

IN THE MATTER OF * BEFORE THE MARYLAND
 BRIGG WILLIAM BARSNESS, M.D. * STATE BOARD OF
 Respondent * PHYSICIANS
 License Number: D0096796 * Case Number: 2225-0065B

* * * * *

CONSENT ORDER

PROCEDURAL BACKGROUND

The Maryland Board of Physicians (the “Maryland Board”) received information that Brigg William Barsness, M.D., (the “Respondent”) License Number D0096796, was disciplined by the Rhode Island Board of Medical Licensure and Discipline (the “Rhode Island Board”). In an Order dated July 17, 2024, the Rhode Island Board disciplined the Respondent by reprimand.

Based on the above referenced Rhode Island Board sanction, the Maryland Board has grounds to charge the Respondent with violating the following provisions of the Maryland Medical Practice Act (the “Act”), under H. O. § 14-404(a):

- (a) Subject to the hearing provisions of § 14-405 of this subtitle, a disciplinary panel, on the affirmative vote of a majority of the quorum of the disciplinary panel, may reprimand any licensee, place any licensee on probation, or suspend or revoke a license if the licensee:
 - (21) Is disciplined by a licensing or disciplinary authority or convicted or disciplined by a court of any state or country or disciplined by any branch of the United States uniformed services or the Veteran’s Administration for an act that would be grounds for disciplinary action under this section,

Disciplinary Panel B (“Panel B”) has determined that the acts for which the Respondent was disciplined in Rhode Island would be grounds for disciplinary action

under H.O. § 14-404(a). The grounds for disciplinary action under H.O. § 14-404(a) are as follows:

(3) Is guilty of:

(ii) Unprofessional conduct in the practice of medicine;

Based on the action taken by the Rhode Island Board, the Respondent agrees to enter into this Consent Order with Panel B, consisting of Procedural Background, Findings of Fact, Conclusions of Law, Order and Consent.

FINDINGS OF FACT

Panel B makes the following findings of fact:

1. At all times relevant hereto, the Respondent was a physician licensed to practice medicine in the State of Maryland. The Respondent was initially licensed in Maryland on or about March 9, 2023.

2. On March 27, 2024, the Investigative Committee of the Rhode Island Board found that the Respondent violated R.I. Gen Laws § 37-5-5.1(21)¹ after it was found that he failed to disclose a previous investigation by the State of Wisconsin in his application to practice medicine in the Commonwealth of Kentucky.

3. The Rhode Island Board found that “disciplinary action against a license...in another state constitutes unprofessional conduct.”

4. By Order dated July 17, 2024, the Rhode Island Board disciplined the Respondent by reprimand.

¹ Surrender, revocation, suspension, limitation of privilege based on quality of care provided, or any other disciplinary action against a license or authorization to practice medicine in another state or jurisdiction; or surrender, revocation, suspension, or any other disciplinary action relating to a membership on any medical staff or in any medical or professional association or society while under disciplinary investigation by any of those authorities or bodies for acts or conduct similar to acts or conduct that would constitute grounds for action as described in this chapter;

A copy of the Rhode Island Board Order is attached hereto.

CONCLUSIONS OF LAW

Based on the foregoing Findings of Fact, Panel B concludes as a matter of law that the Respondent is subject to discipline under Health Occ. § 14-404(a)(21) for the disciplinary action taken by the Rhode Island Board against the Respondent for an act or acts that would be grounds for disciplinary action under Health Occ. §14-404(a)(36).

ORDER

It is, thus, by Panel B, hereby:

ORDERED that the Respondent's is hereby **REPRIMANDED**; and it is further

ORDERED that the effective date of the Consent Order is the date the Consent Order is signed by the Executive Director of the Board or her designee. The Executive Director or her designee signs the Consent Order on behalf of the disciplinary panel which has imposed the terms and conditions of this Consent Order; and it is further

ORDERED that this Consent Order is a public document. *See* Health Occ. §§1-607, 14-411.1(b)(2) and Gen. Prov. §4-333(b)(6).

10/09/2024
Date

Signature On File

Christine A. Farrelly
Executive Director
Maryland Board of Physicians

CONSENT

I, Brigg William Barsness, MD, acknowledge that I am aware of my right to consult with and be represented by counsel in considering this Consent Order. I have chosen to proceed without counsel and I acknowledge that the decision to proceed without counsel is freely and voluntarily made.

By this Consent, I agree to be bound by this Consent Order and all its terms and conditions and understand that the disciplinary panel will not entertain any request for amendments or modifications to any condition.

I assert that I am aware of my right to a formal evidentiary hearing, pursuant to Md. Code Ann., Health Occ. § 14-405 and Md. Code Ann., State Gov't §§ 10-201 *et seq.* concerning the pending charges. I waive this right and have elected to sign this Consent Order instead.

I acknowledge the validity and enforceability of this Consent Order as if entered after the conclusion of a formal evidentiary hearing in which I would have had the right to counsel, to confront witnesses, to give testimony, to call witnesses on my behalf, and to all other substantive and procedural protections as provided by law. I waive those procedural and substantive protections. I acknowledge the legal authority and the jurisdiction of the disciplinary panel to initiate these proceedings and to issue and enforce this Consent Order.

I voluntarily enter into and agree to comply with the terms and conditions set forth in the Consent Order as a resolution of the charges. I waive any right to contest the Findings of Fact and Conclusions of Law and Order set out in the Consent Order. I waive all rights to appeal this Consent Order.

