

COMMONWEALTH OF MASSACHUSETTS

Middlesex, SS.

Board of Registration in Medicine

Adjudicatory Case No. 2018-015

_____)
 In the Matter of)
)
 CINDY A. SHIRO, 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 Cindy Shiro, 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. 14-413.

Biographical Information

1. The Respondent was born on January 11, 1956. She graduated from the Texas College of Osteopathic Medicine in 1989. She is certified by the American Board of Obstetrics and Gynecology. She has been licensed to practice medicine in Massachusetts under certificate number 156644 since 1998. She has privileges at Morton Hospital.

Factual Allegations

2. From 1989 to 2009, the Respondent practiced in a private practice with other physicians.

3. In 2009, the practice was purchased by another entity and the Respondent became an employee of said entity.

4. The Respondent's employer hired sonographers to perform ultrasounds and record their impressions. This had been the practice for the previous 15 years.

5. The Respondent's employer asked all the employed physicians to review and interpret ultrasounds and author reports. Respondent refused to interpret the ultrasounds.

6. The Respondent did not review the ultrasound images but reviewed all of the sonographers' reports. She authored and signed her own reports based solely on the sonographers' reports.

7. The Respondent's ultrasound reports included sections describing clinical findings and impressions.

8. The Respondent did not receive bonuses or an increased salary for her ultrasound reports.

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.

B. Pursuant to *Levy v. Board of Registration in Medicine*, 378 Mass. 519 (1979); *Raymond v. Board of Registration in Medicine*, 387 Mass. 708 (1982), the Board may discipline a physician upon proof satisfactory to a majority of the Board, that said has engaged in conduct that undermines the public confidence in the integrity of the medical profession.

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
Candace Lapidus Sloane, M.D.
Board Chair

Date: May 10, 2018