

BEFORE THE GEORGIA COMPOSITE MEDICAL BOARD

GEORGIA COMPOSITE
MEDICAL BOARD

STATE OF GEORGIA

JUN 03 2022

IN THE MATTER OF:)

BARRY MOORE, M.D.,)
License Number 84557,)

Respondent.)

DOCKET NO. _____

DOCKET NUMBER:

20220089

PUBLIC CONSENT ORDER

By agreement of the Georgia Composite Medical Board ("Georgia Board") and BARRY MOORE, M.D. ("Respondent"), the following disposition of this disciplinary matter is entered pursuant to the provisions of the Georgia Administrative Procedure Act, 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 licensed at all times relevant to the matters stated herein. Respondent is also licensed to practice medicine in the State of North Carolina, holding license number 19520.

2.

On or about February 8, 2021, the North Carolina Medical Board issued a Public Consent Order suspending Respondent's license for one (1) year. The suspension was stayed under certain terms and conditions which included, but were not limited to, payment of an administrative fine in the amount of five thousand dollars (\$5,000.00) and surrendering Respondent's DEA buprenorphine prescribing waiver. The discipline was based, in part, on Respondent's improper prescribing and inadequate medical record documentation.

3.

Pursuant to O.C.G.A. §§ 43-1-19(a)(5) and 43-34-8(a)(5), the Georgia Board may discipline a licensee who has had disciplinary action against him or her by any such lawful licensing authority other than the board.

4.

Respondent agrees to the above findings of facts and waives any further findings of fact with respect to the above-styled matter.

CONCLUSIONS OF LAW

The action taken by the North Carolina Medical Board constitute sufficient grounds for the imposition of discipline upon Respondent's license to practice as a physician in the State of Georgia under O.C.G.A. Title 43, Chapters 1 and 34, as amended. Respondent hereby waives any further conclusions of law with respect to the above-styled matter.

ORDER

The Georgia Board, having considered all the facts and circumstances of this case, hereby orders, and Respondent hereby agrees, that the following sanctions shall be imposed upon Respondent's license to practice as a physician in the State of Georgia:

1.

Within **thirty (30) days** of the effective date of this Consent Order, Respondent shall submit to the Georgia Board a fine of five thousand dollars (**\$5,000.00**) to be paid in full by cashier's check or money order made payable to the Georgia Composite Medical Board. Said fine shall be sent to Georgia Composite Medical Board, located at 2 Peachtree Street, NW, 6th Floor, Atlanta, Georgia 30303, to the attention of the Executive Director. Failure to pay the entire amount within thirty (30) days of the effective date of this Consent Order shall be

considered a violation of this Consent Order and shall result in further sanctioning of Respondent's license, including revocation, upon substantiation thereof.

2.

Respondent shall notify the Board, in writing, no less than fourteen (14) days prior to Respondent establishing a brick and mortar medical practice/facility in the State of Georgia where he personally provides patient care. Additionally, if more than fifty percent (50%) of the patients for whom Respondent is personally providing care on a regular and ongoing basis reside in the State of Georgia, Respondent shall notify the Board, in writing, no less than fourteen (14) days prior to exceeding the fifty percent (50%) threshold. Said written notice shall be sent to Georgia Composite Medical Board, located at 2 Peachtree Street, NW, 6th Floor, Atlanta, Georgia 30303, to the attention of the Executive Director. Failure to provide the aforementioned written notice to the Board shall be considered a violation of this Consent Order and shall result in further sanctioning of Respondent's license, including revocation, upon substantiation thereof.

3.

Respondent shall abide by all state and federal laws regulating the practice of medicine, the Rules and Regulations of the Georgia Board, and the terms and conditions of this Consent Order. Respondent further agrees that any violation of this Consent Order shall be deemed to be sufficient to authorize the Board to order summary suspension of Respondent's license, pending further proceedings, pursuant to the provisions of the Georgia Administrative Procedure Act, O.C.G.A. § 50-13-18(c)(1), or any other statute authorizing emergency action, but Respondent understands that Respondent shall be entitled to an expedited hearing to substantiate such violation, if the Board exercises such right.

4.

In addition to and in conjunction with any other sanction contained herein, this Consent Order and dissemination thereof shall serve as a **public reprimand** of Respondent by the Georgia Board.

5.

Respondent also understands that pursuant to O.C.G.A. Title 43, Chapter 34A, the contents of this Consent Order shall be placed on Respondent's Physician Profile. Furthermore, by executing this Consent Order, Respondent hereby agrees to permit the Georgia Board to update the Physician's Profile reflecting this Consent Order.

6.

Respondent acknowledges that Respondent has read this Consent Order and understands its contents. Respondent understands that Respondent has the right to a hearing in this matter and freely, knowingly and voluntarily waives that right by entering into this Consent Order. Respondent understands and agrees that a representative of the Department of Law may be present during the Georgia Board's consideration of this Consent Order and that the Georgia Board shall have the authority to review the investigative file and all relevant evidence in considering this Consent Order. Respondent further understands that this Consent Order will not become effective until approved and docketed by the Georgia Board. Respondent understands that this Consent Order, once approved and docketed, shall constitute a public record, evidencing disciplinary action by the Georgia Board that may be disseminated as such. However, if this Consent Order is not approved, it shall not constitute an admission against interest in this proceeding, or prejudice the right of the Georgia Board to adjudicate this matter. Respondent

hereby consents to the terms and sanctions contained herein.

Approved this 3 day of June, 2022.

GEORGIA COMPOSITE MEDICAL BOARD



BY: *[Signature]*
DESPINA DALTON, M.D.
Chairperson

ATTEST: *[Signature]*
DANIEL R. DORSEY
Executive Director

CONSENTED TO: *[Signature]*
BARRY MOORE, M.D.
Respondent

AS TO THE SIGNATURE OF
BARRY MOORE, M.D.:
Sworn to and subscribed before me
This 17 day of May, 2022.

[Signature]
NOTARY PUBLIC
My Commission Expires: 12-13-2023

