

**STATE OF ILLINOIS
DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION
DIVISION OF PROFESSIONAL REGULATION**

DEPARTMENT OF FINANCIAL AND)
PROFESSIONAL REGULATION)
of the State of Illinois,)
v.) No. 2011-07484
Patrick G. O'Donnell, M.D.)
License No. 036-108929)
Respondent)

CONSENT ORDER

The Department of Financial and Professional Regulation, Division of Professional Regulation, of the State of Illinois, by Vladimir Lozovskiy, one of its attorneys, (hereinafter "Department") and Patrick G. O'Donnell, M.D., (hereinafter "Respondent"), by and through his legal counsel, Mark H. Shanberg, Esq., hereby agree to the following:

STIPULATIONS

Patrick G. O'Donnell, M.D. is licensed as a Physician and Surgeon in the State of Illinois, holding License No. 036-108929. Said license is Active status. At all times material to the matter(s) set forth in this Consent Order, the Department of Financial and Professional Regulation, Division of Professional Regulation, of the State of Illinois had jurisdiction over the subject matter and parties herein.

Information has come to the attention of the Department that Respondent provided certain unused medications that he received from patients of his practice to several poor and/or uninsured patients of his private practice who required administration of said medication(s) to manage a mental health condition but were unable to afford to purchase said medication(s). The allegation(s) as set forth herein, if proven to be true, could constitute grounds for suspending, revoking or other discipline of Respondent's Physician and Surgeon license on the authority 225 Illinois Compiled Statutes, Paragraph 60/22(A)(5).

An Informal Conference was held in this matter on September 5, 2012. Dr. Maria Laporta was present on behalf of the Medical Disciplinary Board and Vladimir Lozovskiy was present for the Department. Dr. Patrick G. O'Donnell was present and represented by Mark H. Shanberg, Esq. During the Informal Conference, Respondent related detailed information regarding his patient population and the reasons he was providing some of the unused medications to certain patients. As instructed by the Department's investigator, Respondent promptly destroyed all the unused medications he was storing locked away in his office. Finally, Respondent related information regarding changes in his clinical practice wherein he no longer accepts and provides unused medications to patients.

For purposes of this Consent Order only, Respondent acknowledges that should this matter proceed to a contested hearing, the Illinois Medical Disciplinary Board (the "Board") could find a violation of the Medical Practice Act. The Department and Respondent stipulate that the above acknowledgement is made only for the purposes of this Consent Order. In the event that this Consent Order is not approved by the Board or is not approved by the Director of the Division of Professional Regulation of the Illinois Department of Financial and Professional Regulation ("Director"), this acknowledgement shall not be admissible in any proceeding and the matter will be set for an evidentiary hearing on the merits as if this Consent Order had not been submitted. In addition, upon approval of this Consent Order, neither this acknowledgement nor this Consent Order may be utilized in any other civil or criminal proceeding, except one to enforce this Agreement.

Respondent has been advised of the right to have pending allegations reduced to written charges, the right to a hearing, the right to contest any charges brought, and the right to administrative review of this Consent Order. Respondent knowingly waives each of these rights, as well as the right to administrative review of this Consent Order. Such waiver ceases if this

Consent Order is rejected by either the Medical Disciplinary Board or the Director of the Division of Professional Regulation of the Illinois Department of Financial and Professional Regulation.

Respondent and the Department have agreed, in order to resolve this matter, that Respondent, Patrick G. O'Donnell, M.D., be permitted to enter into a Consent Order with the Department, providing for the imposition of disciplinary measures which are fair and equitable under the circumstances and which are consistent with the best interests of the people of the State of Illinois.

CONDITIONS

WHEREFORE, the Department, through Vladimir Lozovskiy, its attorney, and Patrick G. O'Donnell, M.D., Respondent, through Mark H. Shanberg, Esq., his attorney, agree:

A. Illinois Physician and Surgeon license of Patrick G. O'Donnell, M.D., License No. 036-108929, is hereby Reprimanded;

B. Respondent shall pay a Fine in the amount of \$500.00 dollars (five hundred dollars) being due within sixty (60) days of the effective date of this Consent Order. Respondent shall submit a check payable to: the Illinois Department of Financial and Professional Regulation. Said fine shall be mailed to Illinois Dept. of Financial and Professional Regulation, Attention: CMU/Accounts Receivable - Fine Payments, 320 W. Washington St., 3rd Floor, Springfield, Illinois 62786. In the event that that Respondent shall fail to pay the fine, and the Department is forced to initiate a collection effort to retrieve the fine, Respondent will be responsible for all costs and fees incurred by the collection process;

C. This Consent Order shall become effective immediately after it is approved by the Director of the Division of Professional Regulation of the Illinois Department of Financial and Professional

Regulation.

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION of the State of Illinois
Division of Professional Regulations

9/19/12
DATE

Vladimir Lozovskiy
Vladimir Lozovskiy
Attorney for the Department

9-17-12
DATE

Patrick G. O'Donnell
Patrick G. O'Donnell, M.D.,
Respondent

9/18/12
DATE

Mark H. Shanberg
Mark H. Shanberg, Esq.
Attorney for Respondent

10/3/12
DATE

[Signature]
Member, Medical Disciplinary Board

The foregoing Consent Order is approved in full.

DATED THIS 26th day of October, 2012.

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION of the State of Illinois
Division of Professional Regulations

[Signature]
JAY STEWART
DIRECTOR

REF: Case No. 2011-07484/ License No. 036-108929