

**BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE**  
**IN THE MATTER OF THE PHYSICIAN'S LICENSE**  
**OF**  
**RICHARD ALLEN NANCE, D.O.**

**CONSENT ORDER**

**WHEREAS, RICHARD ALLEN NANCE, D.O.**, hereinafter referred to as "Licensee," is the current holder of Mississippi Medical License No. 18046, issued May 5, 2003, said license number expires on June 30, 2022;

**WHEREAS**, the Investigative Division of the Mississippi State Board of Medical Licensure, hereinafter referred to as the "Board," has conducted an investigation into the medical practice of Licensee and has in its possession evidence which, if produced during the course of an evidentiary hearing, would substantiate that Licensee has violated certain provisions of the Board's Administrative Code pertaining to pre-signing prescriptions, which is unprofessional conduct;

**WHEREAS**, the above conduct, if established before the Board, constitutes violations of the Mississippi Medical Practice Act, specifically, Subsections (3), (8)(d) and (13) of §73-25-29 and §73-25-83(a), Miss. Code Ann., as amended, 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**, Licensee wishes to avoid an evidentiary hearing before the Board and, in lieu thereof, has agreed to execute this Consent Order, subject to the terms and conditions as specified below;

**NOW, THEREFORE**, the Board, with consent of Licensee as signified by his joinder herein, does hereby **suspend** Licensee's medical license (No. 18046), with said suspension **immediately stayed**, subject to the following probationary terms and conditions, to-wit:

(1) Licensee shall, within six (6) months of the date of this Order, successfully complete Board approved Continuing Medical Education (CME) in the areas of (i) Prescribing of Controlled Substances and (ii) Medical Record Keeping, said courses to be selected from the list of Board approved courses attached hereto as Exhibit "A". Licensee shall provide proof of attendance and participation in each aspect of the courses required herein. Any credit received for such CME shall be in addition to the forty (40) hours of Category 1 CME requirements as cited in Title 30, Part 2610, Chapter 2 of the Board's Administrative Code. Licensee will be required to be on-site while taking the CME course(s), as the course(s) cannot be taken on-line or by other means. Licensee shall submit proof of successful completion to the Board.

(2) Licensee shall obey all federal, state, and local laws, and all rules and regulations governing the practice of medicine. Any further acts of misconduct will result in further action.

(3) Licensee's practice shall be subject to periodic, unannounced surveillance by the Board, The Executive Director, or any member or agent of the Board, shall have the right at any time to inspect the practice location of Licensee, including, but not limited

to any and all medical records, orders for medication, and any other record or document required to be maintained by Board's Administrative Code.

(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.

This Consent Order shall be subject to approval by the Board. If the Board fails to approve this Consent Order, in whole or in part, it shall have no force or effect on the parties. It is further understood and agreed that the purpose of this Consent Order is to avoid a hearing before the Board. In this regard, Licensee authorizes the Board to review and examine any documentary evidence or material concerning the Licensee prior to or in conjunction with its consideration of this Consent Order. Should this Consent Order not be accepted by the Board, it is agreed that presentation to and consideration of this Consent Order and other documents and matters pertaining thereto by the Board shall not unfairly or illegally prejudice the Board or any of its members from participation in any further proceedings.

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.

Licensee understands and expressly acknowledges that this Consent Order shall constitute a public record of the State of Mississippi. Licensee further acknowledges that the Board shall provide a copy of this Order to, among others, the DEA, and the Board makes no representation as to action, if any, which any other 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 based upon written findings of fact and conclusions of law, **RICHARD ALLEN NANCE, D.O.**, 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, subject to those terms and conditions listed above.

**EXECUTED AND EFFECTIVE**, this 20<sup>th</sup> day of September, 2021.

  
RICHARD ALLEN NANCE, D.O.

**ACCEPTED AND APPROVED**, this the 23rd day of September, 2021.

  
WILLIAM D. MCCLENDON, M.D.  
BOARD PRESIDENT