

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS.

BOARD OF REGISTRATION
IN MEDICINE

ADJUDICATORY NO. 2007-038

)
In the Matter of)
Elizabeth Jenkins, M.D.)
)

STATEMENT OF ALLEGATIONS

The Board of Registration in Medicine ("the Board") has reason to believe that Elizabeth Jenkins, M.D., ("the Respondent") has engaged in conduct that undermines the public confidence in the integrity of the medical profession, in violation of the standards set forth in *Levy v. Board of Registration in Medicine*, 378 Mass. 519 (1979) and *Raymond v. Board of Registration in Medicine*, 387 Mass. 708 (1982).

BACKGROUND

1. The Respondent was born on June 22, 1974. She graduated from the Autonomous University of Guadalajara, Mexico in 2001. In July 2006, she was granted a Limited License to practice medicine in Massachusetts under certificate number 229988.

FACTUAL ALLEGATIONS

2. On July 1, 2006, the Respondent began a Pediatric Endocrinology Fellowship at Baystate Medical Center (BMC) on July 1, 2006.

3. On August 18, 2006, the Respondent removed a credit card from the wallet of a co-worker and made \$1,219.65 in unauthorized purchases.

4. In October 2006, the Respondent admitted the credit card theft to the police and was placed on administrative leave from BMC pending the hospital's investigation.

5. On November 1, 2006, BMC terminated the Respondent.

LEGAL BASIS FOR PROPOSED RELIEF

The Board may discipline a physician upon proof satisfactory to a majority of the Board that said physician has engaged in conduct that undermines the public confidence in the integrity of the medical profession, in violation of the standards set forth in *Levy v. Board of Registration in Medicine*, 378 Mass. 519 (1979) and *Raymond v. Board of Registration in Medicine*, 387 Mass. 708 (1982).

The Board has jurisdiction over this matter pursuant to G.L. c. 112, §§5, 61, and 62. This adjudicatory proceeding will be conducted in accordance with the provisions of G.L. c. 30A and 801 CMR 1.01, et. seq.

NATURE OF RELIEF SOUGHT

The Board is authorized and empowered to order appropriate disciplinary action, which may include revocation or suspension of the Respondent's license to practice medicine. The Board may also order, in addition to or instead of revocation or suspension, one or more of the following: admonishment, censure, reprimand, fine, the performance of uncompensated public service, a course of education or training or other restrictions upon the Respondent's practice of medicine.

ORDER

Wherefore, it is hereby **ORDERED** that the Respondent show cause why he should not be disciplined for the conduct described herein.

By the Board of
Registration in Medicine,



Martin Crane, M.D.
Chairman

Dated: August 22, 2007

ent certified mail 8/22/07 KJD

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS.

BOARD OF REGISTRATION
IN MEDICINE

ADJUDICATORY NO. 2007-038

08/22/07 51
3

In the Matter of)
)
Elizabeth Jenkins, M.D.)
_____)

CONSENT ORDER

Elizabeth Jenkins, M.D. (the Respondent) and the Complaint Counsel agree that the Board of Registration in Medicine (the Board) may issue this Consent Order with all the force and effect of a Final Decision within the meaning of 801 CMR 1.01(11)(d). The Respondent admits to the findings of fact described below and agrees the Board may make conclusions of law and impose a sanction in resolution of Docket No. 06-597.

FINDINGS OF FACT

1. The Respondent was born on June 22, 1974. She graduated from the Autonomous University of Guadalajara, Mexico in 2001. She completed a four-year Residency Program at St. Vincent's Hospital in New York in April 2006. In July 2006, she was granted a Limited License to practice medicine in Massachusetts under certificate number 229988.
2. On July 1, 2006, the Respondent began a Pediatric Endocrinology Fellowship at Baystate Medical Center (BMC) on July 1, 2006.
3. On August 18, 2006, the Respondent removed a credit card from the wallet of a co-worker and made \$1,219.65 in unauthorized purchases.
4. In October 2006, the Respondent admitted the credit card theft to the police.

- 5. On October 20, 2006, the Respondent was placed on administrative leave from BMC pending the hospital's investigation.
- 6. On November 1, 2006, BMC terminated the Respondent.

CONCLUSION OF LAW

A. The Respondent has engaged in conduct that undermines the public confidence in the integrity of the medical profession, in violation of the standards set forth in *Levy v. Board of Registration in Medicine*, 378 Mass. 519 (1979) and *Raymond v. Board of Registration in Medicine*, 387 Mass. 708 (1982).

SANCTION

The Respondent's limited license to practice medicine is hereby revoked, retroactive to November 1, 2006. This Sanction is imposed for Conclusion of Law A.

EXECUTION OF THIS CONSENT ORDER

The parties agree that the approval of this Consent Order is left to the discretion of the Board. The signature of Complaint Counsel, the Respondent and the Respondent's counsel are expressly conditioned on the Board accepting this Consent Order. If the Board rejects this Consent Order in whole or in part, then the entire document shall be null and void; thereafter, neither of the parties nor anyone else may rely on these stipulations in this proceeding.

As to any matter this Consent Order leaves to the discretion of the Board, neither the Respondent, nor anyone acting on her behalf, has received any promises or representations regarding the same.

The Respondent waives any right of appeal that she may have resulting from the Board's acceptance of this Consent Order.

The Respondent shall provide a complete copy of this Consent Order with all exhibits and attachments within ten (10) days by certified mail, return receipt requested, or by hand delivery to the following designated entities: any in- or out-of-state hospital, nursing home, clinic, other licensed facility, or municipal, state, or federal facility at which she practices medicine; any in- or out-of-state health maintenance organization with whom she has privileges or any other kind of association; any state agency, in- or out-of-state, with which she has a provider contract; any in- or out-of-state medical employer, whether or not she practices medicine there; the state licensing boards and Departments of Public Health of all states in which she has any kind of license to practice medicine; Department of Public Health Drug Control Program; and the Drug Enforcement Administration Boston Diversion Group.

The Respondent shall also provide this notification to any such designated entities with which she becomes associated for the duration of this retroactive revocation. The Respondent is further directed to certify to the Board within ten (10) days that she has complied with this directive.

The Board expressly reserves the authority to independently notify, at any time, any of the entities designated above, or any other affected entity, of any action it has taken.

Elizabeth Jenkins, M.D.
Elizabeth Jenkins, M.D., Respondent

6/21/07
Date

Tracy Morong
Tracy Morong, Complaint Counsel

6/26/07
Date

Accepted by the Board of Registration in Medicine on this 22nd day of August, 2007.

Martin Crane, M.D.
Martin Crane, M.D.
Chairman

SENT certified mail 8/22/07 KSD