

BEFORE THE
NORTH CAROLINA MEDICAL BOARD

In Re:)	
	)	NOTICE OF CHARGES
	)	AND ALLEGATIONS;
	)	NOTICE OF HEARING
Rodney K. Sessoms, M.D.,)	
)	
Respondent.)	

The North Carolina Medical Board (hereafter "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 it in Article I of Chapter 90 of the North Carolina General Statutes.

2. Rodney K. Sessoms, M.D., (hereafter Dr. Sessoms) is a physician licensed by the Board on March 16, 1991, license number 33927.

3. At the times relevant herein, Dr. Sessoms practiced internal medicine in the Clinton, North Carolina, area.

First Charge-Unprofessional Conduct

4. Paragraphs one through three are realleged and incorporated herein by reference.

5. On November 2, 1995, Dr. Sessoms approached a

physical therapist at Sampson County Memorial Hospital and confronted her regarding the care of a patient.

6. Dr. Sessoms became loud, argumentative and disruptive at the nurses station and proclaimed he was tired of hospital staff questioning his judgment.

7. The physical therapist contacted her supervisor regarding the incident and advised that she was hesitant to contact Dr. Sessoms regarding patient care because he becomes so upset and defensive.

8. The above-described conduct constitutes unprofessional conduct within the meaning of N.C. Gen. Stat. 90-14 (a) (6), and grounds exist under that section of the General Statutes for the Board to annul, suspend, revoke, condition, or limit Dr. Sessoms' license to practice medicine and surgery issued by the Board or to deny any application he might make in the future for a license to practice medicine.

Second Charge-Unprofessional Conduct

9. Paragraphs one through three are realleged and incorporated herein by reference.

10. On May 26, 1997, Dr. Sessoms became involved in a disagreement with nursing staff regarding patient charts.

11. During this conversation, Dr. Sessoms became loud,

used profanity and slammed patient charts onto the rack. The nursing supervisor directed Dr. Sessoms to a conference room and requested that he quiet down so the patients would not be disturbed.

12. In the conference room, Dr. Sessoms continued arguing in a loud voice. A nurse in the hall shut the door for privacy, Dr. Sessoms snatched the door open, approached her and stated, "Don't ever close a door and shut me up like an animal."

13. The above-described conduct constitutes unprofessional conduct within the meaning of N.C. Gen. Stat. 90-14 (a)(6), and grounds exist under that section of the General Statutes for the Board to annul, suspend, revoke, condition, or limit Dr. Sessoms' license to practice medicine and surgery issued by the Board or to deny any application he might make in the future for a license to practice medicine.

Third Charge-Unprofessional Conduct

14. Paragraphs one through three are realleged and incorporated herein by reference.

15. On August 13, 1997, Dr. Sessoms confronted a nurse regarding a patient's care at Sampson County Memorial Hospital.

16. Dr. Sessoms became very loud, argumentative and

used profanity. Dr. Sessoms stated, "That's why I don't go to church, because of the goddamn Christians. I don't respect a goddamn one of them. Every one of them can go to hell and I will meet them there. I wrote some goddamn orders that should have been carried out."

17. The above-described conduct constitutes unprofessional conduct within the meaning of N.C. Gen. Stat. 90-14 (a) (6), and grounds exist under that section of the General Statutes for the Board to annul, suspend, revoke, condition, or limit Dr. Sessoms' license to practice medicine and surgery issued by the Board or to deny any application he might make in the future for a license to practice medicine.

Fourth Charge-Unprofessional Conduct

18. Paragraphs one through three are realleged and incorporated herein.

19. On February 16, 1998, Dr. Sessoms was involved in a discussion with a nurse regarding a patient at Sampson County Memorial Hospital. As the nurse walked away, Dr. Sessoms became loud and grabbed her arm. The nurse advised Dr. Sessoms not to touch her.

