

BEFORE THE GEORGIA COMPOSITE MEDICAL BOARD

STATE OF GEORGIA

IN THE MATTER OF:

DANIEL PAUL GOLIGHTLY, MD,
License No. 12470,
Respondent.

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GEORGIA COMPOSITE
MEDICAL BOARD

DEC 24 2014

DOCKET NUMBER:
20130018

PUBLIC BOARD ORDER TERMINATING PROBATION

WHEREAS, the Georgia Composite Medical Board ("Board") entered a Public Consent Order in the above-styled matter on or about November 1, 2012 which placed Respondent's license to practice medicine in the State of Georgia on a period of probation subject to terms and conditions;

WHEREAS, on or about September 25, 2014, Respondent petitioned the Board to terminate probation and in support submitted letters of professional advocacy;

WHEREAS, on or about October 7, 2014, the Board denied Respondent's petition;

WHEREAS, on or about November 6, 2014, the Board considered Respondent's request for reconsideration and personally met with the Respondent concerning his petition; and

WHEREAS, the Board has reconsidered its decision and determined that the Respondent has complied with all of the terms and conditions of probation.

NOW, THEREFORE, the Board hereby terminates the probation of Respondent's license. Respondent's license is returned to unrestricted status and is in good standing.

SO ORDERED, this 24th day of December, 2014.

GEORGIA COMPOSITE MEDICAL BOARD

David W. Retterbush MD

BY:

DAVID W. RETTERBUSH, M.D.
Chairperson

ATTEST:

Lasharn Hughes
LASHARN HUGHES
Executive Director



BEFORE THE GEORGIA COMPOSITE MEDICAL BOARD

STATE OF GEORGIA

**GEORGIA COMPOSITE
MEDICAL BOARD**

IN THE MATTER OF:

DANIEL PAUL GOLIGHTLY, M.D.,
License No. 12470,

Respondent.

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DOCKET NO.

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20130018

PUBLIC CONSENT ORDER

By agreement of the Georgia Composite Medical Board ["Board"] and Daniel Paul Golightly, M.D. ["Respondent"], the following disposition of this matter replaces and supersedes all prior dispositions and is entered into pursuant to the provisions of O.C.G.A. § 50-13-13 (a) (4), as amended.

FINDINGS OF FACT

1.

Respondent is licensed to practice medicine in the State of Georgia and was so licensed at all times relevant to the matters asserted herein.

2.

Respondent has a history of chemical dependency and entered into a public Consent Order on or about November 6, 1987, which subjected his license to a period of probation. Respondent's probation was terminated on October 5, 1994.

3.

On or about February 25, 2005, Respondent's clinical privileges at Ridgeview Institute were suspended after Respondent exhibited relapse behavior.

4.

On or about March 16, 2005, Respondent was admitted to Talbott Recovery Campus and

he was discharged on or about June 25, 2005.

5.

On or about September 1, 2005, Respondent entered into a Public Consent Order with the Board (Docket No. 20060020), which provided, among other terms, that Respondent's license to practice medicine in the State of Georgia be placed on indefinite suspension until further order of the Board.

6.

On or about May 5, 2006, a Public Consent Order Lifting Suspension was docketed. (Docket No. 20060020). That Public Consent Order lifted the suspension of Respondent's license to practice medicine and placed it on probation subject to terms and conditions.

7.

The terms and conditions in the Public Consent Order Lifting Suspension required the Respondent shall utilize a triplicate prescriptions system for all controlled substances prescribed by him. Each prescription for such a controlled substance written by Respondent shall be sequentially numbered and the copies distributed as follows: original to patient, one copy to the Board, and one copy to the patient's chart. Respondent shall not begin renumbering when he reaches 1000, but shall continue to number sequentially. The copies for the Board shall be mailed or delivered to the Board by Respondent once per quarter. A copy of Respondent's dispensing records shall be provided to the Board upon request for all controlled substances dispensed by him or on his order.

8.

On or about March 12, 2010, The Board received reliable information from the GDNA that on January 8, January 21, and March 12, 2010, Respondent had called in prescriptions for the controlled substance Lortab for patient D.T. into a CVS pharmacy.

9.

On or about April 22, 2010, a site visit was made to Respondent's office to review Respondent's patient records. The review indicated that Respondent possessed and used three

(3) different prescription pads rather than one. Furthermore, there were no copies of some of the written prescriptions in the file of patient D.T.

10.

During or between the dates of May 1, 2007, and April 30, 2009, Respondent treated patient T.C. for pain. A Board-appointed peer reviewer reviewed the care provided by Respondent and concluded that Respondent's care fell below the minimum standard of care as Respondent failed to conduct a physical examination, failed to confirm the existence of physical pathology prior to prescribing opiates for chronic pain and failed to order a urine drug screen at any time urine the course of treatment.

11.

