

BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

IN THE MATTER OF THE PHYSICIAN'S LICENSE

OF

OTIS ANDERSON, M.D.

CONSENT ORDER

WHEREAS, OTIS ANDERSON, M.D. alternately referred to herein as "Licensee," holds Mississippi Medical License No. 21754 (the "Mississippi License"), issued October 3, 2011.

WHEREAS, during 2019 and 2020, the Investigative Staff of the Mississippi State Board of Medical Licensure, hereinafter referred to as the "Board," conducted an investigation of Licensee. The Board initiated a disciplinary action and has in its possession evidence which, if produced during an evidentiary hearing, could substantiate that Licensee has violated provisions of the Law and the Board's Administrative Code, in six counts:

•**Count 1:** Licensee committed unprofessional conduct, as the result of calling-in prescriptions under the name of another provider when that other provider has not examined or treated the patient and while his Mississippi medical license was suspended, all in violation of Miss. Code Ann. §73-25-29(8)(d) and §73-25-83(a).

•**Count 2:** Licensee failed to comply with the terms and conditions imposed by the November 29, 2018, Consent Order which he entered with the Board, specifically condition three (3), all in violation of Miss. Code Ann., §73-25-29(13).

•**Count 3:** Licensee is in violation of the Board Administrative Code, Part 2630, Chapter 1.2(A) requiring physicians to hold an unrestricted license in order to collaborate with a Mid-Level provider, all in violation of I provider, all in violation of Miss. Code Ann. §73-25-29(13).

•**Count 4:** Licensee failed to comply with the terms and conditions imposed by the November 29, 2018, Consent Order he entered with the Board, specifically, condition (3), all in violation of Miss. Code Ann., §73-25-29(13).

•**Count 5:** Licensee issued fourteen (14) prescriptions for a Schedule III Controlled Substance (Suboxone) without a valid DEA Uniform Controlled Substances Registration Certificate, all in violation of the Board's Administrative Code Part 2640 Rule 1.3, all in violation of Miss. Code Ann., §73-25-29(8)(d) and §73-25-83(a).

•**Count 6:** Licensee failed to comply with the terms and conditions imposed by the November 29, 2018, Consent Order which he entered with the Board, specifically, condition (3), all in violation of Miss. Code Ann., §73-25-29(13).

WHEREAS, the above conduct, if established before the Board, constitutes violations of the Mississippi Medical Practice Act, specifically Miss. Code Ann. §73-25-29 Subsections (3), (8)(d) and (13) and §73-25-83(a), for which the Board may revoke the medical license of Licensee, suspend it for a time deemed proper by the Board, or take any other action as the Board may deem proper under the circumstances;

WHEREAS, it is the desire of the Licensee to avoid an evidentiary hearing before the Board and, in lieu thereof, has agreed to enter this Consent Order subject to the terms, conditions and restrictions as specified below;

WHEREAS, upon further review of all circumstance pertaining to the matters at issue the Board concludes that the status of Licensee's Mississippi License may be resolved by entry of this Consent Order.

NOW, THEREFORE, the Mississippi State Board of Medical Licensure, with consent of Licensee as signified by his joinder herein, does hereby suspend Licensee's certificate to practice medicine in the state of Mississippi, subject of the following terms and conditions:

1. Licensee's Certificate (No. 21754) to practice medicine in the State of Mississippi is hereby suspended for a period of one (1) year from the date of execution of this order, with no stay of the suspension.
2. At Licensee's sole expense, he shall successfully complete a professional competency evaluation by the Center for Personalized Education for Professionals (CPEP) before any consideration is given to reinstatement of his license. Upon completion of the evaluation, CPEP shall issue its report to the Board. Licensee shall comply with any and all training or other requirements deemed necessary in order to confirm that Licensee can practice with reasonable skill and safety to patients.
3. Licensee shall obey all federal, state and local laws, and all rules and regulations governing the practice of medicine.
4. Licensee shall reimburse the Board for all costs incurred in relation to the pending matter pursuant to Miss. Code Ann. §73-25-30. Licensee shall be advised of the total assessment by separate written notification, and shall tender to the Board a certified check or money order made payable to the Mississippi State Board of Medical Licensure, on or before forty (40) days from the date the assessment is mailed to Licensee via U.S. Mail to Licensee's current mailing address.

