

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK COUNTY

BOARD OF REGISTRATION OF  
PHYSICIAN ASSISTANTS

\_\_\_\_\_  
IN THE MATTER OF )  
Daniel Breen, PA-C )  
License No. PA2140 )  
License Expiration Date 3/1/13 )  
\_\_\_\_\_ )

DOCKET NO. PA-2011-006

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CONSENT AGREEMENT FOR REPRIMAND

The Massachusetts Board of Registration of Physician Assistants ("Board") and Daniel Breen, holder of Physician Assistant ("PA") License No. PA2140 ("Licensee"), hereby stipulate and agree that the following information shall be entered into, and become a permanent part of, Licensee's records that are maintained by the Board:

1. The Board issued to the Licensee a license to practice as a Physician Assistant, License No. PA2140, on or about June 12, 2006.
2. The Licensee did not timely renew his PA license before it expired on March 1, 2011.
3. The Licensee acknowledges that following the expiration of his Physician Assistant license on March 1, 2011, he continued, while unlicensed, to practice as a PA under the supervision of Michael J. Burns, M.D., at the Emergency Department at Saint Vincent Hospital, 123 Summer Street, Worcester, MA 01608, until on or about July 10, 2011.
4. The Licensee agrees that this Consent Agreement ("Agreement") is executed in resolution of the complaint identified by Docket No. PA-2011-006 ("Complaint"), which alleges that the Licensee practiced as a Physician Assistant while unlicensed between March 1, 2011 and July 10, 2011. The Licensee acknowledges that the allegations contained in the Complaint provide sufficient grounds for the Board to take disciplinary action against his Physician Assistant license pursuant to Massachusetts General Laws ("M.G.L.") Chapter 112, section 9I; M.G.L. c. 112, § 61; and Board regulations at 263 Code of Massachusetts Regulations ("CMR") 3.05(2) governing license renewal.
5. In full resolution of the Complaint, and without the necessity of additional proceedings before the Board, the Board hereby imposes, and the Licensee hereby accepts, a REPRIMAND for Licensee's unlicensed practice as a Physician Assistant. The Licensee understands that a Reprimand constitutes disciplinary action by the Board.
6. The Licensee agrees to return to the Board at its office at 239 Causeway Street, Suite 500, Boston, Massachusetts 02114, either by hand or by mail, the **two (2)** enclosed duplicate originals of this Consent Agreement signed by the Licensee, witnessed and dated, **no later fourteen (14) days from his receipt of this Agreement.**



7. In consideration of the Licensee's execution of this Consent Agreement and full compliance with its terms, the Board agrees not to pursue any additional action before itself or any court based upon the allegations set forth in the Complaint.
8. The Licensee acknowledges that his decision to enter into this Consent Agreement is a final act and is not subject to reconsideration or judicial review.
9. The Licensee states that he has used legal counsel in connection with his decision to enter into this Consent Agreement or, if he has not used legal counsel, that the decision not to do so has been one taken of his own free will.
10. The Licensee understands that, after its Effective Date, set forth below, this Consent Agreement constitutes a "public record" within the meaning of M.G.L. c. 4, § 7 subject to public disclosure and that the Board may forward a copy of this Agreement to other licensing boards or law enforcement entities, or both, as well as to any other individual or entity as required by law.
11. The Licensee certifies that he has read this document entitled "Consent Agreement for Reprimand." He understands that he has a right to formal adjudication concerning the allegations against him and that during said adjudication he would possess the right to confront and cross-examine witnesses, to call witnesses, to present evidence, to testify on his own behalf, to contest the allegations, to present oral argument, to appeal to the courts, and all other rights as set forth in the Massachusetts Administrative Procedures Act, M.G.L. c. 30A, and the Standard Adjudicatory Rules of Practice and Procedure, 801 CMR 1.01 *et seq.* The Licensee further states that he understands that in executing this document entitled "Consent Agreement for Reprimand" he is knowingly and voluntarily waiving his right to formal adjudication and to all of the related rights listed above.

BY THE LICENSEE:

Dan Breen PA-C  
Daniel Breen, PA-C

2/2/2012  
Date

Michael J. Burns MD  
Witness (signature)

Michael Burns MD  
Witness (print name)

BY THE BOARD:

Sally Graham  
Sally Graham, Executive Director

2/8/2012  
Date (Effective Date)

An original copy of this Consent Agreement for Reprimand signed by the Board was mailed to the Licensee by Certified Mail No. 7010 2780 0001 86759043 on 2/9/12 by JHS.