

SETTLEMENT AGREEMENT BETWEEN
THE STATE BOARD OF REGISTRATION FOR THE HEALING ARTS OF MISSOURI
AND WILLIAM S. LOGAN, MD

COMES NOW William S. Logan, MD, ("Licensee") and the Missouri State Board of Registration for the Healing Arts ("the Board"), and enter into this agreement for the purpose of resolving the issue of whether Licensee's physician and surgeon's license is subject to discipline. Licensee and the Board jointly stipulate and agree that a final disposition of this matter may be effectuated as described below pursuant to sections 536.060 and 621.045, RSMo.¹

1. Licensee acknowledges he understands the various rights and privileges afforded to him by law, including the right to a hearing on the Complaint before the Administrative Hearing Commission with regard to the matters alleged, including the right to appeal any decision rendered by the AHC; the right to appear and be represented by legal counsel; the right to have all allegations against him proven upon the record by competent and substantial evidence; the right to cross-examine any witnesses appearing at the hearing; the right to present evidence on his own behalf; the right to a decision based upon the record by a fair and impartial Administrative Hearing Commissioner; and the right to present evidence in mitigation of discipline at a hearing before the Board. Having been advised of these rights provided to him by operation of law, Licensee knowingly and voluntarily waives each and every one of these rights, freely enters into this agreement and agrees to abide by the terms of this document as they pertain to Licensee.
2. Licensee acknowledges that he may, at the time this agreement is effective or within fifteen (15) days thereafter, submit this agreement to the Administrative Hearing Commission to determine whether the facts agreed to by the parties constitute grounds to discipline Licensee's license. Knowing of this right, Licensee hereby waives his right to review by the Administrative Hearing Commission.

¹ All statutory references are to the Revised Statutes of Missouri Cumulative Supplement (2018), unless otherwise stated.

3. Licensee acknowledges he has been advised of his right to legal counsel, and acknowledges he has had legal counsel and does now have legal counsel in this matter.
4. The parties stipulate and agree that the discipline agreed to by the Board and Licensee in the consent order in Part III is based only on the agreement set out in Parts I and II herein. Licensee understands that the Board may take further action against him based on facts or conduct not specifically mentioned in this document that is either presently known to the Board or later discovered.
5. Licensee understands and agrees that the Board will maintain this agreement as an open record as required by Chapters 324, 334 and 610, RSMo, and it will report this agreement to the National Practitioner Data Bank ("NPDB") and the Federation of State Medical Boards ("FSMB").

I. JOINT STIPULATION OF FACTS

Based upon the foregoing, the Board and Licensee herein jointly stipulate and agree to the following:

6. The Board is an agency of the state of Missouri created and established pursuant to section 334.120, RSMo, for the purpose of executing and enforcing the provisions of Chapter 334, RSMo.
7. Licensee is licensed by the Board as a physician and surgeon, license number R7B57, which was first issued on August 14, 1981. Licensee's license is lapsed, and it was current and active at all times relevant herein.
8. At all relevant times herein, Licensee provided forensic, adolescent, and adult psychiatric services in his Kansas City, Missouri office.
9. Oxycodone, Oxycodone/Acetaminophen, d-Amphetamine Salts combo (Adderall), Percocet, and Hydrocodone/Acetaminophen are schedule II controlled substances.
10. Alprazolam (Xanax), Ultram, Clonazepam (Klonopin), and Tramadol are schedule IV controlled substances.
11. Promethazine with Codeine syrup is a schedule V controlled substance.

