

BEFORE THE
NORTH CAROLINA MEDICAL BOARD

In re:)
)
Daniel Acosta, M.D.,) CONSENT ORDER
)
Respondent.)

This matter is before the North Carolina Medical Board ("Board") regarding information provided to the Board concerning Daniel Acosta, M.D., ("Dr. Acosta"). Dr. Acosta makes the following admissions and the Board makes the following findings and conclusions:

STATUTORY AUTHORITY

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 it in Article 1 of Chapter 90 of the North Carolina General Statutes and the rules and regulations promulgated thereto.

FINDINGS OF FACT

Dr. Acosta was first issued a license to practice medicine and surgery by the Board on or about May 17, 2001, license number 200100499.

At all times relevant hereto, Dr. Acosta practiced psychiatry in Greenville, North Carolina.

In October 2015, the Board received a complaint reporting that Dr. Acosta was having a personal relationship with two patients who were under his psychiatric care.

In December 2015, the Board received additional information that Dr. Acosta had also pursued and made sexual overtures to additional patients who were under his psychiatric care.

Dr. Acosta denied these allegations. The Board has evidence upon which it conclude that Dr. Acosta developed a personal sexual relationship with two of his female patients.

On April 25, 2016, Dr. Acosta voluntarily surrendered his medical license.

CONCLUSIONS OF LAW

If proven, Dr. Acosta's conduct, as described above, would constitute unprofessional conduct, within the meaning of N.C. Gen. Stat. § 90-14(a)(6) and grounds exist under this section of the North Carolina General Statutes for the Board to annul, suspend, revoke, condition or limit Dr. Acosta's license to practice medicine or to deny any application he might make in the future.

PROCEDURAL STIPULATIONS

Dr. Acosta knowingly waives his right to any hearing and to any judicial review or appeal in this case.

Dr. Acosta acknowledges that he has read and understands this Consent Order and enters into it voluntarily.

Dr. Acosta desires to resolve this matter without the need for more formal proceedings.

The Board has determined that it is in the public interest to resolve this case as set forth below.

ORDER

NOW, THEREFORE, with Dr. Acosta's consent, it is ORDERED that:

1. Dr. Acosta's North Carolina license to practice medicine and surgery is hereby INDEFINITELY SURRENDERED.

2. Dr. Acosta shall obey all laws. Likewise, he shall obey all rules and regulations involving the practice of medicine.

3. Dr. Acosta shall notify the Board in writing of any change in his residence.

4. If Dr. Acosta fails to comply with any of the terms of this Consent Order, that failure shall constitute unprofessional conduct within the meaning of N.C. Gen. Stat. § 90-14(a)(6) and shall be grounds, after any required notice and hearing, for the Board to annul, suspend or revoke his license and to deny any application he might make in the future or then have pending for a license.

5. This Consent Order shall take effect immediately upon its execution by both Dr. Acosta and the Board, and it shall continue in effect until specifically ordered otherwise by the

Board.

7. Dr. Acosta hereby waives any requirement under any law or rule that this Consent Order be served on him.

8. Upon execution by Dr. Acosta and the Board, this Consent Order shall become a public record within the meaning of Chapter 132 of the North Carolina General Statutes and shall be subject to public inspection and dissemination pursuant to the provisions thereof. Additionally, it will be reported to persons, entities, agencies and clearinghouses as required and permitted by law including, but not limited to, the Federation of State Medical Boards and the National Practitioner Data Bank.

By Order of the North Carolina Medical Board this the 24th day of May, 2017.

NORTH CAROLINA MEDICAL BOARD

By: Eleanor E. Greene, MD
Eleanor E. Greene, M.D.
President

Consented to this the 20th day of February, 2017.


Daniel Acosta, M.D.

State of NC
County of Pitt

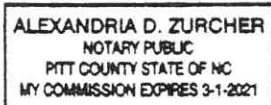
I, Alexandria D. Zurcher, a Notary Public for the above named County and State, do hereby certify that Daniel Acosta, M.D. personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and official seal

This the 20th day of February, 2017.


Notary Public

(SEAL)



My Commission Expires: 3-1-2021