

COMMONWEALTH OF MASSACHUSETTS

Middlesex, SS.

Board of Registration in Medicine

Adjudicatory Case No. 2014-044

In the Matter of)
)
)
GREGG MICHAEL ETTER, M.D.)
_____)

CONSENT ORDER

Pursuant to G.L. c. 30A, § 10, Gregg Michael Etter, M.D. (Respondent) and the Board of Registration in Medicine (Board) (hereinafter referred to jointly as the "Parties") agree that the Board may issue this Consent Order to resolve the above-captioned adjudicatory proceeding. The Parties further agree that this Consent Order will have all the force and effect of a Final Decision within the meaning of 801 CMR 1.01(11)(d). The Respondent admits to the findings of fact specified below and agrees that the Board may make the conclusions of law and impose the sanction set forth below in resolution of investigative Docket No. 13-413.

Findings of Fact

1. The Respondent was born on July 13, 1962. He graduated from the State University of New York Upstate Medical University in 1990. He is board-certified in psychiatry. He was first licensed to practice medicine in Massachusetts under certificate number 76252 in 1992. He is licensed to practice medicine in Rhode Island.

2. The Respondent's license to practice medicine lapsed on July 13, 2013.

3 The Respondent had moved on or around July 13, 2013 and was unaware of this lapse until approximately September 12, 2013 at which time he immediately filed a Lapsed License Application.

4. The Respondent treated patients one day a week at Steppingstone Incorporated in Fall River, MA until October 9, 2013.

Conclusion of Law

The Respondent has violated 243 CMR 1.03(5)(a)8 by continuing to practice while his registration was lapsed.

Sanction and Order

The Respondent's license is hereby REPRIMANDED and FINED \$2,500, which the Respondent must pay within ninety (90) days of the Board's approval of this Consent Order. The Board will not renew the license of any physician who fails to pay a fine in a timely manner; this step will be taken automatically and no further notice or process will apply.

Execution of this Consent Order

The Respondent shall provide a complete copy of this Consent Order with all exhibits and attachments within ten (10) days by certified mail, return receipt requested, or by hand delivery to the following designated entities: any in- or out-of-state hospital, nursing home, clinic, other licensed facility, or municipal, state, or federal facility at which the Respondent practices medicine; any in- or out-of-state health maintenance organization with whom the Respondent has privileges or any other kind of association; any state agency, in- or out-of-state, with which the Respondent has a provider contract; any in- or out-of-state medical employer, whether or not the Respondent practices medicine there; the state licensing boards of all states in which the Respondent has any kind of license to practice medicine; the Drug Enforcement

Administration Boston Diversion Group; and the Massachusetts Department of Public Health Drug Control Program. The Respondent shall also provide this notification to any such designated entities with which the Respondent becomes associated in the year following the date of imposition of this reprimand and fine. The Respondent is further directed to certify to the Board within ten (10) days that the Respondent has complied with this directive.

The Board expressly reserves the authority to independently notify, at any time, any of the entities designated above, or any other affected entity, of any action it has taken.

Gregg Michael Etter 10/2/14
Gregg Michael Etter, M.D. Date
Licensee

Robert P. Landau 10/10/14
Robert P. Landau, Esq. Date
Attorney for the Licensee

Jean M. O'Brien 10/14/14
Jean M. O'Brien Date
Acting Director of Enforcement

So ORDERED by the Board of Registration in Medicine this 5th day of November, 2014.

Candace Lapidus Sloane, MD
Candace Lapidus Sloane, M.D.
Board Chair