

COMMONWEALTH OF MASSACHUSETTS

Middlesex, SS.

Board of Registration in Medicine
Adjudicatory Case No. 2022-041

In the Matter of)
)
)
SAURABH SAXENA, M.D.)
_____)

CONSENT ORDER

Pursuant to G.L. c. 30A, § 10, Saurabh Saxena, M.D. (Respondent) and the Board of Registration in Medicine (Board) (hereinafter referred to jointly as the "Parties") agree the Board may issue this Consent Order to resolve the above-captioned adjudicatory proceeding. The Parties further agree 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 the Board may make the conclusions of law and impose the sanction set forth below in resolution of investigative Docket No. 21-170.

Findings of Fact

1. The Respondent graduated from the Texas A&M University College of Medicine on December 21, 2013 and completed post graduate training in general surgery at Virginia Commonwealth University Department of Surgery and Stanford General Surgery Residency Program from July 2014 to June 2016. From July 2016 to June 2018 the Respondent was a research fellow in pediatric surgery at the Cardinal Glennon Children's Hospital in St. Louis, Missouri.

2. From June 2018 through December 2020 the Respondent was a cardiothoracic surgery fellow at Brigham and Women's Hospital in Boston. The Respondent held an initial limited license to practice medicine in Massachusetts under registration number 277352 from

August 21, 2018 through August 31, 2020. His limited license was renewed until his fellowship extension concluded on December 31, 2020.

3. On December 1, 2020 the Respondent suffered a grand mal seizure while he was at work seeing a patient. He was immediately seen by a neurologist who prescribed Keppra, an antiseizure medication, and advised the Respondent to stay home for a few days.

4. On December 4, 2020 the Respondent returned to work the day shift from 6:00 am to 6:00 pm.

5. On the night of December 4, 2020 and in the early morning hours of December 5, 2020 the Respondent consumed multiple alcoholic beverages before he was scheduled to appear at 6:00 pm December 5, 2020 for a heavier shift including visiting intensive care unit and other patients.

6. Based on the Respondent's physical and mental presentation and self-report of not feeling well when he arrived for his shift at 6:00 pm on December 5, 2020, he was diverted to the emergency room for evaluation.

7. After his emergency room visit, hospital leadership advised the Respondent to engage with Physician Health Services and comply with any recommendations.

8. Physician Health Services recommended Dr. Saxena undergo inpatient treatment for alcohol misuse and enroll in a Physician Health Services substance use disorder monitoring contract.

9. The Respondent completed inpatient substance misuse treatment and recommended after care, including enrolling in a Recovery Monitoring Agreement with the North Carolina Professionals Health Program for his alcohol use disorder diagnosis.

10. The Respondent's North Carolina Professionals Health Program Recovery Monitoring Agreement began on August 9, 2021 and will run through March 14, 2027.

Conclusions of Law

A. The Respondent engaged in conduct that 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 limited license is hereby Admonished retroactive to December 4, 2020.

Execution of this Consent Order

Complaint Counsel, the Respondent, and the Respondent's counsel 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

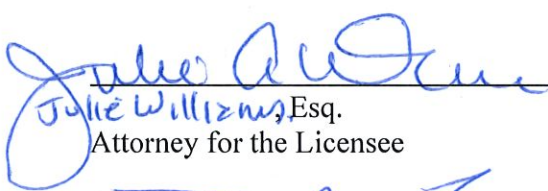
Respondent has privileges or any other kind of association; any state agency, in- or out-of-state, with which the Respondent has a provider contract; any in- or out-of-state medical employer, whether or not the Respondent practices medicine there; the state licensing boards of all states in which the 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 year following the imposition of the Admonishment. The Respondent is further directed to certify to the Board within ten (10) days that he 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.




Saurabh Saxena, M.D.
Licensee

09/01/2022
Date



Julie Williams, Esq.
Attorney for the Licensee


9/20/2022
Date



Patrick G. Fitzgerald
Complaint Counsel

9/20/2022
Date

20 22 So ORDERED by the Board of Registration in Medicine this 3rd day of November



Julian N. Robinson, M.D.
Board Chair