

BEFORE THE IOWA BOARD OF MEDICINE

IN THE MATTER OF THE STATEMENT OF CHARGES AGAINST

JOHN L. DUFFY, M.D., RESPONDENT

FILE No. 02-11-088

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

COMES NOW the Iowa Board of Medicine (Board), and John L. Duffy, M.D., (Respondent), on November 18, 2011, and pursuant to Iowa Code sections 17A.10(2) and 272C.3(4), enter into this combined Statement of Charges and Settlement Agreement to resolve this matter.

STATEMENT OF CHARGES

Respondent was issued Iowa medical license no. 17137 on July 6, 1965.

2. Respondent's Iowa medical license is active and will next expire on January 1, 2013.

3. The Board has jurisdiction in this matter pursuant to Iowa Code

chapters 147, 148 and 272C.

COUNT I

4. Respondent is charged pursuant to Iowa Code sections 147.55(2), 148.6(2)(g) and 272C.10(2) and 653 IAC 23.1(2)(f) for failing to conform to the minimal standard of acceptable and prevailing practice of medicine in Iowa.

STATEMENT OF MATTERS ASSERTED

Respondent is an Iowa-licensed physician who formerly practiced psychiatry in Muscatine, Iowa.

The Board alleges that Respondent failed to conform to the minimal standard of acceptable and prevailing practice of medicine when he pre-signed more than one hundred blank prescriptions that were issued by non-physician staff at the Sunrise Enterprises mental health clinic in Muscatine, Iowa, between March 25 and November 4, 2010. Many of the prescriptions were issued for controlled substances without appropriate physician oversight or without Respondent's knowledge and consent.

SETTLEMENT AGREEMENT

7. **CITATION AND WARNING:** Respondent is hereby **CITED** for failing to conform to the minimal standard of practice of medicine in Iowa. Respondent is hereby **WARNED** that such practice in the future may result in further formal disciplinary action, including revocation of his Iowa medical license.

8. **VOLUNTARY SURRENDER:** Respondent voluntarily surrenders

his Iowa medical license.

9. Respondent may seek re-licensure from the Board in the future if he demonstrates that he is able to practice medicine with reasonable skill and safety.

10. Respondent voluntarily submits this Order to the Board for consideration.

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

12. 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.

13. This Order constitutes the resolution of a contested case proceeding.

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

15. Respondent agrees that the State's counsel may present this Order

to the Board.

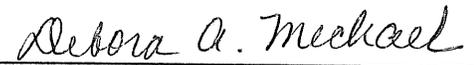
16. This Order is subject to approval of the Board. If the Board fails to approve this Order it shall be of no force or effect to either party.

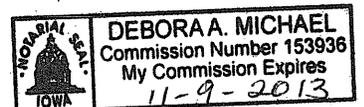
17. The Board's approval of this Order shall constitute a **Final Order** of the Board.


John L. Duffy., M.D., Respondent

Subscribed and sworn to before me on October 3, 2011.

Notary Public, State of IOWA
County of LINN
My commission expires Nov. 9, 2013


NOTARY PUBLIC



This Order is approved by the Board on November 18, 2011.


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