During or between the dates of May 1, 2007, and April 30, 2009, Respondent treated patient M.C. for pain. A Board-appointed peer reviewer reviewed the care provided by Respondent and concluded that Respondent's care fell below the minimum standard of care as Respondent failed to conduct a physical examination, failed to confirm the existence of physical pathology prior to prescribing opiates for chronic pain and failed to order a urine drug screen at any time urine the course of treatment.

12.

For the purposes of entering into this Consent Order, Respondent does not contest the allegations above. Respondent understands that by doing so, he is not admitting the truth of any of the allegations or acknowledging any impropriety, but is agreeing that the Board may enter an order based upon the allegations without the necessity of receiving any evidence in support thereof. Respondent makes no admissions herein and reserves the right to contest allegations against him in any other proceedings. Respondent waives any further findings of fact with

respect to the above-styled matter.

CONCLUSIONS OF LAW

The Respondent's conduct constitutes sufficient grounds for the Board to exercise its disciplinary authority and to impose sanctions on the Respondent licensee under O.C.G.A. Ch. 34, T. 43, as amended, O.C.G.A. § 43-1-19(a), and the Rules of the Georgia Composite Medical Board. Respondent hereby waives any further conclusions of law with respect to the above-styled matter.

ORDER

The Board having considered the particular facts and circumstances of this case, it is hereby ordered, and the Respondent hereby agrees that Respondent's license shall be placed on probation for a minimum of three years.

1.

Beginning on the effective date of this Public Consent Order, Respondent may practice medicine, subject to the following terms and conditions:

(a) DEA REGISTRATION. Respondent shall not administer, prescribe, or order any Schedule II narcotics, but shall be permitted to administer, prescribe, and order Schedule II non-narcotics, as defined by the Drug Enforcement Agency ("DEA"). Respondent may petition to have this restriction lifted only after practicing medicine under this restriction for a minimum of two (2) years. Upon submission of such a petition to the Board, the Board shall have the discretion to modify this term or to deny the petition without a hearing. In the event that the Board denies Respondent's petition, Respondent may petition every twelve (12) months thereafter. In any event, this term shall remain in effect pending Respondent's receipt of a written order lifting or modifying this term. Respondent's petition shall not constitute a

contested case. Further, Respondent shall not prescribe, administer, order or dispense any controlled substances for personal or family use.

(b) TRIPLICATE PRESCRIPTIONS. Respondent shall utilize a triplicate prescriptions system for all controlled substances prescribed by him. Each prescription for such a controlled substance written by Respondent shall be sequentially numbered and the copies distributed as follows: original to patient, one copy to the Board, and one copy to the patient's chart. Respondent shall use one prescription pad, and Respondent shall not begin renumbering when he reaches 1000, but shall continue to number sequentially. The copies for the Board shall be mailed or delivered to the Board by Respondent once per quarter. A copy of Respondent's dispensing records for all controlled substances dispensed by him or on his order shall be provided to the Board upon request.

(c) PRESCRIPTION LOG. Respondent shall personally maintain for inspection a contemporaneous log (separate from his clinical records or the clinical records of other health care providers) of all controlled substances prescribed, administered, dispensed, or ordered by him. The log shall include the date, patient name, drug, strength, quantity, and refills status, on a form approved by the Board. The log shall also include the diagnosis and the reasons for prescribing, administering, dispensing, or ordering each drug. Respondent shall follow and laws and rules of the Board regarding prescribing in addition to the terms of this Consent Order. The Board shall be authorized to inspect and copy Respondent's prescription log. If Respondent's prescription log fails to comply with the requirements of this Consent Order, the Board is authorized to summarily suspend Respondent's license, pending a hearing.

(d) INSPECTIONS. During the probationary period, the Medical Director or another Board representative may review, inspect and copy Respondent's records and

prescription log. The representative is authorized to review and inspect these records at any reasonable time and as often as the representative deems necessary. The Respondent shall have the right to be present during such inspection of records and the patients' privacy and confidentiality rights shall be maintained. The Respondent shall be available, upon reasonable notice, for personal interviews and with the Medical Director or other representative of the Board. Failure of the Respondent to be reasonably available for inspection of his records or for personal interviews shall be considered a violation of this Consent Order.

(e) TREATMENT/AFTERCARE. Respondent shall continue to participate in a treatment/aftercare program. Respondent shall abide by all terms of his corresponding continuing aftercare contract. Failure to abide by any of the terms of the continuing aftercare contract shall constitute a violation of this Consent Order and shall subject Respondent to further sanction, including revocation, upon substantiation thereof. Respondent shall also continue to affiliate with and regularly participate in a support group such as Alcoholics Anonymous, Narcotics Anonymous, Caduceus Club or another similar support group acceptable to the Board. Failure to regularly participate in a support group acceptable to the Board shall subject Respondent to further sanction, including, revocation, upon substantiation thereof.

