

BEFORE THE BOARD OF MEDICAL EXAMINERS

OF THE STATE OF IOWA

IN THE MATTER OF THE COMPLAINT :

AND STATEMENT OF CHARGES AGAINST :

O R D E R

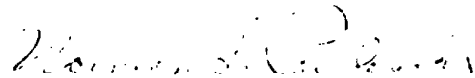
GERALD LEE BRADY, M.D., :

RESPONDENT. :

Now on this 26th day of July, 1983, the above entitled matter having been presented to the undersigned and the undersigned having reviewed the matter and being fully advised in the premises FINDS:

1. That the Respondent has fully complied with the terms and conditions of the Consent Order dated on the 13th day of July, 1978, and that the term of probation specified in that order expired on the 13th day of July, 1983.

IT IS THEREFORE ORDERED that the license to practice medicine and surgery which was issued to the Respondent, Gerald Lee Brady, M.D., on the 1st day of July, 1961, as evidenced by Certificate number 16318 as recorded in Book 3 at Page 617 of the records of the Iowa Board of Medical Examiners is hereby restored to its full privileges, free and clear of all restrictions effective on the 13th day of July, 1983.



Norman L. Pawlewski
Commissioner of Public Health
Lucas State Office Building
Des Moines, Iowa 50319

BEFORE THE BOARD OF MEDICAL EXAMINERS
OF THE STATE OF IOWA

IN THE MATTER OF THE COMPLAINT :
AND STATEMENT OF CHARGES AGAINST : CONSENT ORDER
GERALD LEE BRADY, M.D., : FOR
RESPONDENT. : REVOCATION WITH PROBATION

By stipulation of the parties in the above-entitled action,
it is hereby directed that respondent's license to practice medicine
and surgery be revoked with probation as follows:

1. That the Commissioner of Public Health shall take
appropriate action to enter an order to revoke with probation
the license to practice medicine and surgery which was issued by
the State of Iowa to respondent, Gerald Lee Brady, M.D., on the
1st day of July, 1961, as evidenced by Certificate No. 16318, re-
corded in Book 3, at page 617, of the records of the Iowa State
Department of Health.

2. That the respondent's license shall be revoked with
probation for a period of five (5) years under the following terms
and conditions:

a. That the respondent shall immediately make provision
for continuous psychiatric support from a psychiatrist approved by
the State Board of Medical Examiners, participate in an Alcoholics
Anonymous program on an ongoing basis and his medical practice is
limited to institutional practice only, in an institution approved
by the Board.

b. The respondent shall authorize any physician who
treats him as a patient to submit to the State Board of Medical
Examiners a report of his mental or physical condition and prescribe
course of treatment. The treating physician shall also submit
additional reports whenever, or as often as, the Board shall so

c. The respondent shall submit to an examination by a physician designated by the State Board of Medical Examiners whenever, or as often as, the Board shall so direct.

d. The discontinuance of medical treatment by the respondent without prior consent of his attending physician or the State Board of Medical Examiners shall automatically and forthwith result in the suspension of the respondent's license to practice medicine and surgery in this state and any attempt to so practice during this period of suspension shall be deemed to be a violation of his probation and good cause for the dissolution of same. The said suspension shall terminate under circumstances in which the respondent shall resume treatment or care and under circumstances where he shall not otherwise have violated any other provisions herein expressed.

e. The respondent shall completely abstain from the personal use of alcohol and all controlled substances or drugs in any form, unless prescribed for him by a duly licensed physician.

f. The respondent shall remain an active and a participating member of Alcoholics Anonymous. The respondent shall include in his quarterly reports to the Board a statement that he has completely abstained from the personal use of alcohol and has conscientiously attended Alcoholics Anonymous meetings.

g. During the respondent's period of probation he will be required to undergo periodic urine screening examinations as prescribed by the State Board of Medical Examiners.

h. The respondent shall obey all state and federal laws regarding the administering, dispensing or prescribing of any controlled substance as defined in the Control Substance Act of 1970 and Chapter 204 of the 1975 Code of Iowa.

i. The respondent shall, during his period of probation demonstrate the type of exemplary conduct required of a duly licensed physician in the State of Iowa.

j. The respondent shall submit quarterly reports to the Executive Director of the State Board of Medical Examiners stating that he has fully and faithfully complied with all the terms and provisions imposed herein.

k. During the respondent's term of probation, he shall make annual appearances before the State Board of Medical Examiners. The respondent shall be notified of the exact time and place of these annual meetings.

l. Upon full compliance with the terms and conditions herein set forth and upon expiration of the term of probation herein fixed, respondent's said license shall be restored to its full privileges, free and clear of the terms of the probation herein imposed, provided, however, that in the event respondent violates or fails to comply with any of the terms and conditions of this Consent Order for Revocation with Probation and the Commissioner's Order of Revocation with Probation, the Board, upon receipt of satisfactory evidence thereof, may forthwith terminate said probation, cancel and revoke the Commissioner's stay of execution, and direct that the order of revocation be entered herein and become effective immediately.