Patient 1

12. Between on or about November 27, 2017 and December 3, 2018, Licensee treated Patient 1, a 29-year-old male, in Kansas City, Missouri for multiple health issues including pain management.
13. From on or about November 27, 2017 to December 3, 2018, Licensee prescribed Patient 1 Alprazolam, 2mg, four times a day.
14. From on or about November 27, 2017 to October 18, 2018, Licensee prescribed Patient 1 Oxycodone, 30 mg, initially three times a day and then every six hours.
15. From on or about December 5, 2017 to June 22, 2018, Licensee prescribed Patient 1 Promethazine with Codeine syrup, 5 ml, every six to eight hours.
16. From on or about April 24, 2018 to October 18, 2018, Licensee prescribed Patient 1 Oxycodone, 10 mg, every six hours, in addition to the existing prescription for Oxycodone, 30 mg.
17. On or about August 16, 2018, Licensee prescribed Patient 1 Ultram, 50 mg, three times a day for five days.
18. From on or about August 16, 2018 to December 3, 2018, Licensee prescribed Patient 1 d-Amphetamine Salts combo (Adderall), 20 mg, three times a day.
19. Between on or about November 27, 2017 and December 3, 2018:
 - a. Licensee did not order a urine drug screen of Patient 1.
 - b. Licensee's treatment records for Patient 1 contain no drug contract between Licensee and Patient 1.
 - c. Licensee made no attempt to decrease Patient 1's doses of opiates.

Patient 2

20. Between on or about April 2, 2018 and December 11, 2018, Licensee treated Patient 2, a 25-year-old female, in Kansas City, Missouri for multiple health issues including pain management.
21. From on or about April 2, 2018 to November 16, 2018, Licensee prescribed Patient 2 Alprazolam, 2mg, every six hours.

22. From on or about April 2, 2018 to November 26, 2018, Licensee prescribed Patient 2 Oxycodone, 30 mg, every six hours.
23. From on or about April 2, 2018 to November 21, 2018, Licensee prescribed Patient 2 Promethazine with Codeine syrup, 5 ml, every six to eight hours.
24. From on or about April 23, 2018 to October 23, 2018, Licensee prescribed Patient 2 Percocet, 10-325 mg, every six to eight hours.
25. On or about October 19, 2018, Licensee refilled a Xanax prescription for Patient 2.
26. On or about November 16, 2018, Licensee noted in Patient 2's treatment records that Patient 2 reported she was having urine drug screens through the Division of Family Services and a probation officer on a prior marijuana charge. Licensee did not obtain or attempt to obtain reports from those drug screens.
27. Between on or about April 2, 2018 and December 11, 2018:
 - a. Licensee did not order a urine drug screen of Patient 2.
 - b. Licensee's treatment records for Patient 2 contain no drug contract between Licensee and Patient 2.
 - c. Licensee made no attempt to decrease Patient 2's doses of opiates.

Patient 3

28. Between on or about August 10, 2015 and November 26, 2018, Licensee treated Patient 3, a 26-year-old male, in Kansas City, Missouri for multiple health issues including pain management.
29. From on or about August 10, 2015 to November 26, 2018, Licensee prescribed Patient 3 Alprazolam. Initially, Licensee prescribed Alprazolam, 1mg two times a day. Prior to on or about May 2, 2018, Licensee increased the dose to Alprazolam, 2mg, three times a day. On or about October 25, 2018, Licensee modified the dose to Alprazolam, 2mg, every eight to twelve hours.
30. From on or about August 10, 2015 to November 26, 2018, Licensee prescribed Patient 3 Oxycodone, 30 mg, every six hours.
31. On or about June 13, 2018, Licensee prescribed Patient 3 Oxycodone, 15mg, every six hours, in addition to the existing prescription for Oxycodone, 30 mg.

32. On or about July 18, 2018, Licensee prescribed Patient 3 Oxycodone, 20 mg, every six hours.
33. From on or about August 9, 2018, Licensee prescribed Patient 3 Promethazine with Codeine syrup, 5 ml, every six to eight hours.
34. Between on or about August 10, 2015 and November 26, 2018:
 - a. Licensee did not order a urine drug screen of Patient 3.
 - b. Licensee's treatment records for Patient 3 contain no drug contract between Licensee and Patient 3.
 - c. Licensee made no attempt to decrease Patient 3's dose of Oxycodone.
35. In the course of treating Patients 1, 2, and 3, Licensee did not sufficiently evaluate underlying or coexisting diseases or conditions or history. Licensee failed to keep complete and accurate ongoing records of the diagnosis and treatment plan.
36. During the course of care of Patient 1, 2, and 3, Licensee did not regularly determine progress towards treatment objectives, improvement in patient's pain intensity or improvement of physical and/or psychosocial function.
37. In the course of treating Patients 1, 2, and 3, Licensee prescribed, administered, or otherwise distributed controlled substances without a sufficient examination and nontherapeutic in nature or nontherapeutic in the manner in which they were prescribed, which constitutes a violation of sections 334.100.2(4)(h) and 334.107(1), RSMo.
38. Licensee's diagnosis, treatment, care, and monitoring of Patients 1, 2, and 3 constituted a failure to use that degree of skill and learning ordinarily used under the same or similar circumstances by a member of Licensee's profession, constituting gross negligence and repeated negligence.
39. Licensee's diagnosis, treatment, care and monitoring of Patients 1, 2, and 3 constituted conduct or practice which is or might be harmful or dangerous to the mental or physical health of a patient or the public.
40. The above paragraphs 12 through 39 constitute cause to discipline Licensee's license pursuant to sections 334.100.2(4)(h), 334.100.2(5), and 334.100.2(6) (for violating section 334.107(1)), RSMo.