(f) ABSTAIN FROM MOOD ALTERING SUBSTANCES. Respondent shall continue to completely abstain from the consumption of alcohol or mood altering substances, except as prescribed by a duly licensed practitioner for a legitimate medical purpose. If treatment entails the use of narcotics or other potentially addictive substances, respondent shall have his prescribing physician obtain a consultation with his Board approved monitoring physician, who shall notify the Medical Director within (10) days of the event.

(g) SUPERVISION AND MONITORING. Respondent shall continue to be supervised by a supervising ("workplace") physician, who will supervise his work; and Respondent shall continue to be monitored by a monitoring physician with whom he will continue therapeutic care and who will monitor any medications prescribed to Respondent. Respondent shall obtain prior written Board approval through the Medical Director for any change in supervising and monitoring physicians.

(h) RANDOM URINE DRUG/ALCOHOL SCREENS AND OTHER SCREENS. The Board or its representative or Respondent's monitoring physician shall have the authority at any time to order Respondent to undergo random witnessed and immediate drug/alcohol urine, biological fluid, hair or blood screen analysis at Respondent's expense. Proper chain of custody shall be maintained and positive results shall be confirmed by such means as may be required to ensure the validity of such screening. Refusal to undergo a properly requested drug/alcohol, biological fluid, hair or blood screen analysis shall be considered a violation of this Consent Order and shall be grounds for revocation of Respondent's license to practice medicine in the State of Georgia.

(i) FURTHER EVALUATION. At any time during the period of probation, the Board shall also have the authority to order Respondent to undergo a physical or mental evaluation by physicians designated by the Board. Respondent shall execute such releases as may be required for the Board to obtain the results of such evaluations.

(j) QUARTERLY REPORTS. Respondent shall submit or cause to be submitted quarterly reports from his supervising and monitoring physicians regarding his performance and mental/physical condition by March 31, June 30, September 30 and December 31 of each calendar year. Respondent's monitoring physician's reports shall include any medication being

prescribed to Respondent. Failure to submit or have such reports submitted in a timely manner shall be considered a violation of this Consent Order. It is expected that said supervising and monitoring physicians shall be in communication with each other and will immediately report any change in Respondent's condition, which would render Respondent unable to practice with reasonable skill and safety to patients. By executing this Consent Order, Respondent specifically consents to such supervising and monitoring physicians or any other facility where Respondent obtains medical treatment reporting upon Respondent's condition, notwithstanding any privilege provided by state or federal law.

(k) PRACTICE RESTRICTION. Respondent may practice medicine only in the area of addiction/psychiatry. Respondent is strictly prohibited from practicing in any other area of medicine, including, but not limited to, family practice, internal medicine, or pain management. Respondent may petition the Board to lift or modify this term of the Consent Order after Respondent has practiced under this term for two (2) years. Upon submission of such a petition to the Board, the Board shall have the discretion to modify this term or to deny the petition without a hearing. In the event that the Board denies Respondent's petition, Respondent may petition every six (6) months thereafter. In any event, this term shall remain in effect pending Respondent's receipt of a written order lifting or modifying this term. Respondent's petition shall not constitute a contested case.

(l) PRACTICE SETTING. Respondent may practice medicine only in a group practice or a practice setting where Respondent is not the sole physician practicing medicine in the medical office. Respondent may practice in a non-clinical setting. Respondent may petition the Board to lift or modify this term of the Consent Order after Respondent has practiced under this term for two (2) years. Upon submission of such a petition to the Board, the Board shall have

the discretion to modify this term or to deny the petition without a hearing. In the event that the Board denies Respondent's petition, Respondent may petition every three (3) months thereafter. In any event, this term shall remain in effect pending Respondent's receipt of a written order lifting or modifying this term. Respondent's petition shall not constitute a contested case.

(m) PHYSICIAN EXTENDERS. Respondent shall not utilize or delegate any medical tasks to a registered nurse or physician assistant. Respondent may petition to have this restriction lifted only after practicing medicine under this restriction for a minimum of two (2) years. Upon submission of such a petition to the Board, the Board shall have the discretion to modify this term or to deny the petition without a hearing. In the event that the Board denies Respondent's petition, Respondent may petition every twelve (12) months thereafter. In any event, this term shall remain in effect pending Respondent's receipt of a written order lifting or modifying this term. Respondent's petition shall not constitute a contested case.

(n) INSPECTIONS/INTERVIEWS. During the probationary period, the Executive Director or another representative of the Board shall have the authority to review and inspect Respondent's patient records. The representative is authorized to review and inspect these records at any reasonable time and as often as the representative deems necessary. Respondent shall have the right to be present during such inspection of records and the patient's privacy and confidentiality rights shall be maintained. Respondent shall be available, upon reasonable notice, for personal interviews with the Executive Director or other representative of the Board. Failure of Respondent to be reasonably available for inspection of his records or for a personal interview with a Board representative shall be considered a violation of this Consent Order.

