

COMMONWEALTH OF MASSACHUSETTS

Middlesex, ss.

Division of Administrative Law Appeals

Board of Registration in Medicine,

Petitioner,

Docket No.: RM-21-0251

v.

Charles M. Rosenthal, M.D.,

Respondent.

Appearance for Petitioner:

Stephen C. Hoctor, Esq.
Board of Registration in Medicine
178 Albion Street, Suite 330
Wakefield, MA 01880

Appearance for Respondent:

Cassandra A. DeAngelis, Esq.
Ratcliffe Harten Galamaga LLP
40 Westminster Street, Suite 700
Providence, RI 02903

Administrative Magistrate:

John G. Wheatley

RECOMMENDED DECISION

On June 17, 2021, the Petitioner, Board of Registration in Medicine ("Board"), issued a Statement of Allegations ordering the Respondent, Charles M. Rosenthal, M.D., to show cause why the Board should not discipline him for practicing medicine in a manner that allegedly was "in violation of law, regulations, or good and accepted medical practice." On June 18, 2021, the

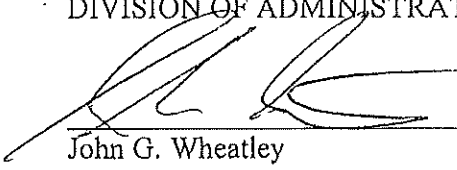
Board referred the matter to the Division of Administrative Law Appeals (DALA) for recommended findings of fact and conclusions of law. On July 8, 2021, Dr. Rosenthal filed an answer to the Board's Statement of Allegations. On July 29, 2021, DALA held a pre-hearing conference by telephone. At the conference, the parties requested additional time to complete discovery and potentially settle the matter. Status conferences were held on July 29, November 16, and January 12, during which the parties reported making favorable progress toward a settlement resolution.

On May 13, 2022, the parties notified DALA that they have agreed to terms to resolve this matter by stipulation. On May 23, 2022, the parties jointly filed a Stipulation for approval. In the Stipulation, the parties have agreed to certain stipulated facts, conclusions of law, and terms for resolution.

The Stipulation is attached hereto incorporated herein by reference. Other than the Stipulation and the admissions of fact contained therein, I have not taken evidence with respect to the facts of this matter. Based on the facts as stipulated, I conclude that the conclusions of law set forth in the Stipulation are warranted and I hereby adopt them.

Based on the foregoing, I recommend that the Board impose such discipline on Dr. Rosenthal as it deems appropriate, considering the facts and conclusions of law as stipulated by the parties.

DIVISION OF ADMINISTRATIVE LAW APPEALS



John G. Wheatley
Administrative Magistrate

Dated: JUN - 8 2022