The respondent has voluntarily, with full knowledge and consent, entered into this Agreement and Order of the Board.

This Consent Order for Revocation with Probation supersedes the order of this Board entered herein on March 9, 1978, and the said order of March 9, 1978, is of no further force and effect.

IOWA STATE BOARD OF MEDICAL EXAMINERS

DATE July 13, 1978

By John M. Rhodes, Sr., M.D., Chairman

GERALD LEE BRADY, M.D.

DATE August 16, 1978

By Gerald Lee Brady, M.D.

BEFORE THE BOARD OF MEDICAL EXAMINERS
OF THE STATE OF IOWA

: IN THE MATTER OF THE COMPLAINT
: AND STATEMENT OF CHARGES AGAINST
: GERALD LEE BRADY, M.D., ORDER
: RESPONDENT.
: *****

NOW on this 9th day of March, 1978, the above
entitled matter is presented to the Board of Medical
Examiners and the Board having reviewed the Complaint and
Statement of Charges filed herein and having heard and
reviewed the evidence and being fully advised in the pre-
mises, FINDS:

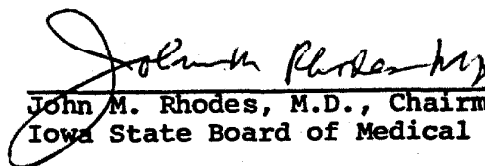
1. That the respondent has a significant alcohol problem and an organic brain syndrome which impairs his ability to practice medicine and surgery with reasonable skill and safety.
2. That the respondent's illness requires further in-patient evaluation and treatment.
3. That the respondent's excessive use of alcohol and his illness are sufficient cause to suspend or revoke his medical license under the provisions of Sections 147.55, subsection 4 and 148.6, subsection 1, paragraph h, of the 1977 Code of Iowa.
4. That the respondent's license to practice medicine and surgery should be suspended until further order of this Board, and until such time as he can demonstrate to this Board that he can resume the competent practice of medicine with reasonable skill and safety to his patients.

THEREFORE, IT IS HEREBY ORDERED that the license to practice medicine and surgery in the State of Iowa issued to the respondent, Gerald Lee Brady, M.D., on the 1st day of

July, 1961, as evidenced by Certificate No. 16318, recorded in Book 3 at page 617 of the records in the office of the Iowa State Department of Health, be, and the same is hereby suspended until further ordered of this Board.

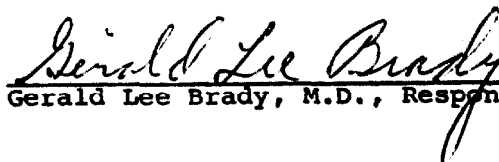
IT IS FURTHER HEREBY ORDERED that at reasonable intervals the respondent shall be afforded an opportunity to demonstrate to this Board that he can resume the competent practice of medicine with reasonable skill and safety to his patients.

IT IS FURTHER HEREBY ORDERED that this Board may impose a period of probation under specified conditions, whether or not in conjunction with other sanctions, as a condition precedent to the reinstatement of the respondent's medical license or of any privileged incident thereto, or as a condition precedent to the termination of this order of suspension.



John M. Rhodes, M.D., Chairman
Iowa State Board of Medical Examiners

Approved as to form:



Gerald Lee Brady, M.D., Respondent

Date: March 9th, 1978.