20. The above-described conduct constitutes unprofessional conduct. Within the meaning of N.C. Gen. Stat. 90-14 (a) (6), and grounds exist under that section

of the General Statutes for the Board to annul, suspend, revoke, condition, or limit Dr. Sessoms' license to practice medicine and surgery issued by the Board or to deny any application he might make in the future for a license to practice medicine.

Fifth Charge-Disruptive Behavior

21. On March 31, 1999, a social worker at Sampson County Memorial Hospital phoned Dr. Sessoms on several occasions regarding the discharge of a patient. Dr. Sessoms phoned her back and angrily advised her that she should not call him for those reasons, and advised that her behavior was unprofessional. When the nurse disagreed with Dr. Sessoms, he stated, "You are now on my bad side. You are going to regret this happened, and I will make sure you do not have a job tomorrow."

22. The above-described conduct constitutes unprofessional conduct within the meaning of N.C. Gen. Stat. 90-14 (a) (6), and grounds exist under that section of the General Statutes for the Board to annul, suspend, revoke, condition or limit Dr. Sessoms' license to practice medicine and surgery issued by the Board or to deny any application he might make in the future for a license to practice medicine.

Sixth Charge-Unprofessional Conduct

23. Paragraphs one through three are realleged and incorporated herein.

24. On March 28, 2000, Dr. Sessoms confronted a nurse at Sampson County Memorial Hospital regarding a patient's care. Dr. Sessoms became angry, loud and verbally abusive.

25. After this incident, several of the nurses advised their supervisor that they were afraid of Dr. Sessoms, as he would change from calm to hostile very quickly and they were hesitant to contact him regarding patient care because they did not know how he might react.

26. The above-described conduct constitutes unprofessional conduct within the meaning of N.C. Gen. Stat. 90-14 (a) (6), and grounds exist under that section of the General Statutes for the Board to annul, suspend, revoke, condition, or limit Dr. Sessoms' license to practice medicine and surgery issued by the Board or to deny any application he might make in the future for a license to practice medicine.

Seventh Charge-Unprofessional Conduct

27. Paragraphs one through three are realleged and incorporated herein.

28. On June 9, 2000, Dr. Sessoms completed a physical

examination on a mentally disabled patient (hereafter Patient A) at Heritage Care Rest Home in Clinton, North Carolina, to facilitate that patient's enrollment in Harnett Production Enterprises, a work program for disabled individuals.

29. On June 15, 2000, after numerous phone calls to Dr. Sessoms' office to locate the whereabouts of the completed physical forms, Patient A's mother went to Dr. Sessoms' office.

30. Patient A's mother advised Dr. Sessoms' office staff that she was there to pick up her son's physical forms.

31. Dr. Sessoms approached Patient A's mother in the lobby, advised her that there had been a mixup over the forms and after some discussion, Dr. Sessoms stated, "Well, I tell you what. You give my receptionist \$5.00 and I will put your son's forms ahead of my other patients." The patient's mother agreed to wait and Dr. Sessoms responded, "No, I am not doing it because you were belligerent with my staff," and tossed the medical file in the receptionist window.

32. Patient A's mother retrieved the forms from the

top of the file and advised Dr. Sessoms, "I am going to call Medicaid and tell them you did not finish the job so don't expect them to pay you."

33. Dr. Sessoms then approached patient A's mother, placed his arms around her, twisted her hand, and snatched the forms out of her hand.

34. The above-described conduct constitutes unprofessional conduct within the meaning of N.C. Gen. Stat. 90-14 (a) (6), and grounds exist under that section of the General Statutes for the Board to annul, suspend, revoke, condition, or limit Dr. Sessoms' license to practice medicine and surgery issued by the Board or to deny any application he might make in the future for a license to practice medicine.

NOTICE TO DR. SESSOMS

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 at 8:00 a.m. on November 22, 2002, or as soon thereafter as the Board may hear it, at the offices of the Board, 1202 Front Street, Raleigh, North Carolina to continue until completed. The hearing will be held pursuant to N.C. Gen. Stat. 90-14.2, 14.4, 14.5, and 14.6. You may appear

personally and through counsel, may cross-examine witnesses and present evidence in your own behalf.

