

Board
Minutes
7/17/86

RIGGS, R. Kathleen, M.D. -- A copy of the original Complaint filed against Dr. Riggs' medical license was reviewed by Board members. Mr. Carby discussed a proposed settlement. Upon review of this case, it was the recommendation of the Board to enter into an agreed order with Dr. Riggs placing Dr. Riggs' license on six months' suspension, fine her \$5,000 for the investigative costs, and place her license on three-years probation. Dr. Quertermous moved to accept the recommendation. Seconded by Dr. Llewellyn, motion carried.

FILED OF RECORD

FEB 14 1990

K.B.M.L.

COMMONWEALTH OF KENTUCKY
STATE BOARD OF MEDICAL LICENSURE
CASE NO. 241

IN RE: THE LICENSE TO PRACTICE MEDICINE IN THE COMMONWEALTH OF
KENTUCKY HELD BY KATHLEEN R. RIGGS, M.D. (LICENSE #17888)

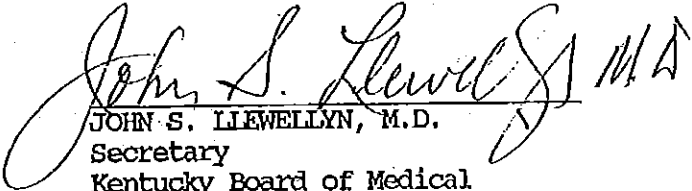
ORDER OF DISCHARGE FROM PROBATION

Comes now the Kentucky Board of Medical Licensure, and
having been sufficiently advised;

Hereby FINDS that the Order of Probation previously
implemented by this Board on February 1, 1987 expired on February
1, 1990.

WHEREFORE, the Board ORDERS that R. Kathleen Riggs, M.D.
be finally discharged from the probation status previously
ordered by this Board.

So ORDERED this 14th day of February, 1990.


JOHN S. LEWELLYN, M.D.
Secretary
Kentucky Board of Medical
Licensure

COMMONWEALTH OF KENTUCKY
STATE BOARD OF MEDICAL LICENSURE
CASE NO. 241

IN RE: THE LICENSE TO PRACTICE MEDICINE IN THE COMMONWEALTH OF
KENTUCKY HELD BY R. KATHLEEN RIGGS, M.D. (LICENSE #
17888)

AGREED ORDER

Comes now the Kentucky Board of Medical Licensure and R.
Kathleen Riggs, M.D., both being sufficiently advised and
represented by counsel and enter into the following agreement.

IT IS HEREBY agreed as follows:

1. Dr. Riggs' license to practice medicine in the
Commonwealth of Kentucky shall be suspended for a period of six
(6) months. This suspension shall commence on August 1, 1986,
and shall be effective up to and including January 31, 1987.

2. Effective February 1, 1987, Dr. Riggs' license to
practice medicine in the Commonwealth of Kentucky shall be placed
on probation for a period of three (3) years subject to the
following terms and conditions:

a. Dr. Riggs shall not violate any federal, state
or local laws;

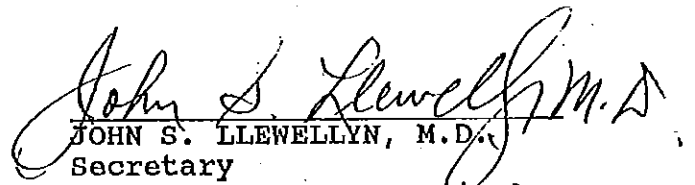
b. Dr. Riggs shall not violate any provision of
the Kentucky Medical Practice Act, KRS 311.539, et seq.;


c. Dr. Riggs shall reimburse the Board the administrative costs expended in this action in the amount of Five Thousand Dollars (\$5,000), said amount due on or before May 15, 1987.

Should Dr. Riggs violate any of the terms or conditions of this Agreed Order, the Board, after giving Dr. Riggs notice and the opportunity to be heard, may revoke this probation and carry out appropriate disciplinary action.

SO AGREED this 24th day of July, 1986.

