

**GEORGIA COMPOSITE
MEDICAL BOARD**

BEFORE THE GEORGIA COMPOSITE MEDICAL BOARD

STATE OF GEORGIA

JAN 07 2010

IN THE MATTER OF:

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SETH POPE, M.D.,
License No. 23710,

DOCKET NO.:

DOCKET NUMBER

20100054

Respondent

VOLUNTARY SURRENDER

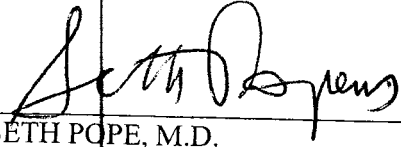
I, Seth Pope, M.D., holder of License No. 23710 to practice medicine in the State of Georgia pursuant to O.C.G.A. Ch. 34, T. 43, as amended, hereby freely, knowingly and voluntarily surrender said license to the Georgia Composite Medical Board. I hereby acknowledge that this surrender shall have the same effect as a revocation of my license, and I knowingly forfeit and relinquish all right, title and privilege of practicing medicine in the State of Georgia, unless and until such time as my license may be reinstated, in the sole discretion of the Board.

I understand that I have a right to a hearing in this matter, and I hereby freely, knowingly and voluntarily waive such right. I also understand that should any request for reinstatement be entertained by the Board, the Board shall have access to the entire investigative file in this matter.

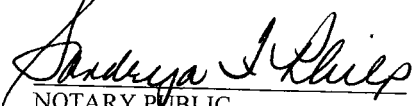
I further understand that upon applying for reinstatement, it shall be incumbent upon me to demonstrate to the satisfaction of the Board that I am able to practice medicine with reasonable skill and safety to patients and that if the Board is not so satisfied, the Board shall not reinstate my license.


This surrender shall become effective immediately upon acceptance thereof by the Board and docketing by the Board. I understand that this document will be considered to be a public record entered as the final disposition of any disciplinary proceedings that may be pending against me, and that this action shall be considered to be and may be disseminated as a final order of the Board.

Sworn to and subscribed before me
this 1st day of January, 2010.



SETH POPE, M.D.
Respondent



NOTARY PUBLIC
My Commission Expires:


ACCEPTANCE OF SURRENDER

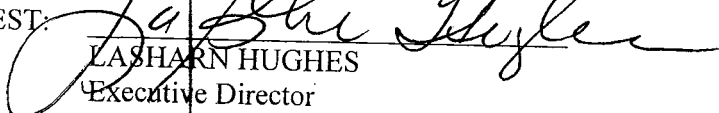
The voluntary surrender of License No. 23710 is hereby accepted by the Georgia Composite Medical Board, this 1st day of January 2010.



GEORGIA COMPOSITE MEDICAL BOARD

(BOARD SEAL)

BY: _____
JOHN T. PERRY, M.D.
Chairperson

ATTEST: 

LASHARN HUGHES
Executive Director

**GEORGIA COMPOSITE
MEDICAL BOARD**

BEFORE THE GEORGIA COMPOSITE MEDICAL BOARD

STATE OF GEORGIA

NOV 05 2009

IN THE MATTER OF:

Seth Alex Pope
License No. 023710

Respondent.

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DOCKET NUMBER

DOCKET NO. 200902

INTERIM CONSENT ORDER

By agreement of the Georgia Composite Medical Board ("Board") and Seth Alex Pope, M.D. ("Respondent") the following interim disposition of this matter is entered pursuant to the provisions of O.C.G.A. § 50-13-13(a)(4), as amended.

FINDINGS OF FACT

1.

Respondent is licensed to practice medicine in the State of Georgia, and was so licensed at all times relevant to the matters stated herein.

2.

On or about July 2009, the Board received information alleging Respondent was indicted in Dekalb Superior Court for one Count of allegedly violating O.C.G.A. § 16-6-5.1, sexual assault against a patient, and one Count of allegedly violating O.C.G.A. § 16-13-43, unlawful prescription.

3.

Respondent entered a plea of not guilty. Recognizing his presumption of innocence and the pending criminal charges, Respondent desires to voluntarily suspend his license so that he can devote his undivided attention to the defense of the charges against him.

4.

