



STATE MEDICAL BOARD OF OHIO

77 South High Street, 17th Floor • Columbus, Ohio 43266-0315 • (614) 466-3934

BEFORE THE STATE MEDICAL BOARD OF OHIO

IN THE MATTER OF *

*

RICHARD L. ORDERS, M.D. *

ENTRY OF ORDER

On or about November 9, 1989, the State Medical Board issued a citation letter to Richard L. Orders, M.D., alleging that his conviction on or about September 23, 1987 in the United States District Court for the Western District of Michigan of making false claims to the Medicare program in violation of Title 42 United States Code Section 1395 NN(a)(1)(ii) constituted a violation of the Medical Practices Act. That citation letter is attached hereto and incorporated herein.

Subsequently, the State Medical Board received confirmation that Dr. Orders had died on June 4, 1989.

As a result of the foregoing, it is hereby ordered that the action against Dr. Orders be declared MOOT and that this matter be DISMISSED.

So ORDERED this 14th day of June, 1991.

Henry G. Cramblett, M.D.
Secretary

(SEAL)

6/14/91

Date

STATE OF OHIO
THE STATE MEDICAL BOARD
77 SOUTH HIGH STREET
17TH FLOOR
COLUMBUS OH 43215

November 9, 1989

Richard L. Orders, M.D.
2221 Burning Tree Drive, S.E.
Grand Rapids, MI 49506

Dear Doctor Orders:

In accordance with Chapter 119., Ohio Revised Code, you are hereby notified that the State Medical Board of Ohio intends to determine whether or not to limit, revoke, suspend, refuse to register or reinstate your certificate to practice medicine and surgery or to reprimand or place you on probation for one or more of the following reasons:

- (1) On or about September 23, 1987, you were found guilty in the United States District Court for the Western District of Michigan of making false claims to the Medicare program, a violation of Title 42 United States Code Section 1395 NN(a)(1)(ii), a misdemeanor.

Such acts, conduct and/or omissions, as alleged in paragraph (1) above, individually and/or collectively, constitute "(a) plea of guilty to, or a judicial finding of guilt of, a misdemeanor committed in the course of practice," as that clause is used in Section 4731.22(B)(11), Ohio Revised Code.

Further, the acts, conduct, and/or omissions underlying the above-described conviction in paragraph (1) above, individually and/or collectively, constitute "publishing a false, fraudulent, deceptive, or misleading statement," as that clause is used in Section 4731.22(B)(5), Ohio Revised Code.

Further, the acts, conduct, and/or omissions underlying the above-described conviction in paragraph (1) above, individually and/or collectively constitute the "obtaining of, or attempting to obtain money or anything of value by fraudulent misrepresentations in the course of practice," as that clause is used in Section 4731.22(B)(8), Ohio Revised Code.

- (2) On or about July 20, 1989, the Board of Medicine of the Department of Licensing and Regulation of the State of Michigan accepted the Surrender of your license to practice medicine in the State of Michigan by a Consent Order and Stipulation, copies of which are attached hereto and incorporated herein.

Such acts, conduct, and/or omissions, as alleged in paragraph (2) above, individually and/or collectively, constitutes "the limitation, revocation or suspension by another state of a license or certificate to practice issued by the proper licensing authority of that state, the refusal to license, register, or reinstate an applicant by that authority, or the imposition of probation by that authority, for an action that would also have been a violation of this chapter, except for nonpayment of fees," as that clause is used in Section 4731.22(B)(22), Ohio Revised Code, to wit: Sections 4731.22(B)(5), 4731.22(B)(8), 4731.22(B)(11), Ohio Revised Code.

Pursuant to Chapter 119., Ohio Revised Code, you are hereby advised that you are entitled to a hearing in this matter. If you wish to request such hearing, that request must be received in the offices of the State Medical Board within thirty (30) days of the time of mailing of this notice.

You are further advised that you are entitled to appear at such hearing in person, or by your attorney, or by such other representative as is permitted to practice before the agency, or you may present your position, arguments, or contentions in writing, and that at the hearing you may present evidence and examine witnesses appearing for or against you.

In the event that there is no request for such hearing received within thirty (30) days of the time of mailing of this notice, the State Medical Board may, in your absence and upon consideration of this matter, determine whether or not to limit, revoke, suspend, refuse to register or reinstate your certificate to practice medicine and surgery or to reprimand or place you on probation.

Copies of the applicable sections are enclosed for your information.

Very truly yours,


Henry G. Cramblett, M.D.
Secretary

HGC:jmb
Encls.

