

COMMONWEALTH OF MASSACHUSETTS

Suffolk, ss.

Board of Registration
in Medicine

Adjudicatory Case No.
98-07

_____)
In the Matter of)
)
Alan Fisch, M.D.)
_____)

08/12/07 83
02/28/07 92
150
514

STATEMENT OF ALLEGATIONS

The Board of Registration in Medicine ("the Board") has reason to believe that Alan Fisch, M.D., ("the Respondent") has engaged in conduct which calls into question his competence to practice medicine, including billing an insurance company for psychotherapy visits with two patients in 1992, when he never actually provided these services.

Facts Relating to the Respondent

1. The Respondent, Alan Fisch, M.D. was born on March 19, 1938. His business address is 149 Buckminister Road, Brookline, Massachusetts 02146. The Respondent is a 1963 graduate of the Tufts University School of Medicine. His principle area of specialty is psychiatry and he is board certified in that field. He

has been licensed to practice medicine in the Commonwealth of Massachusetts since July 23, 1964 under Board Number 28176.

Facts Relating to Patient A and Patient A's wife

2. On divers days between September 1991 and January 1992, the Respondent provided psychotherapy services to Patient A.

3. In February 1992, the Respondent provided Patient A and his wife with a joint psychotherapy session. He thereafter impermissibly billed Patient A and his wife for separate psychotherapy sessions and he alleged that these visits had occurred on different dates.

4. Between February 1, 1992 and May 26, 1992, the Respondent billed Patient A's insurer for thirteen psychotherapy sessions that he never provided to Patient A.

5. Between February 1992 and June 1992, the Respondent billed Patient A's insurer for seven psychotherapy sessions that he provided to Patient A's wife, when in fact, he never provided these services to Patient A's wife.

Legal Basis for Proposed Relief

Pursuant to G.L. c. 112, sec. 5(c) and 243 CMR 1.03(5)(a)(3), the Board may discipline a physician who is guilty of engaging in conduct which calls into question his ability to practice medicine, including, but not limited to gross misconduct in the practice of medicine or practicing medicine fraudulently.

