

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
BUREAU OF PROFESSIONAL LICENSING
BOARD OF MEDICINE
DISCIPLINARY SUBCOMMITTEE

In the Matter of

MARIE ALICE THOMPSON, M.D.
License No. 43-01-040910,
Respondent.

File No. 43-23-003076

CONSENT ORDER

On January 24, 2024, the Department of Licensing and Regulatory Affairs executed an Administrative Complaint charging Respondent with violating the Public Health Code, MCL 333.1101 *et seq.*

Respondent neither admits nor denies the facts alleged in the Complaint but agrees that the Michigan Board of Medicine's Disciplinary Subcommittee (DSC) shall treat the allegations as true for purposes of this Consent Order and Stipulation. The DSC has reviewed this Order and agrees that the public interest is best served by resolution of the outstanding Complaint.

Therefore, IT IS FOUND that the facts alleged in the Complaint are true and constitute violation(s) of MCL 333.16221(a), (b)(i), (g) and (h).

Accordingly, IT IS ORDERED that for the cited violations of the Public Health Code:

Respondent is placed on PROBATION for a minimum of one (1) day, and not to exceed 120 days, commencing on the effective date of this Order. The terms of probation shall be as follows:

1. CONTINUING EDUCATION: Respondent shall successfully complete and submit satisfactory evidence of completing a minimum of six (6) hours of continuing education (CE) acceptable to the Board in the area of professional boundaries.

This CE **shall not** apply in computing Respondent's current continuing education requirements for license renewal.

Respondent shall seek and obtain pre-approval of the CE from the Chairperson of the Board or the Chairperson's designee.

Respondent shall mail requests for pre-approval and proof of the successful completion of the CE to the Department electronically as set forth below.

2. COMPLIANCE WITH THE PUBLIC HEALTH CODE: Respondent shall comply with all applicable provisions of the Public Health Code and rules promulgated thereunder.

Respondent shall be automatically discharged from probation upon receipt by the Department of satisfactory evidence of the successful completion of the probationary terms as set forth above, PROVIDED compliance occurs within 120 days, Respondent has paid the fine set forth below, has complied with the terms of this Order, and has not violated the Public Health Code.

Respondent is FINED \$500.00 to be paid to the State of Michigan within 120 days of the effective date of this Order. The fine **shall be paid electronically** through Respondent's MiPLUS account **OR** by mail with a check or money order directly to:

Department of Licensing and Regulatory Affairs, Enforcement Division, Compliance Section, P.O. Box 30189, Lansing MI 48909. If the fine is paid by mail, the check or money order shall be made payable to the State of Michigan and shall clearly display File Number 43-23-003076.

If Respondent fails to comply with the terms and conditions of this Order, Respondent's license shall be automatically suspended for a minimum of one (1) day. If within six (6) months of the suspension of the license, Respondent complies with the terms of this Order, the license shall be automatically reinstated.

If Respondent's license remains suspended for more than six (6) months, reinstatement is not automatic. If Respondent applies for reinstatement of the license, application for reinstatement shall be in accordance with sections MCL 333.16245 and 333.16247.

Respondent shall upload reports and other documents to the EDOC Record found under the *Enforcement* tab in Respondent's MiPLUS account or send as an email attachment to BPL-Monitoring@michigan.gov. Questions, requests for approval, and other communications shall be emailed to BPL-Monitoring@michigan.gov.

Respondent shall be solely responsible for payment of all costs incurred in complying with the terms of this Order.

If Respondent violates any provision of this Order, or fails to complete any term of this Order, the DSC may take disciplinary action pursuant to Mich Admin Code, R 338.1632 and MCL 333.16221(h).

This Order shall be effective 30 days from the date signed by the DSC's Chairperson or authorized representative, as set forth below.

MICHIGAN BOARD OF MEDICINE

By: Lauren Brown for
Chairperson, Disciplinary Subcommittee

Dated: November 20, 2024

STIPULATION

1. Respondent neither admits nor denies the facts alleged in the Complaint but agrees that the DSC shall treat the allegations as true for purpose of this Order, which findings shall have the same force and effect as if evidence and arguments were presented in support of the allegations.

2. Respondent understands and intends that by signing this Stipulation Respondent is waiving the right, pursuant to the Public Health Code, the rules promulgated thereunder, and the Administrative Procedures Act, MCL 24.201 *et seq.*, to require the Department to prove the charges set forth in the Complaint by presentation of evidence and legal authority, and Respondent is waiving the right to appear with an attorney and such witnesses as Respondent may desire to present a defense to the charges.

3. This matter is a public record required to be published and made available to the public pursuant to the Michigan Freedom of Information Act, MCL 15.231

et seq., and this action will be reported to the National Practitioner Data Bank and any other entity as required by state or federal law.

4. The Department's representative is free to discuss this matter with the DSC and recommend acceptance of the resolution set forth in this Order.

5. This Order is approved as to form and substance by Respondent and the Department and may be entered as the final order of the DSC in this matter.

6. This proposal is conditioned upon acceptance by the DSC. Respondent and the Department expressly reserve the right to further proceedings without prejudice should this Order be rejected.

