

**BEFORE THE MINNESOTA
BOARD OF MEDICAL PRACTICE**

In the Matter of
the Medical License of
Joseph S. Richmond, M.D.
Year of Birth: 1952
License Number: 46612

**STIPULATION AND ORDER
FOR VOLUNTARY SURRENDER**

IT IS HEREBY STIPULATED AND AGREED, by and between Joseph S. Richmond, M.D. (“Respondent”), and the Complaint Review Committee (“Committee”) of the Minnesota Board of Medical Practice (“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.
2. Respondent has been advised by Board representatives that he may choose to be represented by legal counsel in this matter. Respondent knowingly waived the right to be represented by counsel. The Committee was represented by Daniel S. Schueppert, Assistant Attorney General, 445 Minnesota Street, Suite 1400, St. Paul, Minnesota 55101, (651) 757-1205.

FACTS

3. For the purpose of this Stipulation, the Board may consider the following facts as true:
 - a. Respondent was licensed by the Board to practice medicine and surgery in the State of Minnesota on May 15, 2004. On December 31, 2019, Respondent’s license became inactive due to non-renewal.

b. In March 2019, the Board received a report stating that Respondent was prescribing controlled substance medications in a manner not consistent with community and clinical standards. In May 2019, Respondent wrote the Board a letter in response to the allegations.

c. In June 2019, the Board received a report stating that Respondent had taken \$49,000 from a patient in an investment scheme and that he was terminated from his employment on May 24, 2019. Respondent failed to report his employment termination to the Board within 30 days.

d. In July 2019, the Board received a report that Respondent engaged in unsafe prescribing practices in the workplace. Also in July 2019, the Board received a report regarding Respondent's failure to complete patient charts, poor work attendance, and concerning prescribing practices inconsistent with workplace policy, procedure, and community standards.

e. In February 2020, the Board received a report stating that Respondent failed to comply with his Health Professionals Services Program ("HPSP") Participation Agreement which was signed on April 22, 2019. Specifically, Respondent did not ensure appropriate quarterly reports were completed for HPSP monitoring in July 2019, October 2019, and January 2020. Additionally, Respondent did not communicate with HPSP or respond to letters regarding his overdue complaint in June 2019, November 2019, and February 2020.

f. The Board initiated an investigation into Respondent's conduct. The Board requested responses from Respondent regarding both July reports and did not receive a response. Additionally, the Board requested a response from Respondent regarding his HPSP compliance. Respondent failed to fully and promptly respond to the Board's investigation.

g. The Committee asked Respondent to appear to discuss the allegations. On September 24, 2020, Respondent failed to attend the Conference with the Committee. The Committee discussed the matter and decided to offer Respondent this Stipulation and Order.

STATUTES

4. The Committee views Respondent's practices as inappropriate in such a way as to require Board action under Minnesota Statute section 147.091, subdivision 1 (g) (engaged in unethical or improper conduct), (l) (inability to practice medicine due to illness), (r) (became addicted or habituated to a drug or intoxicant), (u) (failure to cooperate with a Board investigation) and Minnesota Statutes section 214.355 (violating the terms of the HPSP participation agreement) (2020). Respondent agrees that the conduct cited above constitutes a reasonable basis in law and fact to justify the disciplinary action under these statutes.

REMEDY

5. Upon this Stipulation and all of the files, records, and proceedings herein, and without any further notice or hearing herein, Respondent does hereby consent that the Board may make and enter an order disciplining Respondent's license as follows:

a. Respondent shall **VOLUNTARILY SURRENDER** his license to practice medicine and surgery in the State of Minnesota.

b. Upon Respondent's surrender of his license to practice medicine and surgery in Minnesota, the Board agrees to close its files in this matter.

c. Should Respondent seek re-licensure in Minnesota, the Board may reopen its investigation.

6. Respondent is aware that this Stipulation and Order is public data and will be disseminated. The Board may share its investigative data with other states pursuant to a statutory process.

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 nor 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 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 and agrees that the order to be entered pursuant to the Stipulation shall be the final order herein.

9. 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: 8/01/2021

Dated: 9/9/21



JOSEPH S. RICHMOND, M.D.
Respondent



FOR THE COMMITTEE

ORDER

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 11th day of September, 2021.

MINNESOTA BOARD OF
MEDICAL PRACTICE

By: 