41. Records of prescriptions written by Licensee and filled at one pharmacy chain in the Kansas City area establish Licensee's pattern and habit of overprescribing controlled substances to his psychiatric patients:
- a. From on or about January 11, 2018 through November 19, 2018, the pharmacy chain filled Licensee's prescriptions presented by 13 patients totaling 2550 tablets of Alprazolam 1 mg.
 - b. From on or about January 1, 2018 through December 9, 2018, the pharmacy chain filled Licensee's prescriptions presented by 102 patients totaling 68,930 tablets of Alprazolam 2 mg.
 - c. From on or about January 2, 2018 through November 23, 2018, the pharmacy chain filled Licensee's prescriptions presented by 11 patients totaling 5,386 tablets of d-Amphetamine Salt Combo 20 mg.
 - d. From on or about January 27, 2018 through October 19, 2018, the pharmacy chain filled Licensee's prescriptions presented by 3 patients totaling 1,620 tablets of Hydrocodone/Acetaminophen 10-325 mg.
 - e. From on or about February 1, 2018 through November 16, 2018, the pharmacy chain filled Licensee's prescriptions presented by 1 patient totaling 480 tablets of Hydrocodone/Acetaminophen 7.5-325 mg.
 - f. From on or about January 14, 2018 through November 27, 2018, the pharmacy chain filled Licensee's prescriptions presented by 5 patients totaling 750 tablets of Hydrocodone/Acetaminophen 5-325 mg.
 - g. From on or about January 3, 2018 through November 29, 2018, the pharmacy chain filled Licensee's prescriptions presented by 15 patients totaling 4,315 tablets of Oxycodone/Acetaminophen 10-325 mg.
 - h. From on or about February 5, 2018 through August 14, 2018, the pharmacy chain filled Licensee's prescriptions presented by 5 patients totaling 1,460 tablets of Oxycodone 10 mg immediate release.

- i. From on or about January 8, 2018 through October 24, 2018, the pharmacy chain filled Licensee's prescriptions presented by 8 patients totaling 1,830 tablets of Oxycodone 15 mg immediate release.
 - j. From on or about February 7, 2018 through August 20, 2018, the pharmacy chain filled Licensee's prescriptions presented by 3 patients totaling 330 tablets of Oxycodone 20 mg immediate release.
 - k. From on or about January 5, 2018 through November 15, 2018, the pharmacy chain filled Licensee's prescriptions presented by 22 patients totaling 8,580 tablets of Oxycodone 30 mg immediate release.
 - l. From on or about January 15, 2018 through October 18, 2018, the pharmacy chain filled Licensee's prescriptions presented by 12 patients totaling 6720 ml of Promethazine with Codeine syrup.
 - m. From on or about January 6, 2018 through December 1, 2018, the pharmacy chain filled Licensee's prescriptions presented by 3 patients totaling 1,290 tablets of Tramadol 50 mg.
 - n. From on or about January 26, 2018 through August 17, 2018, the pharmacy chain filled Licensee's prescriptions presented by 4 patients totaling 1,020 tablets of Clonazepam 0.5 mg.
 - o. From on or about January 2, 2018 through November 21, 2018, the pharmacy chain filled Licensee's prescriptions presented by 10 patients totaling 2,235 tablets of Clonazepam 1 mg.
 - p. From on or about January 2, 2018 through November 26, 2018, the pharmacy chain filled Licensee's prescriptions presented by 7 patients totaling 810 tablets of Clonazepam 2 mg.
42. Licensee's pattern and habit of overprescribing controlled substances to his psychiatric patients was a failure to use that degree of skill and learning ordinarily used under the same or similar circumstances by a member of Licensee's profession. It is also conduct or practice which is or might be harmful or dangerous to the mental or physical health of a patient or the public.