(o) PERIODS OUTSIDE THE STATE. In the event the Respondent should leave the State of Georgia to reside or practice outside of Georgia for a period longer than thirty (30)

consecutive days, Respondent shall notify the Board in writing of the dates of departure and return. Periods of residency or practice outside of the State of Georgia shall not apply towards the reduction of any time period identified in this Consent Order. Respondent shall notify the Board in writing of any change in his residence and/or office address within ten calendar days of such change.

(p) TERMINATION. Respondent may petition for termination of probation two (2) years after the docketing date of the instant Consent Order. Upon submission of such a petition to the Board, the Board shall have the discretion to grant or to deny the petition without a hearing. In the event that the Board denies Respondent's petition, Respondent may petition every twelve (12) months thereafter. In any event, Respondent's license shall remain on probation pending Respondent's receipt of a written order terminating probation. Respondent's petition shall not constitute a contested case.

(q) ABIDE BY LAWS, RULES, AND TERMS. Respondent shall abide by all State and Federal laws and rules and the terms of this Consent Order. If Respondent fails to abide by such laws, rules, or terms, Respondent's license shall be subject to revocation, upon substantiation thereof. Respondent further agrees that any violation of this Consent Order shall be deemed to be sufficient to authorize the Board to order summary suspension of Respondent's license, pending further proceedings pursuant to the provisions of O.C.G.A. § 50-13-18(c)(1), but Respondent understands that he shall be entitled to an expedited hearing to substantiate such violation(s), if the Board exercises such right.

Approval of this Order by the Board shall in no way be construed as condoning Respondent's conduct and, except as provided herein, shall not be construed as a waiver of any of the lawful rights possessed by the Board or Respondent.

3.

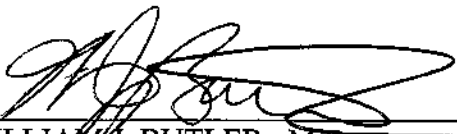
Respondent understands that the contents of this order shall be placed on his Physician Profile as provided by law. Furthermore, by executing this Consent Order, Respondent agrees to permit the Board to update his physician profile to reflect this Consent Order.

4.

Respondent acknowledges that he is represented by counsel and that he has read and understands the contents of this Consent Order. Respondent understands that he has the right to a hearing in this matter, and Respondent freely, knowingly and voluntarily waives such right in accordance with the terms set forth herein by entering into this Consent Order. Respondent further understands and agrees that a representative of the Department of Law may be present during the presentation of this Consent Order and that the Board shall have the authority to review the investigative file and all relevant evidence in considering this Consent Order. Respondent further understands that this Consent Order, once approved, shall constitute a public record and may be disseminated as such. However, if the Consent Order is not approved, it shall not constitute an admission against interest in the proceeding, or prejudice the right of the Board to adjudicate the matter. Respondent understands that this Consent Order will not become effective until approved and docketed by the Georgia Composite Medical Board. Respondent consents to the terms contained herein.

Approved, this 1st day of November, 2012.

GEORGIA COMPOSITE MEDICAL BOARD


BY: 
WILLIAM J. BUTLER, M.D.
Chairperson

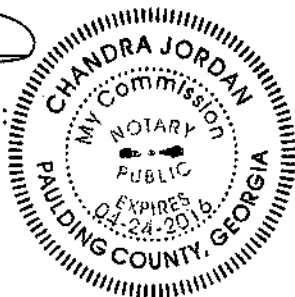
(BOARD SEAL)

ATTEST: 
LASHARN HUGHES
Executive Director

CONSENTED TO:  M.D.
DANIEL PAUL GOLIGHTLY, M.D.
Respondent

AS TO RESPONDENT
Sworn to and subscribed
before me this 19th day
of October, 2012.


NOTARY PUBLIC
My commission expires:



BEFORE THE COMPOSITE STATE BOARD OF MEDICAL EXAMINERS
Composite State Board
of EXAMINERS

STATE OF GEORGIA

MAY 05 2006

IN THE MATTER OF:

DANIEL PAUL GOLIGHTLY, M.D.
License No. 12470

Respondent.

*
* DOCKET NO.

DOCKET NUMBER

20060020
APR 26 2006

PUBLIC CONSENT ORDER LIFTING SUSPENSION

By order of the Composite State Board of Medical Examiners ("Board"), the following disposition of this matter replaces and supersedes any and all prior orders of the Board relative to the Respondent, including, but not limited to, the Public Consent Order in which Respondent agreed that his license be suspended indefinitely In the Matter of Daniel Golightly, M.D., Docket No. 20060020, effective September 1, 2005, and is entered pursuant to the provisions of O.C.G.A. § 50-13-13(a)(4). The Board, in its discretion, having considered the Respondent's petition to lift the suspension of his license to practice medicine in the State of Georgia, hereby LIFTS THE SUSPENSION OF RESPONDENT'S LICENSE TO PRACTICE MEDICINE IN GEORGIA and in conjunction therewith, the Board hereby enters its Findings Of Fact and Conclusions of Law, and ORDERS as follows:

FINDINGS OF FACT

1.

