

BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

IN THE MATTER OF THE PHYSICIAN'S LICENSE

OF

KAREN HOLLOWAY, M.D.

CONSENT ORDER

WHEREAS, Karen Holloway, M.D., hereinafter referred to as "Licensee," is the current holder of Mississippi Medical License Number 16327, and said license is current until June 30, 2012;

WHEREAS, the Investigative Staff of the Mississippi State Board of Medical Licensure conducted a comprehensive investigation into the medical practice of Licensee in Jackson, Mississippi, and the surrounding area, and has documented evidence indicating that Licensee has violated the rules and regulations of the Board, "Pertaining to Prescribing, Administering and Dispensing of Medication," is guilty of unprofessional conduct which includes being guilty of dishonorable or unethical conduct likely to deceive, defraud or harm the public; and has administered, dispensed or prescribed drugs having addiction-forming or addiction-sustaining liability otherwise than in the course of legitimate professional practice;

WHEREAS, such conduct is in violation of the Mississippi Medical Practice Act, specifically Mississippi Code Ann, Section 73-25-29(3), (8)(d), (13) and Section 73-25-83(a), as amended, for which the Mississippi State Board of Medical Licensure may place Licensee's medical license on probation, the terms of which may be set by the Board, suspend her right to practice medicine for a time deemed proper by the Board, revoke said license, or take any other action the Board may deem proper under the circumstances;

WHEREAS, Licensee wishes to avoid an evidentiary hearing before the Mississippi State Board of Medical Licensure and, in lieu thereof, has consented to certain restrictions placed on her license to practice medicine in the State of Mississippi;

NOW, THEREFORE, the Mississippi State Board of Medical Licensure, with the consent of Licensee as signified by her joinder herein, does hereby **suspend** Licensee's Certificate (No. 16327) to practice medicine in the State of Mississippi for a period of one (1) year, with the **suspension stayed**, subject to the following **probationary** terms and conditions, to-wit:

1. During the one (1) year probationary period, Licensee shall attend and successfully complete courses designated as American Medical Association approved, Category I Continuing Medical Education (CME) in the following areas: (i) proper prescribing of controlled substances; (ii) medical ethics; and (iii) proper medical record keeping; with said courses approved in advance by the Executive Director of the Board. Licensee shall attend in-person the approved structured courses as said courses will not be by correspondence, internet/ remote access, or independent study. Following completion of these courses, Licensee shall submit to the Board documentary proof of successful completion. Any credits obtained pursuant this requirement shall be in addition to the biennial forty (40) hours of Category I CME credits as cited in Chapter 07 of the Board's Rules and Regulations.
2. Licensee shall not be permitted to prescribe, dispense or administer any controlled substance indicated for the treatment of obesity, weight loss or weight control. Licensee may continue to recommend patients follow a weight

loss program utilizing a regimen of weight reduction based solely on caloric restriction, nutritional counseling, behavior modification and exercise.

3. Licensee shall not be permitted to prescribe, dispense or administer any controlled substance for the treatment of chronic pain or in a practice of pain management. Licensee shall be prohibited from utilization of narcotic (opiate or opiate-like) medications defined as Schedule II or Schedule III by regulations of the U.S. Drug Enforcement Administration, but, Licensee may continue to utilize medications defined as Schedule IIN, IIIN, IV and V which are not prevented by any stipulation of this Consent Order.
4. Licensee shall take appropriate and immediate action to identify and transfer care of any current patients designated as having a primary or secondary diagnosis of chronic pain to another receiving health care provider in order to provide for continuity of appropriate pain management medical treatment and avoidance of withdrawal symptoms. Licensee may retain as psychiatric patients only, such dual diagnosis cases (psychiatric/chronic pain) where Licensee can divest her involvement in treatment of pain diagnoses to an appropriate pain management provider. Licensee shall recognize that prescriptions for Schedule II and Schedule III narcotic medications will become immediately invalid should the Board accept this Consent Order.
5. Licensee shall obey all federal, state and local laws, and shall comply with all rules and regulations of the Board governing the practice of medicine, including:
 - a) Licensee shall maintain a complete record of her examination, evaluation and treatment of patients, including documentation

of diagnosis and reason for prescribing, dispensing or administering any controlled substance; the name, strength, dosage, quantity of the controlled substance, number of refills authorized, and the date the controlled substance was prescribed, dispensed or administered.

