

BEFORE THE BOARD OF MEDICINE

STATE OF NORTH DAKOTA

North Dakota Board of Medicine –)
Investigative Panel A,)
)
Complainant,)
)
vs.)
)
Lloyd Mark Bell, D.O.,)
)
Respondent.)
)

COMPLAINT

COMES NOW, the Complainant, North Dakota Board of Medicine – Investigative Panel A, and for its Complaint against the Respondent, Lloyd Mark Bell, D.O., alleges and states as follows:

I.

Investigative Panel A of the North Dakota Board of Medicine (“Board”) is authorized pursuant to N.D.C.C. Chapter 43-17.1 to conduct investigations related to the practice of any physician licensed to practice in this state and file a formal complaint against any licensed physician with the Board of Medicine.

II.

Lloyd Mark Bell, D.O., is a physician licensed to practice medicine in the State of North Dakota.

FACTS

III.

At all times mentioned herein, Respondent practiced medicine as a psychiatrist in Minot, North Dakota.

IV.

For over twenty years, Respondent has managed Patient A's medications and provided psychotherapy services for her. On June 20, 2018, Respondent saw Patient A for an appointment. During this appointment, Respondent engaged in an inappropriate conversation with Patient A about problems he was having in his marital relationship. This conversation included Respondent making statements regarding what he was doing for intimate satisfaction. The appointment ended with Respondent hugging Patient A. Respondent is subject to discipline because Respondent's behavior at June 20, 2018 appointment constitutes him engaging in conduct that is dishonorable, unethical, or unprofessional, and that is likely to deceive, defraud, or harm the public as proscribed by N.D.C.C. § 43-17-31(1)(f).

WHEREFORE, Complainant respectfully requests Respondent, Lloyd Mark Bell, D.O., be disciplined for his violations of N.D.C.C. § 43-17-31 and seeks an appropriate sanction(s) for those violations as authorized by N.D.C.C. § 43-17-30.1. Complainant also respectfully requests that the Board be awarded its costs and attorney's fees in having to bring this action pursuant to N.D.C.C. § 43-17-31.1.

NOTICE: Respondent must answer this Complaint within twenty days after service of the complaint or the allegations may be deemed admitted and may result in a default order revoking the subject's license. Such answer must be served in the manner allowed for service under the North Dakota Rules of Civil Procedure.

Dated this 15th day of January, 2019.

By Stacy M. Moldenhauer

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Attorney for: North Dakota Board of
Medicine – Investigative Panel A

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 Complainant,)
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 vs.)
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 Lloyd Mark Bell, D.O.,)
)
 Respondent.)

STIPULATION

WHEREAS, the North Dakota Board of Medicine (hereinafter “the Board”) issued a Complaint requesting Respondent be disciplined for his violations of the North Dakota Medical Practice Act pursuant to N.D.C.C. § 43-17-31(1). In addition, the Board requested it be awarded its costs and attorney’s fees in accordance with N.D.C.C. § 43-17-31.1.

WHEREAS, the Respondent admits service of the Summons and Complaint and agrees the allegations in the Complaint are true and are grounds for disciplinary action by the North Dakota Board of Medicine and that the terms of this Stipulation are appropriate;

THEREFORE, IT IS HEREBY agreed by and between the parties to this action and the North Dakota State Board of Medicine:

1. The Respondent hereby waives any procedural irregularity herein and his right to a hearing on the Complaint now pending in this action;
2. The Respondent agrees his license to practice medicine in the State of North Dakota should be revoked.
3. Respondent shall be responsible for paying the costs and attorney’s fees incurred by the Board in the investigation and prosecution of this action in an amount not to exceed \$5,000. The Board will notify Respondent of any such costs within a reasonable time after the

Stipulation is approved by the Board and Respondent shall make payment within (30) days from receiving such notification.

4. If Respondent shall fail, neglect, or refuse to comply with any of the terms, provisions, or conditions herein, the Board shall take action against the Respondent that is in accordance with the law.

5. 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.

6. This agreement for the disposition of the above-entitled contested case is a matter of public record and the obligations of the Board with respect thereto shall be governed by the laws of North Dakota and current Board policy.

7. All parties hereto recognize that the Board representatives who have engaged in discussions relative to an agreed disposition of this matter can only make recommendations to the North Dakota Board of Medicine, which recommendations can in no way be considered as binding upon the full membership of the Board who would ultimately decide the pending contested case, and this agreement is subject to acceptance by the full membership of the Board.

8. Respondent understands he has the right and has been afforded the opportunity to have this agreement reviewed by an attorney and has retained Lance Schreiner to represent him in this matter.

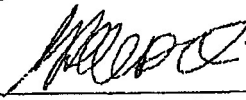
9. Respondent specifically waives any claim that any disclosures made to the full

membership of the Board for the purposes of consideration of this agreement have prejudiced his right to a fair and impartial hearing in the event that this agreement is not accepted by the full Board and if further proceedings ensue.

10. Respondent further agrees there have been no inducements, threats or promises made in order to obtain his entry into this agreement.

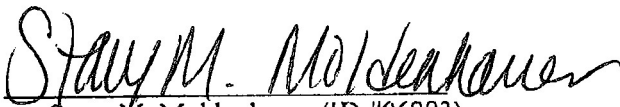
11. The parties further agree that all statements contained herein are based upon the facts known to the Board on the date of execution of this agreement.

Date this 18 day of November, 2019.



Lloyd Mark Bell, D.O.

Dated this 18 day of November, 2019.

By 
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ORDER

WHEREAS, Investigative Panel A of the North Dakota Board of Medicine issued a Complaint against Respondent requesting he be disciplined for his violations of the North Dakota Medical Practice Act pursuant to N.D.C.C. § 43-17-31(1) and requested it be awarded its fees and costs associated with this matter.

WHEREAS, Respondent and Investigative Panel A entered into a voluntary Stipulation dated November 19, 2019, wherein Respondent admitted the factual allegations of the Complaint were true and agreed the allegations in the Complaint were grounds for discipline.

WHEREAS, the North Dakota Board of Medicine finds the terms of the Stipulation are an appropriate disposition of this case.

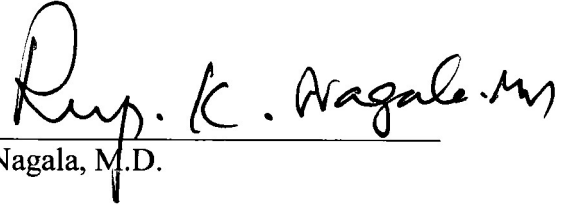
IT IS HEREBY ORDERED THAT:

1. Respondent's license to practice medicine in the State of North Dakota is hereby revoked.
2. Respondent shall be required to pay the costs of the prosecution of this action not to exceed \$5,000.00. The Board will notify Respondent of the exact amount of said

costs and Respondent shall remit payment in full within thirty (30) days of receiving such notification.

This Order is effective this 22ⁿ day of November, 2019.

NORTH DAKOTA BOARD OF MEDICINE

A handwritten signature in black ink, reading "Rup. K. Nagala, M.D.", written over a horizontal line.

Rupkumar Nagala, M.D.
Chairman