

COMMONWEALTH OF MASSACHUSETTS

Middlesex, SS.

Board of Registration in Medicine

Adjudicatory Case No. 2024-014

In the Matter of
LISA NAGY, M.D.

CONSENT ORDER

Pursuant to G.L. c. 30A, § 10, Lisa Nagy, 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 Nos. 18-384 and 22-457.

Findings of Fact

1. The Respondent is a 1986 graduate of Cornell University Medical College. She was licensed to practice medicine in Massachusetts under certificate number 72590 in 1990. She was certified by the American Board of Emergency Medicine from December 1995 to December 2005 and November 2011 to December 2021. She is a general practitioner with a focus on environmental medicine and is the owner of Environmental Health Center of Martha's Vineyard.

Prescribing Issues

2. The Massachusetts Prescription Awareness Tool (MassPAT) is an online database that lists all Schedule II to V prescriptions as well as gabapentin prescriptions filled by patients at pharmacies.

3. On or about December 5, 2014, physicians were required to check MassPAT prior to prescribing opioids listed in Schedules II and III.

4. On or about October 15, 2016, physicians were required to check MassPAT when prescribing a benzodiazepine or DPH-designated Schedule IV-VI drug for the first time.

5. In 2021, the Respondent prescribed *G.L. c. 4, § 7(26)(c)*, to Patient MK for the first time.

6. The Respondent did not check MassPAT prior to issuing the prescription for *G.L. c. 4, § 7(26)(c)* to Patient MK.

7. The Respondent did not register for MassPAT until 2023.

8. *G.L. c. 4, § 7(26)(c)*

[REDACTED]

[REDACTED]

[REDACTED]

9. The Respondent prescribed *G.L. c. 4, § 7(26)(c)*

10. The Respondent prescribed *G.L. c. 4, § 7(26)(c)* for Patient TK, her *G.L. c. 4, § 7(26)(c)*

G.L. c. 4, § 7(26)(c)

Representations Regarding Board Certification

11. The Respondent was not board certified in Emergency Medicine between January 1, 2006, and November 7, 2011.

12. *G.L. c. 4, § 7(26)(c)*

13. From January 1, 2023, to the present, the Respondent was not board certified in Emergency Medicine.

14. As of May 2023, the Respondent's website incorrectly advertised to consumers that she was board certified in Emergency Medicine.

Conclusions 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).

B. The Respondent has violated G.L. c. 112, §5, eighth par. (b), and 243 C.M.R. 1.03(5)(a) 2 by committing an offense against any provisions of the laws of the Commonwealth relating to the practice of medicine, or any rule or regulation adopted thereunder, to wit:

1. 105 CMR 700.00 as it pertains to mandatory review of the MassPAT system for the issuance of certain prescriptions.

C. The Respondent has violated 243 C.M.R. 1.03(5)(a)(16) by failing to furnish the Board information to which the Board is legally entitled.

D. The Respondent has violated 243 CMR 2.07(11)(a)(1) by engaging in false, deceptive, or misleading advertising.

Sanction and Order

The Respondent's license is hereby ADMONISHED, FINED \$1,500, and she is ORDERED to complete 5 additional continuing medical education (CME) credits in the use of MassPAT and prescribing generally. In addition, the Respondent should change her website and past license

renewal application to accurately reflect her board certification status. This sanction is imposed for the violations of law listed in the Conclusion section.

Documentation verifying the completion of the CMEs, changes to the Respondent's website and prior renewal application and the fine are due within 90 (ninety) days of ratification of this Consent Order. The Board will not renew the license of any physician who fails to pay a fine in a timely manner; this step will be taken automatically, and no further notice or process will apply.

Execution of this Consent Order

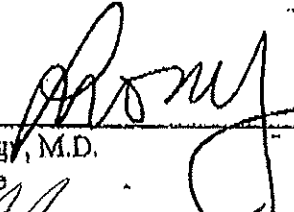
Complaint Counsel and the Respondent agree that the approval of this Consent Order is left to the discretion of the Board. The signature of Complaint Counsel, the Respondent, and the Respondent's counsels are expressly conditioned on the Board accepting this Consent Order. If the Board rejects this Consent 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 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 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 admonishment. 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.



Lisa Nagy, M.D.
Licensee

12/12/23
Date



Megan Grew Pimentel, Esq.
Attorney for the Licensee

12/12/23
Date



Tracy Morong
Complaint Counsel

12/12/23
Date

2024 So ORDERED by the Board of Registration in Medicine this 28th day of March.



Booker T. Bush, M.D.
Board Chair