43. The above paragraphs 41 through 42 constitute cause to discipline Licensee's license pursuant to sections 334.100.2(4)(h), 334.100.2(5), and 334.100.2(6) (for violating section 334.107(1)), RSMo.
44. On or about January 14, 2019 and while under investigation by the U.S. Department of Justice, Drug Enforcement Agency ("DEA"), Licensee signed a "Surrender for Cause of DEA Certificate of Registration" voluntarily surrendering his DEA Certificate of Registration for schedule II, III, and V as to control substance narcotics. He was allowed to prescribe II-N and III-N non-narcotics.
45. The Surrender for Cause of DEA Certificate of Registration signed by Licensee terminated his authority to order, manufacture, distribute, possess, dispense, administer, prescribe, or engage in any other activities with schedule II, III, and V controlled substances.
46. The above paragraphs 44 through 45 constitute cause to discipline Licensee's license pursuant to section 334.100.2(26), RSMo.

II. JOINT CONCLUSIONS OF LAW

47. Cause exists to discipline Licensee's license pursuant to sections 334.100.2(4)(h), 334.100.2(5), 334.100.2(6) (for violating section 334.107(1)), and 334.100.2(26), RSMo which state:

334.100.2. The board may cause a complaint to be filed with the administrative hearing commission as provided by chapter 621 against any holder of any certificate of registration or authority, permit or license required by this chapter or any person who has failed to renew or has surrendered the person's certificate of registration or authority, permit or license for any one or any combination of the following causes:

(4) Misconduct, fraud, misrepresentation, dishonesty, unethical conduct or unprofessional conduct in the performance of the functions or duties of any profession licensed or regulated by this chapter, including, but not limited to, the following:

(h) Signing a blank prescription form; or dispensing, prescribing, administering or otherwise distributing any drug, controlled substance or other treatment without sufficient examination including failing to establish a valid physician-patient relationship pursuant to section 334.108, or for other than medically accepted therapeutic or experimental or investigative purposes duly authorized by a state or federal agency, or not in the course of professional practice, or not in

good faith to relieve pain and suffering, or not to cure an ailment, physical infirmity or disease, except as authorized in section 334.104;

(5) Any conduct or practice which is or might be harmful or dangerous to the mental or physical health of a patient or the public; or incompetency, gross negligence or repeated negligence in the performance of the functions or duties of any profession licensed or regulated by this chapter. For the purposes of this subdivision, "repeated negligence" means the failure, on more than one occasion, to use that degree of skill and learning ordinarily used under the same or similar circumstances by the member of the applicant's or licensee's profession;

(6) Violation of, or attempting to violate, directly or indirectly, or assisting or enabling any person to violate, any provision of this chapter or chapter 324, or of any lawful rule or regulation adopted pursuant to this chapter or chapter 324;

(26) Revocation, suspension, limitation, probation, or restriction of any kind whatsoever of any controlled substance authority, whether agreed to voluntarily or not, or voluntary termination of a controlled substance authority while under investigation;

334.107. Improperly prescribing controlled substances and failure to keep required records grounds for license denial, suspension or revocation. — Nothing in section 334.106 and this section shall deny the right of the board to deny, revoke or suspend the license of any physician or otherwise discipline any physician who:

(1) Prescribes, administers or dispenses a controlled substance that is nontherapeutic in nature or nontherapeutic in the manner in which it is prescribed, administered or dispensed, or fails to keep complete and accurate ongoing records of the diagnosis and treatment plan;

48. Licensee's conduct, as established by the foregoing facts, falls within the intendments of sections 334.100.2(4)(h), 334.100.2(5), 334.100.2(6) (for violating section 334.107(1)), and 334.100.2(26), RSMo.

