

BEFORE THE IOWA BOARD OF MEDICINE

IN THE MATTER OF THE STATEMENT OF CHARGES AGAINST

MARK E. BUCHANAN, M.D., RESPONDENT

FILE No. 02-08-345

**STATEMENT OF CHARGES AND SETTLEMENT AGREEMENT
(Combined)**

COMES NOW the Iowa Board of Medicine (Board), and Mark E. Buchanan, M.D., (Respondent), on May 7, 2009, and pursuant to Iowa Code sections 17A.10(2) and 272C.3(4) (2005), file this combined Statement of Charges and Settlement Agreement.

STATEMENT OF CHARGES

1. Respondent was issued Iowa medical license no. 35041 on March 17, 2003.
2. Respondent's Iowa medical license is active and will next expire on January 1, 2011.
3. The Board has jurisdiction over the parties and subject matter.

COUNT I

4. Respondent is charged pursuant to Iowa Code sections 148.6(2)(g), and 147.55(3) and 653 IAC 23.1(2)(f) and 23.1(3) with failing to conform to the minimal standard of acceptable and prevailing practice of medicine and with engaging in practice harmful or detrimental to the public in the state of Iowa.

STATEMENT OF THE MATTERS ASSERTED

5. Respondent is an orthopedic surgeon from Urbandale, Iowa.
6. Respondent inappropriately abandoned patients when he failed to attend several scheduled elective surgical procedures and failed to make appropriate coverage arrangements for patients at a West Des Moines clinic in 2008.
7. Respondent successfully completed chemical dependency treatment and is currently being monitored by the Iowa Physician Health Program and is good standing.

SETTLEMENT AGREEMENT

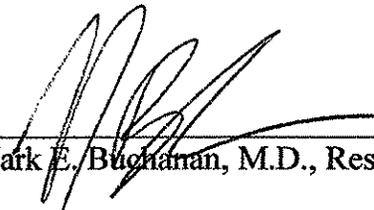
8. **CITATION AND WARNING:** Respondent is hereby **CITED** for inappropriately abandoning patients when he failed to attend several scheduled elective surgical procedures and failed to make appropriate coverage arrangements. Respondent is hereby **WARNED** that evidence of such conduct in the future may result in further disciplinary action, including suspension or revocation of your Iowa medical license.

9. **CIVIL PENALTY:** Respondent shall pay a civil penalty in the amount of **\$2,500**. The civil penalty shall be paid within twenty (20) days of the date of this Order, by delivery of a check or money order, payable to the Treasurer of Iowa, to the Board's Executive Director. The civil penalty shall be deposited into the State General Fund.

10. Respondent shall obey all federal, state and local laws, and all rules governing the practice of medicine in Iowa.

11. By entering into this Order, Respondent voluntarily waives any rights to a contested case hearing on the allegations contained in the Statement of Charges, and waives any objections to the terms of this Settlement Agreement.

12. This Order constitutes the resolution of a contested case proceeding.
13. Respondent voluntarily submits this Order to the Board for consideration.
14. Respondent understands that by entering into this combined Statement of Charges and Settlement Agreement, Respondent cannot obtain a copy of the investigative file. Pursuant to Iowa Code section 272C.6(4), a copy of the investigative file may only be provided to a licensee after a Statement of Charges is filed but before the final resolution of those charges.
15. This Order is subject to approval of the Board. If the Board fails to approve this Order, it shall be of no force or effect to either party.
16. The Board's approval of this Order shall constitute a **Final Order** of the Board.



Mark E. Buchanan, M.D., Respondent

Subscribed and sworn to before me on 5/7/, 2009.

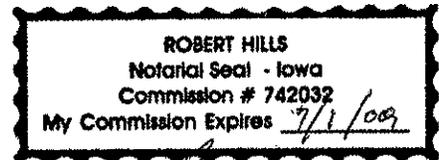
Notary Public, State of Iowa.

This Order is approved by the Board on May 7, 2009.



Siroos S. Shirazi, M.D., Chair

Iowa Board of Medicine
400 SW 8th Street, Suite C
Des Moines, Iowa 50309-4686



 Robert Hills
5/7/09