

OREGON STATE BOARD OF MEDICAL EXAMINERS

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In the Matter of) License No. MD13628
)
David Mac Eason, M.D) **INTERIM STIPULATED ORDER**

1

The Board of Medical Examiners (Board) is the state agency responsible for licensing, regulating and disciplining certain health care providers in the State of Oregon. David Mac Eason, M.D, (Licensee) is a licensed Psychiatrist practicing in Corvallis OR, Oregon.

2

The Board received a notice regarding the Licensee having undergone inpatient treatment at Springbrook Institute for personal substance abuse of alcohol and Marijuana. Licensee entered the Boards Diversion Program on August 5th, 1997, on a confidential basis for chemical substance dependence.

3

On August 15, 1997, Licensee was reported to the Board for leaving Springbrook against medical advise and declining a recommended transfer to Talbot/Rush.

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As a result of Licensee's behavior The Board and Licensee stipulate that this conduct may constitute a violation of the Medical Practice Act.

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Licensee stipulates to the suspension of his Medical license and that he will not practice Psychiatry in the State of Oregon until such time as he has successfully completed treatment for substance abuse. At the successful conclusion of licensee's substance abuse treatment, Licensee may submit a request to be reinstated to the practice of Psychiatry, however, the Board may then institute disciplinary proceedings pursuant to the Administrative Procedures Act, ORS chapter 183.

NOW, THEREFORE, the Board of Medical Examiners, pursuant to the stipulation above, orders that the Medical License of David Mac Eason, M.D is suspended pending the successful completion of a substance abuse treatment program, Licensee's request for reinstatement, and completion of the Board's investigation pertaining thereto.

IT IS SO STIPULATED this 15th day of August, 1997.


David Mac Eason, M.D

IT IS SO ORDERED this 18 day of August, 1997.


J. Bruce Williams, Jr., M.D.

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BEFORE THE
BOARD OF MEDICAL EXAMINERS
STATE OF OREGON

In the Matter of)
)
DAVID MAC EASON, MD) STIPULATED ORDER
LICENSE NO. MD13268) OF PROBATION
_____)

1.

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

2.

On August 5, 1997 Licensee entered the Diversion Program (HPP) on a confidential basis for chemical substance abuse. On August 15, 1997 the Board learned that Licensee had left Springbrook against medical advice and declined a recommended transfer to Talbot/Rush. On August 18, 1997, Licensee stipulated to the suspension of his license to practice medicine in the State of Oregon until Licensee successfully completed treatment for substance abuse. On May 8, 1998, Licensee submitted a request for reinstatement of his license to practice medicine.

Additionally, on Licensee's original application for a license to practice medicine in the State of Oregon dated April 13, 1982, Licensee failed to disclose his history of drug abuse by answering "no" to the question, "Have you ever used habit forming drugs or been treated or hospitalized for addition to drugs?"

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3.

Licensee stipulates that he engaged in the conduct described in paragraph 2 and that this conduct violates ORS 677.190(1)(a) unprofessional or dishonorable conduct as defined in ORS 677.188(4)(a), ORS 677.190(7) habitual or excessive use of intoxicants, and drugs or controlled substances, and ORS 677.190(8) fraud or misrepresentation in applying for or procuring a license to practice in this state, or in connection with applying for or procuring registration. Licensee further stipulates that such conduct constitutes grounds for discipline pursuant to ORS 677.205.

4.

Licensee and the Board agree that this disciplinary investigation may be concluded by entry of this order of revocation, which revocation shall be stayed pending compliance with the following conditions:

4.1 Licensee shall successfully complete ten years of probation. The probation terms are as follows:

- a. Licensee shall practice only in a setting approved by the Board's Investigative Committee. Licensee shall notify his employer of the terms of this order. Licensee's employer shall submit quarterly reports to the Board regarding Licensee's status.
- b. Licensee shall affiliate with, participate in and maintain compliance with the recommendations of a recovery program under the auspices of the Diversion Program Supervisory Council established pursuant to ORS 677.615, and shall sign and maintain in full force and effect, the program's terms of participation and consent to full disclosure of alcohol and drug treatment records and progress reports between the Board and diversion program for the duration of this order. Licensee shall also attend four 12 step meetings per week.

