

BEFORE THE MEDICAL LICENSING
BOARD OF INDIANA
CAUSE NO. 86 MLB 0008

IN THE MATTER OF:
GERALD A. GRIFFIN, M.D.,
License No. 30693,

Petitioner.

FILED

DEC 17 1986

FINDINGS OF FACT,
CONCLUSIONS OF LAW AND ORDER

HEALTH PROFESSIONS
BUREAU

An administrative hearing was held before the Indiana Medical Licensing Board (hereinafter "Board") on the 17th day of December, 1986, at 9:00 o'clock, a.m., local time, in the Auditorium of the Health Professions Bureau, located at One American Square, Suite 1020, Indianapolis, Indiana, 46282, concerning the Petitioner Gerald A. Griffin's (hereinafter "Petitioner") suspended license to practice medicine, license no. 30693, in the State of Indiana.

The State of Indiana was represented by counsel, Michael A. Minglin, Deputy Attorney General, and the Petitioner, appeared in person and knowingly, intentionally, and voluntarily waived his right to counsel.

Ref The Board members hearing this matter were: ~~Martin L. O'Neill, M.D.~~; John D. Miller, M.D.; John T. Hinton, D.O.; ~~Gilbert Wilhelm, M.D.~~; George H. Rawls, M.D.; Deanna S. Porte, M.D.; and Ronald E. Elberger, Esq.

The Board having considered the pleadings, evidence, judicial notice of its official file including all previous action, and arguments, by a vote of 5 to 0, issues the following Findings of Fact, Conclusions of Law and Order:

FINDINGS OF FACT

1. Petitioner holds a suspended license to practice medicine, license no. 30693.
2. Notice of this proceeding was properly mailed to and received by Respondent pursuant to the notice provisions of IC 4-22-1-6.

3. A review of Petitioner's official file reveals that he has substantially complied with the Board's Order of June 4, 1986.

4. Petitioner has demonstrated his good faith efforts toward rehabilitation.

5. Petitioner has in the past, and continues to actively engage in rehabilitation.

6. Petitioner's treating psychologist has stated that Petitioner's prognosis is very favorable and that he has made substantial progress in his rehabilitation.

7. Petitioner's demeanor was very positive and indicative of an individual who has made substantial progress toward recovery.

CONCLUSIONS OF LAW

From the foregoing Findings of Fact, the Board makes the following Conclusion of Law:

1. Pursuant to IC 25-22.5-6-2.1(g), the Board may reinstate a license which has been suspended under this chapter if, after a hearing, the Board is satisfied that the Petitioner [applicant] is able to practice with reasonable skill and safety to patients.

2. Pursuant to IC 25-22.5-6-2.1(g), as a condition of reinstatement, the Board may impose disciplinary or corrective measures authorized under this chapter.

3. Petitioner, Gerald A. Griffin, M.D., is able to practice medicine with reasonable skill and safety to patients subject to the terms and conditions of the Board's Order of June 4, 1986, and any additional and supplemental terms contained herein.

ORDER

Based upon the foregoing Findings of Fact and Conclusions of Law, the Board now enters the following ORDER:

1. The suspended license of Petitioner is hereby reinstated upon probation for a period of ten (10) years from the date of this Order subject to the following terms and conditions:

2. Petitioner shall continue in and shall complete his Aftercare program administered by the Ridgeview Institute and supervised by the Marion County (Indiana) Medical Society.

3. This Aftercare program shall include urine screens two (2) times per week, attendance at a Caduceus group meeting one (1) time per week, attendance at five (5) to seven (7) NA or AA meetings per week and a telephone call one (1) time per week to his physician sponsor.

4. Community Service of an average of four (4) hours per week for forty-six (46) weeks each year. The Petitioner must provide written reports to the Board on a quarterly basis (four times per year) describing his community service work. The Petitioner shall notify the Board of the type and location of said community service work prior to performing said work.

5. In addition, the Petitioner shall not possess either a DEA permit or an Indiana Controlled Substance Registration Permit (CSR) for a period of two (2) years from June 4, 1986; and, before Petitioner may apply for either permit, he must obtain the Board's permission to do so.

6. In accordance with Indiana law, the Petitioner is assessed the costs of this action. Petitioner shall tender to the Board a check or money order payable to the State of Indiana in the amount of \$ 87.00 within thirty (30) days of receipt of this Order.

All of which is ORDERED, ADJUDGED AND DECREED this 17th day of December, 1986.

MEDICAL LICENSING BOARD OF
INDIANA

By:



John D. Miller, M.D.
President, Medical Licensing
Board of Indiana

Copy to: Michael A. Minglin, Deputy Attorney General

SENT CERTIFIED MAIL NO. P282 409 628, RETURN RECEIPT REQUESTED.

P 223 409 628

REC'D FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

MCG (See Reverse) MLB

Sent to
Gerald A. Griffin, M.D.
Street and No.

P.O., State and ZIP Code

Postage \$

Certified Fee **STATE OF INDIANA**

Special Delivery Fee

Restricted Delivery **DEC 18 1986**

Return Receipt showing
to whom and when delivered

Date and Address **CENTRAL MAIL SERVICE**

TOTAL Postage and Fees \$

Postmark or Date

