

STATE OF WASHINGTON  
DEPARTMENT OF HEALTH  
MEDICAL QUALITY ASSURANCE COMMISSION

In the Matter of the License	)	
to Practice Medicine of	)	No. 95-10-0066MD
	)	
CAROL L. PERKINS, MD,	)	STIPULATION TO INFORMAL
	)	DISPOSITION
Respondent.	)	
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**Section 1: STIPULATION**

The parties to the above-entitled matter stipulate as follows:

- 1.1 Carol L. Perkins, MD, Respondent, is informed and understands that the administrator of the Medical Quality Assurance Commission (Commission), on designation by the Commission, has made the following allegations:
- 1.2 Carol L. Perkins, MD, was issued a license to practice as a physician by the state of Washington on July 11, 1986.
- 1.3 In October of 1995, a DEA agent informed the Commission that Respondent had ordered a large amount of a controlled substance from a drug supply house.
- 1.4 Respondent admitted to abusing Vicodin-ES for several months and agreed to enter Springbrook Northwest for primary and extended residential treatment.
- 1.5 Respondent was admitted to Springbrook Northwest treatment center on November 17, 1995 and was discharged on February 21, 1996.
- 1.6 The director of WPHP informed the Commission that Respondent had signed a WPHP contract on February 21, 1996, following in-patient residential treatment at Springbrook Northwest and that Respondent was in full compliance with that program.
- 1.7 Respondent is informed and understands that the Commission has alleged that the conduct described above, if proven, would constitute evidence that the Respondent is unable to practice with reasonable skill and safety to consumers by reason of a mental or physical condition pursuant to RCW 18.130.170(1).
- 1.8 The parties wish to resolve this matter by means of a Stipulation to Informal Disposition pursuant to RCW 18.130.172(1).

**PERKINS STIPULATION TO INFORMAL DISPOSITION - 1**

**ORIGINAL**

12/13/96

1.9 Respondent agrees to be bound by the terms and conditions of the Stipulation to Informal Disposition.

1.10 This Stipulation to Informal Disposition is of no force and effect and is not binding on the parties unless and until this Stipulation to Informal Disposition is approved and accepted by the Commission.

1.11 Respondent does not admit any of the allegations in the Statement of Allegations and Summary of Evidence or in paragraph 1.7 above. This Stipulation to Informal Disposition shall not be construed as a finding of inability to practice with reasonable skill and safety to consumers by reason of a mental or physical condition.

1.12 This Stipulation to Informal Disposition is not formal disciplinary action. It is not subject to the reporting requirements of RCW 18.130.110 or any interstate/national reporting requirement.

1.13 This Stipulation to Informal Disposition is releasable to the public upon request pursuant to the Public Records Act, chapter 42.17 RCW. The Statement of Allegations and Summary of Evidence and the Stipulation to Informal Disposition shall remain part of Respondent's file and cannot be expunged.

1.14 The Commission agrees to forego further disciplinary proceedings concerning the allegations contained in sections 1.7 above.

1.15 Respondent agrees to successfully complete the terms and conditions of this informal disposition.

1.16 Respondent is advised and understands that a violation of the provisions of section 2 of this Stipulation to Informal Disposition, if proved, would constitute grounds for discipline under RCW 18.130.180 and the imposition of sanction under RCW 18.130.160.

## **Section 2: INFORMAL DISPOSITION**

Pursuant to RCW 18.130.172(2) and based upon the foregoing stipulation, the parties agree to the following Stipulation to Informal Disposition:

2.1 Respondent shall be assessed by, and shall enter into a contract with, the Washington Physician Health Program (WPHP) and shall continue to comply with all of the terms and conditions contained therein. Respondent agrees to sign a waiver of confidentiality and release of information from WPHP to the Commission.

2.2 Respondent shall completely abstain from the use of controlled substances and will not possess nor use controlled substances, analogues or prescription drugs unless the same are prescribed by Respondent's physician for legitimate therapeutic purposes.

**PERKINS STIPULATION TO INFORMAL DISPOSITION - 2**

**ORIGINAL**

2.3 All costs associated with compliance with this Stipulation to Informal Disposition shall be borne by the Respondent.

2.4 Respondent shall be subject to the terms and conditions of this Stipulation to Informal Disposition until such time as WPHP determines that supervision and monitoring of Respondent are no longer required.

2.5 Respondent shall pay an administrative recoupment for the costs of processing this matter in the amount of two hundred and fifty dollars, (\$250.00), payable in full to the Commission within sixty (60) days of the effective date of this Stipulation to Informal Disposition. The costs shall be payable to the State Treasure and sent to the following address:

Accounting Department  
Department of Health  
PO Box 1099  
Olympia, WA 98507-1099

2.6 The Commission's jurisdiction over Respondent shall continue until Respondent files a written petition for termination of the Commission's jurisdiction and, if the Commission so requests, appears personally before the Commission. Termination of the Commission's jurisdiction shall be by written Order of the Commission.

I, Carol L. Perkins, MD, Respondent, certify that I have read this Stipulation to Informal Disposition in its entirety; that my counsel of record, if any, has fully explained the legal significance and consequence of it; that I fully understand and agree to all of it; and that it may be presented to the Commission without my appearance. If the Commission accepts the Stipulation to Informal Disposition, I understand that I will receive a signed copy.

