

COMMONWEALTH OF MASSACHUSETTS

Middlesex, SS.

Board of Registration in Medicine

Adjudicatory Case No. 2013-032

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In the Matter of )  
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 )

MICHAEL T. FORRESTER, M.D. )  
\_\_\_\_\_ )

**CONSENT ORDER**

Pursuant to G.L. c. 30A, § 10, Michael T. Forrester, 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 12-013.

**Findings of Fact**

1. The Respondent was born on April 19, 1980. He graduated from the Duke University School of Medicine in 2010.
2. The Respondent held a limited license to practice medicine from July 1, 2010 to August 2012 under certificate number 244271 at Massachusetts General Hospital (MGH).
3. In July 2011, the Respondent began his second year of residency at MGH.
4. In October 2011, the Respondent began drinking alcohol shortly before starting his shifts at MGH.

5. In October 2011, the Respondent began taking alcohol with him to work at MGH.
6. On December 16, 2011, the Respondent was assigned to work the over-night shift on a general medical floor at MGH.
7. On December 16, 2011, just prior to his shift at MGH, the Respondent drank alcohol.
8. On December 16, 2011, the Respondent brought alcohol with him to work.
9. During the course of the December 16 and 17, 2011 overnight shift, the Respondent treated patients.
10. During the course of the December 16 and 17, 2011 overnight shift, several nurses noticed that the Respondent smelled of alcohol and that he exhibited increasing signs of impairment.
11. As a result of the nursing staff's observations, the Respondent's MGH supervisor sent the Respondent home before the end of his shift.
12. The Respondent entered treatment for his alcohol use on December 23, 2011. He began random testing with Physician Health Services on March 20, 2012, and entered into a PHS monitoring contract effective April 20, 2012. He has remained in compliance with his contract since he entered into it.

#### Conclusions of Law

- A. The Respondent has violated G.L. c. 112, § 5, ninth par. (d) and 243 CMR 1.03(5)(a)4 by practicing medicine while his ability to do so was impaired by alcohol and drugs.
- B. The Respondent has engaged in conduct that undermines the public confidence in the integrity of the medical profession. *See Levy v. Board of Registration in Medicine*, 378 Mass. 519 (1979); *Raymond v. Board of Registration in Medicine*, 387 Mass. 708 (1982).

### Sanction and Order

The Respondent's limited license is hereby revoked, retroactive to July 1, 2011.

### 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 s/he 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 for the duration of this revocation. 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.



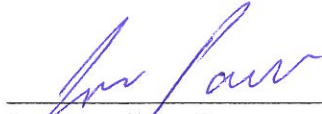
Michael T. Forrester, M.D.  
Licensee

5/17/2013  
Date



W. Scott Liebert, Esq.  
Attorney for the Licensee

May 21, 2013  
Date



James Paikos, Esq.  
Complaint Counsel

5/22/2013  
Date

So ORDERED by the Board of Registration in Medicine this 17<sup>th</sup> day of July,  
2013.

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