the recording of the Respondent's voice which contains relaxation queues and cognitive behavioral techniques which are designed to make people relax. Patient A declined the offer.

6. Pursuant to the AMA Code of Medical Ethics, Opinion 8.063 (sale of health-related products from physician's office), the sale of health-related products from a physician's office is unethical.

Legal Basis for Proposed Relief

Pursuant to Levy v. Board of Registration in Medicine, 378 Mass. 519 (1979); Raymond v. Board of Registration in Medicine, 387 Mass. 708 (1982), and Sugarman v. Board of Registration in Medicine, 422 Mass. 338 (1996), the Board may discipline a physician upon proof satisfactory to a majority of the Board that said physician lacks good moral character and has 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, 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,

Kathleen Sullivan Meyer

Kathleen Sullivan Meyer
Board Vice Chair

Date: June 4, 2015

SENT CERTIFIED MAIL 6/5/15 ms ³