

STATE OF CONNECTICUT  
DEPARTMENT OF PUBLIC HEALTH  
BUREAU OF HEALTH SYSTEM REGULATION  
DIVISION OF MEDICAL QUALITY ASSURANCE

In re: Harry Brown, M.D.

Petition No. 910828-01-089

CONSENT ORDER

WHEREAS, Harry Brown of Weston, CT (hereinafter "respondent") has been issued license number 014958 to practice medicine and surgery by the Department of Public Health (hereinafter "the Department") pursuant to Chapter 370 of the Connecticut General Statutes, as amended; and,

WHEREAS, the Department alleges that:

1. Between October of 1985 and August of 1989, respondent provided psychiatric care and treatment to patient Trudy Seagraves.
2. Respondent failed to establish and maintain appropriate boundaries with this patient.
3. Respondent breached her confidentiality.
4. Respondent mishandled the transference phenomenon with this patient.
5. Respondent failed to maintain adequate and complete medical records on this patient.
6. The above described allegations constitute grounds for disciplinary action pursuant to Connecticut General Statutes Section 20-13c(4).

WHEREAS, respondent, in consideration of this Consent Order, has chosen not to contest the above allegations of wrongdoing but, while admitting no guilt or wrongdoing or deviation from acceptable standards of practice, agrees that for purposes of this or any future proceedings before the Connecticut Medical Examining Board (hereinafter "the Board") only, the above allegations in this Consent Order

shall have the same effect as if proven and ordered after a full hearing held pursuant to §19a-9, §19a-14, and §20-13c of the General Statutes of Connecticut.

WHEREAS, this Consent Order shall not be construed as an admission of liability by respondent in the civil lawsuit known as Seagraves v. Brown.

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

1. That he waives his right to a hearing on the merits of this matter.
2. That his license to practice medicine in Connecticut is hereby placed on probation for two and one half (2 1/2) years, pursuant to the following terms and conditions:
  - (a) He shall obtain, at his own expense, the services of a psychiatrist to supervise his psychiatric practice. Said psychiatrist shall be licensed in the State of Connecticut, shall practice psychiatry in the State of Connecticut, and shall be approved by the Department and the Board.
  - (b) Respondent's supervisor shall meet with him not less than once every month for the entirety of probation. This supervisor shall conduct a random review of ten percent (10%) or fifteen of respondent's patient records, whichever is the larger number. In the event respondent has fifteen or fewer patients, the monitor shall review all of respondent's patient records on a monthly basis.
  - (c) The supervisor shall have the right to monitor respondent's practice by any other reasonable means which he or she deems appropriate. Respondent shall fully cooperate with the supervisor in providing such monitoring.

- (d) Respondent shall be responsible for providing written supervisor reports directly to the Department monthly for the first year of probation, and quarterly thereafter. Such supervisor's reports shall include documentation of dates and durations of meetings with respondent, additional monitoring techniques utilized, and a statement that respondent is practicing with reasonable skill and safety.
3. His therapy sessions shall be generally limited to the traditional "50 minute hour," with exceptions to be clinically required and documented by respondent, and approved by the supervisor, if occurring during the probationary period.
4. That he shall not provide bioenergetics therapy, or any derivation thereof, to any of his patients.
5. That he shall cease utilizing any props, including but not limited to crystals, batakas, candles, obsidian eggs and beds, as part of the therapy he provides, with exceptions to be clinically required, documented by respondent, and pre-approved by his supervisor during the period of probation.
6. All correspondence and reports are to be addressed to:
- Bonnie Pinkerton, Nurse Consultant  
Public Health Hearing Office  
Department of Public Health  
150 Washington Street  
Hartford, CT 06106
7. All reports required by the terms of this Consent Order shall be due according to the following schedule:
- a. Monthly reports shall be due on the tenth business day of each month.
- b. Quarterly reports shall be due the tenth business day of every third month.
8. That he shall comply with all state and federal statutes and regulations applicable to his licensure.

9. That he understands that this Consent Order is a matter of public record.

10. That any alleged violation of any provision of this Consent Order, may result in the following procedures at the discretion of the Department:

- (a) The Department shall notify respondent in writing by first-class mail that the term(s) of this Consent Order have been violated, provided that no prior written consent for deviation from said term(s) has been granted.
- (b) Said notification shall include the acts or omission(s) which violate the term(s) of this Consent Order.
- (c) Respondent shall be allowed fifteen (15) days from the date of the mailing of notification required in paragraph 10(a) above to demonstrate to the satisfaction of the Department that he has complied with the terms of this Consent Order or, in the alternative, that he has cured the violation in question.
- (d) If respondent does not demonstrate compliance or cure the violation by the limited fifteen (15) day date certain contained in the notification of violation to the satisfaction of the Department, he shall be entitled to a hearing before the Board which shall make a final determination of the disciplinary action to be taken.
- (e) Evidence presented to the Board by either the Department or respondent in any such hearing shall be limited to the alleged violation(s) of the term(s) of this Consent Order.

