COMMONWEALTH OF MASSACHUSETTS

Middlesex, SS. Board of Registration in Medicine

 Adjudicatory Case No. 2017-002

 )

In the Matter of )

 )

FRANK A. FEDELE, M.D. )

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**STATEMENT OF ALLEGATIONS**

 The Board of Registration in Medicine (Board) has determined that good cause exists to believe the following acts occurred and constitute a violation for which a licensee may be sanctioned by the Board. The Board therefore alleges that Frank A. Fedele, M.D. (Respondent) has practiced medicine in violation of law, regulations, or good and accepted medical practice as set forth herein. The investigative docket number associated with this order to show cause isDocket No. 15-134.

# Biographical Information

1. The Respondent was born on November 11, 1957. He graduated from the Cornell University Medical College in 1983. He is certified by the American Board of Internal Medicine in Internal Medicine with subspecialty certification in Interventional Cardiology and Cardiovascular Disease. He has been licensed to practice medicine in Massachusetts under certificate number 150975 since 1996. He has privileges at Portsmouth Regional Hospital.

Factual Allegations

1. The Respondent is licensed to practice medicine in New Hampshire.
2. On June 5, 2015, the New Hampshire Board of Medicine disciplined the Respondent. The New Hampshire Board of Medicine’s Settlement Agreement, which sets forth the basis for discipline, is attached hereto at Attachment A and incorporated herein by reference.

Legal Basis for Proposed Relief

 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). More specifically, in Massachusetts, the Board may discipline a physician upon proof satisfactory to a majority of the Board, that said physician has:

 1. Pursuant to *Levy v. Board of Registration in Medicine*, 378 Mass. 519 (1979); *Raymond v. Board of Registration in Medicine*, 387 Mass. 708 (1982), engaged in conduct that undermines the public confidence in the integrity of the medical profession.

Nature of Relief Sought

 The Board is authorized and empowered to order appropriate disciplinary action, which may include revocation or suspension of the Respondent's license to practice medicine. The Board may also order, in addition to or instead of revocation or suspension, one or more of the following: admonishment, censure, reprimand, fine, the performance of uncompensated public service, a course of education or training or other restrictions upon the Respondent's practice of medicine.

# Order

Wherefore, it is hereby **ORDERED** that the Respondent show cause why the Board should not discipline the Respondent for the conduct described herein.

 By the Board of Registration in Medicine,

 Signed by Candace Lapidus Sloane, M.D.

 Candace Lapidus Sloane, M.D.

 Board Chair

Date: January 5, 2017

To obtain a copy of the out-of-state disciplinary order, please contact the appropriate state’s medical licensing board directly. A list of state medical boards and contact information is available at <https://www.fsmb.org/contact-a-state-medica-board/>. You may also obtain a copy of the out-of-state disciplinary order by submitting a public records request (PRR) with the Massachusetts Board of Registration in Medicine. PRR forms and additional information can be found at https://www.mass.gov/board-of-registration-in-medicine-public-records.