Carol L. Perkins MD  
Carol L. Perkins, MD.  
Respondent

11/21/96  
Date

\_\_\_\_\_  
Attorney for Respondent

\_\_\_\_\_  
Date

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**Section 3: ACCEPTANCE**

The Commission accepts this Stipulation to Informal Disposition. All parties shall be bound by its terms and conditions.

DATED this 13<sup>th</sup> day of December, 1996.

STATE OF WASHINGTON  
DEPARTMENT OF HEALTH  
MEDICAL QUALITY ASSURANCE COMMISSION

By: Larry T. Bruce, M.D.

Panel Chair

Presented by:



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Gerald D. Kelly, WSBA #5427  
Lead Staff Attorney, Department of Health

STATE OF WASHINGTON  
DEPARTMENT OF HEALTH  
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to Practice Medicine of ) NO. 95-10-0066MD  
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CAROL L. PERKINS, MD., )  
)  
Respondent. ) STATEMENT OF ALLEGATIONS  
) AND SUMMARY OF EVIDENCE  
)  
\_\_\_\_\_)

The Administrator of the Medical Quality Assurance Commission (Commission), on designation by the Commission, makes the allegations below.

**Section 1: ALLEGED FACTS**

1.1 Carol L. Perkins, MD, was issued a license to practice as a physician by the state of Washington on July 11, 1986.

1.2 In October of 1995, a DEA agent informed the Commission that Respondent had ordered a large amount of a controlled substance from a drug supply house.

1.3 Respondent was admitted to Springbrook Northwest treatment center on November 17, 1995 and was discharged on February 21, 1996.

**Section 2: SUMMARY OF EVIDENCE**

2.1 Information was received in a telephone call on October 24, 1995, from an investigator with the DEA regarding a report from a drug supply warehouse indicating that Respondent had ordered a large amount of Schedule III controlled substances, primarily Vicodin-ES.

2.2 Copies of order invoices from I.D.E. Interstate, a bulk drug supply company located in Amityville, New York, showed that Respondent had ordered over 5700 Vicodin-ES tablets during a nine month period, from November, 1994 through July, 1995.

2.3 Information was received, on November 1, 1995, from the director of the Washington Physician Health Program (WPHP) informing the Commission that he had interviewed the Respondent and recommended that she be evaluated by Dr. Steve Jergins.

2.4 Respondent subsequently admitted to abusing Vicodin-ES for several months and agreed to enter Springbrook Northwest for primary and extended residential treatment.

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2.5 A letter from the director of WPHP, dated May 15, 1996, informed the Commission that Respondent had signed a WPHP contract on February 21, 1996, following in-patient residential treatment at Springbrook Northwest from November 17, 1995 to February 21, 1996. He further informed the Commission that Respondent was in full compliance with that program.

### **Section 3: ALLEGED VIOLATIONS**

3.1 The facts alleged in paragraphs 2.1 through 2.5 above, if proven, would constitute evidence that the Respondent is unable to practice with reasonable skill and safety to consumers by reason of a mental or physical condition pursuant to RCW 18.130.170(1) which provides in part:

- (1) If the disciplining authority believes a license holder or applicant may be unable to practice with reasonable skill and safety to consumers by reason of any mental or physical condition...

### **Section 4: NOTICE TO RESPONDENT**

4.1 The Commission has determined that this case may be appropriate for resolution through a Stipulation to Informal Disposition, pursuant to RCW 18.130.172(2). A proposed Stipulation to Informal Disposition is attached, which contains the disposition the Commission believes is necessary to address the conduct alleged in this Statement of Allegations and Summary of Evidence.

4.2 If Respondent agrees that the disposition imposed by the Stipulation to Informal Disposition is appropriate to address the conduct alleged in this Statement of Allegations and Summary of Evidence, Respondent should sign and date the Stipulation to Informal Disposition and return it within ten (10) days to the Commission at the following address:

Medical Quality Assurance Commission  
1300 SE Quince St.  
PO Box 47866  
Olympia, WA 98504-7866

4.3 If Respondent does not agree that the terms and conditions contained in the Stipulation to Informal Disposition are appropriate to address the conduct alleged in the Statement of Allegations and Summary of Evidence, Respondent should contact Gerald D. Kelly, Lead Staff Attorney Department of Health, 1300 SE Quince St., PO Box 47866, Olympia, WA 98504-7866, (360) 753-1350, within ten (10) days.

4.4 If Respondent does not respond within ten (10) days, the Commission will assume Respondent has declined to resolve the allegations by means of a Stipulation to Informal Disposition.

4.5 In the event Respondent declines to resolve the allegation by means of a Stipulation to Informal Disposition pursuant to RCW 18.130.172(2), the Commission may proceed to formal disciplinary action against Respondent by filing a statement of charges, pursuant to RCW 18.130.172(3).

4.6 The cover letter enclosed with this Statement of Allegations and Summary of Evidence was mailed to the name and address currently on file for Respondent's license. Pursuant to WAC 246-01-100, Respondent must notify, in writing, the Commission if Respondent's name and/or address changes.

DATED this 19th day of November, 1996.

STATE OF WASHINGTON  
DEPARTMENT OF HEALTH  
MEDICAL QUALITY ASSURANCE COMMISSION

BY: Keith D. Shuf Executive Director  
~~Beverly A. Tector~~  
~~Administrator~~

Presented by:

Gerald D. Kelly  
Gerald D. Kelly, WSBA #5427  
Lead Staff Attorney Department of Health

Redaction Summary ( 0 redactions )

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0 Privilege / Exemption reason used:

Redacted pages: