



STATE OF WASHINGTON  
DEPARTMENT OF HEALTH  
Olympia, Washington 98504

RE: Lana Lechabrier, MD  
Master Case No.: M2012-1132  
Document: Default Order

Regarding your request for information about the above-named practitioner; attached is a true and correct copy of the document on file with the State of Washington, Department of Health, Adjudicative Clerk Office. These records are considered Certified by the Department of Health.

Certain information may have been withheld pursuant to Washington state laws. While those laws require that most records be disclosed on request, they also state that certain information should not be disclosed.

The following information has been withheld: **NONE**

If you have any questions or need additional information regarding the information that was withheld, please contact:

Customer Service Center  
P.O. Box 47865  
Olympia, WA 98504-7865  
Phone: (360) 236-4700  
Fax: (360) 586-2171

You may appeal the decision to withhold any information by writing to the Privacy Officer, Department of Health, P.O. Box 47890, Olympia, WA 98504-7890.

**STATE OF WASHINGTON  
DEPARTMENT OF HEALTH  
MEDICAL QUALITY ASSURANCE COMMISSION**

In the Matter of the License to Practice  
as a Physician and Surgeon of:

**LANA LECHABRIER, MD**  
License No. MD00027048

Respondent

**No. M2012-1132**

**FINDINGS OF FACT,  
CONCLUSIONS OF LAW AND  
FINAL ORDER OF DEFAULT  
(Failure to Respond)**

This matter comes before the Health Law Judge, Presiding Officer for final order of default. Based on the record, the Presiding Officer, on designation by the Medical Quality Assurance Commission (Commission) now issues the following:

**1. FINDINGS OF FACT**

1.1 On January 27, 1990, the state of Washington issued Respondent a license to practice as a physician and surgeon. Respondent's license is currently suspended.

1.2 The Department has filed the Declaration of Maryella Jansen, Executive Director.

1.3 On August 29, 2012, the Medical Board of California issued Respondent a Notice of Automatic Suspension of License to practice as a physician and surgeon in the state of California, In the Matter of the Accusation Against: Lana Lechabrier, MD, Case No. 02-2010-211089.

1.4 The Medical Board of California based its suspension of Respondent's license on Respondent's July 16, 2012, conviction of violating 18 USC 1347, health care fraud, and 18 USC 1349, conspiracy to commit health care fraud. The U.S. District Court, Eastern District of California, in case no. 2:08CR00427-05, found that from approximately 2006 through 2007, Respondent defrauded the Medicare health care benefit program by billing for services not medically necessary, services not performed, and services not performed as billed. The District Court sentenced Respondent to seventy-eight (78) months in a federal penitentiary.

1.5 Respondent is currently prohibited from practicing medicine in the state of California.

1.6 On January 8, 2013, the Commission served Respondent with a copy of the following documents at Respondent's last known address:

- A. Statement of Charges;
- B. Notice of Opportunity for Settlement and Hearing;
- C. Answer to Statement of Charges and Request for Settlement and Hearing;
- D. Stipulated Findings of Fact, Conclusions of Law, and Agreed Order.

1.7 The Answer to the Statement of Charges was due in the Adjudicative Clerk Office by January 28, 2013.

1.8 To date, the Adjudicative Clerk Office has not received an answer to the Statement of Charges.

1.9 The Commission has no reason to believe Respondent is now or was in active military service, or a dependent of a person in active military service at the time the Statement of Charges was served.

## **2. CONCLUSIONS OF LAW**

2.1 The Commission has jurisdiction over Respondent and over the subject matter of this case, RCW 18.130.040.

2.2 Respondent did not file a response to the Statement of Charges within the time allowed. WAC 246-11-270(1)(a)(i) or WAC 246-11-270(3). Respondent is in default and the Commission may issue a final order based on the evidence presented, RCW 18.130.090(1) and RCW 34.05.440.

2.3 Based upon the Findings of Fact, Respondent has engaged in unprofessional conduct in violation of RCW 18.130.180(5).

2.4 Sufficient grounds exist to take disciplinary action against Respondent's license. RCW 18.130.160 and 18.130.180.

## **3. ORDER**

The COMMISSION ORDERS:

3.1 Respondent's license to practice as a physician and surgeon in the state of Washington is INDEFINITELY SUSPENDED.

3.2 Respondent shall immediately return all licenses to the Commission within ten (10) days of receipt of this Order.

3.3 If Respondent violates any provision of this Order in any respect the Commission may take further action against Respondent's license.

3.4 The effective date of this Order is that date the Adjudicative Clerk Office places the signed order into the U.S. mail. Respondent shall not submit any fees or compliance documents until after the effective date of this Order.

#### 4. COMPLIANCE WITH SANCTION RULES

4.1 The Presiding Officer applies WAC 246-16-800, *et seq.*, to determine appropriate sanctions (terms and conditions) in final orders pursuant to RCW 18.130.110. WAC 246-16-800(2) and (3) require the Presiding Officer to apply terms and conditions based on the appropriate sanction schedule(s).

4.2 WAC 246-16-800(2)(b)(iv) provides that "indefinite suspension may be imposed in default and waiver of hearing orders." The sanction of indefinite suspension adequately addresses the facts of this case and is an appropriate sanction.

#### 5. NOTICE TO PARTIES

This Order will be reported to the Health Integrity and Protection Databank (HIPDB)(45 CFR Part 61), the Federation of State Medical Board's Physician Data Center and elsewhere as required by law. HIPDB may report this Agreed Order to the National Practitioner Data Bank (45 CFR Part 60). This Order is a public document. It will be placed on the Department of Health's website, disseminated via the Commission's listserv, and disseminated according to the Uniform Disciplinary Act (Chapter 18.130 RCW). It may be disclosed to the public upon request pursuant to the Public Records Act (Chapter 42.56 RCW). It will remain part of Respondent's file according to the state's records retention law and cannot be expunged.

Either Party may file a **petition for reconsideration**, RCW 34.05.461(3); 34.05.470. The petition must be filed within ten (10) days of service of this Order with:

Adjudicative Clerk Office  
Adjudicative Service Unit  
PO Box 47879  
Olympia, WA 98504-7879

and a copy must be sent to:

State of Washington  
Medical Quality Assurance Commission  
PO Box 47866  
Olympia WA 98504-7866

The petition must state the specific grounds upon which reconsideration is requested and the relief requested. The petition for reconsideration is considered denied twenty (20) days after the petition is filed if the Adjudicative Clerk Office has not responded to the petition or served written notice of the date by which action will be taken on the petition.

A petition for judicial review must be filed and served within thirty (30) days after service of this Order. RCW 34.05.542. The procedures are identified in chapter 34.05 RCW, Part V, Judicial Review and Civil Enforcement. A petition for reconsideration is not required before seeking judicial review. If a petition for reconsideration is filed, however, the thirty (30) day period will begin to run upon the resolution of that petition, RCW 34.05.470(3).

The Order remains in effect even if a petition for reconsideration or petition for review is filed. "Filing" means actual receipt of the document by the Adjudicative Clerk Office, RCW 34.05.010(6). This Order was "served" upon you on the day it was deposited in the United States mail, RCW 34.05.010(19).

DATED: March 22, 2013.

STATE OF WASHINGTON  
DEPARTMENT OF HEALTH  
MEDICAL QUALITY ASSURANCE COMMISSION



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PRESIDING OFFICER