

STATE MEDICAL BOARD
OF OHIO

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**CONSENT AGREEMENT
BETWEEN
WILLIAM G. PALMER, III, M.D.
AND
THE STATE MEDICAL BOARD OF OHIO**

This CONSENT AGREEMENT is entered into by and between WILLIAM G. PALMER, III, M.D. and THE STATE MEDICAL BOARD OF OHIO, a state agency charged with enforcing Chapter 4731., Ohio Revised Code.

WILLIAM G. PALMER, III, M.D. enters into this Agreement being fully informed of his rights under Chapter 119., Ohio Revised Code, including the right to representation by counsel and the right to a formal adjudicative hearing on the issues considered herein.

This CONSENT AGREEMENT is entered into on the basis of the following stipulations, admissions and understandings:

- A. THE STATE MEDICAL BOARD OF OHIO is empowered by Section 4731.22(B)(26), Ohio Revised Code, to limit, revoke, suspend a certificate, refuse to register or reinstate an applicant, or reprimand or place on probation the holder of a certificate for "impairment of ability to practice according to acceptable and prevailing standards of care because of habitual or excessive use or abuse of drugs, alcohol, or other substances that impair ability to practice."
- B. THE STATE MEDICAL BOARD OF OHIO enters into this CONSENT AGREEMENT in lieu of formal proceedings based upon the violation of Section 4731.22(B)(26), Ohio Revised Code, and expressly reserves the right to institute formal proceedings based upon any other violations of Chapter 4731. of the Revised Code, whether occurring before or after the effective date of this Agreement.
- C. WILLIAM G. PALMER, III, M.D. is licensed to practice medicine and surgery in the State of Ohio.

CONSENT AGREEMENT
WILLIAM G. PALMER III, M.D.
PAGE 2

- D. WILLIAM G. PALMER, III, M.D. ADMITS that he received inpatient treatment for alcoholism beginning in February, 1993 at Perspectives Health Program in Hampton, Virginia. At that time, DOCTOR PALMER was also diagnosed as having a Depressive Disorder.
- E. WILLIAM G. PALMER, III, M.D., further ADMITS that he had been receiving intensive outpatient treatment at The Alcohol Clinic of Youngstown, Ohio, a BOARD approved treatment provider. WILLIAM G. PALMER, III, M.D., further ADMITS that he chose to discontinue treatment at The Alcohol Clinic in March of 1994.
- F. WILLIAM G. PALMER, III, M.D., further ADMITS that he suffered numerous relapses of his alcoholism since initially receiving treatment in February of 1993. He chose to discontinue the practice of medicine and surgery in March of 1994.

Wherefore, in consideration of the foregoing and mutual promises hereinafter set forth, and in lieu of any formal proceedings at this time, WILLIAM G. PALMER, III, M.D. knowingly and voluntarily agrees with THE STATE MEDICAL BOARD OF OHIO, (hereinafter BOARD), to the following terms, conditions and limitations:

- 1. DOCTOR PALMER hereby voluntarily, knowingly and intelligently retires from the practice of medicine and surgery, effective IMMEDIATELY.
- 2. DOCTOR PALMER agrees that he shall not practice medicine and surgery in the State of Ohio and that he shall be ineligible for, and shall not apply for, reinstatement of his certificate to practice medicine or surgery No. 35-045998 or issuance of any other certificate pursuant to Chapters 4730. and 4731., Ohio Revised Code, on or after the date of signing this CONSENT AGREEMENT, until he has demonstrated to the satisfaction of the BOARD that he can resume practice in compliance with acceptable and prevailing standards of care under the provisions of his certificate. Such demonstration shall include but shall not be limited to the following:

CONSENT AGREEMENT
WILLIAM G. PALMER III, M.D.
PAGE 3

- a. Certification from a treatment provider approved under Section 4731.25 of the Revised Code that DOCTOR PALMER has successfully completed any required inpatient treatment;
 - b. Evidence of continuing full compliance with an aftercare contract or consent agreement. Such compliance must be for a period of at least six (6) months;
 - c. Two written reports indicating that DOCTOR PALMER'S ability to practice has been assessed and that he has been found capable of practicing according to acceptable and prevailing standards of care. The reports shall be made by individuals or providers approved by the BOARD for making such assessments and shall describe the basis for this determination.
 - d. One written report indicating that DOCTOR PALMER'S ability to practice has been assessed by a psychiatrist familiar with his history of depressive disorder and that he has been found capable of practicing according to acceptable and prevailing standards of care. The report shall be made by an individual or provider approved by the BOARD for making such assessments and shall describe the basis for this determination.
3. DOCTOR PALMER further agrees that before resuming the practice of medicine and surgery in the State of Ohio, he shall enter into a written consent agreement including probationary terms, conditions and limitations as determined by the BOARD or if the BOARD and DOCTOR PALMER are unable to agree on the terms of a written CONSENT AGREEMENT, the DOCTOR PALMER further agrees to abide by any terms, conditions and limitations imposed by Board Order after a hearing conducted pursuant to Chapter 119, of the Ohio Revised Code.
 4. DOCTOR PALMER further agrees that upon approval of the BOARD for him to resume the practice of medicine and surgery in this State, the BOARD shall require as part of a written consent agreement continued monitoring which shall include but not be limited to compliance with a written consent agreement entered into before his resumption of practice or with conditions imposed by Board Order after a hearing conducted pursuant to Chapter 119, of the Revised Code, and upon