Respondent understands that by entering into this Interim Consent Order, he is not admitting the truth of any of the findings or allegations, nor is he acknowledging any impropriety, but is agreeing that the Board may enter an interim order. Respondent specifically reserves the right to contest allegations against him in any civil, criminal or other proceedings.

CONCLUSIONS OF LAW

The Board contends that Respondent's alleged conduct, if true, constitutes sufficient grounds for the Board to exercise its disciplinary authority and to impose sanctions on Respondent as a licensee under O.C.G.A. Ch. 34, T. 43, as amended, O.C.G.A. § 43-1-19(a) and the Rules of the Georgia Composite Medical Board. Respondent waives any further findings of law with respect to this matter at this time, but reserves the right to contest this matter later as provided herein.

ORDER

The Board having considered the particular facts and circumstances of this case, it is hereby ordered, and the Respondent hereby agrees, as follows:

1.

Respondent agrees that Respondent's license to practice medicine in the State of Georgia shall remain suspended until resolution of the criminal charges pending against Respondent and the conclusion of any administrative proceeding in this matter. During the period of suspension, Respondent shall not practice medicine in the State of Georgia. If Respondent practices medicine in the State of Georgia without the prior express written permission of the Board, Respondent's license shall be subject to revocation, upon substantiation

thereof. The Respondent also acknowledges and agrees that the Board shall show that Respondent's license is voluntarily suspended on its data bank and may respond to public inquiries that Respondent's license is voluntarily suspended.

2.

During the period of suspension, Respondent shall continue to obtain continuing education as required by O.C.G.A. § 43-34-3 and the Rules and Regulations of the Board and shall continue to pay the license renewal fee by and before each expiration date as established by the Board. Failure to obtain the continuing education and pay the license renewal fee shall be grounds for the administrative revocation of Respondent's license without a hearing as provided by O.C.G.A. § 43-1-19(1), with reinstatement within the discretion of the Board. Respondent acknowledges that when considering the reinstatement of an administratively revoked license, the Board has authority to review any investigative file relating to the Respondent.

3.

The Respondent shall notify the Board of the resolution of the criminal charges against Respondent within thirty (30) days of such resolution. Within twenty (20) days of said notification, the Board may forward Matters Asserted and Statutes and Rules Involved to the Office of State Administrative Hearings for the purpose of instituting a hearing on any potential disciplinary action relating to the above-identified criminal charges.

4.

This Interim Consent Order shall be considered a public record of the Board and shall be disseminated as such.

5.

Nothing in this Interim Consent Order precludes the Respondent or the Board from subsequently entering into a final settlement or other resolution of the above-referenced matter by dismissal of the matter, the surrender of his license, or a final consent order between the parties.

6.

Approval of this Interim Order by the Board shall in no way be construed as condoning Respondent's alleged conduct and shall not be construed as a waiver of any of the lawful rights possessed by the Board or Respondent to finally adjudicate this matter.

7.

Respondent acknowledges that he is represented by counsel and that he has read and understands the contents of this Interim Consent Order. Respondent understands that he has the right to a hearing in this matter, and Respondent freely, knowingly and voluntarily waives such right at this time in accordance with the terms set forth herein by entering into this Interim Consent Order. Respondent further understands and agrees that a representative of the Department of Law may be present during the presentation of this Interim Consent Order and present relevant evidence to the Board in considering this Interim Consent Order. Respondent understands that this Interim Consent Order will not become effective until approved and docketed by the Georgia Composite Medical Board. Respondent further understands that this Interim Consent Order shall not prejudice the ability of the Board to finally adjudicate this matter or constitute an admission against interest in this proceeding. Respondent consents to the terms contained herein.

Approved, this 5th day of ~~October~~ ^{November}, 2009

**GEORGIA COMPOSITE
MEDICAL BOARD**

BY: _____

[Signature]
JOHN T. PERRY, M.D.
Chairperson

(BOARD SEAL)

ATTEST: _____

[Signature]
LASHARN HUGHES
Executive Director

CONSENTED TO: _____

[Signature]
_____, M.D.
Seth Alex Pope, Respondent

AS TO SIGNATURE OF _____

Sworn to and subscribed
before me this 26th day
of November, 2009

[Signature]
NOTARY PUBLIC
My commission expires: April 26, 2013



[Signature]
ANTHONY L. COCHRAN
Ga. Bar No. 172425

Counsel for Respondent

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(404) 233-4171