

BEFORE THE IOWA BOARD OF MEDICINE

IN THE MATTER OF THE STATEMENT OF CHARGES AGAINST

JOHN T. MEREDITH, M.D., RESPONDENT

FILE No. 02-12-605

DISMISSAL ORDER

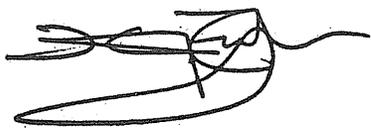
Date: April 8, 2016.

1. Respondent was issued Iowa medical license no. 37440 on August 15, 2007.
2. Respondent's Iowa medical license has been inactive due to non-renewal since April 1, 2011.
3. **Practice Setting:** Respondent is an Iowa-licensed physician who formerly practiced anatomic and clinical pathology in Lexington, Kentucky.
4. **Voluntary Agreement:** On or about August 28, 2012, Respondent entered into an Agreed Order of Surrender to voluntarily surrender his Kentucky medical license with the Commonwealth of Kentucky Board of Medical Licensure due to a mental health condition.
5. **Iowa Disciplinary Charges:** On October 25, 2013, the Iowa Board filed formal disciplinary charges against Respondent charging him with entering into a voluntary agreement to restrict the practice of medicine in another state in violation of the laws and rules governing the practice of medicine in Iowa.

6. **Relinquishment of Iowa Medical License:** Effective April 1, 2016, pursuant to Iowa Code section 148.8A, Respondent's Iowa medical license was relinquished because he failed to apply for renewal or reinstatement of the license within five (5) years after its expiration. See Iowa Code section 148.8A. Therefore, Respondent no longer holds an Iowa medical license and his license may not be reinstated, reissued, or restored.

THEREFORE IT IS HEREBY ORDERED: that the Board **DISMISSES** the Statement of Charges currently pending against Respondent in this matter. However, should Respondent apply for a new Iowa medical license in the future, the Board will reopen this matter and take appropriate action necessary to protect the public.

This order becomes effective on April 8, 2016.

A handwritten signature in black ink, appearing to read 'Hamed H. Tewfik', with a long horizontal flourish extending to the right.

Hamed H. Tewfik, M.D., Chairman
Iowa Board of Medicine
400 SW 8th Street, Suite C
Des Moines, Iowa 50309-4686

BEFORE THE IOWA BOARD OF MEDICINE

IN THE MATTER OF THE STATEMENT OF CHARGES AGAINST

JOHN T. MEREDITH, M.D., RESPONDENT

FILE No. 02-12-605

STATEMENT OF CHARGES

COMES NOW the Iowa Board of Medicine (Board) on October 25, 2013, and files this Statement of Charges pursuant to Iowa Code Section 17A.12(2). Respondent was issued Iowa medical license no. 37440 on August 15, 2007. Respondent's Iowa medical license went inactive due to nonrenewal on April 1, 2011.

A. TIME, PLACE AND NATURE OF HEARING

1. Hearing. A disciplinary contested case hearing shall be held on January 9, 2014, before the Iowa Board of Medicine. The hearing shall begin at 1:00 p.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 Notice of Hearing you are required by 653 Iowa Administrative Code 25.10 to file an Answer. In that Answer, you should also 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. Prehearing Conference. A prehearing conference will be held by telephone on December 4, 2013, at 10:00 a.m., before an Administrative Law Judge from the Iowa Department of Inspections and Appeals (ALJ). Please contact Kent M. Nebel, J.D., Legal Director, Iowa Board of Medicine, at 515-281-7088 with the telephone number at which you or your legal counsel can be reached. Board rules on prehearing conferences may be found at 653 Iowa Administrative Code 25.15.

5. Hearing Procedures. The procedural rules governing the conduct of the hearing are found at 653 Iowa Administrative Code Chapter 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 Iowa Administrative Code 25.16. The hearing may be open to the public or closed to the public at the discretion of the Respondent.

6. 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: Julie Bussanmas, Assistant Attorney General, Iowa Attorney General's Office, 2nd Floor, Hoover State Office Building, Des Moines, Iowa 50319.

7. 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 may contact Kent M. Nebel, J.D., Legal Director, at 515-281-7088 or to Assistant Attorney General Julie Bussanmas at 515-281-5637.

B. LEGAL AUTHORITY AND JURISDICTION

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

9. 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 (2005) and 653 Iowa Administrative Code Chapter 25.25.

10. 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 Iowa Administrative Code 25.20.

C. SECTIONS OF STATUTES AND RULES INVOLVED

COUNT I

11. **Voluntary Agreement with Another Licensing Authority:** Respondent is charged pursuant to Iowa Code section 148.12 and 653 IAC 23.1(41) with entering into a voluntary agreement to restrict the practice of medicine in another state, territory, or country. A certified copy of the voluntary agreement shall be considered prima facie evidence.

STATEMENT OF THE MATTERS ASSERTED

12. Respondent is an Iowa-licensed physician who formerly practiced anatomic and clinical pathology in Lexington, Kentucky.

13. **Voluntary Agreement:** On or about August 28, 2012, Respondent entered into an Agreed Order of Surrender to voluntarily surrender his Kentucky medical license with the Commonwealth of Kentucky Board of Medical Licensure due to a mental health condition. See Attachment A.

E. SETTLEMENT

14. 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 12.25. 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

15. On October 25, 2013, the Iowa Board of Medicine found probable cause to file this Statement of Charges.

A handwritten signature in black ink, reading "Greg Hoversten" with a stylized flourish at the end.