CONSENT AGREEMENT
WILLIAM G. PALMER III, M.D.
PAGE 4

termination of a consent agreement or Board Order submission to the BOARD for at least two years of annual progress reports made under penalty of BOARD disciplinary action or criminal prosecution stating whether DOCTOR PALMER has maintained sobriety.

5. DOCTOR PALMER shall provide authorization, through appropriate written consent forms, for disclosure of evaluative reports, summaries, and records, of whatever nature, by any and all parties that provide treatment or evaluation for DOCTOR PALMER'S chemical dependency, depressive disorder, or related conditions, or four purposes of complying with this CONSENT AGREEMENT, whether such treatment or evaluation occurred before or after the effective date of this CONSENT AGREEMENT. The above-mentioned evaluative reports, summaries, and records are considered medical records for purposes of Section 149.42 of the Ohio Revised Code and are confidential pursuant to statute.

DOCTOR PALMER further agrees to provide the BOARD written consent permitting any treatment provider from whom he obtains treatment to notify the Board in the event he fails to agree to or comply with any treatment contract or aftercare contract. Failure to provide such consent, or revocation of such consent, shall constitute a violation of this CONSENT AGREEMENT.

The above described terms, limitations and conditions may be amended or terminated in writing at any time upon the agreement of both parties.

If, in the discretion of the Secretary and Supervising Member of THE STATE MEDICAL BOARD OF OHIO, DOCTOR PALMER appears to have violated or breached any terms or conditions of this Agreement, THE STATE MEDICAL BOARD OF OHIO reserves the right to institute formal disciplinary proceedings for any and all possible violations or breaches, including but not limited to, alleged violations of the laws of Ohio occurring before the effective date of this Agreement.

DOCTOR PALMER acknowledges that he has had an opportunity to ask questions concerning the terms of this Agreement and that all questions asked have been answered in a satisfactory manner.

CONSENT AGREEMENT
WILLIAM G. PALMER III, M.D.
PAGE 5

Any action initiated by the BOARD based on alleged violations of this CONSENT AGREEMENT shall comply with the Administrative Procedure Act, Chapter 119., Ohio Revised Code.

DOCTOR PALMER hereby releases THE STATE MEDICAL BOARD OF OHIO, its members, employees, agents, officers and representatives jointly and severally from any and all liability arising from the within matter.

This CONSENT AGREEMENT shall be considered a public record as that term is used in Section 149.43, Ohio Revised Code. It is expressly understood that this CONSENT AGREEMENT is subject to ratification by the BOARD prior to signature by the Secretary and Supervising Member and shall become effective upon the last date of signature below.

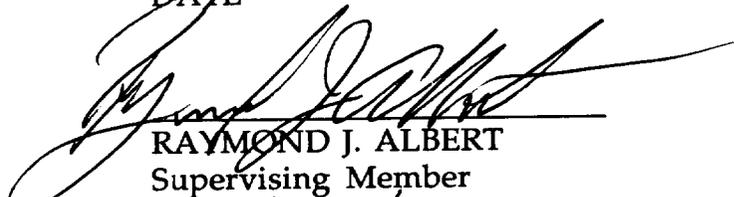
Further, this information may be reported to appropriate organizations, data banks and governmental bodies.


WILLIAM G. PALMER, III, M.D.

12 August 1994
DATE

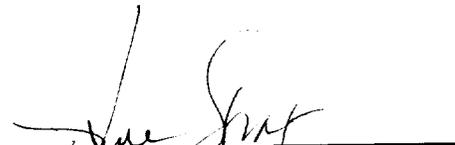

CARLA S. O'DAY, M.D.

Secretary
9/14/94
DATE



RAYMOND J. ALBERT
Supervising Member

9/14/94
DATE



ANNE C. BERRY, ESQ.
Assistant Attorney General

9/14/94
DATE