

COMMONWEALTH OF MASSACHUSETTS

Middlesex, SS.

Board of Registration in Medicine

Adjudicatory Case No. 2021-042

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In the Matter of )  
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)

TONY TANNOURY, M.D. )  
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**STATEMENT OF ALLEGATIONS**

The Board of Registration in Medicine (Board) has determined that good cause exists to believe the following acts occurred and constitute violations for which a licensee may be sanctioned by the Board. The Board therefore alleges that Christopher A. Pichay, D.O. (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. 17-024.

**Biographical Information**

1. The Respondent was born on October 18, 1967. He is certified by the American Board of Orthopaedic Surgery. The Respondent graduated from Lebanese University in 1993. He has been licensed to practice medicine in Massachusetts since December 21, 2005 under certificate number 226942. The Respondent is affiliated with Boston Medical Center (BMC).

**Factual Allegations**

2. On November 22, 2016, the Respondent was covering for emergencies as the Orthopedic Attending at BMC.

3. Patient A, who required emergency ankle surgery, presented to the Emergency Department and was taken to the Operating Room (OR) by the Respondent and the Chief Resident.

4. The Respondent left the OR before the surgery began and did not return.

5. The Respondent left the hospital and slept in his vehicle.

6. The Chief Resident performed the surgery while the Respondent was not present in the OR.

7. The Respondent, as the attending physician, was not present for the critical portions of the surgery as required by hospital policy.

8. The Respondent did not return to the hospital until the following day.

9. The Respondent received a written reprimand from BMC for this incident.

#### Legal Basis for Proposed Relief

A. Pursuant to 243 CMR 1.03(5)(a)18, the Board may discipline a physician upon proof satisfactory to a majority of the Board, that said physician has committed misconduct in the practice of medicine.

B. 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,



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Julian Robinson, M.D.  
Board Chair

Date: October 21, 2021