

COMMONWEALTH OF MASSACHUSETTS

Middlesex, SS.

Board of Registration in Medicine

Adjudicatory Case No. 2019-016

In the Matter of)
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)
PHILIP A. LEDERER, 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 Philip A. Lederer, 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. 18-296.

Biographical Information

1. The Respondent was born in October 1980 and graduated from the University of Pennsylvania School of Medicine in 2008. He is certified by the American Board of Internal Medicine and specializes in infectious diseases. The Respondent has been licensed to practice medicine in Massachusetts under certificate number 267149 since 2016.

Factual Allegations

2. The Respondent is an attending physician in the Infectious Disease Unit at Boston Medical Center (“BMC”).

3. From mid-February 2018 to June 22, 2018, the Respondent served as a preceptor

for Fellows 1 and 2 in the Infectious Disease Training Program at BMC.

4. As a preceptor the Respondent was responsible for directly supervising Fellows 1 and 2 during clinical consultations.

5. In June 2018 the Respondent brought a basketball to clinical consultations which he passed and bounced in the critical care units of the hospital.

6. In June 2018 the Respondent made inappropriate and insensitive comments to a patient during a follow-up consultation with Fellow 1.

7. In June 2018 the Respondent was inappropriate and insensitive to a patient during a follow-up consultation with Fellow 2.

8. In June 2018 the Respondent told Fellow 2 that he would only allow her two minutes to consult with him about a patient's prior history before meeting with the patient to discuss treatment recommendations. The Respondent then took out his cell phone and set a timer for two minutes. At the end of the two-minute period the Respondent walked away from Fellow 2 before she could finish discussing the patient's history and potential treatment recommendations.

9. In June 2018 the Respondent sent Fellows 1 and 2 and his colleagues at BMC a number of lengthy, rambling emails and text messages at odd hours.

10. In June 2018 the Respondent failed to complete over 30 patient notes in a timely manner.

11. On June 22, 2018, BMC encouraged the Respondent to take a medical leave of absence from his position at the hospital based on his erratic, inappropriate behavior.

Legal Basis for Proposed Relief

A. Pursuant to G.L. c. 112, §5, ninth par. (c) and 243 C.M.R. 1.03(5)(a)3, the Board

may discipline a physician upon proof satisfactory to a majority of the Board that said physician has engaged in conduct which calls into question his competence to practice medicine.

- B. Pursuant to 243 C.M.R. 1.03(5)(a)11, the Board may discipline a physician upon proof satisfactory to a majority of the Board that said physician has violated any rule or regulation of the Board, including Board Policy 01-01, Disruptive Physician Behavior (Adopted June 13, 2001).

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 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 Respondent's practice of medicine.

Order

Wherefore, it is hereby **ORDERED** that the Respondent show cause why the Board should not discipline 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: March 13, 2019