

STATE OF MICHIGAN  
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS  
BUREAU OF PROFESSIONAL LICENSING  
BOARD OF MEDICINE  
DISCIPLINARY SUBCOMMITTEE

In the Matter of

TIMOTHY SUMMERS, M.D.

License No. 43-01-116250,

Respondent.

File No. 43-18-153181

CONSENT ORDER

On November 29, 2018, the Department of Licensing and Regulatory Affairs executed an Administrative Complaint charging Respondent with violating the Public Health Code, MCL 333.1101 *et seq.*

Respondent has admitted that the facts alleged in the Complaint are true and constitute violation(s) of the Public Health Code. The Michigan Board of Medicine Disciplinary Subcommittee (DSC) has reviewed this Consent Order and Stipulation and agrees that the public interest is best served by resolution of the outstanding Complaint.

Therefore, IT IS FOUND that the facts alleged in the Complaint are true and constitute violation(s) of MCL 333.16221(b)(x) and (f).

Accordingly, IT IS ORDERED that for the cited violations of the Public Health Code, Respondent's license to practice medicine in the state of Michigan is SUSPENDED for a minimum of six months and one day, commencing on the effective date of this Order.

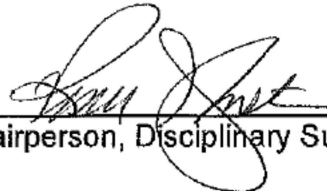
IT IS FURTHER ORDERED that Respondent must apply for reinstatement of the license. In the event Respondent applies for reinstatement of the license, application for reinstatement may not be made sooner than 90 days prior to the end of the suspension period and shall be in accordance with sections MCL 333.16245 and 333.16247.

IT IS FURTHER ORDERED that Respondent's license to practice medicine in the state of Michigan shall not be reinstated until such time as Respondent provides to the Department satisfactory written documentation from the Mississippi State Board of Medical Licensure (Mississippi Board) verifying that the Mississippi Board has reinstated Respondent's medical license.

IT IS FURTHER ORDERED that Respondent is FINED \$25,000.00 to be paid to the state of Michigan prior to filing an application for reinstatement of the license. Respondent shall direct payment to the **Department of Licensing and Regulatory Affairs, Enforcement Division, Compliance Section, P.O. Box 30189, Lansing, MI 48909**. The fine shall be paid by check or money order, made payable to the State of Michigan, and shall clearly display file number **43-18-153181**.

IT IS FURTHER ORDERED that this Order shall be effective on date signed by the DSC, as set forth below.

**MICHIGAN BOARD OF MEDICINE**

By:   
Chairperson, Disciplinary Subcommittee

Dated: 9-19-19

STIPULATION

1. The facts alleged in the Complaint are true and constitute violation(s) of MCL 333.16221(b)(x) and (f).

2. Respondent understands and intends that by signing this Stipulation Respondent is waiving the right, pursuant to the Public Health Code, the rules promulgated thereunder, and the Administrative Procedures Act, MCL 24.201 *et seq.*, to require the Department to prove the charges set forth in the Complaint by presentation of evidence and legal authority, and Respondent is waiving the right to appear with an attorney and such witnesses as Respondent may desire to present a defense to the charges.

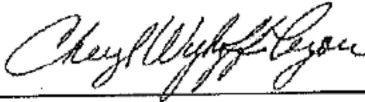
3. This matter is a public record required to be published and made available to the public pursuant to the Michigan Freedom of Information Act, MCL 15.231 *et seq.*, and this action will be reported to the National Practitioner Data Bank and any other entity as required by state or federal law.

4. Mohammed Arsiwala, M.D., a member of the Board who supports this proposal, and the Department's representative are free to discuss this matter with the DSC and recommend acceptance of the resolution set forth in this Order.

5. This Order is approved as to form and substance by Respondent and the Department and may be entered as the final order of the DSC in this matter.

6. This proposal is conditioned upon acceptance by the DSC. Respondent and the Department expressly reserve the right to further proceedings without prejudice should this Order be rejected.

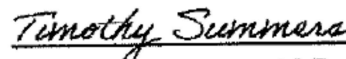
AGREED TO BY:



Cheryl Wykoff Pezon, Director  
Bureau of Professional Licensing

Dated: 07/31/19

AGREED TO BY:



Timothy Summers, M.D.  
Respondent

Dated: 7/29/2019

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TIMOTHY SUMMERS, MD  
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ADMINISTRATIVE COMPLAINT

The Michigan Department of Licensing and Regulatory Affairs, by Cheryl Wykoff Pezon, Director, Bureau of Professional Licensing, complains against Respondent as follows:

1. The Michigan Board of Medicine is an administrative agency established by the Public Health Code, MCL 333.1101 *et seq.* Pursuant to MCL 333.16226, the Board's Disciplinary Subcommittee is empowered to discipline persons for violations of the Public Health Code.
2. Respondent is currently licensed to practice medicine in the state of Michigan and has a controlled substance license. Respondent's address of record with the Department is Meridian, Mississippi.
3. On September 20, 2018, the Mississippi State Board of Medical Licensure (Mississippi Board) executed a Consent Order that suspended Respondent's certificate to practice medicine in the state of Mississippi for a period of one year.

However, the suspension was automatically stayed upon the expiration of six months from date of the order, subject to the completion of the specified probationary terms and conditions. The disciplinary action was based on Respondent's unprofessional conduct and failure to maintain patient records for controlled substances. A copy of the Consent Order, marked Exhibit A, is attached and incorporated.

4. Respondent failed to notify the Department of the Mississippi Board's disciplinary action within 30 days of the date of the action.

#### COUNT I

The action by the Mississippi Board, as set forth above, constitutes a final adverse administrative action by a licensure, registration, disciplinary, or certification board involving the holder of, or an applicant for, a license or registration regulated by another state, a territory of the United States, or by another country, in violation of MCL 333.16221(b)(x).

#### COUNT II

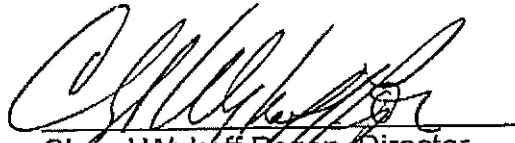
Respondent's conduct, as set forth above, evidences a failure to notify the Department of the disciplinary action by the Mississippi Board within 30 days from the date of the action, as required by MCL 333.16222(4), in violation of MCL 333.16221(f).

This Complaint is based upon files and records maintained by the Department and the attached Affidavit of Carl B. Spiller II.

RESPONDENT IS NOTIFIED that, pursuant to MCL 333.16231(8), Respondent has 30 days from the date of receipt of this Complaint to answer this Complaint in writing and to show compliance with all lawful requirements for licensure. Respondent shall submit the response to the Bureau of Professional Licensing, Department of Licensing and Regulatory Affairs, P.O. Box 30670, Lansing, MI 48909.

Respondent's failure to submit an answer within 30 days is an admission of the allegations in this Complaint. If Respondent fails to answer, the Department shall transmit this Complaint directly to the Board's Disciplinary Subcommittee to impose a sanction, pursuant to MCL 333.16231(9).

Dated: 11/29/18

  
Cheryl Wykoff Pezon, Director  
Bureau of Professional Licensing

Attachments

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