

BEFORE THE MEDICAL LICENSING
BOARD OF INDIANA
CAUSE NO.: 2018 MLB 0029

IN THE MATTER OF THE LICENSE OF)
)
KENDAL T. FREEMAN, M.D.)
)
LICENSE NO. 01078412A)



SUMMARY SUSPENSION ORDER

The Medical Licensing Board of Indiana (“Board”) held an administrative hearing on August 23, 2018 in the W064 of the Indiana Government Center South, 302 West Washington Street, Indianapolis, Indiana 46204 to consider the Petition for Summary Suspension (“Petition”) filed against Kendal T. Freeman, M.D. (“Respondent”) by the State of Indiana (“Petitioner”) on August 15, 2018. Petitioner was represented by Deputy Attorney General Roxanne M. Hilton. Respondent failed to appear in person or by counsel.

The Board, pursuant to Ind. Code ch. 4-21.5-4 and Ind. Code § 25-1-9-10 and by a vote of 4-0-0, **SUMMARILY SUSPENDS** Respondent’s medical license for a period of ninety (90) days, as the Board finds that an emergency exists and that Respondent represents a clear and immediate danger to the public health and safety if allowed to continue to practice as a medical doctor in the State of Indiana.

This **NON-FINAL** emergency order is based on the following evidence.

1. This Board has jurisdiction to suspend Respondent’s license in accordance with the provisions of Ind. Code ch. 4-21.5-4 and Ind. Code § 25-1-9-10.
2. Respondent is a licensed medical doctor in the State of Indiana, having been issued licensed number 01078412A on April 12, 2017.
3. Respondent’s address on file with the Indiana Professional Licensing Agency is 4971 Shoreview Drive, Coloma, Michigan 49038.

Michigan Discipline

4. Respondent obtained his Michigan medical license on October 3, 2016.

5. On January 30, 2018, an Administrative Complaint was filed against

Respondent's Michigan medical license. The Administrative Complaint alleged the following:

- a. Respondent and patient D.W. are long-term acquaintances who both have residences in the state of Michigan;
- b. On August 11, 2016, Respondent treated patient D.W. in Michigan for a medical condition and prescribed several antibiotics;
- c. Though he was not licensed to practice medicine in Michigan at the time, the medical record shows that Respondent was practicing under "Freeman Health Services" located in Coloma, Michigan;
- d. On December 19, 2017 and January 4, 2018, in interviews with a department investigator, Respondent admitted that in the past, he had used cocaine, crystal meth, and marijuana. Respondent explained that the last time he used cocaine was October 27, 2016 at the birthday part of patient D.W. Respondent further explained that if he is at a social gathering with friends and drugs are present, he uses illicit drugs; and
- e. Data from the Michigan Automated Prescription System ("MAPS"), shows that Respondent authorized patient D.W. to obtain bottles of zolpidem tartrate ER 12.5mg tablets on eight (8) occasions between August 2016 and March 2017. Respondent failed to document any office visits or examinations that correspond with these prescriptions.

6. On June 14, 2018, based on the aforementioned allegations in paragraph five (5), the Michigan Medical Board found that Respondent violated Michigan Compiled Law ("MCL") § 333.16221(a), which states "[t]he disciplinary subcommittee shall proceed . . . if it finds that . . . a violation of general duty, consisting of negligence or failure to exercise due care . . . whether or not injury results."

7. The Michigan Medical Board also found that Respondent violated MCL § 333.16221(b)(i), which states "[t]he disciplinary subcommittee shall proceed . . . if it finds that . . . (b) personal disqualifications, consisting of 1 or more of the following: (i) incompetence."

8. The Michigan Medical Board also found that Respondent violated MCL § 333.16221(c)(iv), which states, "[t]he disciplinary subcommittee shall proceed . . . if it finds that . . . obtaining, possessing, or attempting to obtain or possess a controlled substances . . . or a drug . . . without lawful authority; or selling, prescribing, giving away, or administering drugs for other than lawful diagnostic or therapeutic purposes."

9. As part of the Final Order, Respondent's Michigan medical license was revoked and he was fined \$50,000 to be paid prior to petitioning for reinstatement.

10. Due to the above facts, Respondent represents a clear and immediate danger to the public health and safety if allowed to continue to practice as a medical doctor in Indiana.

WHEREFORE, IT IS THEREFORE ORDERED that Respondent's license to practice as a medical doctor in the State of Indiana, is hereby summarily suspended for ninety (90) days.

SO ORDERED, this 15th day of October 2018; **this order is effective as of August 23, 2018.**

MEDICAL LICENSING BOARD OF INDIANA

By: Herbert W. Price
for John Strobel, M.D., President

CERTIFICATE OF SERVICE

I certify that a copy of "Summary Suspension Order" has been duly served upon:

Kendal T. Freeman, M.D.
4791 Shoreview Drive
Coloma, MI 49038
Service by U.S. Mail

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10-15-18
Date

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Explanation of Service Methods

Personal Service: by delivering a true copy of the aforesaid document(s) personally.
Service by U.S. Mail: by serving a true copy of the aforesaid document(s) by First Class U.S. Mail, postage prepaid.
Service by Email: by sending a true copy of the aforesaid document(s) to the individual's