

IN THE MATTER OF	*	BEFORE THE MARYLAND
CAMERON DUFFY, M.D.	*	STATE BOARD OF
Respondent	*	PHYSICIANS
License Number: D65436	*	Case Number: 2015-0577

* * * * *

CONSENT ORDER

BACKGROUND

The Maryland Board of Physicians (the “Maryland Board”) received information that Cameron Duffy, M.D., (the “Respondent”) (D.O.B. _____), License Number D65436, was disciplined by the West Virginia Board of Medicine (the “West Virginia Board”) for pre-signing blank prescriptions. In an Order dated January 12, 2015, the West Virginia Board disciplined the Respondent by reprimand and a monetary fine in the amount of \$3,000.

Based on the above referenced West Virginia 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,

The Maryland Board has determined that the acts for which the Respondent was disciplined in West Virginia 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 West Virginia Board, the Respondent agrees to enter into this Consent Order with the Maryland Board of Physicians, consisting of Procedural Background, Findings of Fact, Conclusions of Law, and Order of reciprocal action.

I. FINDINGS OF FACT

The Board finds the following:

1. At all times relevant hereto, the Respondent was a physician licensed to practice family medicine in the State of Maryland. The Respondent was initially licensed in Maryland on or about December 22, 2006.

2. By Order dated January 12, 2015, the West Virginia Board disciplined the Respondent by reprimand based upon him admitting that on or about June 13, 2013, the office safe at a West Virginia facility contained at least five pre-signed prescription forms bearing his name.

A copy of the West Virginia Order is attached hereto.

II. CONCLUSIONS OF LAW

Based on the foregoing Findings of Fact, the Maryland Board concludes as a matter of law that the disciplinary action taken by the West Virginia Board against the

Respondent was for an act or acts that would be grounds for disciplinary action under Health Occ. § 14-404(a)(3)(ii) had those offenses been committed in this state.

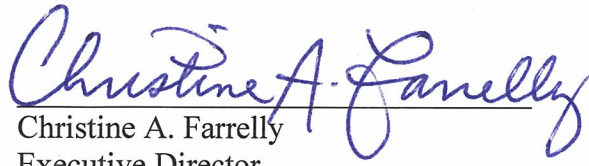
III. ORDER

Based on the foregoing Findings of Fact and Conclusions of Law, it is hereby:

ORDERED that the Respondent's license to practice medicine in the State of Maryland be and is hereby **REPRIMANDED**; and be it further

ORDERED that this **CONSENT ORDER** is a **PUBLIC DOCUMENT** pursuant to Md. Code Ann. Gen. Prov. §§ 4-101 through 4-601 (2014).

3/11/2015
Date


Christine A. Farrelly
Executive Director
Maryland Board of Physicians

CONSENT

I, Cameron Duffy, M.D., acknowledge that I have had the opportunity to consult with counsel before signing this document. By this Consent, I admit to the Findings of Fact and Conclusions of Law, and I agree and accept to be bound by this Consent Order and its conditions and restrictions. I waive any rights I may have had to contest the Findings of Fact and Conclusions of Law.

I acknowledge the validity of this Consent Order as if entered into 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 acknowledge the legal authority and the jurisdiction of the Board to initiate these proceedings and to issue

and enforce this Consent Order. I also affirm that I am waiving my right to appeal any adverse ruling of the Board that might have followed any such hearing.

I sign this Consent Order after having had an opportunity to consult with counsel, without reservation, and I fully understand and comprehend the language, meaning and terms of this Consent Order. I voluntarily sign this Consent Order, and understand its meaning and effect.

3-6-15
Date

[Signature]
Cameron Duffy, M.D.
Respondent

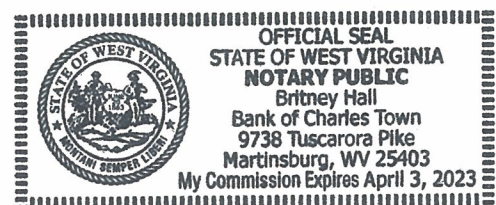
STATE OF West Virginia
CITY/COUNTY OF Berkeley

I HEREBY CERTIFY that on this 6 day of March, 2015, before me, the subscriber, a Notary Public for the State and City/County aforesaid, personally appeared Cameron Duffy, M.D., and made oath in due form of law that the execution of the foregoing Consent Agreement was his voluntary act and deed.

AS WITNESSETH my hand and my notarial seal

[Signature]
Notary Public

MY COMMISSION EXPIRES: April 03, 2023



BEFORE THE WEST VIRGINIA BOARD OF MEDICINE

IN RE:

CAMERON DEWAYNE DUFFY, M.D.

