

BEFORE THE IOWA BOARD OF MEDICINE

IN THE MATTER OF THE STATEMENT OF CHARGES AGAINST

PATRICK M. ADAMS, M.D., RESPONDENT

FILE NO. 02-05-838

DISMISSAL ORDER

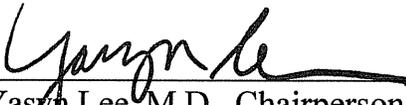
Date: November 3, 2008.

1. Respondent formerly practiced nephrology and internal medicine in Lincoln, Nebraska.
2. Respondent abused controlled substances which impaired his ability to practice medicine with reasonable skill and safety.
3. Respondent's hospital privileges were immediately suspended and subsequently terminated.
4. On September 15, 2005, Respondent voluntarily surrendered his Nebraska medical license.
5. On July 10, 2008, the Board filed disciplinary charges against Respondent charging him with substance abuse and being disciplined by the Nebraska Medical Board in violation of the laws and rules governing the practice of medicine.

6. On October 2, 2008, the Board received information which indicates that Respondent died on May 3, 2008.

7. On October 22, 2008, the Board voted to **DISMISS** the disciplinary charges pending against Respondent in this matter.

THEREFORE IT IS ORDERED: that the Board hereby **DISMISSES** the Statement of Charges filed against Respondent in this matter.



Yashn Lee, M.D., Chairperson
Iowa Board of Medicine
400 SW 8th Street, Suite C
Des Moines, Iowa 50309-4686

November 3, 2008
Date

BEFORE THE IOWA BOARD OF MEDICINE

IN THE MATTER OF THE STATEMENT OF CHARGES AGAINST

PATRICK M. ADAMS, M.D., RESPONDENT

FILE NO. 02-05-838

STATEMENT OF CHARGES

COMES NOW the Iowa Board of Medicine on July 10, and files this Statement of Charges pursuant to Iowa Code section 17A.12(2)(2007). Respondent was issued Iowa medical license no. 33827 on November 16, 2000. Respondent's Iowa medical license has been inactive since May 1, 2005.

A. TIME, PLACE AND NATURE OF HEARING

1. Hearing. A disciplinary contested case hearing shall be held on October 1, 2008, before the Iowa Board of Medicine. The hearing shall begin at 8:30 a.m. and shall be located in the conference room at the Iowa Board of Medicine office at 400 SW 8th Street, Suite C, Des Moines, Iowa.
2. Answer. Within twenty (20) days of the date you are served this Statement of Charges you are required by 653 IAC 24.2(5)(d) to file an Answer. In that Answer, you should state whether you will require a continuance of the date and time of the hearing.

3. Presiding Officer. The Board shall serve as presiding officer, but the Board may request an Administrative Law Judge make initial rulings on prehearing matters, and be present to assist and advise the board at hearing.

4. Hearing Procedures. The procedural rules governing the conduct of the hearing are found at 653 IAC 25. At hearing, you will be allowed the opportunity to respond to the charges against you, to produce evidence on your behalf, cross-examine witnesses, and examine any documents introduced at hearing. You may appear personally or be represented by counsel at your own expense. If you need to request an alternative time or date for hearing, you must review the requirements in 653 IAC 25.16. The hearing may be open to the public or closed to the public at the discretion of the Respondent.

5. Prosecution. The office of the Attorney General is responsible for representing the public interest (the State) in this proceeding. Pleadings shall be filed with the Board and copies should be provided to counsel for the State at the following address: Theresa O'Connell Weeg, Assistant Attorney General, Iowa Attorney General's Office, 2nd Floor, Hoover State Office Building, Des Moines, Iowa 50319.

6. Communications. You may not contact board members by phone, letter, facsimile, e-mail, or in person about this Notice of Hearing. Board members may only receive information about the case when all parties have notice and an opportunity to participate, such as at the hearing or in pleadings you file with the Board office and serve upon all parties in the case. You should direct any questions to Kent M. Nebel, J.D., the Board's Legal Director at 515-281-7088 or to Assistant Attorney General Theresa O'Connell Weeg at 515-281-6858.

B. LEGAL AUTHORITY AND JURISDICTION

7. Jurisdiction. The Board has jurisdiction in this matter pursuant to Iowa Code chapters 17A, 147, 148, and 272C.

8. Legal Authority: If any of the allegations against you are founded, the Board has authority to take disciplinary action against you under Iowa Code chapters 17A, 147, 148, and 272C and 653 IAC 25.

9. Default. If you fail to appear at the hearing, the Board may enter a default decision or proceed with the hearing and render a decision in your absence, in accordance with Iowa Code section 17A.12(3) and 653 IAC 25.20.

C. SECTIONS OF STATUTES AND RULES INVOLVED

COUNT I

10. Respondent is charged pursuant to Iowa Code section 148.6(2)(d) with being disciplined by the medical licensing authority of another state.

COUNT II

11. Respondent is charged pursuant to Iowa Code sections 147.55(4), 148.6(2)(h) and 272C.10(4) and 653 IAC 23.1(6) with substance abuse which impairs his ability to practice medicine with reasonable skill and safety.

STATEMENT OF THE MATTERS ASSERTED

12. Respondent formerly practiced nephrology and internal medicine in Lincoln, Nebraska.

13. Respondent abused fentanyl while on-call which impaired his ability to practice medicine with reasonable skill and safety.

14. Respondent's hospital privileges were immediately suspended and subsequently terminated.

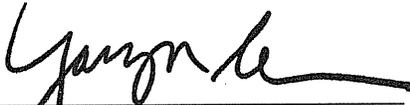
15. On September 15, 2005, Respondent voluntarily surrendered his Nebraska medical license.

E. SETTLEMENT

16. Settlement. This matter may be resolved by settlement agreement. The procedural rules governing the Board's settlement process are found at 653 Iowa Administrative Code 25. If you are interested in pursuing settlement of this matter, please contact Kent M. Nebel, J.D., Legal Director at 515-281-7088.

F. PROBABLE CAUSE FINDING

17. On July 10, the Iowa Board of Medicine found probable cause to file this Statement of Charges.



Yasyn Lee, M.D., Chairperson
Iowa Board of Medicine
400 SW 8th Street, Suite C
Des Moines, Iowa 50309-4686