Respondent is licensed to practice medicine in the State of Georgia and was licensed at all times relevant to the matters stated herein.

2.

Respondent has a history of chemical dependency. On or about February 25, 2005, Respondent's clinical privileges at Ridgeview Institute were suspended after Respondent exhibited relapse behavior. Respondent subsequently entered and completed treatment at Talbott Recovery Campus.

3.

On or about September 1, 2005, Respondent entered into a Public Consent Order with the Board, Docket No. 20060020, which provided, among other terms, that Respondent's license to practice medicine in the State of Georgia be placed on indefinite suspension until further order of the Board.

4.

The Board has received information indicating that Respondent is able to return to the practice of medicine with reasonable skill and safety. Respondent has professional advocacy supporting his efforts to return to the practice of medicine in the State of Georgia.

5.

Respondent admits the above findings of fact and waives any further findings of fact with respect to the above-styled matter.

CONCLUSIONS OF LAW

Respondent's prior conduct and/or condition constitute sufficient grounds for the imposition of sanctions upon Respondent's license to practice medicine in the State of Georgia under O.C.G.A. Chs. 1 and 34, T. 43, as amended. Respondent hereby waives any further conclusions of law with respect to the above-styled matter.

ORDER

The Composite State Board of Medical Examiners, having considered the particular facts and circumstances of this case, hereby orders, and Respondent hereby agrees, to the following terms:

Beginning on the effective date of this Public Consent Order Lifting Suspension (the "Order"), Respondent's license to practice medicine in the State of Georgia shall be placed on probation, until discharged by the Board with the following terms and conditions:

(a) Treatment/Aftercare. Within fifteen (15) days of the effective date of this Consent Order, Respondent shall provide the Board with a copy of his continuing aftercare contract and execute a release so that the Board may obtain the results and records relating to Respondent's aftercare. Respondent shall abide by all terms of his continuing aftercare contract. Failure of Respondent to comply with any of these requirements shall subject Respondent's license to revocation, upon substantiation thereof after notice and hearing.

(b) Work Restrictions. Respondent shall work no more than forty (40) hours per week for a period of at least six (6) months. Respondent may increase his hours after six months if it is in accordance with the recommendations of his monitoring and supervising physicians and the Board receives written documentation from his monitoring and supervising physicians supporting the increase in work hours. Any increase in work hours recommended by Respondent's supervising and monitoring physicians shall not become effective until Respondent is provided written acknowledgement from the Board of receipt of documentation submitted by the supervising and monitoring physicians supporting the change in this restriction.

(c) Participation in Support Group. Respondent shall continue to affiliate with and

regularly participate in meetings of Alcoholics Anonymous, Narcotics Anonymous, Caduceus Club or another similar support group acceptable to the Board in accordance with his aftercare contract or as otherwise required by the Board.

(d) Abstain from Mood Altering Substances. Respondent shall continue to completely abstain from the consumption of alcohol. Respondent shall also continue to completely abstain from the consumption of mood altering substances, except as prescribed by a duly licensed practitioner for a legitimate medical purpose. **If such treatment entails the use of narcotics or other potentially addictive substances, Respondent shall have his prescribing physician obtain a consultation with his Board approved monitoring physician, who shall notify the Medical Director within ten (10) days of the event.**

(e) Supervision and Monitoring. Respondent shall designate an acceptable supervising (“workplace”) physician, who will supervise his work, and an acceptable treating (“monitoring”) physician with whom he will continue therapeutic care and who will monitor any medications he is prescribed. Respondent shall provide a copy of this Consent Order to both physicians. Such physicians shall sign a statement in substantially the same form as attached hereto as “Attachment A” to be submitted in conjunction with this Consent Order, as evidence of having read and understood same and having agreed to serve as Respondent’s supervising and monitoring physicians. Respondent shall obtain prior written Board approval through the Medical Director for any change in supervising and monitoring physicians.

(f) Quarterly Reports. Respondent shall submit or cause to be submitted quarterly reports from his supervising and monitoring physicians regarding his performance and mental/physical condition by March 31, June 30, September 30 and December 31 of each calendar year, including a report on any medication being prescribed to Respondent. Failure to

submit or have such reports submitted in a timely manner shall be considered a violation of this Consent Order. It is expected that said supervising and monitoring physicians shall be in communication with each other and will immediately report any change in Respondent's condition, which would render Respondent unable to practice with reasonable skill and safety to patients. By executing this Consent Order, Respondent specifically consents to such supervising and monitoring physicians or any other facility where Respondent obtains medical treatment reporting upon Respondent's condition, notwithstanding any privilege provided by state or federal law. Respondent shall obtain prior Board approval through the Medical Director or Executive Director for any change in the supervisor or monitoring physician.