- b) Licensee shall not utilize pre-signed prescriptions and shall not delegate to non-physician personnel the responsibility of determining the type, dosage, form, frequency and application of controlled substances or other medication.
- c) All written prescriptions issued by Licensee shall be dated and signed on the day when issued and shall bear the full name and address of the patient.
- d) Licensee shall be timely and responsive to pharmacists' contact in consultation of prescriptions presented by or on behalf of her patients, including: concerns of duplicative therapies with other prescribers' orders, contraindicated medication therapies, verification of transmitted orders and observed or recognized concern of activity by patients within the pharmacy.

6. Licensee's practice of medicine shall be subject to periodic surveillance by the Mississippi State Board of Medical Licensure to monitor compliance with the rules and regulations of the Board as well as this Consent Order. The Board's Director, any member of the Board, or Investigative staff may perform an unannounced inspection of any clinic wherein Licensee practices, which may include a chart review of selected patient files.

7. During the period of this Consent Order, Licensee shall be prohibited from entering into a collaborative arrangement with any Advanced Practice Nurse or Physician Assistant, but may coordinate care as necessary with such mid-level providers as she may encounter within the context of any practice at the Mississippi State Hospital at Whitfield.
8. Licensee shall notify the Board within ten (10) days of any change in her practice location and/or change in employment, including leaving the State of Mississippi.
9. Pursuant to Miss. Code Ann., Section 73-25-30, Licensee shall pay all such investigative costs as are allowed by law. Licensee shall be advised of the total assessment by separate written notification, and shall have a certified check or money order made payable to the Mississippi State Board of Medical Licensure on or before forty (40) days from the date the assessment is mailed to Licensee via U.S. Mail.
10. The stay of suspension shall remain in effect for a period of one (1) year after acceptance by the Board, at which time Licensee may petition the Board for consideration of reinstatement of Schedule II and/or Schedule III, as well as practice areas herewith not permitted. In the event Licensee fails to comply with any or all of the conditions imposed in this Consent Order, Licensee shall be prohibited from practicing medicine until such time as a determination is made by the Board that Licensee is again ready to return to the practice of medicine. Summary suspension pursuant to this paragraph shall be for an indefinite period of time, notwithstanding any term or right to petition for reinstatement provided herein. Violation of any provision(s) of the Medical

Practice Act, the Mississippi Controlled Substances Law, or the rules and regulations of the Board, or of any order, stipulation or agreement with the Board, shall be grounds for the non-issuance, suspension, revocation or restriction of a license or the denial of reinstatement or renewal of a license.

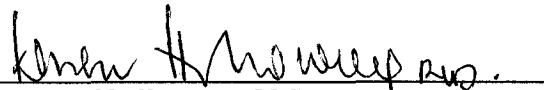
This Consent Order shall be subject to approval by the Board. If the Board fails to approve this Consent Order, in whole or in part, it shall have no force or effect on the parties. It is further understood and agreed that the purpose of this Consent Order is to avoid a hearing before the Board. In this regard, Licensee authorizes the Board to review and examine any documentary evidence or material concerning the Licensee prior to or in conjunction with its consideration of this Consent Order. Should this Consent Order not be accepted by the Board, it is agreed that presentation to and consideration of the Consent Order and other documents and matters pertaining thereto by the Board shall not unfairly or illegally prejudice the Board or any of its members from further participation in any hearing or other resolution of the proceeding.

Acceptance and entry of this Consent Order shall constitute a full and complete resolution of all charges now pending against Licensee before the Board.

Licensee understands and expressly acknowledges that this Consent Order, if approved and executed by the Mississippi State Board of Medical Licensure, shall constitute a public record of the State of Mississippi. Licensee further acknowledges that the Board shall provide a copy of this Order to, among others, the National Practitioner Data Bank and the U.S. Drug Enforcement Administration, and the Board makes no representation as to actions, if any, which the U.S. Drug Enforcement Administration may take in response to this Order.


Recognizing her right to notice of charges specified against her, to have such charges adjudicated pursuant to Miss. Code (1972), Ann, Sections 73-25-27 and 73-25-83, to be represented therein by legal counsel of her choice, and to a final decision rendered upon written findings of fact and conclusions of law, KAREN HOLLOWAY, M.D., nonetheless, hereby waives her right to notice and a formal adjudication of charges and authorizes the Board to enter this Consent Order, thereby **suspending** her license to practice medicine in the State of Mississippi for a period of one (1) year from date of Board acceptance, with the **suspension stayed**, subject to those terms and conditions enumerated above.

Executed, this the 16th day of April, 2012.



Karen Holloway, M.D.

ACCEPTED AND APPROVED, this the 17th day of May, 2012, by the Mississippi State Board of Medical Licensure.



William S. Mayo, D.O.
President