

BEFORE THE
OREGON MEDICAL BOARD
STATE OF OREGON

In the Matter of)
MICHAEL DAVID THEIN, MD) INTERIM STIPULATED ORDER
LICENSE NO. MD20267)

1.

The Oregon Medical Board (Board) is the state agency responsible for licensing, regulating and disciplining certain healthcare providers, including physicians, in the state of Oregon. Michael David Thein, MD (Licensee) is a licensed physician in the state of Oregon.

2.

The Board received credible information regarding Licensee that resulted in the Board initiating an investigation. The results of the Board's investigation to date have raised concerns to the extent that the Board believes it necessary that Licensee agree to cease the practice of medicine until the investigation is completed.

3.

In order to address the concerns of the Board, Licensee and the Board agree to enter into this Interim Stipulated Order, which provides that Licensee shall comply with the following conditions effective the date this Order is signed by Licensee:

3.1 Licensee voluntarily withdraws from the clinical practice of medicine and his license is placed in an Administrative Medicine status until December 23, 2011 at 4:00 PM at which point Licensee voluntarily withdraws from the practice of medicine and his license is placed in an Inactive Status pending the completion of the Board's investigation into his ability to safely and competently practice medicine.

3.2 Licensee understands that violating any term of this Order will be grounds for

1 disciplinary action under ORS 677.190(17).

2 3.3 Licensee must notify the Oregon Medical Board within 10 days of December 23,
3 2011 as to how patients may access or obtain their medical records.

4 4.

5 At the conclusion of the Board's investigation, Licensee's status will be reviewed in an
6 expeditious manner. Following that review, if the Board determines that Licensee shall not be
7 permitted to return to the practice of medicine, Licensee may request a hearing to contest that
8 decision.

9 5.

10 This Order is issued by the Board pursuant to ORS 677.265(1) and (2) for the purpose
11 of protecting the public, and making a complete investigation in order to fully inform itself with
12 respect to the performance or conduct of the Licensee and Licensee's ability to safely and
13 competently practice medicine. Pursuant to ORS 677.425, Board investigative materials are
14 confidential and shall not be subject to public disclosure, nor shall they be admissible as
15 evidence in any judicial proceeding. However, as a stipulation this Order is a public document
16 and is reportable to the National Practitioners Data Bank and the Health Insurance Portability
17 and Accountability Data Bank (HIPDB) and the Federation of State Boards.

18 ///
19 ///
20 ///
21 ///
22 ///
23 ///
24 ///
25 ///
26 ///
27 ///

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27

6.

This Order becomes effective the date it is signed by the Licensee.

IT IS SO STIPULATED THIS 15th day of December, 2011.

SIGNATURES REDACTED

MICHAEL DAVID THEIN, MD

IT IS SO ORDERED THIS 15th day of December, 2011.

State of Oregon
OREGON MEDICAL BOARD

SIGNATURES REDACTED

KATHLEEN HALEY, JD
EXECUTIVE DIRECTOR

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27

BEFORE THE
OREGON MEDICAL BOARD
STATE OF OREGON

In the Matter of)
MICHAEL DAVID THEIN, MD)
LICENSE NO. MD20267) AMENDED INTERIM STIPULATED
ORDER

1.

The Oregon Medical Board (Board) is the state agency responsible for licensing, regulating and disciplining certain healthcare providers, including physicians, in the state of Oregon. Michael David Thein, MD (Licensee) is a licensed physician in the state of Oregon.

2.

The Board received credible information regarding Licensee that resulted in the Board initiating an investigation. The results of the Board's investigation to date have raised concerns to the extent that the Board believes it necessary that Licensee agree to cease the practice of medicine until the investigation is completed.

3.

In order to address the concerns of the Board, Licensee and the Board agree to enter into this Interim Stipulated Order, which provides that Licensee shall comply with the following conditions effective the date this Order is signed by Licensee:

3.1 Licensee will be granted permission to manage the medication of existing patients until 4:00 PM on December 30, 2011. During the term of this Interim Stipulated Order, the Licensee shall not accept any new patients, and not have any face-to-face contact with existing patients.

3.2 Licensee understands that violating any term of this Order will be grounds for disciplinary action under ORS 677.190(17).

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27

This Order becomes effective the date it is signed by the Licensee.

IT IS SO STIPULATED THIS 23rd day of DECEMBER 2011

SIGNATURES REDACTED

MICHAEL DAVID THEIN, MD

IT IS SO ORDERED THIS 23rd day of December, 2011.

State of Oregon
OREGON MEDICAL BOARD

SIGNATURES REDACTED

KATHLEEN HALEY, JD
EXECUTIVE DIRECTOR

JAMES PECK, MD
MEDICAL DIRECTOR

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

BEFORE THE
OREGON MEDICAL BOARD
STATE OF OREGON

In the Matter of)
MICHAEL DAVID THEIN, MD) STIPULATED ORDER
LICENSE NO. MD20267)

1.

The Oregon Medical Board (Board) is the state agency responsible for licensing, regulating and disciplining certain health care providers, including physicians, in the State of Oregon. Michael David Thein, MD (Licensee) is a licensed physician in the State of Oregon.

2.

On November 8, 2011, the Board opened an investigation after receiving a complaint alleging multiple boundary violations involving a female patient. A subsequent investigation revealed credible evidence that the Licensee, a psychiatrist, engaged in an inappropriate sexual relationship with an adult female patient. Licensee signed an Interim Stipulated Order on December 15, 2011, and an Amended Interim Stipulated Order on December 23, 2011, in which he voluntarily withdrew from the practice of medicine.

3.

Licensee and the Board agree to close this investigation with this Stipulated Order in which Licensee agrees to surrender his license while under investigation, consistent with the terms of this Order. Licensee understands that he has the right to a contested case hearing under the Administrative Procedures Act (chapter 183), Oregon Revised Statutes and fully and finally waives the right to a contested case hearing and any appeal therefrom by the signing of and entry of this Order in the Board's records. Licensee and the Board acknowledge that this Order will terminate the Amended Interim Stipulated Order, dated December 23, 2011. By entering into this Order, Licensee understands that although the

1 Board makes no finding at this time as to whether his conduct violated the Medical Practice
2 Act, this document is a public record and is reportable to the National Practitioners Data
3 Bank, the Healthcare Integrity and Protection Data Bank and the Federation of State Medical
4 Boards.

5 4.

6 Licensee and the Board agree to resolve this matter by the entry of this Stipulated
7 Order subject to the following conditions:

8 4.1 Licensee surrenders his license to practice medicine while under investigation.
9 This surrender becomes effective the date the Board Chair signs this Order.

10 4.2 Throughout the time that the medical license of Licensee remains in
11 surrendered status, Licensee is prohibited from practicing any form of medicine in the State of
12 Oregon.

13 4.3 Licensee will not apply for relicensure in the State of Oregon to practice
14 medicine.

15 4.4 This Order terminates the Amended Interim Stipulated Order, which Licensee
16 signed on December 23, 2011.

17 ///

18 ///

19 ///

20 ///

21 ///

22 ///

23 ///

24 ///

25 ///

26 ///

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27

5.

The Board orders that pursuant to ORS 677.205(3), the license of Diane Hennacy Powell, MD, be suspended on an emergency basis and that Licensee immediately cease the practice of medicine until otherwise ordered by the Board.

IT IS SO ORDERED THIS 8th day of October, 2010.

OREGON MEDICAL BOARD
State of Oregon

Signature Redacted

LISA A. CORNELIUS, DPM
BOARD CHAIR