

COMMONWEALTH OF MASSACHUSETTS

Middlesex, SS.

Board of Registration in

Medicine Adjudicatory Case No.

2025-034

In the Matter of

JOSEPH M. PALUMBO, D.O.

CONSENT ORDER

Pursuant to G.L. c. 30A, § 10, Joseph M. Palumbo, 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. 23-828.

Findings of Fact

1. The Respondent graduated from the Lake Erie College of Osteopathic Medicine in June 2006. He is Board-certified in Emergency Medicine by the American Board of Osteopathic Medicine. He has been licensed to practice medicine in Massachusetts since May 20, 2021 under license number 286216. He is licensed in forty other states including Virginia. The Respondent does not practice medicine in Massachusetts.
2. On November 15, 2023, the Respondent was disciplined by the Virginia Board of

Medicine for: aiding and abetting the unlicensed practice of medicine; and failing to properly train and supervise staff. *See* Virginia Consent Order attached at Exhibit A and incorporated herein by reference.

Conclusion of Law

A. Pursuant to 243 CMR 1.03(5)(a)12, the Board may discipline a physician upon proof satisfactory to a majority of the Board, that said physician has been disciplined in another jurisdiction in any way by the proper licensing authority for reasons substantially the same as those set forth in M.G.L. c. 112, § 5 or 243 CMR 1.03(5)—to wit:

- i. The Respondent has violated G.L. c. 112, § 5, eighth par. (f) by knowingly permitting, aiding or abetting an unlicensed person to perform activities requiring a license for purposes of fraud, deception or personal gain.

Sanction and Order

The Respondent's license is hereby Reprimanded.

Execution of this Consent Order

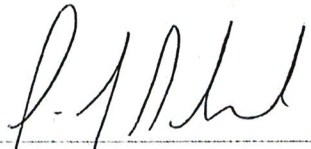
Complaint Counsel and the Respondent agree that the approval of this Consent Order is left to the discretion of the Board. The signature of Complaint Counsel, the Respondent, and the Respondent's counsel are expressly conditioned on the Board accepting this Consent Order. If the Board rejects this Consent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

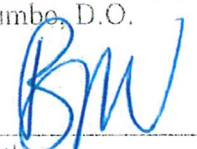
The Respondent waives any right of appeal that he may have resulting from the Board's acceptance of this Consent Order.

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 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.



Joseph M. Palumbo, D.O.
Licensee



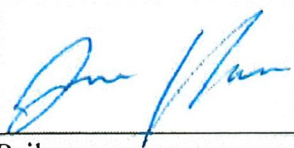
Brendan H. Little
Attorney for the Licensee



Date



Date




James Paikos
Complaint Counsel

6/30/2025

Date

So ORDERED by the Board of Registration in Medicine this 21st day of August ____,
2025.



Booker T. Bush, M.D.
Board Chair

EXHIBIT A

DHP – MAILROOM

NOV 13 2023

BEFORE THE VIRGINIA BOARD OF MEDICINE

IN RE: JOSEPH MATTHEW PALUMBO, D.O.
License Number: 0102-205333
Case Number: 228213

RECEIVED
NOV 13 2023

VA Board of Medicine

CONSENT ORDER

JURISDICTION AND PROCEDURAL HISTORY

The Virginia Board of Medicine ("Board") and Joseph Matthew Palumbo, D.O., as evidenced by their signatures hereto, in lieu of proceeding to an informal conference, enter into the following Consent Order affecting Dr. Palumbo's license to practice osteopathic medicine in the Commonwealth of Virginia.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. Joseph Matthew Palumbo, D.O., was issued License Number 0102-205333 to practice osteopathic medicine on June 28, 2018, which is scheduled to expire on July 31, 2024.
2. Dr. Palumbo violated Virginia Code §§ 54.1-2915(A)(3), (11), (13), (17), and (18), 54.1-3303(B), and 54.1-3408(B) and 18 VAC 85-20-29(A)(1) of the Regulations Governing the Practice of Medicine, Osteopathic Medicine, Podiatry and Chiropractic ("Regulations") in that as the medical director of IV vitamin infusion facilities in Virginia (The Drip Bar RVA, Richmond, Virginia, Prime IV Hydration and Wellness/Hydrate 757, Norfolk, Virginia, and Precious Pure IV Hydration, Hampton, Virginia) and as the owner of a *locum tenens* agency that employed physicians, nurse practitioners, and physician assistants as independent contractors to provide medical services to these facilities, he aided and abetted the unlicensed practice of medicine at these facilities when he authorized and allowed facility staff to perform, outside of his direction, control and/or supervision and when he was not physically present, discretionary duties requiring the exercise of professional judgment within the meaning of Virginia Code § 54.1-2901(A)(6) and to administer intravenous medications outside of his

direction and supervision. Specifically, without physically examining patients, Dr. Palumbo provided "standing orders" or protocols that allowed facility staff to perform initial patient assessments, allow patients to choose injectable medications from a menu, and inject patients with various combination products that included Schedule VI controlled substances such as Vitamin B3, Vitamin B12, glutathione, Vitamin C, and Zofran (ondansetron hydrochloride). He also allowed *locum tenens* practitioners to issue the same "standing orders" or protocols.