(g) Random Drug/Alcohol Screens. The Board or its representative or Respondent's supervising or monitoring physicians shall have the authority at any time to order Respondent to undergo random witnessed and immediate drug/alcohol urine, biological fluid, hair or blood screen analysis at Respondent's expense. Proper chain of custody shall be maintained and positive results shall be confirmed by such means as may be required to ensure the validity of such screening.

(h) Relapse. In the event Respondent suffers a relapse on any mood-altering substance, including, but not limited to, any controlled substance, dangerous drug and/or alcohol, during the probationary period, Respondent will be required to take and pass a clinical skills exam acceptable to the Board prior to appearing before the Impairment Committee to request and obtain permission to return to the practice of medicine.

(i) Conference with Board Representative. After acceptance by the Board and docketing, a copy of the docketed Public Consent Order shall be mailed to the Respondent. Within 10 days of the Respondent's receipt of such docketed copy of the Public Consent Order,

the Respondent shall contact the Compliance Manager of the Board to review and discuss the terms of this Public Consent Order. The Respondent shall be responsible for contacting the Compliance Manager for such review and failure to comply with such requirement shall be deemed a violation of this Public Consent Order.

(j) Inspections. During the probationary period, the Medical Director or another Board representative may periodically review, inspect and copy Respondent's records and prescription log. The representative is authorized to review and inspect these records at any reasonable time and as often as the representative deems necessary. The Respondent shall have the right to be present during such inspection of records and the patients' privacy and confidentiality rights shall be maintained. The Respondent shall be available, upon reasonable notice, for personal interviews with the Medical Director or other representative of the Board. Failure of the Respondent to be reasonably available for inspection of his records or for personal interviews with a Board representative shall be considered a violation of this Consent Order.

(j) DEA Utilization. Except as otherwise provided herein, there shall be no restrictions on the legitimate prescribing, administering, ordering or dispensing of controlled substances in the usual course of Respondent's practice. However, Respondent shall not prescribe, administer, order or dispense controlled substances for personal or immediate family use. For purposes of this paragraph, "immediate family" shall mean mother, father, spouse, brothers, sisters, brothers-in-law, sisters-in-law, nephews, nieces, cousins, children and/or stepchildren.

(k) Triplicate Prescriptions. Respondent shall utilize a triplicate prescriptions system for all controlled substances prescribed by him. Each prescription for such a controlled substance written by Respondent shall be sequentially numbered and the copies distributed as

follows: original to patient, one copy to the Board, and one copy to the patient's chart.

Respondent shall not begin renumbering when he reaches 1000, but shall continue to number sequentially. The copies for the Board shall be mailed or delivered to the Board by Respondent once per quarter. A copy of Respondent's dispensing records shall be provided to the Board upon request for all controlled substances dispensed by him or on his order.

(l) Prescription Log. Respondent shall personally maintain for inspection a contemporaneous log (separate from his clinical records or the clinical records of other health care providers) of all controlled substances prescribed, administered, dispensed, or ordered by Respondent. The prescription log shall include the date, patient name, drug, strength, quantity, and refill status, on a form approved by the Board. The prescription log shall also include the diagnosis and the reasons for prescribing, administering, dispensing, or ordering each drug. The Board shall be authorized to inspect Respondent's prescription log. If Respondent's prescription log fails to comply with the requirements of this consent order, the Board is authorized to summarily suspend Respondent's license, pending a hearing.

(m) Record Keeping. Prior to prescribing, administering, ordering or dispensing any controlled substance, Respondent shall detail fully the examination performed and diagnosis reached in the particular patient's file. Respondent shall specifically record all physical data of the patient, and detail the exact nature of Respondent's evaluation of the patient. In addition to this requirement, Respondent agrees to comply with all record keeping requirements of the Board.

(n) Further Evaluation. At any time during the period of probation, the Board shall also have the authority to order Respondent to undergo a physical or mental evaluation by physicians designated by the Board. Respondent shall execute such releases as may be required for the Board to obtain the results of such evaluations.

(o) Periods of Residency Outside Georgia. In the event Respondent should leave Georgia to reside or practice outside of Georgia for periods longer than thirty (30) consecutive days, Respondent shall notify the Board in writing of the dates of departure and return. Periods of residency or practice outside of Georgia as well as periods when Respondent is not actively engaged in practicing as a physician will not apply to the reduction of Respondent's probationary period, except as authorized by the Board. **Respondent shall advise the Board of any change in address of record or employment status.**

(p) Abide By Laws, Rules and Terms. Respondent shall abide by all State and Federal laws regulating his practice as a physician or relating to drugs, the Rules and Regulations of the Composite State Board of Medical Examiners and the terms of this Consent Order and probation. If Respondent shall fail to abide by such laws, rules or terms, or if it should appear from monitoring reports submitted to the Board that Respondent is otherwise unable to practice with reasonable skill and safety to patients, or should Respondent violate the criminal laws of this state, including any term of probation, Respondent's license shall be subject to further discipline, including revocation, upon substantiation thereof, after notice and hearing, and if revoked, the Board in its discretion may determine that the license should be permanently revoked and not subject to reinstatement. Respondent further agrees that any violation of this Order shall be deemed to be sufficient to authorize the Board to order summary suspension of Respondent's license, pending further proceedings, pursuant to the provisions of the Georgia Administrative Procedure Act, O.C.G.A. § 50-13-18(c)(1), or any other statute authorizing emergency action, but Respondent understands that Respondent shall be entitled to an expedited hearing to substantiate such violation(s), if the Board exercises such right.

