

COMMONWEALTH OF MASSACHUSETTS

Middlesex, SS.

Board of Registration in Medicine

Adjudicatory Case No. 2016-009

In the Matter of

PAUL ROBERT SKLAREW, 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 Paul Robert Sklarew, 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. 14-243.

**Biographical Information**

1. The Respondent was born on August 20, 1955. He graduated from Albany Medical College of Union University in Albany, New York. He is certified in allergy and immunology by the American Board of Medical Specialties. He has been licensed to practice medicine in Massachusetts under certificate number 79011 since February 1994. He is affiliated with Martha's Vineyard Hospital, Nantucket Cottage Hospital, and Cape Cod Health Systems and has admitting privileges at Cape Cod Health Systems.

### Factual Allegations

2. On October 4, 2003, Respondent was arrested and charged with the following criminal offenses: (a) driving under the influence of alcohol, (b) unlicensed operation of a motor vehicle, and (c) negligent operation of a motor vehicle.

3. On October 6, 2003, Respondent was arraigned on the charges in paragraph 2 in Barnstable District Court.

4. On January 22, 2004, a judge dismissed the charge of operating under the influence of alcohol.

5. On January 22, 2004, the judge continued without a finding the charges of unlicensed operation of a motor vehicle and negligent operation of a motor vehicle, with Respondent admitting sufficient facts to support those charges.

6. On January 22, 2004, the judge placed Respondent on probation for one year and thereafter on January 21, 2005, the judge discontinued Respondent's probation.

7. Respondent was advised by his attorney that, in regard to the above charges, he was not required to state in any criminal background check that he was ever convicted of a criminal offense.

8. In July 2004, Respondent submitted his Physician Registration Renewal Application, which contained Question 17, "Have you been charged with any criminal offense?" Respondent answered "no" to this question.

9. Respondent states that his renewal application answer was the result of his confusion between being "charged" with a criminal offense and being "convicted" of a criminal offense and that his incorrect response to Question 17 was an inadvertent mistake.

### Legal Basis for Proposed Relief

A. Pursuant to G.L. c. 112, § 5, eighth par. (a) and 243 CMR 1.03(5)(a)1, the Board may discipline a physician upon proof satisfactory to a majority of the Board, that said physician failed to disclose information that he was required to provide to the Board on his Physician Registration Renewal Application.

B. 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 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.

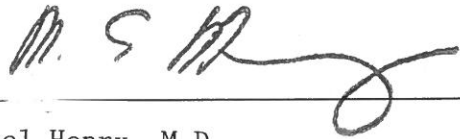
### Nature of Relief Sought

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,

A handwritten signature in black ink, appearing to read 'M. S. H.', is written over a horizontal line.

Michael Henry, M.D.  
Board Secretary

Date: February 11, 2016