11. That, in the event respondent violates any term of this Consent Order, respondent agrees immediately to refrain from practicing as a physician, upon

request by the Department, with notice to the Board, for a period not to exceed 45 days. During that time period, respondent further agrees to cooperate with the Department in its investigation of the violation, and to submit to and complete a medical, psychiatric or psychological evaluation, if requested to do so by the Department; and, that the results of the evaluation shall be submitted directly to the Department. Respondent further agrees that failure to cooperate with the Department in its investigation during said 45 day period shall constitute grounds for the Department to seek a summary suspension of respondent's license. In any such summary action, respondent stipulates that his failure to cooperate with the Department's investigation shall constitute an admission that his conduct constitutes a clear and immediate danger as required pursuant to Connecticut General Statutes, sections 4-182(c) and 19a-17(c).

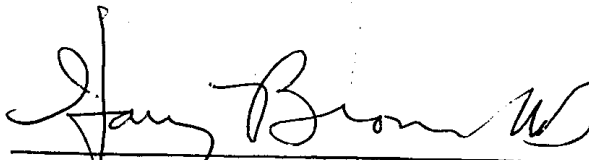
12. That, in the event respondent violates any term of this Consent Order, said violation may also constitute grounds for the Department to seek a summary suspension of his license before the Board.
13. That legal notice shall be sufficient if sent to respondent's last known address of record reported to the Licensure and Registration Section of the Division of Medical Quality Assurance of the Department.
14. That this Consent Order is effective on the first day of the month immediately following the date said order is accepted and ordered by the Board.
15. That the Department's allegations as contained in this Consent Order shall be deemed true in any subsequent proceeding before the Board in which (1) his compliance with this Consent Order is at issue, or (2) his compliance with §20-13c of the General Statutes of Connecticut, as amended, is at issue.

16. That any extension of time or grace period for reporting granted by the Department shall not be a waiver or preclude the Department from taking action at a later time. The Department shall not be required to grant future extensions of time or grace periods.
17. That 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. Further, that this 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.
18. That this Consent Order is a revocable offer of settlement which may be modified by mutual agreement or withdrawn by the the Department at any time prior to its being executed by the last signatory.
19. That respondent permits a representative of the Legal Office of the Division of Special Services 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 an executed Consent Order is approved or accepted.
20. That respondent understands and agrees that he is responsible for satisfying all of the terms of this Consent Order during vacations and other periods in which he is away from his residence.
21. That respondent has the right to consult with an attorney prior to signing this document.

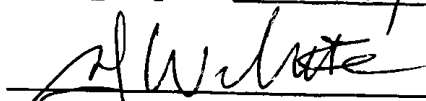
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I, Harry Brown, have read the above Consent Order, and I stipulate and agree to the terms as set forth therein. I further declare the execution of this Consent Order to be my free act and deed.

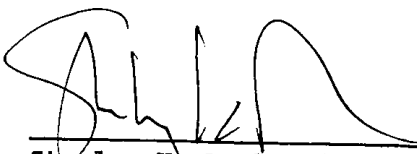
  
Harry Brown, M.D.

Subscribed and sworn to before me this 9<sup>th</sup> day of February 1996.


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

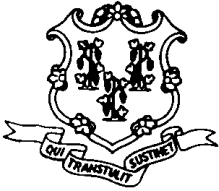
DATE COMMISSION EXPIRES FEB. 28, 1996

The above Consent Order having been presented to the duly appointed agent of the Commissioner of the Department of Public Health on the 13<sup>th</sup> day of February 1996, it is hereby accepted.

  
Stanley K. Peck, Director  
Division of Medical Quality Assurance

The above Consent Order having been presented to the duly appointed agent of the Connecticut Medical Examining Board on the 20<sup>th</sup> day of February 1996, it is hereby ordered and accepted.

  
Richard Ratzan, Chairman  
Connecticut Medical Examining Board



# STATE OF CONNECTICUT

DEPARTMENT OF PUBLIC HEALTH

October 15, 1998

Dr. Harry Brown  
23 White Birch Road  
Weston, Connecticut 06883

Re: Consent Order  
Petition No. 910828-01-089  
License No. 014958



Dear Dr. Brown:

Please accept this letter as notice that you have completed the terms of your license probation, effective 9/1/98.

Notice will be sent to the Department's Licensure and Registration section to remove all restrictions from your license related to the above-referenced Consent Order.

Very truly yours,

Bonnie Pinkerton, RNC  
Division of Health Systems Regulation

cc: Debra Tomassone



Phone: (860) 509-7400  
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P.O. Box 340308 Hartford, CT 06134  
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