

BEFORE THE
NORTH CAROLINA MEDICAL BOARD

In re:)	
)	NOTICE OF CHARGES
Lawrence Merial Raines, III, M.D.,)	AND ALLEGATIONS;
)	NOTICE OF HEARING
Respondent.)	

The North Carolina Medical Board ("Board") has preferred and does hereby prefer the following charges and allegations:

1. The Board is a body duly organized under the laws of North Carolina and is the proper party to bring this proceeding under the authority granted to it in Article 1 of Chapter 90 of the North Carolina General Statutes.

2. Respondent, Lawrence Merial Raines, III, M.D. ("Dr. Raines"), is a physician licensed by the Board on or about September 17, 1994, license number 9401309.

3. At all times relevant hereto, Dr. Raines practiced adult and addiction psychiatry in Cary, North Carolina.

4. On February 18, 2019, Dr. Raines entered into a Consent Order ("2019 Consent Order") based on his failure to respond to Board inquiries in a reasonable time and manner as required by N.C. Gen. Stat. § 90-14(a)(14). The 2019 Consent Order is incorporated herein by reference.

5. The discipline imposed by the 2019 Consent Order included:

1. Dr. Raines' license to practice medicine in North Carolina is hereby SUSPENDED for 1 (one) year. The suspension is immediately STAYED subject to the following conditions:

a. Dr. Raines shall maintain a contract with the North Carolina Professionals Health Program and abide by its terms.

b. Dr. Raines shall meet with the Board or members of the Board for an investigative interview at its January 2019 meeting and at such other times as requested by the Board.

c. Dr. Raines shall respond to all inquiries within 14 days from the date of a written request by Board staff.

2. Dr. Raines is FINED one thousand dollars (\$1000.00) to be paid within 30 days.

6. On March 21, 2019, Dr. Raines attended an investigative interview with members of the Board. At the time of the investigative interview, Dr. Raines was not in compliance with the conditions of his 2019 Consent Order. Following the interview, the Board determined that:

1. Dr. Raines must be in full compliance with the 2019 Consent Order, including maintaining a contract with NCPHP and payment of the fine, by March 29, 2019.

2. Failure to be in compliance with the 2019 Consent Order by March 29, 2019, would result in the Board issuing charges.

3. Dr. Raines be ordered to submit himself for further assessment at Acumen Assessments ("Acumen").

7. Dr. Raines paid the one thousand dollar (\$1000.00) fine on March 22, 2019.

8. The Board ordered Dr. Raines for further assessment at Acumen on March 26, 2019. Dr. Raines was assessed by Acumen June 3, 2019 through June 6, 2019. The Board received the assessment report from Acumen on July 22, 2019.

9. The assessment concluded that Dr. Raines was conditionally fit to practice medicine, provided he fully comply with their recommendations.

10. Dr. Raines has not complied with Acumen's recommendations.

11. On or about August 1, 2019, the Board's Compliance Coordinator contacted NCPHP to determine if Dr. Raines had made contact with their agency as recommended by Acumen. On August 6, 2019, the CEO of NCPHP reported to the Board's Compliance Coordinator that Dr. Raines had not made contact with NCPHP.

12. On August 6, 2019, the Board's Compliance Coordinator contacted Dr. Raines regarding his obligation to contact NCPHP as

recommended by Acumen. Dr. Raines did not respond to the Board's Compliance Coordinator.

13. On August 15, 2019, the Board's Compliance Coordinator contacted Dr. Raines a second time regarding his obligation to contact NCPHP as recommended by Acumen. Dr. Raines did not respond to the Board's Compliance Coordinator.

14. On August 16, 2019, the Board's Compliance Coordinator contacted NCPHP to determine if Dr. Raines had made contact with their agency as recommended by Acumen. On August 16, 2019, NCPHP reported to the Board's Compliance Coordinator that Dr. Raines had not made contact with NCPHP.

15. On August 21, 2019, NCPHP attempted to contact Dr. Raines by email and by leaving a voice message on his cell phone. Dr. Raines has not responded to NCPHP's voice message or email.

16. Dr. Raines' failure to comply with the provisions in the 2019 Consent Order as outlined above, constitutes unprofessional conduct, within the meaning of N.C. Gen. Stat. § 90-14(a)(6) which is grounds under that section of the North Carolina General Statutes for the Board to annul, suspend, revoke, condition, or limit Dr. Raines' license to practice medicine or deny any application he may make in the future.

17. Dr. Raines' conduct, as described above, constitutes Dr. Raines being unable to practice medicine with reasonable skill and safety to patients by reason of illness, drunkenness, excessive

use of alcohol, drugs, chemical, or any other type of material or by reason of any physical or mental abnormality within the meaning of N.C. Gen. Stat. § 90-14(a)(5), which is grounds under that section of the North Carolina General Statutes for the Board to annul, suspend, revoke, condition, or limit Dr. Raines' license to practice medicine or to deny any application he may make in the future.

NOTICE TO DR. RAINES

Pursuant to N.C. Gen. Stat. § 90-14.2, it is hereby ordered that a hearing on the foregoing Notice of Charges and Allegations will be held before the Board, or a panel thereof, on Thursday, October 17, 2019, at 8:00 a.m. or as soon thereafter, at the offices of the Board at 1203 Front Street, Raleigh, North Carolina, to continue until completed. The hearing will be held pursuant to N.C. Gen. Stat. § 150B-40, 41, and 42, and N.C. Gen. Stat. § 90-14.2, 14.3, 14.5, 14.6, and 14.7 as well as 21 NCAC 32N .0110 and 21 NCAC 32N .0111. You may appear personally and through counsel, may cross-examine witnesses and present evidence on your own behalf.