The identity of Patient A is being withheld from public disclosure pursuant to N.C. Gen. Stat. 90-8. However, this information will be provided to you upon your request.

You may, if you desire, file written answers to the charges and complaints preferred against you within 30 days after the service of this notice.

Pursuant to N.C. Gen. Stat. 150B-40(c)(5), it is further ordered that the parties shall arrange a prehearing conference at which they shall prepare and sign a stipulation on prehearing conference. The prehearing stipulation shall be submitted to the undersigned no later than seven 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), 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 7th day of September, 2002.

NORTH CAROLINA MEDICAL BOARD

By: Walter J. Pories
Walter J. Pories, MD
President

ATTEST:

Andrew Watry
Andrew Watry
Executive Director

BEFORE THE
NORTH CAROLINA MEDICAL BOARD

In re:)	
)	
Rodney K. Sessoms, M.D.,	)	AFFIDAVIT OF SERVICE
)	
Respondent.)	

Mary B. Wells first being duly sworn, deposes and says as follows:

1. That a copy of the Notice of Charges and Allegations in the above-captioned contested case was deposited in the post office for mailing to Respondent by certified mail, restricted delivery.

2. That it was in fact received as evidenced by the attached copy of the Delivery Notice/Reminder/Receipt (PS Form 3811).

Mary B Wells
Mary B. Wells

Sworn to and subscribed before me,
this 9th day of October, 2002.

Wanda A. Long
Notary Public

(Seal)

My Commission expires: 4-18-2005

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to: **LEGAL-NOC/A**

Rodney K. Sessoms, MD
500 Beaman Street
Clinton, NC 28328-2602

2. Article Number
(Transfer from s

7001 0320 0006 0539 6705

PS Form 3811, August 2001

Domestic Return Receipt

102595-01-M-2509

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X Mona Hope

☐ Agent

☐ Addressee

B. Received by (Printed Name)

Mona Hope

C. Date of Delivery

8-6-02

D. Is delivery address different from item 1? ☐ Yes

If YES, enter delivery address below:

☐ No

3. Service Type

☒ Certified Mail

☐ Express Mail

☐ Registered

☒ Return Receipt for Merchandise

☐ Insured Mail

☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

BEFORE THE
NORTH CAROLINA MEDICAL BOARD

In re:)
)
Rodney K. Sessoms, M.D.,) ORDER
)
Respondent.)

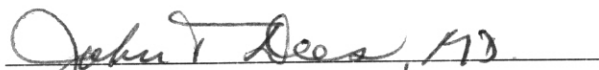
This matter is before the undersigned President of the North Carolina Medical Board (Board) pursuant to an oral motion on November 6, 2002, of Board Attorney Mary Wells requesting a continuance of the hearing on the Notice of Charges and Allegations dated September 7, 2002, presently scheduled for hearing on November 22, 2002. It appearing that there is good cause for a continuance and that the request should be allowed:

IT IS THEREFORE ORDERED that the Motion for Continuance is ALLOWED. The hearing on this matter shall be held on Friday, January 24, 2003, or as soon thereafter as the Board may hear it, at the offices of the North Carolina Medical Board, 1201 Front Street, Raleigh, NC 27713, to continue until completed.

This the 12 day of November, 2002.

NORTH CAROLINA MEDICAL BOARD

By:


John T. Dees
President

**BEFORE THE
NORTH CAROLINA MEDICAL BOARD**

In re:)	
)	
Rodney K. Sessoms, M.D.	)	ORDER
)	
Respondent.)	

This matter is before the North Carolina Medical Board (hereinafter Board) regarding Rodney K. Sessoms, M.D., (hereinafter Dr. Sessoms), holder of medical license number 33927.


