Middlesex, SS.

Board of Registration in Medicine

Adjudicatory Case No. 2018-007

In the Matter of

Alexander Y. Lee, M.D.

STATEMENT OF ALLEGATIONS

The Board of Registration in Medicine (Board) has determined that good cause exists to believe the following acts occurred and constitute a violation for which a licensee may be sanctioned by the Board. The Board therefore alleges that Alexander Y. Lee, M.D. (Respondent) has practiced medicine in violation of law, regulations, or good and accepted medical practice, as set forth herein. The investigative docket number associated with this order to show cause is Docket No. 16-260.

Biographical Information

1. The Respondent was born on July 3, 1978. He graduated from Albany Medical College of Union University in May 2011. He has been licensed to practice medicine in Massachusetts since May 2015 under certificate number 261936. He is board-certified in anesthesiology and has a Master's Degree in Business Administration. Dr. Lee is affiliated with Leominster Hospital.

Factual Allegations

2. On May 30, 2016, the Respondent was arrested following a physical altercation with his wife and was thereafter arraigned on criminal charges in the Ayer District Court.

3. At an October 28, 2016 Court hearing, the Respondent admitted that there were sufficient facts to support a guilty finding against him on the assault and battery charge. The

Court accepted the Respondent's admission and continued the matter without a finding of guilt, placing the Respondent on one year of probation.

4. The Respondent complied with the terms of his probation and the assault and battery charges were dismissed.

Legal Basis for Proposed Relief

A. Pursuant to *Levy v. Board of Registration in Medicine*, 378 Mass. 519 (1979); *Raymond v. Board of Registration in Medicine*, 387 Mass. 708 (1982), the Board may discipline a physician upon proof satisfactory to a majority of the Board, that said physician has engaged in conduct that undermines the public confidence in the integrity of the medical profession.

The Board has jurisdiction over this matter pursuant to G.L. c. 112, §§ 5, 61 and 62. This adjudicatory proceeding will be conducted in accordance with the provisions of G.L. c. 30A and 801 CMR 1.01.

Nature of Relief Sought

The Board is authorized and empowered to order appropriate disciplinary action, which may include revocation or suspension of the Respondent's license to practice medicine. The Board may also order, in addition to or instead of revocation or suspension, one or more of the following: admonishment, censure, reprimand, fine, the performance of uncompensated public service, a course of education or training or other restrictions upon the Respondent's practice of medicine.

Order

Wherefore, it is hereby **ORDERED** that the Respondent show cause why the Board should not discipline the Respondent for the conduct described herein.

By the Board of Registration in Medicine,

Candace Lapidus Sloane, MD

Candace Lapidus Sloane, M.D.
Board Chair

Date: February 8, 2018

Middlesex, SS.

Board of Registration in Medicine

Adjudicatory Case No. 2018-007

In the Matter of

Alexander Y. Lee, M.D.

CONSENT ORDER

Pursuant to G.L. c. 30A, § 10, Alexander Y. Lee, 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 C.M.R. §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. 16-260.

FINDINGS OF FACT

1. The Respondent was born on July 3, 1978. He graduated from Albany Medical College of Union University in May 2011. He has been licensed to practice medicine in Massachusetts since May 2015 under certificate number 261936. He is board-certified in anesthesiology and has a Master's Degree in Business Administration. Dr. Lee is affiliated with Leominster Hospital.

2. On May 30, 2016, the Respondent was arrested following a physical altercation with his wife and was thereafter arraigned on criminal charges in the Ayer District Court.

3. At an October 28, 2016 Court hearing, the Respondent admitted that there were sufficient facts to support a guilty finding against him on the assault and battery charge. The Court accepted the Respondent's admission and continued the matter without a finding of guilt, placing the Respondent on one year of probation.

4. If the Respondent complies with the terms of his probation, then the assault and battery charge will be dismissed.

CONCLUSION OF LAW

A. 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

The Respondent's license is hereby REPRIMANDED.

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. 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.

Alexander Y. Lee, M.D. Licensee	3/28/2017 Date
Andrew L. Hyams, Esq. Attorney for the Licensee	3/29/17 Date
Karen A. Robinson Complaint Counsel	4/4/17 Date

So ORDERED by the Board of Registration in Medicine this 08th day of February, 2018.

Candace Lapidus Sloane, MD

Candace Lapidus Sloane, M.D.
Board Chair