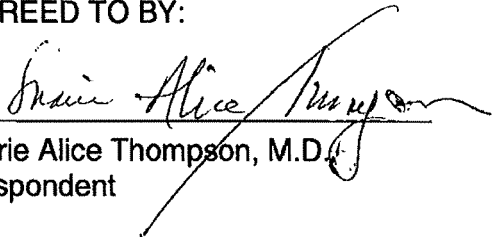
AGREED TO BY:



Sarah Eaton, Analyst
Regulation Section I
Enforcement Division

Dated: October 15, 2024

AGREED TO BY:



Marie Alice Thompson, M.D.
Respondent

Dated: 8 Oct 2024

AGREED AS TO FORM BY:



Ralph F. Valitutti (P26128)
Attorney for Respondent

Dated: 15 Oct 2024

SDE/dem

STATE OF MICHIGAN
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In the Matter of

MARIE ALICE THOMPSON, M.D.

License No. 43-01-040910,

Respondent.

File No. 43-23-003076

ADMINISTRATIVE COMPLAINT

The Michigan Department of Licensing and Regulatory Affairs, Bureau of Professional Licensing, complains against Respondent as follows:

1. The Michigan Board of Medicine is an administrative agency established by the Public Health Code, MCL 333.1101 *et seq.* Pursuant to MCL 333.16226, the Board's Disciplinary Subcommittee is empowered to discipline persons for violations of the Public Health Code.

2. Respondent is currently licensed to practice as a medical doctor in the state of Michigan and has a controlled substance license. Respondent currently resides in San Fransico, California and has an address on record with the Department in Ann Arbor, Michigan.

3. At all relevant times, Respondent practiced psychiatry in Respondent's private practice and maintained an address on record with the Department in Ann Arbor, Michigan.

4. From approximately October 1993 to July 2020, Respondent treated patient K.D.¹ Respondent's treatment included prescribing medication and providing mental health therapy.

5. In approximately February 2010, Respondent hired patient K.D. as a personal assistant while continuing to provide mental health therapy to patient K.D. Patient K.D.'s job duties included completing Respondent's personal errands, cleaning Respondent's house, helping Respondent move personal items from home to a storage locker, and assisting with Respondent's banking needs. At times, patient K.D.'s job performance was discussed during patient K.D.'s therapy session. Patient K.D. developed feelings of confusion and exploitation as a result of Respondent providing mental health therapy while serving in a dual role as an employer of patient K.D.

6. In 2020, Respondent moved to California. Respondent failed to report to the Department Respondent's change in mailing address within 30 days after the change.

7. On or about December 6, 2022, patient K.D. emailed Respondent a request for patient K.D.'s medical records. On April 4, 2023, after repeated requests from patient K.D., Respondent advised patient K.D. the medical records were in the mail and provided a United States Postal Service tracking number.

¹ Initials are used to protect the patient's identity.

8. The medical records that patient K.D. received failed to contain a full and complete record of tests and examinations performed, observations made, and treatments provided. Many of Respondent's session notes included only a handwritten summary in one or two sentences. Multiple entries included one handwritten session note for multiple dates of service.

9. On December 13, 2023, during an interview with the Department's investigator, Respondent admitted to hiring patient K.D. to perform odd jobs and assistant duties. Respondent also admitted to treating and prescribing medication to patient K.D. while patient K.D. was Respondent's employee. Respondent also confirmed that Respondent moved to California in 2020.

COUNT I

Respondent's conduct, as set forth above, evidences a violation of general duty, consisting of negligence or failure to exercise due care, including negligent delegation to or supervision of employees or other individuals, whether or not injury results, in violation of MCL 333.16221(a).

COUNT II

Respondent's conduct, as set forth above, demonstrates Respondent's "departure from, or failure to conform to, minimal standards of acceptable and prevailing practice for the health profession, whether or not actual injury to an individual occurs," and accordingly "incompetence," in violation of MCL 333.16221(b)(i).

COUNT III

Respondent's conduct, as set forth above, evidences a failure to report a change of name or mailing address as required in section MCL 333.16192, in violation of MCL 333.16221(g).

COUNT IV

Respondent's conduct, as set forth above, evidences the failure to keep and maintain a record for each patient for whom Respondent has provided medical services, including a full and complete record of tests and examinations performed, observations made, and treatments provided, contrary to MCL 333.16213(1), in violation of MCL 333.16221(h).

RESPONDENT IS NOTIFIED that, pursuant to MCL 333.16231(8), Respondent has 30 days from the date of receipt of this Complaint to submit a written response to the allegations contained in it. Pursuant to section 16192(2) of the Code, Respondent is deemed to be in receipt of the Complaint 3 days after the date of mailing listed in the attached proof of service. The written response shall be submitted by email to the Department of Licensing and Regulatory Affairs, Bureau of Professional Licensing to LARA-BPL-RegulationSection@michigan.gov. If unable to submit a response by email, Respondent may submit by regular mail to the **Department of Licensing and Regulatory Affairs, Bureau of Professional Licensing, P.O. Box 30670, Lansing, MI 48909.**

Respondent's failure to submit an answer within 30 days is an admission of the allegations in this Complaint. If Respondent fails to answer, the Department shall transmit this Complaint directly to the Board's Disciplinary Subcommittee to impose a sanction, pursuant to MCL 333.16231(9).

Dated: January 24, 2024



Sarah Eaton, Analyst
Regulation Section I
Enforcement Division

SDE/dem/rjr