

COMMONWEALTH OF MASSACHUSETTS

MIDDLESEX, SS.

BOARD OF REGISTRATION  
IN MEDICINE

Adjudicatory Case No. 2014-023

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In the Matter of )  
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Manuela Matei, M.D. )  
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\_\_\_\_\_ )

**CONSENT ORDER**

Manuela Matei, M.D. (Respondent) and the Complaint Counsel agree that the Board of Registration in Medicine (Board) may issue this Consent Order with 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 described below and agrees the Board may make conclusions of law and impose a sanction in resolution of investigative Docket No. 13-245.

**FINDINGS OF FACT**

1. The Respondent is a 47-year-old physician who has been licensed to practice in Massachusetts since December 21, 2005 under license number 226940. The Respondent reports her practice specialty as Internal Medicine. The Respondent reports an affiliation with Lowell General Hospital.
2. Prior to her affiliation with Lowell General Hospital, the Respondent was affiliated with Harvard Vanguard Medical Associates (HVMA).
3. The Respondent accessed the electronic medical records (EMR) of a HVMA patient with whom she did not have a physician/patient relationship.

4. The Respondent accessed the patient's EMR without a legitimate reason and without written consent.

5. HVMA terminated the Respondent's employment on June 3, 2013.

#### **CONCLUSIONS OF LAW**

A. The Respondent has violated 243 CMR 1.03(5) (a) 18 by committing misconduct in the practice of medicine.

B. The Respondent has engaged in conduct that undermines the public confidence in the integrity of the medical profession pursuant to Raymond v. Board of Registration in Medicine, 387 Mass. 708 (1982), and Levy v. Board of Registration in Medicine, 378 Mass. 519 (1979).

#### **SANCTION**

The Respondent is hereby reprimanded.

#### **EXECUTION OF THIS CONSENT ORDER**


Complaint Counsel, the Respondent and the Respondent's counsel agree that the approval of this Consent Order is left to the discretion of the Board. The signature of Complaint Counsel, the Respondent and the Respondent's counsel are expressly conditioned on the Board accepting this Consent Order. If the Board rejects this Consent Order in whole or in part, then the entire document shall be null and void; thereafter, neither of the parties nor anyone else may rely on these stipulations in this proceeding.

As to any matter this Consent Order leaves to the discretion of the Board, neither the Respondent, nor anyone acting on her behalf, has received any promises or representations regarding the same.

The Respondent waives any right of appeal that she may have resulting from the Board's acceptance 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 she practices medicine; any in- or out-of-state health maintenance organization with whom she has privileges or any other kind of association; any state agency, in- or out-of-state, with which she has a provider contract; any in- or out-of-state medical employer, whether or not she practices medicine there; the state licensing boards of all states in which she has any kind of license to practice medicine; the Drug Enforcement Administration Boston Diversion Group; and the Massachusetts Department of Public Health Drug Control Unit. The Respondent shall also provide this notification to any such designated entities with which she becomes associated within one year of the imposition of the reprimand. The Respondent is further directed to certify to the Board within ten (10) days that she 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.

  
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Manuela Matei, M.D., Respondent

5/30/14  
\_\_\_\_\_  
Date


  
\_\_\_\_\_  
Joseph J. Laferrera, Respondent's Counsel

5/30/14  
\_\_\_\_\_  
Date

  
\_\_\_\_\_  
Stephen C. Hctor, Complaint Counsel

6/3/14  
\_\_\_\_\_  
Date

Accepted by the Board of Registration in Medicine on this 25<sup>th</sup> day of June, 2014.

  
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Candace Lapidus Sloane, M.D.  
Chair

SENT CERTIFIED MAIL 6/26/14 