

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

In the Matter of

JESSE LEE COSTALES, M.D.
License No. EMC0003830,
Respondent.

File No. 43-24-001425

CONSENT ORDER

On April 30, 2024, the Department of Licensing and Regulatory Affairs executed an Administrative Complaint (Complaint) charging Respondent with violating the Public Health Code, MCL 333.1101 *et seq.*

Respondent has admitted that the facts alleged in the Complaint are true and constitute violation(s) of the Public Health Code. The Michigan Board of Medicine's Disciplinary Subcommittee (DSC) has reviewed this Consent Order and Stipulation 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(b)(x).

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

Respondent is FINED \$500.00, to be paid to the State of Michigan within 60 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 43-24-001425.

Respondent shall direct all questions and other communications concerning this Order 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 fails to comply with the terms and conditions of this Order, Respondent's license shall be 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.

If Respondent violates any provision of this Order, or fails to complete any term of the 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: September 18, 2024

STIPULATION

1. The facts alleged in the Complaint are true and constitute violation(s) of MCL 333.16221(b)(x).
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. A factor taken into consideration in the formulation of this Order:

On May 2, 2024, Respondent submitted an answer to the Complaint, that in part stated that Respondent was delinquent in submitting the compact supplement application to the Maryland State Board of Physicians because Respondent experienced difficulty logging into the portal.

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

6. 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.

7. 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:



Kimberly Crepeau, Analyst
Regulation Section I
Enforcement Division

Dated: July 8, 2024

AGREED TO BY:



Jesse Lee Costales, M.D.
Respondent

Dated: 07/06/2024

KC/lfm

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

In the Matter of

JESSE LEE COSTALES, M.D.
License No. EMC0003830,
Respondent.

File No. 43-24-001425

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 holds an expedited license to practice medicine in the state of Michigan under the Interstate Medical Licensure Compact. Respondent's state of principal license is the State of Nevada. Respondent's address of record with the Department is Phoenix, Arizona.

3. On April 9, 2024, the Maryland State Board of Physicians (Maryland Board) executed a Consent Order (Maryland Order) that, in part, reprimanded Respondent, imposed a \$500.00 fine, and required Respondent to complete and file with the Maryland Board the Compact Supplement Application within ten (10) days or

Respondent's license will be suspended. The Maryland Order was based on allegations that Respondent failed to submit Respondent's Compact Supplement Application within 30 days of obtaining a Maryland medical license under the Interstate Medical Licensure Compact. A copy of the Maryland Order, marked Exhibit A, is attached and incorporated.


COUNT I

The action by the Maryland Board, as set forth above, constitutes final adverse administrative action by a licensure, registration, disciplinary, or certification board involving the holder of, or an applicant for, a license or registration regulated by another state or a territory of the United States, in violation of MCL 333.16221(b)(x).

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 MCL 333.16192(2), Respondent is deemed to be in receipt of the Complaint three (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: April 30, 2024


Kimberly Crepeau, Analyst
Regulation Section I
Enforcement Division

Attachment

KC/lfm/rjr