CONSENT ORDER

The West Virginia Board of Medicine ["Board"] and Cameron Dewayne Duffy, M.D. ["Dr. Duffy"] freely and voluntarily enter into the following Consent Order pursuant to West Virginia Code §30-3-14, *et seq.*:

FINDINGS OF FACT

The Board and Dr. Duffy stipulate to the truthfulness and accuracy of the facts, as set forth herein below:

1. Dr. Duffy holds a license (#19195) to practice medicine and surgery in the state of West Virginia.
2. Dr. Duffy's address of record with the Board is in Martinsburg, West Virginia.
3. Dr. Duffy is the co-owner of West Virginia Weight and Wellness, Inc., which is located in Martinsburg, West Virginia.
4. Dr. Duffy admits that on or about June 13, 2013, the office safe at West Virginia Weight and Wellness, Inc. contained at least five (5) pre-signed prescription forms bearing his signature.
5. The Board and Dr. Duffy voluntarily enter into this Consent Order to protect the public interest and to resolve the disciplinary complaint against him.

6. This Consent Order is executed by the parties for the exclusive purpose of resolving the matter of the pre-signed prescriptions bearing Dr. Cameron Duffy's signature, which were present in the safe at West Virginia Weight and Wellness, Inc. on June 13, 2013.

CONCLUSIONS OF LAW

The Board and Dr. Duffy stipulate to the following conclusions of law:

1. Dr. Duffy's license to practice medicine and surgery in the state of West Virginia is subject to regulation and discipline by the West Virginia Board of Medicine, the "regulatory and disciplinary body for the practice of medicine and surgery" for physicians, podiatrists and physician assistants in West Virginia. W.Va. Code §30-3-5 and §30-3-7(a).
2. The West Virginia Medical Practice Act was enacted to protect the public interest. W. Va. Code §30-3-1. In support of this important public policy objective, the Board has a mandate to ensure "a professional environment that encourages the delivery of quality medical services within the state" W. Va. Code §30-3-2.
3. The West Virginia Medical Practice Act sets forth conduct which may render an individual unqualified for licensure or subject to discipline or other restrictions upon licensure. W.Va. Code §30-3-14. Pursuant to W.Va. Code §30-1-8(c), the Board has promulgated legislative rules that "delineate conduct, practices or acts which, in the judgment of the board, constitute professional negligence, a willful departure from accepted standards of professional conduct and/or which may render an individual unqualified or unfit for licensure, registration or other authorization to practice." W. Va. Code R. §11-1A-12.
4. Probable cause exists to substantiate disciplinary charges against Dr. Duffy pursuant to West Virginia Code §30-3-14(c)(17) and W. Va. Code R. § 11-1A-12.1.cc, relating to pre-signing blank prescription forms.

5. The parties agree that this Consent Order is not intended to resolve, and does not resolve, any other matter that is, or may in the future, be pending with respect to Dr. Cameron Duffy.

6. It is appropriate and in the public interest to waive the commencement of proceedings against Dr. Duffy and to proceed without the filing of charges, or a formal Complaint and Notice of Hearing, subject to compliance by Dr. Duffy with the provisions of this Consent Order.

7. It is appropriate to permit Dr. Duffy to retain an active license, subject to the terms and conditions set forth in the Order herein below, contingent upon Dr. Duffy's compliance with the terms of this Consent Order.

8. This Consent Order sets forth reasonable and appropriate discipline upon Dr. Duffy for pre-signing five blank prescriptions.

CONSENT

By signing his name to this Consent Order, Cameron Dewayne Duffy, M.D., acknowledges that he understands and agrees with the following:

1. Dr. Duffy has read and understands this entire Consent Order;
2. Dr. Duffy agrees that he has been given adequate time and opportunity to review and consider the terms set forth in this Consent Order;
3. Dr. Duffy understands that he has the right to legal representation in this matter, at his own expense, and agrees that he has exercised this right, and has been afforded adequate time and opportunity to consult with his counsel regarding the legal effect of this Consent Order;

4. Dr. Duffy understands that this Consent Order is a legally binding Order of the West Virginia Board of Medicine that affects his rights and privileges;

5. Dr. Duffy understands that this Consent Order imposes discipline only for his conduct of pre-signing five blank prescriptions. Dr. Duffy agrees that this Consent Order has no preclusive effect on the Board's ability to investigate or initiate disciplinary charges against him with regard to any matter which may come to the Board's attention, other than the five pre-signed blank prescriptions which were present in the West Virginia Weight and Wellness, Inc. safe on June 13, 2013.