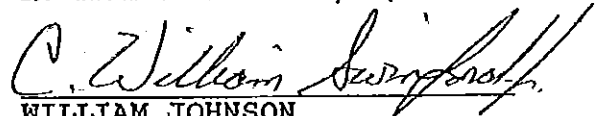
FOR THE BOARD:


JOHN S. LLEWELLYN, M.D.
Secretary
Kentucky Board of Medical
Licensure


DAVID W. CARBY
General Counsel
Kentucky Board of Medical
Licensure

FOR DR. RIGGS


R. KATHLEEN RIGGS, M.D.


WILLIAM JOHNSON
C. WILLIAM SWINFORD, JR.
Counsel for Dr. Riggs

2-10-86

COMMONWEALTH OF KENTUCKY
STATE BOARD OF MEDICAL LICENSURE
CASE NO. 241

IN RE: THE LICENSE TO PRACTICE MEDICINE IN THE COMMONWEALTH OF
KENTUCKY HELD BY R. KATHLEEN RIGGS, M.D. (LICENSE #
17888)

COMPLAINANT'S RESPONSE TO ANSWER

Comes now the Complainant, by counsel, David W. Carby,
and in response to Respondent's Answer to Complaint states as
follows:

1. The Complaint does set forth a claim and/or a valid
cause of action in that the information contained in Paragraphs
One (1) through Ten (10) of the Complaint is sufficient for
Complainant to discipline Respondent's license to practice
medicine in Kentucky.

2. Respondent is licensed to practice medicine in the
Commonwealth of Kentucky and, as such, is subject to review and
disciplinary action by Complainant. See KRS 311.565 and KRS
311.530, et seq.

3. In response to Paragraphs Three (3) through Five
(5) of Respondent's Answer to Complaint, Complainant states that
the Complaint issued by the Kentucky Board of Medical Licensure
on January 16, 1986, does allege violations of KRS 311.530, et
seq., therefore subjecting Respondent to disciplinary

proceedings authorized by law.

WHEREFORE, Complainant prays that the Complaint issued on January 16, 1986, not be dismissed as it does set forth a claim and/or a valid cause of action and that this matter be set for a hearing pursuant to KRS 311.591 and 201 KAR 9:081.

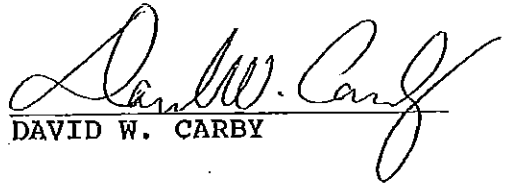
Respectfully submitted,



DAVID W. CARBY
General Counsel
Kentucky Board of Medical
Licensure

CERTIFICATION

This is to certify that the original of the foregoing Complainant's Response to Answer was hand-delivered to C. William Schmidt, Executive Director, Kentucky Board of Medical Licensure, and a copy was mailed, postage prepaid, to Hon. B. Frank Radmacher, III, Hearing Officer, Kentucky Board of Medical Licensure, 730 W. Main Street, Suite 470, Louisville, KY, 40202 and to Hon. William E. Johnson, Counsel for Respondent, 326 W. Main Street, Frankfort, KY, 40601, on this the 10TH day of February, 1986.


DAVID W. CARBY

FILED OF RECORD
K. S. D. M. L.
2-5-86

COMMONWEALTH OF KENTUCKY
STATE BOARD OF MEDICAL LICENSURE
CASE NO. 241

IN RE: THE LICENSE TO PRACTICE MEDICINE IN THE COMMONWEALTH
HELD BY R. KATHLEEN RIGGS, M.D. (LICENSE #17888)
ADDRESS OF RECORD: 660 N. Broadway, Lexington, KY
40508

ANSWER TO COMPLAINT

The respondent, Dr. R. Kathleen Riggs, for answer to the complaint states as follows:

1. The complaint fails to set forth a claim or valid cause of action against the respondent and should therefore be dismissed.

2. The respondent admits so much of numerical paragraph 1 as states that she is licensed to practice medicine in the Commonwealth of Kentucky but denies the remainder of said paragraph.


3. The respondent admits so much of numerical paragraph 2 as states that she is a psychiatrist and treated a patient according to her records, from on or about November 16, 1977, until sometime on or about the month of February, 1983, and that most of the treatments were rendered in the respondent's office in Lexington, Kentucky. This is in response to the allegations set out in numerical paragraph 2 of the complaint.

4. The respondent does not have knowledge of sufficient facts to admit or deny the allegations set out in numerical paragraph 6.

5. The respondent denies each and every other allegation contained in said complaint.

WHEREFORE, the respondent prays that the complaint filed against her in this proceeding be dismissed and that she recover all necessary and proper relief to which she may appear entitled including her costs herein.