49. Cause exists for the Board to take disciplinary action against Licensee's license under sections 334.100.2(4)(h), 334.100.2(5), 334.100.2(6) (for violating section 334.107(1)), and 334.100.2(26), RSMo.

III. CONSENT ORDER ON DISCIPLINE

Based on the foregoing, the parties mutually agree and stipulate that the following shall constitute the disciplinary order entered by the Board in this matter under the authority of sections 536.060 and 621.110, RSMo. This agreement, including the disciplinary order, will be effective immediately on the date entered and finalized by the Board. The following are the terms of the disciplinary order:

50. The physician and surgeon's license issued by the Board to Licensee, number R7B57, is hereby VOLUNTARILY SURRENDERED.
51. Within thirty (30) days of the effective date of this agreement, Licensee shall return his pocket card and license to the Board.
52. If Licensee is licensed in other jurisdictions, he shall forward written notice of this disciplinary action to the medical licensing authorities of those jurisdictions within thirty (30) days of the effective date of this agreement. Licensee shall submit a copy of the written notice to the Board contemporaneously with sending it to the relevant licensing authority. If Licensee is not licensed in other jurisdictions, he shall notify the Board of that fact, in writing, within thirty (30) days of the effective date of this agreement.
53. Licensee shall, within thirty (30) days of the effective date of this agreement, forward written notice of this disciplinary action to all employers, hospitals, nursing homes, out-patient centers, clinics, and any other facility where Licensee practices or has privileges. Licensee shall, contemporaneously with the giving of such notice, submit a copy of the notice to the Board for verification by the Board or its designated representative. If Licensee does not have an employer, staff privileges or practice at any facility, he shall notify the Board of that fact, in writing, within thirty (30) days of the effective date of this agreement.
54. Licensee shall, within thirty (30) days of the effective date of this agreement, forward written notice of this disciplinary action to any allied health care professionals supervised by Licensee. Licensee shall, contemporaneously with the giving of such notice, submit a copy of the notice to the Board for verification by the Board or its designated representative. If Licensee does not supervise any allied

health professionals, he shall notify the Board of that fact, in writing, within thirty (30) days of the effective date of this agreement.

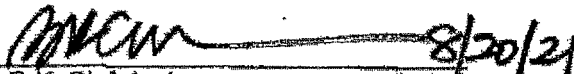
55. For purposes of this agreement and unless otherwise specified herein, all reports, documentation, evaluations, notices, or other materials Licensee is required to submit to the Board in this agreement shall be forwarded to the State Board of Registration for the Healing Arts, Attention: Enforcement, P.O. Box 4, Jefferson City, Missouri 65102.
56. This agreement does not bind the Board or restrict the remedies available to it concerning any other violation of Chapter 334, RSMo, by Licensee not specifically mentioned in this document, either currently known to the Board or later discovered.
57. Licensee hereby waives and releases the Board, its members, and any of its employees, agents, or attorneys, including any former board members, employees, agents, and attorneys, of, or from, any liability, claim, actions, causes of action, fees, costs and expenses, and compensation, including, but not limited to any claims for attorney's fees and expenses, including any claims pursuant to section 636.087, RSMo, or any claim arising under 42 USC 1983, which may be based upon, arise out of, or relate to any of the matters raised in this agreement, or from the negotiation or execution of this agreement. The parties acknowledge that this paragraph is severable from the remaining portions of this agreement in that it survives in perpetuity even in the event that any court of law or administrative tribunal deems this agreement or any portion thereof void or unenforceable.

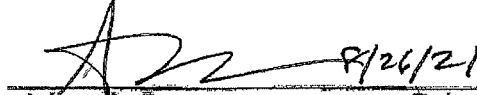
LICENSEE

BOARD


William S. Logan, MD Date 8/19/21
Licensee


James Leggett Date 8/27/21
Executive Director


B.K. Christopher Date 8/20/21
Attorney for Licensee
Missouri Bar No. 41697


Adam G. Grayson Date 8/26/21
Contract Counsel
Missouri Bar No. 61976

EFFECTIVE THIS 27th DAY OF AUGUST, 2021.