

COMMONWEALTH OF MASSACHUSETTS

Middlesex, SS.

Board of Registration in Medicine

Adjudicatory Case No. 2025-019

In the Matter of

MATTHEW MENARD, M.D.

CONSENT ORDER

Pursuant to G.L. c. 30A, § 10, MATTHEW MENARD, 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. 22-408.

Findings of Fact

1. The Respondent is a 1994 graduate of Harvard Medical School and has been licensed to practice medicine in Massachusetts since 1997 under certificate number 153602. He is board-certified in vascular surgery. The Respondent is affiliated with Faulkner, New England Baptist, and Brigham & Women's hospitals.

2. In Vermont, on or about January 24, 2017, the Respondent plead guilty to Careless or Negligent Operation of a Motor Vehicle after originally being charged with operating a vehicle under the influence of alcohol or other substances ("OUI").

3. On May 11, 2018, the Respondent submitted a Massachusetts physician license renewal application and answered “NO” to Question 17 (Criminal Charges) that asked in pertinent part:

- a. Have you been charged with any criminal offense during this period?
- b. Have any criminal offenses/charges against you been resolved during this time period?

4. At approximately 2:40 am on June 18, 2022, the Respondent was charged with OUI in Weston, Massachusetts

5. On April 3, 2023, the Respondent was found guilty of OUI following a jury trial in the Waltham District Court.

6. On April 24, 2023, the Respondent entered into a Substance Use Monitoring Contract with the Physician Health Service program of the Massachusetts Medical Society (“PHS”).

Conclusions of Law

- A. The Respondent has violated 243 CMR 1.03(5)(a)7 in that he has been convicted of a crime.
- B. The Respondent has violated 243 CMR 1.03(5)(a)16 by failing to furnish the Board, its investigators or representatives, information to which the Board is legally entitled.
- C. 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 license is hereby REPRIMAND. The Respondent is also ORDERED to enter a five-year Board Probation Agreement with standard terms for a physician monitored through a Physician Health Services (PHS) Substance Use Monitoring Contract, including:

1. maintaining consistent compliance with his April 24, 2023, PHS Substance Use Monitoring Contract;
2. practicing pursuant to a Board-approved practice plane and with a Board-approved practice monitor;
3. participating in individual and group therapy to address substance use issues; and
4. compliance with any additional terms that the Board may require.

This sanction is imposed for each violation of law listed in the Conclusion section and not a combination of any or all of them.

Execution of this Consent Order

Complaint Counsel and the Respondent 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 in this Consent Order left 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 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 during the pendency of the Probation Agreement. 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.

Matthew Menard, MD

Matthew Menard, M.D.
Licensee

Nov 27, 2024

Date

[Signature]

Paul Cirel
Attorney for the Licensee

11/27/24
Date

[Signature]

Tracy Morong
Complaint Counsel

12/5/24
Date

So ORDERED by the Board of Registration in Medicine this 15th day of May,
2025.

[Signature]

Booker T. Bush, M.D.
Board Chair