6. Dr. Duffy acknowledges that he is fully aware that, without his consent, no permanent legal action may be taken against him except after a hearing held in accordance with West Virginia Code § 30-3-14(h) and §29A-5-1, *et seq.*;

7. Dr. Duffy is aware of his legal rights in this matter, in addition to his right to be represented by counsel at his own expense, including: the right to a formal hearing, after reasonable notice, before the West Virginia Board of Medicine on the disciplinary charges before the Board; the right to confront and cross-examine witnesses against him; the right to present evidence and testify on his own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the production of documents; the right to appeal under Chapter 29A of the West Virginia Code in the event of a final order or decision adverse to him;

8. With the exception of his right to counsel, which he has exercised, Dr. Duffy knowingly and voluntarily waives all such additional rights, and agrees to the entry of this Consent Order relative to his practice of medicine in the state of West Virginia;

9. Dr. Duffy acknowledges that if he violates any of the terms of this Consent Order, further action may be taken against his license by the Board, as permitted by law;

10. Dr. Duffy understands that this Order is a public document which will be available for public inspection, will be accessible through the Board's website, and will be a permanent part of his historical file with the Board. Matters contained herein may be reported to other jurisdictions, the National Practitioner Data Bank, the Federation of State Medical Boards and as otherwise required by law.

ORDER

WHEREFORE, on the basis of the foregoing stipulated Findings of Fact and Conclusions of Law, and with the consent of Dr. Duffy, the West Virginia Board of Medicine hereby ORDERS that:

1. Dr. Duffy is hereby **PUBLICLY REPRIMANDED** for pre-signing blank prescriptions.
2. Dr. Duffy agrees to refrain from pre-signing blank prescriptions in the future.
3. Dr. Duffy agrees to review the West Virginia Medical Practice Act, W. Va. Code §30-3-1 *et. seq.*, and the Board's rules regarding the practice of physicians in West Virginia, namely Title 11 of the Legislative and Procedural Rules relating to the West Virginia Board of Medicine, and to comport his practice of medicine and surgery therewith. On or before February 11, 2015, Dr. Duffy shall tender to the Board a written certification indicating that he has reviewed the required law and rules and understands his obligations thereunder. Such certification shall include Dr. Duffy's dated, original signature.
4. Dr. Duffy is hereby assessed a **CIVIL FINE** of Three Thousand Dollars (\$3000.00). Such fine shall be paid to the Board, in full, by Dr. Duffy on or before February 11, 2015. Any failure by Dr. Duffy to submit full payment of this fine on or before February 11,

Consent Order
Cameron Dewayne Duffy, M.D.

2015, shall constitute a material breach of this Order, and may subject Dr. Duffy to additional disciplinary action pursuant to West Virginia Code §30-3-14, and as permitted by law.

5. This Consent Order shall be deemed entered on the date that this Order, with all required signatures affixed hereupon, is received in the Board's 101 Dee Drive, Charleston, West Virginia, office. The Executive Director of the West Virginia Board of Medicine is hereby authorized to denote the date of entry on behalf of the Board in accordance with this paragraph.


ENTERED ON: January 12, 2015

WEST VIRGINIA BOARD OF MEDICINE



Ahmed D. Faheem, M.D.
President

Date: 1. 12.15



Rahul Gupta, M.D., M.P.H.
Secretary

Date: 1/12/15

ACCEPTANCE

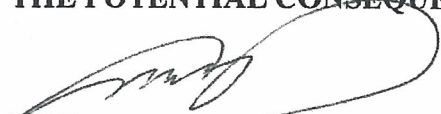
I, CAMERON DEWAYNE DUFFY, M.D., HAVE READ AND UNDERSTAND THE FOREGOING CONSENT ORDER. I HAVE BEEN GIVEN SUFFICIENT TIME AND OPPORTUNITY TO CONSIDER THIS CONSENT ORDER, AND I UNDERSTAND THE EFFECT IT WILL HAVE UPON MY LICENSE TO PRACTICE MEDICINE AND SURGERY IN WEST VIRGINIA.

Consent Order
Cameron Dewayne Duffy, M.D.

BY SIGNING THIS CONSENT ORDER, I HAVE WAIVED CERTAIN RIGHTS, BUT I DO SO KNOWINGLY AND VOLUNTARILY, AND I DO NOT WISH TO ASSERT THOSE RIGHTS IN THIS MATTER.

I UNDERSTAND THAT I HAVE THE RIGHT TO LEGAL COUNSEL, AND I HAVE BEEN PROVIDED WITH AMPLE TIME TO SEEK LEGAL ADVICE REGARDING MY ACCEPTANCE OF THIS CONSENT ORDER FROM MY ATTORNEY.

I AM SIGNING THIS CONSENT ORDER VOLUNTARILY, AND I UNDERSTAND THE POTENTIAL CONSEQUENCES OF VIOLATING THIS CONSENT ORDER.



Cameron Dewayne Duffy, M.D.

Date: 1-5-15

STATE OF West Virginia

COUNTY OF Berkeley, to-wit:

I, Britney Hall, a Notary Public for said county and

state do hereby certify that Cameron Dewayne Duffy, M.D., whose name is signed herein above has this day acknowledged the same before me.

Given under my hand this 5th day of January, 2015. My

Commission expires April 3, 2023

Britney Hall, Notary Public