(q) Disclosure. In addition to other disclosures required by this Consent Order,

Respondent shall supply a copy of this Consent Order, once approved and docketed by the Board, and within ten (10) days from receipt of the docketed copy by Respondent, to each hospital or other institution in Georgia where Respondent maintains staff privileges of any kind, and to any person with whom Respondent is associated in practice, including other physicians, physician's assistants, nurse practitioners, or to any person or entity for whom Respondent is employed as a physician in the State of Georgia. Respondent shall also be required to disclose the existence of and provide a copy of this Consent Order to such individuals or entities in connection with any future application for institutional appointment, associated practice, or employment as a physician in the State of Georgia while this Consent Order is in effect. By executing this Consent Order, Respondent specifically consents to any such individuals or entities reporting to the Board information, which would affect Respondent's ability to practice medicine with reasonable skill and safety to patients, notwithstanding any privilege provided by state or federal law. Respondent shall document compliance with this condition of probation utilizing the form attached hereto as Attachment B, or in a substantially similar form.

(r) Termination of Probation. Respondent shall not be eligible to petition for termination of probation until demonstrating five (5) years of continuous sobriety from the effective date of this Order. At such time, Respondent may petition for termination by certifying under oath before a notary public that he has complied with all conditions of probation and by providing documentation supporting discharge from probation, including, but not limited to, a written statement from Respondent's monitoring and supervising physicians that said monitoring and supervising physicians agree with the termination of probation. The Board shall review and evaluate the practice of Respondent prior to lifting the probation. At such time, should the Board determine that reasonable cause exists for maintaining Respondent's license on a probationary

status, the Board shall notify Respondent of its intent to deny Respondent's petition to terminate probation, and Respondent may respond to such notification in writing or request an appearance before the Board or its representative as in a non-contested case. If no reasonable cause exists to maintain Respondent's medical license on a probationary status, the Board shall be authorized, but is not required, to terminate probation. If the Board denies the Respondent's petition for termination of probation, Respondent may petition for termination of probation on an annual basis thereafter. In any event, this Consent Order shall remain in effect pending a final determination by the Board and notification that the probationary period has terminated.

2.

This Consent Order shall constitute a public order of the Board and may be disseminated as such.

3.

Respondent understands that pursuant to O.C.G.A. Title 43, Chapter 34A, the contents of this order shall be placed on his Physician's Profile. Furthermore, by executing this Consent Order, the Respondent hereby agrees to permit the Board to update his Physician's Profile reflecting this Consent Order.

4.

Respondent acknowledges that Respondent has read this Consent Order and understands its contents. Respondent understands that he has a right to appear before the Board, and freely, knowingly, and voluntarily waives that right. Respondent understands that this Consent Order will not become effective until approved by the Board and docketed by the Executive Director of the Board. Respondent further understands and agrees that a representative of the Department of Law may be present during the presentation of this Consent Order to the Board and that the

Board shall have the authority to review the investigative file and all relevant evidence in considering this Consent Order. Respondent further understands that this Consent Order, once approved, shall constitute a public record that may be disseminated as a disciplinary action of the Board. However, if the Consent Order is not approved, it shall not constitute an admission against interest in this proceeding, or prejudice the right of the Board to adjudicate this matter.

Respondent consents to the terms and conditions contained herein.

Approved, this 5th day of May, 2006.

COMPOSITE STATE BOARD OF
MEDICAL EXAMINERS

(BOARD SEAL)

BY:

[Signature]
M. VENAYAK KAMATHI, M.D.

Vice President

[Signature] Joseph H. Hiley, MD

ATTEST:

[Signature]
LASHARN HUGHES

Executive Director

CONSENTED TO:

[Signature]
DANIEL PAUL GOLIGHTLY, M.D.

Respondent

Sworn to and Subscribed
before me this 17th day
of April, 2006.

[Signature]
NOTARY PUBLIC
My Comm. Expires _____
GEORGIA
JANUARY 28, 2007
PUBLIC
DEKALB COUNTY

BEFORE THE COMPOSITE STATE BOARD OF MEDICAL EXAMINERS

Composite State Board
of Medical Examiners

STATE OF GEORGIA

SEP 01 2005

IN THE MATTER OF:

*

DANIEL GOLIGHTLY, M.D.
License No. 012470

*

DOCKET NO.

DOCKET NUMBER

2006 0020

*

*

Respondent.