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- 1 c. Licensee shall not possess and shall completely abstain from the use of
2 alcohol, marijuana, cocaine, narcotics, sedatives, stimulants, tranquilizers,
3 and all other mind-altering and/or potentially addicting substances
4 unless legitimately prescribed by a licensed physician. Licensee shall also
5 abstain from the use of over-the-counter medications containing alcohol
6 and from food items containing poppy seeds or alcohol which may
7 produce a positive test result for drugs or alcohol. In the event Licensee
8 is prescribed or administered any substances containing alcohol or drugs
9 as part of a legitimate medical care program, Licensee shall notify the
10 Board in writing and shall notify the Licensee's treatment program on
11 that same day or on the next day that the Licensee is medically capable
12 of doing so.
- 13 d. Whenever requested by a representative of the Diversion Program or a
14 representative of the Board, Licensee shall submit a bodily specimen (i.e.
15 urine, breath, blood, saliva, etc.) for analysis by a Board-approved
16 laboratory to determine if Licensee has used any chemical substance
17 in violation of Licensee's agreement with the Diversion Program or in
18 violation of Licensee's terms of probation. Licensee shall pay the costs
19 of collection and testing specimens, whether done routinely or randomly,
20 as part of a recovery program or on an individual request.
- 21 e. Licensee shall maintain a physician/patient relationship with a
22 psychiatrist or psychologist approved by the Board's Investigative
23 Committee, who shall submit written quarterly reports to the Board
24 regarding Licensee's status and ability to safely and competently
practice medicine.
- 25 f. Licensee shall abstain from writing prescriptions for family members
and/or friends.
- 26 g. Licensee shall maintain a physician/patient relationship with a primary
care physician who shall submit quarterly reports to the Board.
- 27 h. Within one year of this order, Licensee shall complete 25 hours of
continuing medical education approved by the Investigative Committee
in the area of psycho-pharmacology.
- 28 i. Licensee shall successfully complete an Investigative Committee
approved batterers' intervention program within one year of this order.
- 29 j. Licensee shall report in person to the Board at each of its quarterly
meetings at the scheduled times for a probationer interview unless
otherwise ordered by the Board.

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k. Should Licensee be absent from this state for any period of time which would interfere with meeting the requirements of these terms of probation, Licensee must request approval for alternative means of satisfying those terms. Failure to receive Board approval may result in extension of this probation for a time equivalent to the time Licensee has been absent from the state.

5.

Evidence of violation of the terms of this order shall be grounds for implementation of an order of revocation in this matter and shall be grounds for further disciplinary action pursuant to ORS 677.205.

6.

Licensee agrees and understand that by entering into this Stipulated Order of Probation, he waives his right to a contested case hearing and any appeal therefrom.

IT IS SO STIPULATED this 21st day of October, 1998.

David Mac Eason MD
DAVID MAC EASON, MD

IT IS SO ORDERED this 5 day of November, 1998.

BOARD OF MEDICAL EXAMINERS
State of Oregon

Edward Heusch DO
Edward Heusch, DO
Chairman of the Board

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BEFORE THE
BOARD OF MEDICAL EXAMINERS
STATE OF OREGON

In the Matter of:)
DAVID MAC EASON, MD)
LICENSE NO. MD13628) ORDER MODIFYING
STIPULATED ORDER

1.

On November 5, 1998, David Mac Eason, MD (Licensee) entered into a Stipulated Order with the Board of Medical Examiners (Board). This Order placed Licensee on probation with certain conditions. On October 11, 2002, Licensee submitted a written request asking the Board to terminate Term 4.1(e) of this Order, which reads:

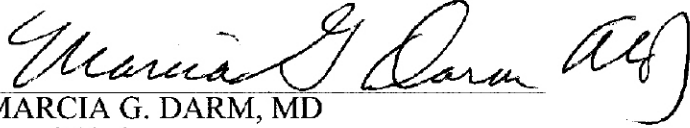
Licensee shall maintain a physician/patient relationship with a psychiatrist or psychologist approved by the Board's Investigative Committee, who shall submit written quarterly reports to the Board regarding Licensee's status and ability to safely and competently practice medicine.

2.

Having fully considered Licensee's request and his successful compliance with this term, the Board does hereby order that Term 4.1(e) be terminated effective the date this Order is signed by the Board Chair. All other terms of the November 5, 1998 Stipulated Order are unchanged and remain in full force and effect.

IT IS SO ORDERED this 16th day of January, 2003

BOARD OF MEDICAL EXAMINERS
State of Oregon


MARCIA G. DARM, MD
Board Chair

