

COMMONWEALTH OF MASSACHUSETTS

Middlesex, SS.

Board of Registration in Medicine

Adjudicatory Case No. 2015-023

)
In the Matter of)
)

G. REES COSGROVE, M.D.)
_____)

CONSENT ORDER

G. Rees Cosgrove, M.D. (Respondent) and the Complaint Counsel agree that the Board of Registration in Medicine (Board) may issue this Consent Order, in lieu of convening an adjudicatory hearing, with all of 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 sanctions set forth below in resolution of investigative Docket Number 14-414.

FINDINGS OF FACT

1. The Respondent was born on September 22, 1956. He graduated from the Faculty of Medicine, Queens University, Montreal in 1980, and is certified by the American Board of Neurological Surgery. The Respondent practiced in Massachusetts beginning in 1986 under certificate number 56191. His license lapsed in September of 2011. The Respondent practiced in Rhode Island from 2010 until January of 2014, when he resigned his position.

2. During the summer of 2014, the Respondent began the process of reviving his Massachusetts license after receiving a job offer from a Massachusetts hospital. On his lapsed license application he disclosed that: 1) while on vacation in August of 2013, he had been stopped for speeding in Vermont and refused to take a breath test; and 2) had a history of alcohol

dependency treatment. The Respondent subsequently pleaded guilty in Vermont to grossly negligent operation of a motor vehicle. When he informed Rhode Island Hospital of his Vermont conviction and the circumstances surrounding it, the hospital requested his resignation.

CONCLUSIONS OF LAW

The Respondent has engaged in conduct that undermines the public confidence in the integrity of the medical profession pursuant to Sugarman v. Board of Registration in Medicine, 422 Mass. 338 (1996).

SANCTION AND ORDER

The Respondent is hereby indefinitely suspended. The suspension may be stayed immediately upon entrance into a Probation Agreement. The conditions of the Probation Agreement are as follows: entry into and compliance with a Massachusetts Physician Health Services (PHS) contract containing terms similar to the terms in the current Rhode Island PHS contract; Board approval of a practice setting; practice monitoring by a Board-approved monitor; a provision that any violation of probation may result in the immediate suspension of his license; and an opportunity to petition to terminate probation after December 31, 2018, if he remains in continuous compliance with the terms and conditions of his probation.

EXECUTION OF THIS CONSENT ORDER

The parties agree that the approval of this Consent Order is left to the discretion of the Board. The signature of the Respondent, his attorney, and Complaint 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 stipulations contained herein 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 that this Consent Order leaves to the discretion of the Board, neither the Respondent, nor anyone acting on his behalf, has received any promises or representations regarding the same.

The Respondent waives any right of appeal that he 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 he practices medicine; any in- or out-of-state health maintenance organization with whom he has privileges or any other kind of association; any state agency, in- or out-of-state, with which he has a provider contract; any in- or out-of-state medical employer, whether or not he practices medicine there; the state licensing boards of all states in which he 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 he becomes associated for the duration of this suspension and probation. The Respondent is further directed to certify to the Board within ten (10) days that he 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.

R Cosgrove
G. Rees Cosgrove, M.D.
Respondent

June 3, 2015
Date

W. Scott Liebert
W. Scott Liebert, Esquire
Counsel for the Respondent

6/03/2015
Date

Stephen C. Hoctor
Stephen C. Hoctor, Esquire
Complaint Counsel

6/4/15
Date

So ordered by the Board of Registration in Medicine this 2nd day of July, 2015

Kathleen Sullivan Meyer
Kathleen Sullivan Meyer
Board Vice Chair

SENT CERTIFIED MAIL 7/31/15 