Gregory B. Hoversten, D.O., Chairman
Iowa Board of Medicine
400 SW 8th Street, Suite C
Des Moines, Iowa 50309-4686

FILED OF RECORD

SEP 04 2012

K.B.M.L.

COMMONWEALTH OF KENTUCKY
BOARD OF MEDICAL LICENSURE
CASE NO. 1421

IN RE: THE LICENSE TO PRACTICE MEDICINE IN THE COMMONWEALTH OF
KENTUCKY HELD BY JOHN T. MEREDITH, M.D., LICENSE NO. 30991,
4925 ROCKWELL ROAD, WINCHESTER, KENTUCKY 40391-8509

AGREED ORDER OF SURRENDER

Comes now the Kentucky Board of Medical Licensure (hereafter "the Board"), acting by and through its Inquiry Panel A, and John T. Meredith, M.D. ("the licensee"), and, based upon their mutual desire to fully and finally resolve a pending investigation without an evidentiary hearing, hereby ENTER INTO the following **AGREED ORDER OF SURRENDER:**

STIPULATIONS OF FACT

The parties stipulate the following facts, which serve as the factual bases for this Agreed Order of Surrender:

1. At all relevant times, John T. Meredith, M.D., was licensed by the Board to practice medicine in the Commonwealth of Kentucky.
2. The licensee's medical specialty is Neurology and Pathology.
3. On July 23, 2012, the licensee met with Greg Jones, M.D., the Foundation's Medical Director. In his August 6, 2012 letter, Dr. Jones reported that the licensee was suffering from major depression and situational stress, including his work situation and having learned that he is being investigated by the Board. Dr. Jones opined, In my opinion he should not be allowed to return to the active practice of medicine until such time as he has been stabilized mentally and is deemed safe to return to work.

Dr. Jones notes that he had referred the licensee to the Crisis Stabilization Unit of Eastern State Hospital.

4. The Board was notified that the licensee had been hospitalized at Eastern State Hospital on July 27, 2012, after threatening patients and expressing homicidal and suicidal threats.
5. The Panel Chair has reviewed and considered the licensee's intake and treatment records from Eastern State Hospital and has determined from those records that, in his present condition, the licensee has been or is unable to practice medicine according to acceptable and prevailing standards of care by reason of a mental illness and presents an immediate danger to the public health, safety, or welfare. The licensee's Axis I diagnoses were Mood Disorder, NOS; Rule Out Bipolar Disorder, Mixed; and, Depression, NOS.
6. The licensee was discharged from Eastern State Hospital on August 10, 2012.

STIPULATED CONCLUSIONS OF LAW

The parties stipulate the following Conclusions of Law, which serve as the legal bases for this Agreed Order of Surrender:

1. The licensee's Kentucky medical license is subject to regulation and discipline by this Board.
2. Based upon the Stipulations of Fact, the licensee has engaged in conduct which violates KRS 311.595(8).
3. Pursuant to KRS 311.591(6) and 201 KAR 9:082, the parties may fully and finally resolve this pending investigation without an evidentiary hearing by entering into an informal resolution such as this Agreed Order of Surrender.

AGREED ORDER OF SURRENDER

Based upon the foregoing Stipulations of Fact and Stipulated Conclusions of Law, and, based upon their mutual desire to fully and finally resolve this pending investigation without an evidentiary hearing, the parties hereby ENTER INTO the following

AGREED ORDER OF SURRENDER:

1. The licensee SHALL SURRENDER his license to practice medicine within the Commonwealth of Kentucky, in lieu of revocation, with that surrender to become effective immediately upon the date of filing of this Agreed Order of Surrender and continuing for an indefinite period.
2. During the effective period of this Agreed Order of Surrender, the licensee SHALL NOT perform any act within the Commonwealth of Kentucky which would constitute the “practice of medicine or osteopathy,” as that term is defined by KRS 311.550(10) – the diagnosis, treatment, or correction of any and all human conditions, ailments, diseases, injuries, or infirmities by any and all means, methods, devices, or instrumentalities,” unless and until approved to do so by the Panel, in response to a properly filed petition for reinstatement.
3. The licensee may not petition for reinstatement of his license for a minimum period of two (2) years from the date of filing of this Agreed Order of Surrender. If the licensee should petition for reinstatement of his license, the provisions of KRS 311.607(2) and (3) SHALL apply to Panel’s consideration of and action regarding the petition for reinstatement filed by the licensee.
4. The licensee SHALL NOT violate any provisions of KRS 311.595 and/or 311.597.

5. The licensee expressly agrees that if he should violate any term or condition of this Agreed Order of Surrender, the licensee's practice will constitute an immediate danger to the public health, safety, or welfare, as provided in KRS 311.592 and 13B.125. The parties further agree that if the Board should receive information that he has violated any term or condition of this Agreed Order of Surrender, the Panel Chair is authorized by law to enter an Emergency Order of Suspension or Restriction immediately upon a finding of probable cause that a violation has occurred, after an *ex parte* presentation of the relevant facts by the Board's General Counsel or Assistant General Counsel. If the Panel Chair should issue such an Emergency Order, the parties agree and stipulate that a violation of any term or condition of this Order would render the licensee's practice an immediate danger to the health, welfare and safety of patients and the general public, pursuant to KRS 311.592 and 13B.125; accordingly, the only relevant question for any emergency hearing conducted pursuant to KRS 13B.125 would be whether the licensee violated a term or condition of this Agreed Order of Surrender.
6. The licensee understands and agrees that any violation of the terms of this Agreed Order of Surrender would provide a legal basis for additional disciplinary action, including revocation, pursuant to KRS 311.595(13) and may provide a legal basis

