

COMMONWEALTH OF MASSACHUSETTS

Middlesex, SS.

Board of Registration in Medicine

Adjudicatory Case No. 2024-020

In the Matter of

Edward M. Hallowell, M.D.

**CONSENT ORDER**

Pursuant to G.L. c. 30A, § 10, Edward M. Hallowell, M.D. ("Respondent") and the Board of Registration in Medicine ("Board") (hereinafter referred to jointly as the "Parties") agree that the Board may issue this Consent Order to resolve the above-captioned adjudicatory proceeding. The Parties further agree that this Consent Order will have all the force and effect of a Final Decision within the meaning of 801 C.M.R 1.01(11)(d). The Respondent admits to the findings of fact specified below and agrees that the Board may make the conclusions of law and impose the sanction set forth below in resolution of investigative Docket number 22-285.

**Findings of Fact**

1. The Respondent graduated from Tulane University School of Medicine in 1978. He is certified by the American Board of Medical Specialties in Psychiatry. The Respondent has been licensed to practice medicine in Massachusetts under license number 44431 since 1979.
2. Sometime in or around December of 2020, the Patient began seeing Respondent for treatment sessions via Zoom.
3. With Respondent's assent, the Patient was accompanied by his then-partner LI for support.

4. During their first two sessions, Respondent directed two sexually inappropriate comments toward the Patient and LI.

5. The comments were unrelated to treatment and the topics being discussed at the time.

6. Respondent's comments shocked and offended the Patient and LI.

7. *Board Policy Number 01-01, Disruptive Physician Behavior* (Adopted June 13, 2001) states "Disruptive behavior by a physician has a deleterious effect on the health care system and increases the risk of patient harm." Disruptive behavior is defined as style of interaction with physicians, hospital personnel, patients, family members or others that interferes with patient care and it includes foul language, rude or offensive comments and intimidation of staff, patients, and family members.

#### Conclusions of Law

A. Respondent violated 243 C.M.R. 1.03(5)(a)(18) by committing misconduct in the practice of medicine.

B. Respondent engaged in conduct that undermines the public confidence in the moral integrity of the medical profession. *See Raymond v. Board of Registration in Medicine, 387 Mass. 708 (1982); Levy v. Board of Registration in Medicine, 378 Mass. 519 (1979).*

#### Order

The Respondent's medical license is hereby admonished. This sanction is imposed for each violation of law listed in the Conclusions section and not a combination of any or all of them.

#### Execution of this Consent Order

Complaint Counsel and the Respondent agree that the approval of this Consent Order is left to the discretion of the Board. The signature of Complaint Counsel the Respondent and the


Respondent's counsel are expressly conditioned on the Board accepting this Consent Order. If the Board rejects this Consent Order, in whole or in part, then the entire document shall be null and void; thereafter, neither of the parties nor anyone else may rely on these stipulations in this proceeding.

As to any matter in this Consent Order left to the discretion of the Board, neither the Respondent, nor anyone acting on his behalf, has received any promises or representations regarding the same.


The Respondent waives any right of appeal that he may have resulting from the Board's acceptance of this Consent Order.

The Respondent shall provide a complete copy of this Consent Order within ten (10) days by certified mail, return receipt requested, or by hand delivery to the following designated entities: any in- or out-of-state hospital, nursing home, clinic, other licensed facility, or municipal, state, or federal facility at which the Respondent practices medicine; any in- or out-of-state health maintenance organization with whom the Respondent has privileges or any other kind of association; any state agency, in- or out-of-state, with which the Respondent has a provider contract; any in- or out-of-state medical employer, whether or not the Respondent practices medicine there; the state licensing boards of all states in which the Respondent has any kind of license to practice medicine; the Drug Enforcement Administration Boston Diversion Group; and the Massachusetts Department of Public Health Drug Control Program. The Respondent shall also provide this notification to any such designated entities with which the Respondent becomes associated in the year following the date of imposition of this admonishment. The Respondent is further directed to certify to the Board within ten (10) days that the Respondent has complied with this directive.

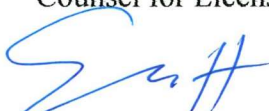
The Board expressly reserves the authority to independently notify, at any time, any of the entities designated above, or any other affected entity, of any action it has taken.

  
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Edward M. Hallowell, M.D.  
Licensee

9/30/24  
Date


  
\_\_\_\_\_  
David M. Gould, Esq.  
Counsel for Licensee

10/15/24  
Date

  
\_\_\_\_\_  
Erik R. Bennett, Esq.  
Complaint Counsel

10/21/2024  
Date

So ORDERED by the Board of Registration in Medicine this 21<sup>st</sup> day of October, 2024.

  
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Booker T. Bush, M.D.  
Board Chair