 STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
HEALTHCARE QUALITY AND SAFETY BRANCH

In re: Bryan Boffi, M.D.

Petition No.: 2016-1045

CONSENT ORDER

WHEREAS, Bryan Boffi of Avon, Connecticut (hereinafter "respondent") has been issued license number 029834 to practice medicine and surgery by the Department of Public Health (hereinafter "the Department") pursuant to Chapter 370 of the General Statutes of Connecticut, as amended; and,

WHEREAS, the Department alleges that:

1. Respondent provided care to Patient #1 between approximately May 10, 2016 and May 19, 2016, during the patient's inpatient psychiatric admission to the Hospital of Central Connecticut ("HOCC"). Respondent's care for Patient #1 failed to meet the standard of care in one or more of the following ways:
 - a. Respondent failed to contact Patient #1's outpatient psychiatrist to discuss Patient #1's history and inpatient treatment strategy; and/or
 - b. Respondent inappropriately prescribed 90 Ativan 1 mg tablets to Patient #1 upon his discharge from HOCC.
2. The above-described facts if proven constitute grounds for disciplinary action pursuant to the General Statutes of Connecticut, §20-13c, including but not limited to §20-13c(4).

WHEREAS, respondent, in consideration of this Consent Order, while admitting no guilt or wrongdoing and expressly denying any guilt or wrongdoing, has chosen not to contest the above allegations, and agrees that for purposes of this or any future proceedings before the Connecticut Medical Examining Board (hereinafter "the Board"), this Consent Order shall have the same effect as if proven and ordered after a full hearing held pursuant to §§19a-10, 19a-14 and 20-13c of the General Statutes of Connecticut.

WHEREAS, respondent has successfully completed over 150 hours of continuing education related to depression, prescribing of benzodiazepines, addiction and documentation standards, including the following courses: The Role of Benzodiazepines in the Elderly; The Role of Benzodiazepines in the Treatment of Anxiety; Issues in Benzodiazepine Pharmacology; Benzodiazepines and the Aging Brain; Psychopharmacology in Neuropsychiatry; Withdrawal Syndromes and Management of Opioids, Benzodiazepines and Cannabinoids; Understanding Addiction; Ethical, Legal and Forensic Issues in Geriatric Psychiatry; Substance Abuse in Patients with Depression; Risk Management Focus: Communication among Colleagues; and Risk Management Essentials: Documentation.

WHEREAS, a random audit of respondent's charts at the Hospital of Central Connecticut performed over a two-year period between 2016 and 2018 confirmed that Patient #1 was the only patient prescribed 90 benzodiazepines by respondent at the time of discharge.

NOW THEREFORE, pursuant to §§19a-14, 19a-17 and 20-13c of the General Statutes of Connecticut, respondent hereby stipulates and agrees to the following:

1. Respondent waives his right to a hearing on the merits of this matter.
2. Respondent's license number 029834 to practice medicine and surgery in the State of Connecticut is hereby reprimanded.
3. Respondent shall pay a civil penalty of five thousand dollars (\$5,000.00) by certified or cashier's check payable to "Treasurer, State of Connecticut." The check shall reference the Petition Number on the face of the check, and shall be payable at the time respondent submits the executed Consent Order to the Department.
4. Respondent shall comply with all state and federal statutes and regulations applicable to his licensure.
5. This Consent Order is effective on the first day of the month immediately following the date this Consent Order is accepted and ordered by the Board.
6. Respondent understands and agrees that this Consent Order shall be deemed a public document, and the Department's allegations as contained in this Consent Order shall be deemed true in any subsequent proceeding before the Board in which his compliance with this Consent Order or with §20-13c of the General Statutes of Connecticut, as amended, is at issue. Further, respondent understands that any discipline imposed by this Consent Order shall be reported to the National Practitioner Data Bank maintained by the United States Department of Health and Human Services, and that all disciplinary actions will appear on his physician profile pursuant to Connecticut General Statutes 20-13j.
7. This Consent Order and terms set forth herein are not subject to reconsideration, collateral attack or judicial review under any form or in any forum. Respondent agrees that this Consent Order shall not be subject to modification as a result of any claim that the terms contained herein may result in action by third parties, including, but not limited to,

healthcare facilities and/or credentialing or licensure boards and respondent waives any right to seek reconsideration or modification of this Consent Order pursuant to §4-181a of the General Statutes of Connecticut. Respondent assumes all responsibility for assessing such actions prior to the execution of this document. Further, this Consent Order is not subject to appeal or review under the provisions of Chapters 54 or 368a of the General Statutes of Connecticut, provided that this stipulation shall not deprive respondent of any rights that he may have under the laws of the State of Connecticut or of the United States.

8. This Consent Order is a revocable offer of settlement which may be modified by mutual agreement or withdrawn by the Department at any time prior to its being executed by the last signatory.
9. Respondent permits a representative of the Department to present this Consent Order and the factual basis for this Consent Order to the Board. Respondent understands that the Board has complete and final discretion as to whether this executed Consent Order is approved or accepted. Respondent hereby waives any claim of error that could be raised that is related to or arises during the course of the Board's discussions regarding whether to approve or reject this Consent Order and/or a Board member's participation during this process, through the Board member's review or comments, including but not limited to bias or reliance on evidence outside the administrative record if this matter proceeds to a hearing on a statement of charges resulting in a proposed decision by the Board and/or a panel of the Board and a final decision by the Board.
10. Respondent has the right to consult with an attorney prior to signing this document.
11. The execution of this document has no bearing on any criminal liability without the written consent of the Director of the Medicaid Fraud Control Unit or the State's

Attorney's Office where the allegation occurred or Bureau Chief of the applicable unit in

the Chief State's Attorney's Office. The purpose of this Consent Order is to resolve the pending administrative license disciplinary petition only, and is not intended to affect any civil or criminal liability or defense.

12. This Consent Order embodies the entire agreement of the parties with respect to this case. All previous communications or agreements regarding the subject matter of this consent order, whether oral or written, between the parties are superseded unless expressly incorporated herein or made a part hereof.

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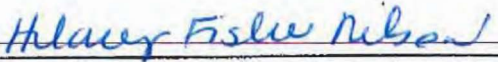
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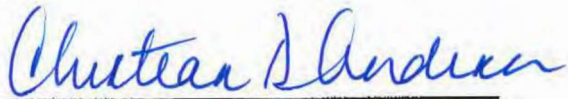
I, Bryan Boffi, have read the above Consent Order, and I stipulate and agree to the terms as set forth therein. I further declare the execution of this Consent Order to be my free act and deed.


Bryan Boffi, M.D.


Subscribed and sworn to before me this 9th day of June 2020.


Notary Public or person authorized
by law to administer an oath or affirmation

The above Consent Order having been presented to the duly appointed agent of the Commissioner of the Department of Public Health on the 23rd day of July 2020, it is hereby accepted


Christian D. Andresen, MPH, Section Chief
Practitioner Licensing and Investigations Section
Healthcare Quality and Safety Branch

The above Consent Order having been presented to the duly appointed agent of the Connecticut Medical Examining Board on the 15th day of September 2020, it is hereby ordered and accepted.


Connecticut Medical Examining Board, Chair