STOLL, KEENON & PARK

BY: 
William E. Johnson
326 West Main Street
Frankfort, Kentucky 40601
Telephone: (502) 875-5544

Attorney for Respondent

CERTIFICATE OF SERVICE

I, William E. Johnson, attorney for the respondent, hereby certifies that the original of the answer was this day mailed to Honorable C. William Schmidt, Executive Director, Kentucky Board of Medical Licensure, 400 Sherburn Lane, Suite 222, Louisville, Kentucky 40207 and that copies of same were mailed to Honorable Dave Carby, General Counsel, Kentucky Board of Medical Licensure, 400 Sherburn Lane, Suite 222, Louisville, Kentucky 40207 and Honorable B. Frank Radmacher, Hearing Officer, Kentucky Board of Medical Licensure, 730 W. Main, Suite 470, Louisville, Kentucky 40202 on this 4th day of February, 1986.


Attorney for Respondent

FILED OF RECORD
K. S. B. M. L.
1-17-86

COMMONWEALTH OF KENTUCKY
STATE BOARD OF MEDICAL LICENSURE
CASE NO. 241

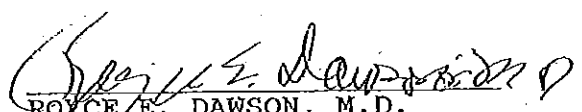
IN RE: THE LICENSE TO PRACTICE MEDICINE IN THE COMMONWEALTH
HELD BY R. KATHLEEN RIGGS, M.D. (LICENSE # 17888)

ORDER

Comes now the Kentucky Board of Medical Licensure, having reviewed the Complaint and Petition submitted by the Physician Review Advisory Committee regarding the above-named physician, and being otherwise sufficiently advised, hereby ORDERS that the Complaint be issued and this matter assigned to the Hearing Officer for hearing. Dr. Riggs is directed to respond to the Complaint within thirty (30) days of service thereof and is further given notice that:

1. Her failure to respond may be taken as an admission of the charges; and,
2. She has the right to appear alone or with counsel, to cross-examine all prosecution witnesses and to present evidence in her defense.

WHEREFORE, it is so ORDERED this 16th day of January, 1986.


ROYCE E. DAWSON, M.D.
President
Kentucky Board of Medical
Licensure

NOTICE: The original of all pleadings should be mailed or hand-delivered to:

C. William Schmidt
Executive Director
Kentucky Board of Medical Licensure
400 Sherburn Lane, Suite 222
Louisville, KY 40207

Copies of all pleadings should be mailed or hand-delivered to:

Hon. Dave Carby
General Counsel
Kentucky Board of Medical
Licensure
400 Sherburn Lane, Suite 222
Louisville, KY 40207

Hon. B. Frank Radmacher
Hearing Officer
Kentucky Board of Medical
Licensure
730 W. Main, Suite 470
Louisville, KY 40202

FILED OF RECORD
K. S. B. M. L.
1-17-86

COMMONWEALTH OF KENTUCKY
STATE BOARD OF MEDICAL LICENSURE
CASE NO. 241

IN RE: THE LICENSE TO PRACTICE MEDICINE IN THE COMMONWEALTH
HELD BY R. KATHLEEN RIGGS, M.D. (LICENSE # 17888)
ADDRESS OF RECORD: 660 N. Broadway, Lexington, KY 40508

COMPLAINT

Comes now the Complainant and hereby charges R. Kathleen Riggs, M.D. as follows:

1. Dr. Riggs is licensed to practice medicine in the Commonwealth and is thereby subject to review and discipline by the Kentucky Board of Medical Licensure pursuant to KRS 311.530, et seq.
2. Dr. Riggs is a psychiatrist and treated "Patient A" from November 18, 1977, until February 1, 1983, mostly in her office in Lexington, Kentucky.
3. Beginning about the month of April, 1980, until the last part of December, 1982, Dr. Riggs maintained an intimate sexual relationship with "Patient A" with encounters occurring at Dr. Riggs' residences and various other places.
4. During the period of treatment of "Patient A" Dr. Riggs submitted false billings to "Patient A's" health insurance

carrier, claiming regular therapy sessions were conducted on the following dates when in fact they were not:

1979

10-12	11-02
10-19	12-27
10-22	12-28

1980

01-03	07-14
01-04	07-17
01-25	07-24
01-31	07-25
02-01	07-31
02-08	08-01
02-11	08-04
02-27	08-07
02-28	08-08
03-03	08-12
03-07	08-15
03-10	08-20
03-21	08-22
04-18	08-25
04-25	09-02
05-02	09-05
05-05	09-26
05-12	09-29
05-19	10-06
05-23	10-10
05-31	10-13
06-09	10-17
06-12	10-27
06-16	10-30
06-20	10-31
06-23	11-14
06-30	11-17
07-03	11-24
07-07	11-26
07-10	

5. Dr. Riggs fraudulently submitted false billings to Delta Airlines claiming psychiatric services to have been rendered to "Ms. B", her housemate, as described below when in

fact such services were not rendered:

1979: 65 visits at \$60.00 per hour

1980: 102 visits at \$70.00 per hour

1981: 102 visits at \$70.00 per hour

1982: 49 visits at \$75.00 per hour

1983: 9 visits at \$75.00 per hour

6. "Ms. B" is not licensed in the Commonwealth as a social worker and is not licensed to practice any healing art in the Commonwealth.

7. Since 1980 Dr. Riggs has aided, assisted and abetted the unlawful practices of medicine and of social work by "Ms. B".

8. Dr. Riggs treated "Patient A's" psychiatric conditions in a medically inappropriate, ineffective and harmful fashion and in doing so conducted herself in a manner, under the attendant circumstances, which constitutes gross ignorance, gross incompetence, gross negligence and malpractice in violation of KRS 311.595(8) and 311.597(3).

9. On or about November 24, 1982, Dr. Riggs commenced a scheme to defraud the United States and the Commonwealth of tax revenue by giving a check for \$20,000 to "Patient A" from her corporate account and then asking "Patient A" to repay to her as an individual the amount of \$10,000.

10. Grounds exist for the discipline of Dr. Riggs' license to practice medicine in the Commonwealth:

a. In regard to the allegations contained in numerical paragraphs 4, 5 and 9, it is charged that Dr. Riggs knowingly made, or caused to be made, and aided or abetted in the making of false documents executed in connection with the practice of her profession in violation of KRS 311.595(9).


b. In regard to the allegations contained in numerical paragraphs 2, 3 and 8 it is charged that Dr. Riggs engaged in dishonorable, unethical and unprofessional conduct of a character likely to deceive, defraud and harm the public or a member thereof, more particularly, acts which were unethical, grossly negligent and of a character that had the effect of bringing the medical profession into disrepute in violation of KRS 311.595(8) and 311.597(3-4).

c. In regard to the allegations contained in numerical paragraphs 6-7, it is charged that Dr. Riggs employed an unlicensed practitioner or aided, assisted and abetted in the unlawful practice of the healing arts in the Commonwealth in violation of KRS 311.595(10).

d. In regard to all allegations described in the preceding numerical paragraphs it is charged that Dr. Riggs has engaged in dishonorable, unethical and unprofessional conduct in violation of KRS 311.595(8), KRS 311.597(4) and 201 KAR 9:005(1-4).

WHEREFORE, it is prayed that appropriate disciplinary action be taken against the license to practice medicine in the Commonwealth held by R. Kathleen Riggs, M.D.

This 17th day of December, 1985.


CHAIRMAN
Physician Review Advisory
Committee

FILED OF RECORD
K. S. B. M. L.
1-17-86

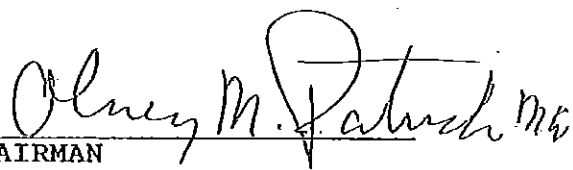
COMMONWEALTH OF KENTUCKY
STATE BOARD OF MEDICAL LICENSURE
CASE NO. 241

IN RE: THE LICENSE TO PRACTICE MEDICINE IN THE COMMONWEALTH
HELD BY R. KATHLEEN RIGGS, M.D. (LICENSE # 17888)

PETITION FOR ISSUANCE OF COMPLAINT

Comes now the Complainant and hereby PETITIONS the
Kentucky Board of Medical Licensure to authorize the issuance of
the Complaint submitted in this matter. It is Complainant's
belief that the charges are based upon reliable information which
has been presented for the Committee's consideration.

This ~~19th~~
17th day of December, 1985.


CHAIRMAN
Physician Review Advisory
Committee