

COMMONWEALTH OF MASSACHUSETTS

Middlesex, ss.

Board of Registration in Medicine

Adjudicatory Case No. 2024-027

In the Matter of

SCOTT D. HARRIS, M.D.

STATEMENT OF ALLEGATIONS

The Board of Registration in Medicine ("Board") has determined that good cause exists to believe the following acts occurred and constitute violations for which a licensee may be disciplined by the Board. The Board therefore alleges that Scott D. Harris, M.D. ("Respondent") practiced medicine in violation of law, regulations, or good and accepted medical practice, as set forth herein. The investigative docket numbers associated with this order to show cause are Docket No. 22-477 and 24-102.

Biographical Information

1. Scott D. Harris, M.D. graduated from Boston University School of Medicine in 1982. He has been licensed to practice medicine in Massachusetts under license number 53614 since 1984. His practice specialty is internal medicine and he is board-certified in internal medicine. He is currently affiliated with Beth Israel Deaconess Medical Center, Part of Beth Israel Lahey Health, and Fenway Health.

Factual Allegations

*Patient A*

2. On September 30, 2022, Patient A filed a complaint with the Board alleging that the Respondent failed to timely review lab results following a physical exam and failed to order a diagnostic test he told Patient A was indicated.

3. Patient A's complaint was given Docket No. 22-477.

*Failure to Respond to Ten-Day Order*

4. On October 7, 2022, the Board mailed the Respondent a notification letter (the "Letter") regarding Patient A's complaint via U.S. Postal Service Delivery Confirmation on October 7, 2022 to the Respondent's business address on file with the Board.
5. The Letter included a request that the Respondent respond to the Letter within thirty days.
6. The Letter was delivered to the Respondent at his business address on file with the Board on October 13, 2022 at 2:01 p.m.
7. The Respondent did not respond to the Letter.
8. On March 31, 2023, after not receiving a response from the Respondent, Enforcement staff sent an email to the Respondent at the email address on file with the Board.
9. The Respondent did not respond to the Board's March 31, 2023 email.
10. On December 21, 2023, the Board's Complaint Committee issued an Order to Respond ("Order") to the Respondent.
11. Pursuant to the Order, the Respondent was required to fully and clearly respond to the Letter, which was attached to the Order, within ten days.
12. The Order was sent to the Respondent via U.S. Postal Service Delivery Confirmation to the Respondent's residential mailing address on file with the Board on January 12, 2024.
13. The Order was delivered to the Respondent's residential mailing address on January 16, 2024 at 2:05 p.m.
14. As of February 9, 2024, the Respondent had not responded to or complied with the Order.
15. The Board docketed another complaint with Docket No. 24-109 on February 9, 2024.

### Legal Basis for Proposed Relief

A. Pursuant to G.L. c. 112, §5, eighth par. (h) and 243 CMR 1.03(5)(a)(11), the Board may discipline the Respondent upon proof satisfactory to a majority of the Board, that he has violated any rule or regulation of the Board governing the practice of medicine. More specifically, the Board may discipline the Respondent upon proof satisfactory to a majority of the Board that he:

1. Violated 243 CMR 2.07(12)(a) by failing to respond to a written communication from the Board within thirty days;
2. Violated 243 CMR 1.03(5)(a)(16) by failing to respond to a subpoena or to furnish the Board, its investigators or representatives, documents, information or testimony which the Board is legally entitled; or
3. Violated 243 CMR 1.03(7) and 243 CMR 2.07(12)(b) by failing to respond within ten days to an Order to Respond issued by the Complaint Committee.

The Board has jurisdiction over this matter pursuant to G.L. c. 112, §§ 5, 61 and 62. This adjudicatory proceeding will be conducted in accordance with the provisions of G.L. c. 30A and 801 CMR 1.01.

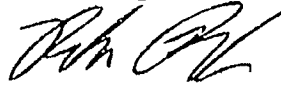
### Nature of Relief Sought

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,



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Booker T. Bush, M.D.  
Board Chair

Date: 5.23.24