

BEFORE THE IOWA BOARD OF MEDICINE

IN THE MATTER OF THE STATEMENT OF CHARGES AGAINST

ROBERT C. TURNER, M.D., RESPONDENT

File No. 02-12-444

TERMINATION ORDER

COMES NOW the Iowa Board of Medicine (Board) on December 5, 2014,
and issues this Termination Order.

1. Respondent was issued Iowa medical license no. 25057 on July 26, 1985.
2. Respondent's Iowa medical license went inactive due to nonrenewal on September 1, 1989.
3. The Board has jurisdiction in this matter pursuant to Iowa Code chapters 147, 148 and 272C.
4. **Practice Setting:** Respondent is an Iowa-licensed physician who currently practices internal medicine in Reedsburg, Wisconsin.

5. **Wisconsin Disciplinary Action:** On June 20, 2012, Respondent was disciplined by the Wisconsin Medical Examining Board (Wisconsin Board). The Wisconsin Board alleged that Respondent failed to provide appropriate pain management to three patients between 2006 and 2011 in Reedsburg, Wisconsin, and failed to adequately safeguard prescription pads in his clinic resulting in theft.

6. **Iowa Disciplinary Action:** On June 28, 2013, Respondent entered into a combined Statement of Charges and Settlement Agreement with the Iowa Board. The Iowa Board charged Respondent with being disciplined by the Wisconsin Board, issued Respondent a Citation and Warning and ordered him to successfully complete a Board-approved prescribing course for the appropriate treatment of chronic pain. The Iowa Board also restricted Respondent's prescribing practices under his Iowa medical license until he has fully complied with the terms established by the Wisconsin Board, has had his privileges fully restored in Wisconsin and has demonstrated that he is safe to prescribe, administer and dispense controlled substances without restriction.

7. **Wisconsin Order Granting Full Licensure:** On June 23, 2014, the Wisconsin Board determined that Respondent fully complied with the terms and conditions established in the June 20, 2012, Final Decision and Order and returned his Wisconsin medical license to full, unrestricted status.

8. **Completion of Iowa Requirements:** On December 5, 2014, the Iowa Board determined that Respondent successfully completed the terms and conditions established in the June 28, 2013, combined Statement of Charges and Settlement Agreement, and voted to terminate the terms and conditions placed on Respondent's Iowa medical license.

THEREFORE IT IS HEREBY ORDERED: that the terms and conditions placed on Respondent's Iowa medical license are terminated and Respondent's Iowa medical license is returned to its full privileges, free and clear of all restrictions.

This Order is effective on December 5, 2014.

IOWA BOARD OF MEDICINE

A handwritten signature in black ink, appearing to read 'Hamed H. Tewfik', written over a horizontal line.

Hamed H. Tewfik, M.D., Chairman
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

ROBERT C. TURNER, M.D., RESPONDENT

File No. 02-12-444

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

COMES NOW the Iowa Board of Medicine (Board) and Robert C. Turner, M.D., (Respondent), on June 28, 2013, and pursuant to Iowa Code sections 17A.10(2) and 272C.3(4) and 653 IAC 25.3, enter into this combined Statement of Charges and Settlement Agreement.

STATEMENT OF CHARGES

1. Respondent was issued Iowa medical license no. 25057 on July 26, 1985.
2. Respondent's Iowa medical license went inactive due to nonrenewal on September 1, 1989.
3. The Board has jurisdiction in this matter pursuant to Iowa Code chapters 147, 148 and 272C.

COUNT I

4. **Discipline by Another Licensing Authority:** Respondent is charged pursuant to Iowa Code section 148.6(2)(d) and 653 IAC 23.1(1) with having a license to practice medicine and surgery or osteopathic medicine and surgery revoked or suspended, or having other disciplinary action taken by a licensing authority of another state, territory, or country. A certified copy of the order of disciplinary action is prima facie evidence.

STATEMENT OF THE MATTERS ASSERTED

5. Respondent is an Iowa-licensed physician who practices internal medicine in Reedsburg, Wisconsin.

6. **Wisconsin Disciplinary Action:** On or about June 20, 2012, the Wisconsin Medical Examining Board (Wisconsin Board) entered a Final Decision and Order against Respondent. The Wisconsin Board alleged that Respondent: failed to provide appropriate pain management to three patients that he treated between 2006 and 2011 in Reedsburg, Wisconsin. The Wisconsin Board alleged that Respondent prescribed excessive amounts of opioids; failed to perform frequent urine drug screens; failed to perform frequent pill counts; failed to consult collateral sources; misinformed a patient regarding the long-term effects of opioids; and failed to reduce or stop the medications he prescribed. The Wisconsin Board also expressed concerns that Respondent failed to adequately safeguard prescription pads used in his clinic resulting in theft.

7. **Wisconsin Sanctions:** The Wisconsin Board established the following sanctions:

- A. Respondent received a public reprimand;
- B. Respondent may only prescribe opioids or opiates for more than 10 consecutive days at a time without seeing and re-evaluating the patient, or for more than 30 days in any 12 month period for any patient, only under the oversight of a Professional Mentor approved by the Wisconsin Board;
- C. Respondent must practice under the oversight of a Professional Mentor approved by the Wisconsin Board;
- D. Respondent was ordered to pay \$3,600 in costs.

SETTLEMENT AGREEMENT

8. **CITATION AND WARNING:** Respondent is hereby **CITED** for being disciplined by the Wisconsin Board for failing to provide appropriate pain management to three patients that he treated between 2006 and 2011 in Reedsburg, Wisconsin. Respondent is hereby **WARNED** that being disciplined by another state licensing board and/or violating the laws and rules governing the practice of medicine in the future may result in further formal disciplinary action against his Iowa medical license.

9. **COMPLIANCE WITH THE WISCONSIN ORDER:** Respondent shall fully comply with the terms established by the Wisconsin Board.

10. PROHIBITION – CHRONIC PAIN MANAGEMENT:

Respondent is prohibited from prescribing, administering or dispensing any controlled substance for more than 10 consecutive days at a time without seeing and re-evaluating the patient, or for more than 30 days in any 12 month period for any patient under his Iowa medical license until he demonstrates to the Iowa Board that he is safe to do so. Evidence that Respondent has fully complied with the terms established by the Order of the Wisconsin Board dated June 20, 2012, and has had his privileges fully restored in Wisconsin shall serve as satisfactory evidence demonstrating to the Iowa Board that he is safe to prescribe, administer and dispense controlled substances without restriction.

11. BOARD-APPROVED PRESCRIBING COURSE: Respondent shall successfully complete a Board-approved prescribing course for the appropriate treatment of chronic pain within ninety (90) days of the date of this Order.

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

13. Respondent agrees that the State's counsel may present this Order to the Board for consideration.

14. By entering into this Order, Respondent understands that he has a right to be represented by legal counsel, 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. This Order constitutes the resolution of a contested case proceeding.

15. 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.

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

17. Respondent understands that the Board is required by Federal law to report this Order to the National Practitioner Data Bank and Healthcare Integrity and Protection Data Bank.

18. The Order becomes a public record available for inspection and copying upon execution in accordance with the requirements of Iowa Code Chapters 17A, 22 and 272C.

19. 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.

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

Robert C. Turner, M.D., Respondent

Robert C. Turner MD 6/5/13

Subscribed and sworn to before me on 6/12/, 2013.



Notary Public, State of Wisconsin *my commission is permanent*

This Order is approved by the Board on June 28, 2013.



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