3. Dr. Palumbo violated Virginia Code § 54.1-2915(A)(3), (13), (16), and (18) and 18 VAC 85-20-400(B) of the Regulations in that he allowed employees of the hydration facilities of which he was medical director to mix medications with normal saline or lactated ringers (i.e., compounding) and immediately administer these solutions to patients via IV slow push or IM, without ensuring that all personnel were appropriately trained in and utilized the practices and principles of disinfection techniques, aseptic manipulations, and solution compatibility; establishing and implementing procedures for verification of the accuracy of the mixed products; or developing and maintaining written policies and procedures to be followed in mixing of sterile products and for training of personnel.

CONSENT

Joseph Matthew Palumbo, D.O., by affixing his signature to this Consent Order, agrees to the following:

1. I have been advised to seek advice of counsel prior to signing this document and am represented by Brendan Little, Esq.;
2. I am fully aware that without my consent, no legal action can be taken against me or my license except pursuant to the Virginia Administrative Process Act, Virginia Code § 2.2-4000 *et seq.*;
3. I acknowledge that I have the following rights, among others: the right to an informal fact-finding conference before the Board; and the right to representation by counsel;

4. I waive my right to an informal conference;
5. I neither admit nor deny the Findings of Fact and Conclusions of Law contained herein but I waive my right to contest such Findings of Fact and Conclusions of Law and any sanction imposed hereunder in any future judicial or administrative proceeding in which the Board is a party;
6. I consent to the entry of the following Order affecting my license to practice osteopathic medicine in the Commonwealth of Virginia.

ORDER

Based on the foregoing Findings of Fact and Conclusions of Law, the Virginia Board of Medicine hereby ORDERS as follows:

1. Joseph Matthew Palumbo, D.O., is assessed a MONETARY PENALTY of \$5,000.00. This penalty shall be paid to the Board by certified check or money order made payable to the Treasurer of Virginia within 60 days from the date of entry of this Order. Failure to pay the full monetary penalty by the due date may cause the matter to be sent for collection and constitutes grounds for an administrative proceeding and further discipline.

2. Within 30 days from the date of entry of this order, Dr. Palumbo shall provide to the Board a review of, and a statement that he will comply with the Regulations Governing the Practice of Medicine, Osteopathic Medicine, Podiatry and Chiropractic and with Virginia Code § 54.1-3303.

3. Any violation of the foregoing terms and conditions of this Order or any statute or regulation governing the practice of osteopathic medicine shall constitute grounds for further disciplinary action.

Pursuant to Virginia Code §§ 2.2-4023 and 54.1-2400.2, the signed original of this Order shall remain in the custody of the Department of Health Professions as a public record, and shall be made available for public inspection and copying upon request.

FOR THE BOARD

Jennifer Deschenes
Jennifer Deschenes, J.D., M.S.
Deputy Executive Director
Virginia Board of Medicine

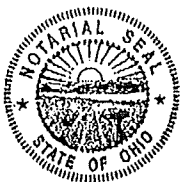
ENTERED: 11/15/23

SEEN AND AGREED TO:

Joseph Matthew Palumbo
Joseph Matthew Palumbo, D.O.

STATE OF Ohio
COUNTY/CITY OF Mahoning, TO WIT:

Subscribed and sworn to before me, a notary public in and for the State of Ohio at large, on
this 8th day of November, 2023.



Attorney Michael J. Palumbo
Resident Mahoning County
Notary Public, State of Ohio
My Commission Has No Expiration Date
Sec 147.03 RC

Michael J. Palumbo
Notary Public

My commission expires: _____

Registration No.: _____

On August 21, 2025 in accordance with the Board's authority and statutory mandate, the Board voted to approve the Consent Order reprimanding Dr. Joseph Palumbo's license to practice medicine under certificate number 286216.

Board Members Voting Affirmatively

- Booker T. Bush, M.D., Physician Member, Chair
- Frank O'Donnell, Esq., Public Member, Vice Chair
- Sandeep Singh Jubbal, M.D., Physician Member, Secretary
- Aviva Lee-Parritz, M.D., Physician Member
- Jason Qu, M.D., Physician Member

Board Members Voting to Oppose: None

Board Members Recused: None

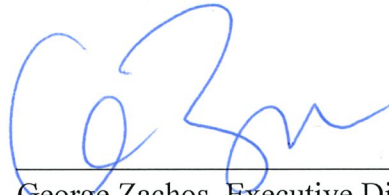
Board Members Absent:

- Yvonne Y. Cheung, MD, MPH, MBA, Physician Member

EFFECTIVE DATE OF ORDER

The Consent Order is effective as of August 21, 2025.

Date Issued: August 21, 2025



George Zachos, Executive Director
Board of Registration in Medicine