BEFORE THE BOARD OF MEDICAL EXAMINERS
OF THE STATE OF IOWA

: IN THE MATTER OF THE COMPLAINT
: AND STATEMENT OF CHARGES AGAINST : COMPLAINT AND STATEMENT
GERALD LEE BRADY, M.D., : OF CHARGES
RESPONDENT. :

COMES NOW Ronald V. Saf, Executive Director of the Iowa State Board of Medical Examiners and files this Complaint and Statement of Charges against Gerald Lee Brady, M.D., a physician licensed pursuant to Chapter 147, Code of Iowa, and alleges:

1. That Norman L. Pawlewski is the duly appointed, qualified and acting Commissioner of Public Health of the State of Iowa.
2. That John M. Rhodes, M.D., Chairman, Kenneth R. Carrell, D.O., Vice-Chairman, Rosalie B. Neligh, M.D., Secretary, Cyrus L. Beye, M.D., Alexander Ervanian, M.D., Fredrick V. Hetzler, D.O., Hal R. Hirleman, M.D., Josph A. McCaffrey, Ph.D., and Sheila D. Sidles, are the duly appointed, qualified and acting officers and members of the Iowa State Board of Medical Examiners.
3. That the respondent, Gerald Lee Brady, M.D., is a resident of Mason City, Cerro Gordo County, Iowa, and is a duly licensed and practicing physician and surgeon in the State of Iowa, who is practicing his profession at an office maintained in the City and County of his residence.
4. That the respondent, Gerald Lee Brady, M.D., was issued a license to practice medicine and surgery in the State of Iowa on the 1st day of July, 1961, as evidenced by Certificate No. 16318, recorded in Book 3, at page 617, of

the records in the office of the Iowa State Department of Health.

5. That the respondent, by his admission, has had a drinking problem since the year 1970.

6. That the respondent has been under the care of Robert Marlin Powell, M.D., engaged in the private practice of psychiatry at Forest Park Medical Clinic, 1023 Second Street S.W., Mason City, Iowa, and the respondent has previously been a patient in the Psychopathic Hospital, Iowa City, Iowa, and the psychiatric unit of St. Joseph Mercy Hospital, Mason City, Iowa.

7. That the respondent previously had staff privileges at St. Joseph Mercy Hospital, Mason City, Iowa, but was not reappointed for the 1976 calendar year for the following reasons:

a. Patients were admitted and not seen for several days by Dr. Brady.

b. Dr. Brady many times could not be reached to provide direction for his patients even though he was on call.

c. Dr. Brady's attendance at meetings was haphazard.

d. Dr. Brady was continually delinquent in medical records completion. His delinquency has lead to suspension of privileges in the past.

8. That on the 3rd day of October, 1977, the respondent pled guilty to a charge, which was filed in the District Court of Iowa, in and for Cerro Gordo County, of operating a motor vehicle upon the public highways of Iowa while under the influence of an alcoholic beverage contrary to Section 321.281 of the 1977 Code of Iowa. The respondent was fined the sum of \$300.00 and his license to operate a motor vehicle was revoked for a period of 120 days.

9. That the respondent has indiscriminately prescribed medication for his patients as evidenced by two Iowa Pharmacy Examiners Narcotic and Drug Reports dated September 22, 1977 and December 19, 1977.

10. That in a spirit of cooperation with the Iowa State Board of Medical Examiners, the respondent made arrangements for a psychiatric examination at the Mayo Clinic, Rochester, Minnesota. The psychiatric examination was conducted by Robert G. Niven, M.D., on March 6 and 7, 1978.

11. That Dr. Niven's report, dated March 3, 1978, indicates that the respondent has a significant alcohol problem and an organic brain syndrome, both of which in his opinion require further in-patient evaluation and treatment.

12. That for all of the reasons set forth above, the respondent has been guilty of habitual intoxication which is grounds for the revocation or suspension of his license under the provisions of Section 147.55, subsection 4 of the 1977 Code of Iowa and he is unable to practice medicine and surgery with reasonable skill and safety by reason of the excessive use of alcohol and as the result of a mental or physical condition, which is grounds for the revocation or suspension of his license under the provisions of Section 148.6, subsection 1, paragraph h, of the 1977 Code of Iowa.

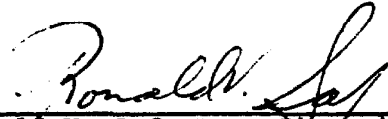
WHEREFORE, the undersigned charges that the respondent, Gerald Lee Brady, M.D., has violated the provisions of Sections 147.55, subsection 4 and 148.6, subsection 1, paragraph h, of the 1977 Code of Iowa, and the undersigned prays that the Board enter an order fixing a time and place of hearing on this Complaint and Statement of Charges.

The undersigned further prays that upon final hearing, the Board enter its decision to revoke or suspend the license to practice medicine and surgery issued to the respondent, Gerald

respondent's said license until further order of this Board and for such other and further relief that the Board deems just in the premises.

STATE OF IOWA

BY:



Ronald V. Saf, Executive Director
Iowa Board of Medical Examiners
910 Insurance Exchange Building
Des Moines, Iowa 50309
Telephone No. 515 281-5171