You may, if you desire, file written answers to these charges preferred against you within thirty (30) days after the service of this notice.

Unless otherwise permitted by the Presiding Officer, all exhibits shall be provided to the Board electronically.

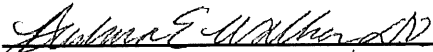
All preliminary motions, including motions for continuances, shall be received at the office of the Board no later than fourteen (14) days prior to the date of the hearing.

Pursuant to N.C. Gen. Stat. § 150B-40(c)(5) and 21 NCAC 32N .0110(c), it is further ordered that the parties shall arrange a pre-hearing conference at which they shall prepare and sign a stipulation on pre-hearing conference. The proposed pre-hearing stipulation shall be submitted to the undersigned no later than ten (10) days prior to the hearing date. The pre-hearing conference shall occur no later than seven (7) days prior to the hearing date.

The right to be present during the hearing of this case, including any such right conferred or implied by N.C. Gen. Stat. § 150B-40(d) or N.C. Gen. Stat. § 90-14.2(b), shall be deemed waived by a party or his counsel by voluntary absence from the Board's office at a time when it is known that proceedings, including deliberations, are being conducted, or are about to be conducted. In such event, the proceedings, including additional proceedings after the Board has retired to deliberate, may go forward without waiting for the arrival or return of counsel or a party.

This the 12th day of September, 2019.

NORTH CAROLINA MEDICAL BOARD

By: 
Barbara E. Walker, D.O.
President

CERTIFICATE OF SERVICE

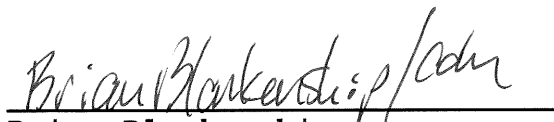
The undersigned does hereby certify that a copy of the foregoing NOTICE OF CHARGES AND ALLEGATIONS; NOTICE OF HEARING has been duly served upon the Respondent, by and through his counsel, by electronic mail and certified mail, return receipt requested and electronic mail to the following addresses:



Lawrence Merial Raines, III, M.D.
1220 S.E. Maynard Road, Suite 204
Cary, NC 27511-6944



This the 12th day of September, 2019.



Brian Blankenship
Deputy General Counsel
North Carolina Medical Board
P.O. Box 20007
Raleigh, NC 27619-0007
1.800.253.9653, ext. 239

BEFORE THE
NORTH CAROLINA MEDICAL BOARD

In Re:)	
)	
Lawrence Merial Raines, III, M.D.,)	SCHEDULING ORDER
)	
Respondent.)	

The undersigned Presiding Officer hereby enters the following Scheduling Order. This Scheduling Order may be later amended at the discretion of the Presiding Officer based upon information provided by the parties.

1. All preliminary motions, including motions for continuances, shall be filed no later than fourteen (14) days prior to the date of the hearing.

2. The pre-hearing conference will be held on Wednesday, October 9, 2019, at 11:00 am. The pre-hearing conference will be held via telephone and will not be recorded. The call-in instructions will be emailed in advance of the pre-hearing conference.

3. The proposed pre-hearing stipulation shall be submitted to the undersigned no later than ten (10) days prior to the hearing date.


4. Unless otherwise permitted by the Presiding Officer, all exhibits shall be provided to the Board electronically. Exhibits that are stipulated into evidence, or agreed or ordered

to be admitted into evidence during the pre-hearing conference, shall be furnished to the Board along with the pre-hearing stipulation seven (7) days prior to the hearing date.

5. Discovery shall be completed on or before fourteen (14) days prior to the hearing date; however, depositions *de bene esse* may be taken outside the period of discovery.

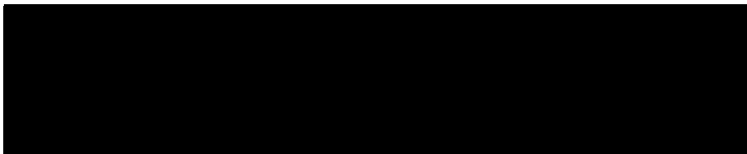
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NORTH CAROLINA MEDICAL BOARD

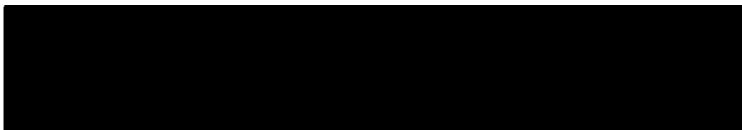
By: 
Barbara E. Walker, D.O.
President

CERTIFICATE OF SERVICE


I, the undersigned attorney for the North Carolina Medical Board, hereby certify that I have served a copy of the foregoing SCHEDULING ORDER on Respondent by depositing a copy with the United States Postal Service, certified mail, return receipt requested and by electronic mail to the following:



Lawrence Merial Raines, III, M.D.
1220 S.E. Maynard Road, Suite 204
Cary, NC 27511-6944



This the 12th day of September, 2019.



Brian Blankenship
Deputy General Counsel
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Raleigh, NC 27619-0007
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