CERTIFIED MAIL #P 746 510 087
RETURN RECEIPT REQUESTED

TRUE COPY
Investigation Division
Bureau of Health Services
Dept. of Licensing & Regulation

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATION
BOARD OF MEDICINE

MAR 27 1989

In the Matter of

RICHARD L. ORDERS, M.D.
Complaint No. 43-88-0053-00

CONSENT ORDER AND STIPULATION

CONSENT ORDER

WHEREAS, an administrative complaint was filed with this Board on February 23, 1986, charging Richard L. Orders, M.D., hereafter Respondent, with having violated section 16221(1)(b)(v), (b)(vi), (d)(iii) of the Public Health Code, 1978 PA 368, as amended; MCL 333.1101 et seq; MSA 14.15(1101) et seq, by virtue of his no contest plea to a misdemeanor charge of making false claims to the Medicare program, contrary to 42 USC 1395NN(a)(1)(ii) in the United States District Court for the Western District of Michigan, mag no 87-46M; and

WHEREAS, Respondent does hereby offer to surrender to this Board his license to practice medicine in the State of Michigan, the license accompanying the attached stipulation, for and in consideration of the dismissal by this Board of the afore-said complaint; and

RECEIVED

JUL 20 1988

DEPT. OF LIC. & REG.
BOARD OF MEDICINE

WHEREAS, the Board has reviewed said stipulation and, based upon the matters asserted therein, agrees that the public interest is best served by resolution of the outstanding complaint; now, therefore,

IT IS HEREBY ORDERED that this Board, accepts surrender of Respondent's license to practice medicine and pursuant to section 16233(5) of the Public Health Code, supra, the Board of Pharmacy shall be notified immediately in writing, of the surrender.

IT IS FURTHER ORDERED that the surrender of Respondent's medical license shall be deemed permanent and that said license shall not be renewed, reinstated, reissued or reactivated, limited or otherwise, at any future date.

IT IS FURTHER ORDERED that the complaint filed February 23, 1988 is DISMISSED with prejudice.

IT IS FURTHER ORDERED that this order shall be effective immediately on the date signed as set forth below.

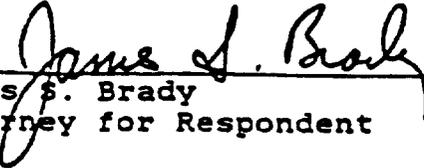
Signed this 20 day of July, 1988.

TRUE COPY
Investigation Division
Bureau of Health Services
Dept. of Licensing & Regulation

MICHIGAN BOARD OF MEDICINE

BY Charles C. Vincent MD

I hereby approve the above order
both as to form and substance.


James S. Brady
Attorney for Respondent

STIPULATION

NOW COME the respective parties to stipulate and agree
as follows:

1. Respondent admits that on or about September 23, 1987, he pled no contest to a misdemeanor charge of making false claims to the Medicare program, contrary to 42 USC 1395NN(a)(1)(ii) in the United States District Court for the Western District of Michigan, mag no 87-46M.

2. In mitigation, Respondent has been licensed to practice medicine in the State of Michigan since July 18, 1958 and no disciplinary action has previously been taken against Respondent by the State of Michigan. Respondent has not practiced medicine since November, 1986, and his medical office is closed. As noted by the United States Magistrate in accepting Respondent's plea, for many years Respondent has voluntarily rendered valuable community service, as evidenced by the numerous letters of recommendation to the court which were provided to the People by counsel for Respondent at the compliance conference held in this matter.

3. Respondent hereby surrenders to this Board his license to practice medicine, which accompanies this stipulation.

4. The Board's conferee, Thomas DeKornfeld, M.D., is free to discuss this matter with the Board and consents to and recommends acceptance of the resolution set forth in the foregoing consent order.

5. The foregoing consent order may be entered as the final order of the Board in the within cause.

6. The foregoing proposal is conditioned upon its acceptance by the Board, the parties expressly reserving the right to further proceedings without prejudice should the consent order be rejected.

AGREED TO BY:

Michael J. Moquin
Michael J. Moquin (P-27304)
Assistant Attorney General
Attorney for the People
Dated: July 7, 1988

AGREED TO BY:

Richard L. Orders, M.D.
Richard L. Orders, M.D.
Respondent
Dated: 7/7/88

James S. Brady
James S. Brady
Attorney for Respondent
Dated: 7/8/88

This is the last and final page of a consent order and stipulation in the matter of RICHARD L. ORDERS, M.D. before the Michigan Board of Medicine and consisting of four (4) pages, this page included.

14/ORDERSCOS1-2

State of Michigan) ss
County of Ingham)
I hereby certify that the foregoing is a true copy
of the original made in said cause on file in the
office of Michigan Department of Licensing and
Regulation, Bureau of Health Services
M. G. Ellis
Signature
Date 3-24-89