

BEFORE THE MINNESOTA
BOARD OF MEDICAL PRACTICE

AMENDED
STIPULATION
AND ORDER

In the Matter of the
Medical License of
Roger A. Mattson, M.D.
Date of Birth: 5-12-38
License Number: 16,767

IT IS HEREBY STIPULATED AND AGREED, by and between Roger A. Mattson, M.D. (hereinafter "Respondent"), and the Minnesota Board of Medical Practice (hereinafter "Board") as follows:

1. During all times herein, Respondent has been and now is subject to the jurisdiction of the Board from which he holds a license to practice medicine and surgery in the State of Minnesota;

FACTS

2. For the purpose of this stipulation, the Board may consider the following facts as true:

a. In December 1991, the Board issued an order suspending Respondent's license to practice medicine and surgery in the State of Minnesota;

b. In January 1992, Respondent was found guilty, in connection with his practice of medicine, of seven counts of theft by false representation by a jury in the District Court for the Sixth Judicial District, County of St. Louis, Minnesota. Respondent was sentenced on March 12, 1992 to ten years probation, twelve months at the Northeast Regional Corrections Center, \$17,026.24 restitution payment, \$2,000 fine or conditional 200 hours of community service,

and \$8,195.69 prosecution costs.

c. On December 16, 1992, the District Court for the Sixth Judicial District, County of St. Louis, Minnesota, ordered Respondent to make additional restitution to the United States Department of Veteran's Affairs in the amount of \$47,881.32 minus \$2,130.94 adjustment with additional adjustments reserved, and \$1,725.28 to Medicare;

STATUTES

3. The Board views Respondent's practices as inappropriate in such a way as to require Board action under Minn. Stat. §147.091, subd. 1(c) (1992) and Respondent agrees that the conduct cited above constitutes a reasonable basis in law and fact to justify the disciplinary action;

REMEDY

4. In the interest of settling this matter and avoiding the necessity of further proceedings, Respondent and the Board hereby agree that upon this stipulation and all of the files, records, and proceedings herein, and without further notice of hearing herein, Respondent does hereby consent that the Board may make and enter an order as follows:

a. Respondent agrees to a voluntary suspension of his license to practice medicine and surgery in Minnesota for a minimum period of five years, which shall begin to run on the date of this order. At the end of the five year period, Respondent may petition the Board for reinstatement of his license in accordance with the provisions of paragraph 4.c. below. The period of suspension will continue to run until Respondent complies with the provisions of

paragraph 4.c. and the Board staff notifies Respondent, in writing, that the suspension is lifted and a license or restricted license is issued;

b. During the period of suspension, Respondent shall not in any manner practice medicine or surgery in this State;

c. Respondent may petition in whole or in part for reinstatement of his license to practice medicine and surgery in Minnesota with evidence of the following:

1) The five year period of suspension has expired;
and

2) Respondent has successfully completed, as determined by the Board, all terms and conditions of the Order dated December 17, 1991, which is attached as Exhibit A and is incorporated by reference herein in its entirety;

d. Should Respondent seek reinstatement of his license in Minnesota, the Board may reopen its investigation.

5. Respondent is aware that this Stipulation and Order may be disseminated to other states pursuant to Minn. Stat. §214.10 subd. 8(e). Upon request, the Board may share its investigative data with the requesting state if the Board receives reasonable assurances from the requesting state that the data will not be made public;

6. Within ten days of the date of this Order, Respondent shall provide the Board with a list of all hospitals at which Respondent currently has medical privileges. The information shall be sent to Robert Leach, Board of Medical Practice, Suite 106, 2700 University Avenue West, St. Paul, Minnesota 55114;

7. In the event the Board in its discretion does not approve

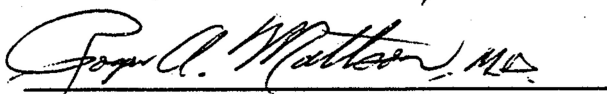
this settlement, this stipulation is withdrawn and shall be of no evidentiary value and shall not be relied upon or introduced in any disciplinary action by either party hereto except that Respondent agrees that should the Board reject this stipulation and if this case proceeds to hearing, Respondent will assert no claim that the Board was prejudiced by its review and discussion of this stipulation or of any records relating hereto;

8. Respondent has been advised by Board representatives that he may choose to be represented by legal counsel in this matter and Respondent has chosen to be represented;

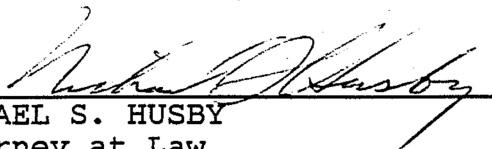
9. Respondent waives any further hearings on this matter before the Board to which Respondent may be entitled by Minnesota or United States constitutions, statutes, or rules, except any hearing which may be held on a petition by Respondent for reinstatement of his license in accordance with paragraph 4.c. above, and agrees that the order to be entered pursuant to the stipulation shall be a final order herein;

10. Respondent hereby acknowledges that he has read and understands this stipulation and has voluntarily entered into the stipulation without threat or promise by the Board or any of its members, employees, or agents. This stipulation contains the entire agreement between the parties, there being no other agreement of any kind, verbal or otherwise, which varies the terms of this stipulation.

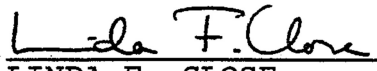
Dated: MARCH 29, 1993



Roger A. Mattson, M.D.
Respondent


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Attorney for Minnesota
Board of Medical Practice

Upon consideration of this stipulation and all the files,
records, and proceedings herein,

IT IS HEREBY ORDERED that the terms of this stipulation are
adopted and implemented by the Board this 8th day of May,
1993.

MINNESOTA BOARD OF
MEDICAL PRACTICE

BY: 
