

COMMONWEALTH OF MASSACHUSETTS

Middlesex, SS.
Medicine

Board of Registration in

Adjudicatory Case No2021-048

In the Matter of)

GERALDINE SOMERS, M.D.)

CONSENT ORDER

Pursuant to G.L. c. 30A, § 10, Geraldine Somers, M.D. (the "Respondent") and the Board of Registration in Medicine (the "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. 17-254.

Findings of Fact

The Respondent was born on October 18, 1949. She graduated from Boston University School of Medicine in 1982. She was previously licensed to practice medicine in Massachusetts under certificate number 71604 from 1989 until October 2020, when she declined to apply to renew her license. On information and belief, she has never been

licensed to practice medicine in any other state.

2. On July 19, 2017 and July 20, 2017, the Respondent was the treating physician for Patient B in the infirmary of Souza-Baranowski Correctional Center ("Souza-Baranowski").

3. On the aforementioned days, the Respondent examined Patient B and created progress notes detailing those examinations.

4. The aforementioned progress notes reflected that the Respondent examined the heart, lungs and abdomen of Patient B on July 19, 2017 and July 20, 2017.

5. In actuality, the Respondent did not examine Patient B's abdomen on either of the two (2) dates specified above.

6. The Respondent's omissions, as described in the preceding paragraphs, were observed and recorded on video cameras which regularly record the activities at Souza-Baranowski.

Conclusions of Law

A. The Respondent has violated 243 CMR 1.03(5)(a)(3) by engaging in conduct which places into question the Respondent's competence to practice medicine, including practicing medicine fraudulently;

B. The Respondent has violated 243 CMR 1.03(5)(a)(10) by practicing medicine deceitfully, or engaging in conduct which has the capacity to deceive or defraud; and

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 inchoate right to renew her license is hereby reprimanded. These sanctions are imposed for each violation of law listed in the Conclusions of Law section and not a combination of any or all of them.

Execution of this Consent Order

Complaint Counsel, the Respondent, and the Respondent's counsel (if the Respondent has retained any) 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 (if the Respondent has retained any) 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 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.

Licensee

Geraldine Somers

Date

May 4, 2021

Attorney for the Licensee

Date

Laurenne Perchil
Complaint Counsel

5/11/21
Date

So ORDERED by the Board of Registration in Medicine this 2nd day of
December, 2021.

Julian N. Robinson, M.D.
Board Chair

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