After expiration of the one (1) year suspension, Licensee shall have the right, but not the obligation, pursuant to Miss. Code Ann. § 73-25-32, to petition the Board for reinstatement of licensure in order to demonstrate his compliance with the requirements of this Consent Order. In so doing, Licensee agrees to personally appear before the Board to demonstrate his compliance and shall not practice until the Board so authorizes. In the event the Board reinstates Licensee's medical license, it reserves the right to impose any other restriction deemed necessary to protect the public. Should the Board hereafter receive documented evidence of Licensee violating any of the terms and conditions of this Consent Order, the Board shall have the right, pursuant to a full evidentiary hearing, to revoke the medical license of Licensee, suspend it for a time deemed proper by the Board, or take any other action determined as necessary by the Board.

Further, it is not the intent or purpose of this order to encourage malpractice liability as a result of Board action. Therefore, by execution of this Consent Order, Licensee is not admitting to or acknowledging any conduct or malpractice.

Licensee understands and expressly acknowledges that this Consent Order, if approved and executed by the Mississippi State Board of Medical Licensure, shall constitute a public record for the State of Mississippi. Licensee further acknowledges that the Board shall provide a copy of this Order to, among other, the U.S. Drug Enforcement Administration, and the Board makes no representation as to action, if any, which the U.S. Drug Enforcement Administration, insurance company, insurance panel, healthcare network, agency or jurisdiction may take in response to this Order.

Recognizing his right to notice of charges specified against him, to have such charges adjudicated pursuant to Miss. Code Ann. §73-25-27(1972), to be represented

therein by legal counsel of his choice, and to a final decision rendered upon written findings of fact and conclusions of law, **OTIS ANDERSON, M.D.**, nevertheless, hereby waives his right to notice and a formal adjudication of charges and authorizes the Board to enter an order accepting this Consent Order, thereby suspending his medical license, subject to those terms and conditions above.

Executed, this the 6th day of ^{July} ~~June~~, 2020.

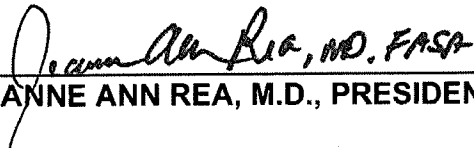


OTIS ANDERSON, M.D.

ACCEPTED AND APPROVED, this the 4th day of June, 2020, by the Mississippi State Board of Medical Licensure.

**MISSISSIPPI STATE BOARD OF
MEDICAL LICENSURE**

BY:



JEANNE ANN REA, M.D., PRESIDENT

From: DeCarlo Hood <[REDACTED]>
Sent: Monday, July 6, 2020 3:11 PM
To: Stan Ingram <[REDACTED]>
Subject: Fwd: Consent Order - Otis Anderson, MD

Please find attached Dr. Anderson signed consent agreement. So sorry for the delay!

Sent from my iPhone

Begin forwarded message:

From: Otis Anderson <[REDACTED]>
Date: July 6, 2020 at 3:05:23 PM CDT
To: DeCarlo Hood <[REDACTED]>
Subject: Re: Consent Order - Otis Anderson, MD

Signed

=====
The information contained in this transmission is intended only for the person or entity to which it is addressed and may contain confidential and/or privileged material. If you are not the intended recipient of this information, do not review, retransmit, disclose, disseminate, use, or take any action in reliance upon this information. If you received this transmission in error, please contact the sender immediately, destroy all printed copies, and delete the material from all computers. =====