

BEFORE THE MEDICAL LICENSING
BOARD OF INDIANA
CAUSE NUMBER: 2004 MLB 0035

STATE OF INDIANA,

Petitioner,

v.

MARK STEVEN WEINBERGER, M.D.
License No.: 01045912,

Respondent.

FILED

APR 14 2005

HEALTH PROFESSIONS
BUREAU

NOTICE OF PROPOSED DEFAULT

A final hearing was scheduled to be held on March 24, 2005 before the Medical Licensing Board of Indiana ("Board") in the Conference Center Room C, Indiana Government Center South, 302 West Washington Street, Indianapolis, Indiana, 46204, to consider the complaint filed, on or about January 31, 2005, against the Respondent, Mark Weinberger, M.D., by the State of Indiana.

The State of Indiana was represented by James Holden, Deputy Attorney General. The Respondent failed to appear in person or by counsel.

The Board, after taking official notice of its file in the matter and pursuant to Indiana Code § 4-21.5-3-24, by a vote of 7-0-0, issues a Notice of Proposed Default on the following grounds:

1. Respondent is a licensed physician in the State of Indiana having been issued license number 01045912.
2. Respondent's address, listed with the Health Professions Bureau, is 225 E. 90th Drive, Merrillville, IN 46410.

3. A Complaint was filed by the State of Indiana against the Respondent in this matter on or about January 31, 2005.

4. On March 7, 2005, the Health Professions Bureau sent a notice to Respondent at his last reported address, informing Respondent of the date, time and place of the final hearing on the State's Complaint scheduled for March 24, 2005. Respondent failed to appear.

5. Pursuant to Indiana Code 4-21.5-3-20, Respondent was provided adequate notice of the final hearing and failed to appear for the scheduled hearing on March 24, 2005.

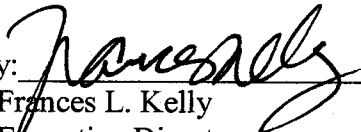
ORDER

For the Respondent's failure to appear for the scheduled hearing, the Board issues the following Notice of Proposed Default:

In accordance with Indiana Code § 4-21.5-3-24, the Respondent must file a written motion within seven (7) days of service of this Order requesting that the Board not enter a default order in this case and stating the reasons relied upon for that request. Failure of the Respondent to file such a written motion within seven (7) days shall result in the issuance of a default order. If the Respondent timely files a motion, the Board shall consider said motion along with any relevant facts in determining whether a default order should be entered. Should a default order be entered against the Respondent, the Board may hold further proceedings it deems appropriate to complete this case without the participation of the Respondent.

SO ORDERED, this 14 day of April, 2005.

MEDICAL LICENSING BOARD OF INDIANA

By: 
Frances L. Kelly
Executive Director
Health Professions Bureau

Mark Steven Weinberger, M.D.
225 E. 90th Drive
Merrillville, IN 46410

SENT CERTIFIED MAIL NO. 7003 3110 0003 5659 5192
RETURN RECEIPT REQUESTED.

Deputy Attorney General James R. Holden
Office of the Attorney General
Indiana Government Center South
302 West Washington Street, Fifth Floor
Indianapolis, IN 46204-2770