

BEFORE THE
NORTH CAROLINA MEDICAL BOARD

In re:)	
)	
Joseph Matthew Palumbo, D.O.)	CONSENT ORDER
)	
Respondent.)	

This matter is before the North Carolina Medical Board ("Board") regarding information provided to the Board concerning Joseph Matthew Palumbo, D.O. ("Dr. Palumbo"). Dr. Palumbo makes the following admissions, and the Board makes the following findings and conclusions:

STATUTORY AUTHORITY

The Board is a body duly organized under the laws of North Carolina and is the proper party to bring this proceeding under the authority granted to it in Article 1 of Chapter 90 of the North Carolina General Statutes and the rules and regulations promulgated thereto.

FINDINGS OF FACT

Dr. Palumbo was first issued a license to practice medicine by the Board on or about January 14, 2021, license number 2021-00125.

At all times relevant hereto, Dr. Palumbo acted as the medical director of three intravenous ("IV") vitamin infusion

facilities and owner of a *locum tenens* agency in Virginia. He also practiced telemedicine throughout the United States.

On November 15, 2023, Dr. Palumbo entered into a Consent Order with the Virginia Board of Medicine ("Virginia Board"), in which Dr. Palumbo was assessed a monetary penalty of five thousand dollars (\$5,000.00) and required to provide a statement that he had reviewed and would comply with the Virginia Regulations Governing the Practice of Medicine, Osteopathic Medicine, Podiatry and Chiropractic, and Virginia Code § 54.1-3303.

The basis of the Virginia Board's Consent Order was that in his roles as the medical director of IV vitamin infusion facilities and the owner of a *locum tenens* agency, Dr. Palumbo aided and abetted the unlicensed practice of medicine. Specifically, Dr. Palumbo allowed the following:

1. Facility staff to perform, outside of his direction, control, and/or supervision and when he was not physically present, discretionary duties requiring the exercise of professional judgment and to administer IV medications outside of his direction and supervision.
2. Employees to compound medications and immediately administer via IV or intramuscular, without ensuring appropriate training; establishing and implementing procedures for verification of the accuracy of the

compounded products; or developing and maintaining written policies and procedures to be followed in compounding of sterile products and for training of personnel.

Based on Dr. Palumbo's compliance with the Virginia Board's Consent Order, on January 19, 2024, the Virginia Board terminated the terms and conditions placed on Dr. Palumbo's Virginia license.

CONCLUSIONS OF LAW

Dr. Palumbo's conduct, as described above, constitutes Dr. Palumbo's license to practice medicine being restricted or acted against by the licensing authority of any jurisdiction within the meaning of N.C. Gen. Stat. § 90-14(a)(13), which is grounds under this section of the North Carolina General Statutes for the Board to annul, suspend, revoke, condition, or limit Dr. Palumbo's license to practice medicine or to deny any application he might make in the future.

PROCEDURAL STIPULATIONS

Dr. Palumbo acknowledges and agrees that the Board has jurisdiction over him and over the subject matter of this case.

Dr. Palumbo knowingly waives his right to any hearing and to any judicial review or appeal in this case.

Dr. Palumbo acknowledges that he has read and understands this Consent Order and enters into it voluntarily.

Dr. Palumbo desires to resolve this matter without the need for more formal proceedings.

The Board has determined that it is in the public interest to resolve this case as set forth below.

ORDER

NOW, THEREFORE, with Dr. Palumbo's consent, it is ORDERED that:

1. Dr. Palumbo is hereby REPRIMANDED.
2. This Consent Order shall take effect immediately upon its execution by both Dr. Palumbo and the Board, and it shall continue in effect until specifically ordered otherwise by the Board.
3. Should Dr. Palumbo request relief from this Consent Order, the Board is under no obligation to grant the request and will consider all relevant facts, including Dr. Palumbo's disciplinary history with the Board. Any request for relief shall be submitted to the Board's Monitoring Coordinator at North Carolina Medical Board, P.O. Box 20007, Raleigh, NC 27619-0007 or boardmonitoring@ncmedboard.org.
4. Dr. Palumbo hereby waives any requirement under any law or rule that this Consent Order be served on him.
5. Upon execution by Dr. Palumbo and the Board, this Consent Order shall become a public record within the meaning of Chapter 132 of the North Carolina General Statutes and shall be

subject to public inspection and dissemination pursuant to the provisions thereof. Additionally, it will be reported to persons, entities, agencies, and clearinghouses as required and permitted by law including, but not limited to, the Federation of State Medical Boards and the National Practitioner Data Bank.

By Order of the North Carolina Medical Board this the 12th day of September, 2024.

NORTH CAROLINA MEDICAL BOARD



By:

Christine M. Khandelwal, D.O., MHPE
President

Consented to this the 22 day of August, 2024.

J. M. Palumbo
Joseph Matthew Palumbo, D.O.

State of Ohio

County of Mahoning

I, Michael J. Palumbo, do hereby certify that Joseph Matthew Palumbo, D.O., personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and official seal this the 22 day of August, 2024.

Michael J. Palumbo
Notary Public

(Official Seal)

My Commission Expires: _____



Attorney Michael J. Palumbo
Resident Mahoning County
Notary Public, State of Ohio
My Commission Has No Expiration Date
Sec 147.03 RC