I sign this Consent Order, without reservation, and fully understand the language and meaning of its terms.

Signature On File

10-2-2024
Date

Brigg William Barsness, MD
Respondent

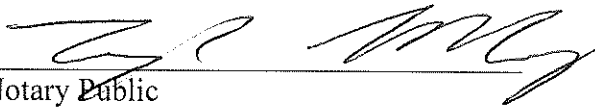
NOTARY

STATE OF Wisconsin

CITY/COUNTY OF Kenosha

I HEREBY CERTIFY that on this 2nd day of October, 2024, before me, a Notary Public of the State and City/County aforesaid, personally Brigg William Barsness, MD, and made oath in due form of law that the foregoing Consent Order was his voluntary act and deed.

AS WITNESS my hand and notarial seal.



Notary Public

**Taylor Moberg
Notary Public
State of Wisconsin**

My Commission expires: 04/07/2025

Taylor Moberg
Notary Public
State of Wisconsin

Attachment 1

RHODE ISLAND BOARD OF MEDICAL LICENSURE AND DISCIPLINE

IN THE MATTER OF:

Brigg Barsness, M.D.

License No.: MD19107

Complaint No.: C24-0206

CONSENT ORDER

The Board of Medical Licensure and Discipline (“Board”) makes the following:

FINDINGS OF FACT

1. Brigg Barsness, M.D. (“Respondent”) has been licensed to practice medicine in the State of Rhode Island since February 15, 2023.

2. On January 3, 2024, Respondent and the Kentucky Board of Medical Licensure agreed upon the entry of an order relating to Respondent’s December 22, 2022 application to practice medicine in the Commonwealth of Kentucky in which Respondent failed to disclose a previous investigation by the State of Wisconsin in 2014 with the entry of a Consent Order on August 8, 2014. As a result, the Commonwealth of Kentucky found that Respondent violated Kentucky law, KRS 33.595(17). Respondent’s application for a license to practice medicine in Kentucky was granted, with the payment of a \$1,000 fine. Respondent self-reported the Kentucky action to the Board on February 26, 2024.

3. The Investigative Committee of the Board met on March 27, 2024, and, in consideration of the actions taken against Respondent by the Commonwealth of Kentucky, found that Respondent violated R.I. Gen. Laws § 37-5-5.1(21) which states, in pertinent part, that any “disciplinary action against a license or authorization to practice medicine in another state” constitutes unprofessional conduct.

Based upon the foregoing, the Parties agree as follows:

1. Respondent admits to and agrees to remain under the jurisdiction of the Board.

2. Respondent agrees to this Consent Order and understands that it is subject to final approval by the Board and is not binding on Respondent until final ratification.

3. If ratified by the Board, Respondent hereby acknowledges and waives:

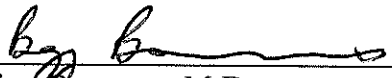
- a) the right to appear personally or by counsel, or both, before the Board;
- b) the right to produce witnesses and evidence on his behalf at a hearing;
- c) the right to cross-examine witnesses;
- d) the right to have subpoenas issued by the Board;
- e) the right to further procedural steps, except for those specifically contained herein;
- f) any and all rights of appeal of this Consent Order; and
- g) any objection to the fact that this Consent Order will be reported to the National Practitioner Data Bank and Federation of State Medical Boards and posted to the RI DOH public website.

4. Respondent is hereby issued a reprimand upon his Rhode Island license and shall pay administrative fees in the amount of \$1,100.00. The administrative fees must be paid within six (6) months of the ratification of this Consent Order and shall be made payable to the Rhode Island General Treasurer, and delivered to the Rhode Island Department of Health, 3 Capitol Hill, Room 205, Providence, RI 02908, Attn. Jessica DeSanto. Respondent will send notice of compliance of this condition to DOH.PRCOMPLIANCE@HEALTH.RI.GOV within thirty (30) days of submitting the above-referenced payment.

5. In the event that any term of this Consent Order is violated, after ratification and approval, the Board or its Director shall have the discretion to impose further disciplinary action pursuant to R.I. Gen. Laws §§ 5-37-5.1 through 5-37-6.3. If the Board or its Director imposes further disciplinary action, Respondent shall be given notice and shall have the right to request an administrative hearing within twenty (20) days of further

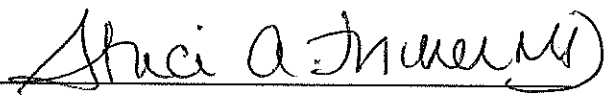
discipline. The Board or its Director shall also have the discretion to request an administrative hearing after notice to Respondent of a violation of any term of this Consent Order. Any administrative hearings, whether initiated by the Board or the Respondent, shall be conducted in accordance with R.I. Gen. Laws §§ 5-37-5.1 through 5-37-6.3 or R.I. Gen. Laws §§ 5-37-8 and 42-35-14(c), the Rules and Regulations for the Licensure and Discipline of Physicians (216-RICR-40-05-1), the Rules and Regulations for Practices and Procedures Before the Rhode Island Department of Health (216-RICR-10-05-4), and applicable provisions of R.I. Gen. Laws Chapter 42-35-1 *et seq.*

As Assented to and Signed this 15TH day of JUNE 2024.



Brigg Barsness, M.D.

Ratified by the Board of Medical Licensure and Discipline on the 17th day of JULY 2024.



Staci A. Fischer, MD
Chief Administrative Officer
Rhode Island Board of Medical Licensure and Discipline