*

PUBLIC CONSENT ORDER

By agreement of the Composite State Board of Medical Examiners ("Board") and Daniel Golightly, M.D., ("Respondent"), the following disposition of this matter is entered into pursuant to the provisions of O.C.G.A. § 50-13-13 (a) (4), as amended.

FINDINGS OF FACT

1.

Respondent is licensed to practice medicine in the State of Georgia and was so licensed at all times relevant to the matters stated herein.

2.

Respondent has a history of chemical dependency and entered into a public Consent Order with the Board on or about November 6, 1987, which subjected his license to a period of probation. Respondent's probation was terminated on October 5, 1994.

3.

On or about February 25, 2005, Respondent's clinical privileges at Ridgeview Institute were suspended after Respondent exhibited relapse behavior.

4.

On or about March 16, 2005, Respondent was admitted to Talbott Recovery Campus and he was discharged on or about June 25, 2005.

5.

The Board has received information that Respondent is not able to practice with reasonable skill and safety to patients at this time.

CONCLUSIONS OF LAW

Respondent's actions constitute sufficient grounds for the Board exercise its disciplinary authority and to impose sanctions on Respondent as a licensee under O.C.G.A. Chapters 1 and 34, T. 43, as amended and the Rules of the Composite State Board of Medical Examiners. Respondent hereby waives any further conclusions of law with respect to the above-styled matter.

ORDER

The Composite State Board of Medical Examiners, having considered the particular facts and circumstances of this case, hereby orders, and Respondent hereby agrees, to the following terms:

1.

Respondent agrees that his license as a physician shall be suspended indefinitely and that he shall not practice as a physician until further order of the Board. If Respondent practices as a physician without express written permission of the Board, Respondent's license shall be subject to revocation, upon substantiation thereof.

5.

During the period of suspension, the Respondent shall continue to pay the license renewal fee by and before each expiration date, as established by the Board. Failure to pay the license renewal fee shall be grounds for the administrative revocation of Respondent's license without a hearing, as provided by O.C.G.A. § 43-1-19(l), with reinstatement within the discretion of the Board. Respondent acknowledges that when considering the reinstatement of an administratively revoked license, the Board has the authority to review any investigative file relating to the Respondent.

6.

Respondent also understands that pursuant to O.C.G.A. Title 43, Chapter 34A, the contents of this order shall be placed on Respondent's Physician Profile. Furthermore, by executing this Consent Order, the Respondent hereby agrees to permit the Board to update his Physician Profile reflecting this Consent Order.

7.

Respondent acknowledges that he has read and understands the contents of this Consent Order. Respondent understands that he has the right to a hearing in this matter, and freely, knowingly and voluntarily waives such right by entering into this Consent Order. He understands that this Consent Order will not become effective until approved and docketed by the Composite State Board of Medical Examiners. He further understands and agrees that a representative of the Department of Law may be present during presentation of this Consent Order to the Board and that the Board shall have the authority to review the investigative file and all relevant evidence in considering this Consent Order. Respondent further understands that this Consent Order, once approved, shall constitute a public record,

2.

Respondent has entered a treatment program and shall comply with any recommended follow-up care, including a continuing care program, as may be suggested by his treating physician and/or shall comply with further recommendations of the Board. Respondent shall execute a release so that the Board may obtain the results and records relating to any of Respondent's evaluation(s) and/or treatment.

3.

Respondent may petition to have this suspension of his license to practice medicine in the state of Georgia lifted after February 2006. Said petition shall include neuropsychological testing that supports his return to the practice of medicine with reasonable skill and safety. Respondent shall also obtain professional advocacy from an advocate acceptable to the Board for his return to the practice of medicine and may be requested to personally meet with the Impairment Committee of the Board to discuss the course of Respondent's rehabilitation. The Board shall have the discretion following such meeting to lift the subject's suspension, to place upon Respondent's license any conditions that the Board may deem appropriate or to deny lifting the suspension if the Board determines that Respondent remains unable to practice with reasonable skill and safety and/or needs further rehabilitation.

4.

This Consent Order constitutes a PUBLIC REPRIMAND and may be disseminated by the Board as a public disciplinary action.

which may be disseminated by the Board as a disciplinary action of the Board. If this Consent Order is not approved, it shall not constitute an admission against interest in this proceeding, or prejudice the right of the Board to adjudicate this matter. Respondent consents to the terms and conditions contained herein.

Approved, this 14 day of September 2005.

COMPOSITE STATE BOARD OF
MEDICAL EXAMINERS

BY:

[Signature]

M. VINA YAK KAMATH, M.D.
President

ATTEST:

[Signature]
LASHARN HUGHES
Executive Director

(BOARD SEAL)

CONSENTED TO:

[Signature]
DANIEL GOLIGHTLY, M.D.
Respondent

Sworn to and Subscribed
Before me this 24th day
of August, 2005.

[Signature]
NOTARY PUBLIC

My Commission Expires: 1-28-07

