

Middlesex, SS.

In the Matter of

ERIC HU, M.D.

1 of 5

3. In September 2019 the Respondent joined Steward Medical Group (SMG) as a full-time attending anesthesiologist and he began working 50 to 60 hours per week including overtime and call coverage.

4. Shortly after the Respondent began working at SMG, staffing shortages resulted in him working upwards of 80 hours per week including overtime and call coverage.

5. The Respondent has experienced G.L. c. 4, § 7(26)(c)

[REDACTED]

[REDACTED]

6. In February 2019, the Respondent began diverting G.L. c. 4, § 7(26)(c) fentanyl from the medical waste after his procedures at SMG.

a. At first the Respondent diverted G.L. c. 4, § 7(26)(c) fentanyl one time each week and shortly after he diverted one time each day.

b. By the time he was confronted, the Respondent was diverting G.L. c. 4, § 7(26)(c) between 50 and 100 micrograms of fentanyl each day while at work.

c. The Respondent diverted G.L. c. 4, § 7(26)(c) Versed and morphine two times while at work.

d. The Respondent provided clinical care to patients after diverting G.L. c. 4, § 7(26)(c) fentanyl, Versed, and morphine.

7. On April 9, 2019, SMG staff confronted the Respondent when he was acting erratically and exhibiting abnormal behavior after he finished an overtime shift during which he diverted G.L. c. 4, § 7(26)(c) fentanyl. The Respondent took a G.L. c. 4, § 7(26)(c) from SMG.

8. G.L. c. 4, § 7(26)(a)

9. G.L. c. 4, § 7(26)(a)

10. G.L. c. 4, § 7(26)(a)

11. G.L. c. 4, § 7(26)(a)

Conclusion of Law

A. The Respondent practiced medicine while his ability to practice was impaired by drugs in violation of G.L. c. 112 §5, eighth par. (d); 243 CMR 1:03(5)(a)4.

B. The Respondent committed an offense against any provision of the laws of the Commonwealth relating to the practice of medicine, or any rule or regulation adopted thereunder in violation of violated 243 CMR 1.03(5)(a)2, to wit: G.L. c. 94C, §33(b).

C. The Respondent engaged in misconduct in the practice of medicine in violation of 243 CMR 1.03(5)(a)18.

D. The Respondent engaged in conduct which undermines the public confidence in the integrity of the medical profession. See Raymond v. Board of Registration in Medicine, 387 Mass. 708 (1982); Levy v. Board of Registration in Medicine, 378 Mass. 519 (1979).


Sanction and Order

The Respondent's license is hereby indefinitely suspended. Any stay of the suspension is within the Board's discretion and contingent upon the Respondent's entry into a five-year probation agreement with standard terms including a **G.L. c. 4, § 7(26)(a)**.

Execution of this Consent Order

The Respondent shall provide a complete copy of this Consent Order and probation contract 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 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 probation. 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.


Eric Hu, M.D.
Licensee

1/10/25
Date



David M. Gould
Attorney for the Licensee

1/16/25
Date


Rachel N. Shute
Complaint Counsel

1/22/2025
Date

So ORDERED by the Board of Registration in Medicine this 22nd day of January,
2025.


Booker T. Bush, M.D.
Board Chair