

COMMONWEALTH OF MASSACHUSETTS

Middlesex, SS.

Board of Registration in Medicine

Adjudicatory Case No. 2019-002

In the Matter of

CARMEN L. PISC, 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 a violation for which a licensee may be sanctioned by the Board. The Board therefore alleges that Carmen L. Pisc, 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 is Docket No 18-257.

**Biographical Information**

1. The Respondent was born on June 23, 1962. She graduated from the Institute of Medicine & Pharmacy in Bucharest, Romania in September 1998. The Respondent received her license to practice medicine in Massachusetts in July 2001 and her license lapsed in June 2010. She is board-certified in Internal Medicine and Medical Oncology. The Respondent is licensed to practice medicine in Delaware and Maryland and was previously licensed in New Hampshire, Oklahoma, Pennsylvania, and Wyoming.

### Factual Allegations

2. On or about January 17, 2014, the Respondent was arrested for driving while under the influence of alcohol ("DUI") in Wyoming after being pulled over, having alcohol on her breath, failing a field sobriety test, and when in custody, failing a chemical breathalyzer test.

3. On or about March 28, 2014, through her attorney, the Respondent entered a written plea of guilty to the DUI charge and moved the court to defer further proceedings without entering a judgement of guilt or conviction, pursuant to Wyoming Statute § 7-13-301, *et seq.*

4. On or about March 28, 2014, the court granted the motion and ordered the Respondent to complete six months of unsupervised probation and comply with a number of conditions, including (i) refraining from consuming alcohol, (ii) obtaining an Addiction Severity Index (ASI) evaluation, (iii) making a \$600 contribution to the Natrona County School District, (iv) making a \$150 contribution to the Victim's Compensation fund, and (v) paying \$40 in court costs.

5. In March 2015, when the Respondent had made showings to the Wyoming court that she had complied with the conditions of her probation agreement, the Wyoming court entered an Order of Dismissal.

6. In February 2018, the Respondent submitted to the Board her Lapsed License Application, including a Supplement.

7. In the Lapsed License Application Supplement, the Respondent answered "Yes" to Question 6, which asked "Have you been charged with any criminal offense?" The Respondent disclosed that she had been arrested for DUI in Wyoming.

8. In explaining her DUI charge through the Supplement, the Respondent stated that two days prior to her arrest, she had started taking medication which caused her severe dizziness.

The Respondent stated she pled not guilty to the DUI charge and the court found her innocent and dismissed the case.

9. The Respondent's statement on her Lapsed License Application Supplement that the Wyoming court found her innocent of the DUI charges was erroneous and untrue.

#### Legal Basis for Proposed Relief

A. Pursuant to 243 CMR 1.03(5)(a)10, the Board may discipline a physician upon proof satisfactory to a majority of the Board, that said physician practiced medicine deceitfully, or engaged in conduct that has the capacity to deceive or defraud.

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,

*Candace Lapidus Sloane, MD*

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Candace Lapidus Sloane, M.D.  
Board Chair

Date: January 10, 2019