Whereas Dr. Sessoms and the Board previously entered into a Consent Order, effective January 22, 2003(hereinafter Consent Order), and

Whereas the Board believes that the Consent Order is no longer necessary to ensure it and the people of North Carolina that Dr. Sessoms can safely practice medicine.

Now, therefore, the Board hereby Orders that the terms and conditions in the numbered paragraphs of the Consent Order previously entered by the Board and Dr. Sessoms, shall no longer remain in effect, and Dr. Sessoms is hereby relieved of any continuing obligations thereunder, except those regarding the public nature of such Consent Order.

By order of the North Carolina Medical Board this 11th day of February, 2004.

NORTH CAROLINA MEDICAL BOARD

By: 
Stephen M. Herring, M.D.
President

**BEFORE THE
NORTH CAROLINA MEDICAL BOARD**

In re:)	
)	
Rodney K. Sessoms, M.D.)	ORDER
)	
Respondent.)	

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By order of the North Carolina Medical Board this 11th day of February, 2004.

NORTH CAROLINA MEDICAL BOARD

By: 
Stephen M. Herring, M.D.
President

BEFORE THE
NORTH CAROLINA MEDICAL BOARD

In re:)	
)	
Rodney K. Sessoms, MD,	)	CONSENT ORDER
)	
Respondent.)	

This matter is before the North Carolina Medical Board (hereinafter Board) regarding the medical practice of Rodney K. Sessoms, M.D. (hereinafter Dr. Sessoms). Dr. Sessoms acknowledges, and the Board finds and concludes, that:

Whereas 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

Whereas the Board first issued Dr. Sessoms a license to practice medicine and surgery on March 16, 1991, license number 33927, and

Whereas at all times relevant hereto, Dr. Sessoms practiced internal medicine in the Clinton, North Carolina area, and

Whereas in March 2007, the Board received a complaint regarding Dr. Sessoms care of Patient A, and as a result of its review of the care provided by Dr. Sessoms, ordered Dr. Sessoms to obtain an assessment at the Center for Personalized Education for Physicians (hereinafter CPEP),

and

Whereas the CPEP report raised several areas of concern and recommended further neuropsychological testing, and

Whereas in December 2007, pursuant to a Board Order, Dr. Sessoms obtained a neuropsychological evaluation, and

Whereas the CPEP assessment and neuropsychological evaluation raise questions about Dr. Sessoms's ability to safely practice medicine, and

Whereas Dr. Sessoms acknowledges that the Board has sufficient information upon which it could determine that he is not presently safe to practice medicine, and

Whereas Dr. Sessoms has informed the Board he is having himself worked-up to determine the nature of and possible treatments for the concerns identified in the neuropsychological evaluation, and

Whereas Dr. Sessoms has cooperated completely with the Board in its inquiry into this matter, and

Whereas Dr. Sessoms has supplied the Board with a number of letters from colleagues attesting to his good competence and character, and

Whereas Dr. Sessoms would like to resolve this matter without the need for more formal proceedings, and

Whereas Dr. Sessoms acknowledges and agrees that the Board has jurisdiction over him and over the subject matter of this case, and

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

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

Whereas Dr. Sessoms acknowledges that he has had the advice of counsel in connection with this matter, and

Now, therefore, with Dr. Sessoms's consent, it is ORDERED that:

1. Dr. Sessoms's license to practice medicine and surgery in North Carolina is hereby INDEFINITELY SUSPENDED effective the date of this ORDER as set forth below.

2. Dr. Sessoms shall notify the Board in writing of any change in his residence or practice address within ten (10) days of the change.

3. If Dr. Sessoms 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, revoke, condition, or limit Dr. Sessoms's license to practice medicine or to deny any application he might make in the future or then have pending for a license.

4. This Consent Order shall take effect immediately

upon its execution by both Dr. Sessoms and the Board and it shall continue in effect until specifically ordered otherwise by the Board.

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

6. Dr. Sessoms shall obey all laws and he shall obey all regulations related to the practice of medicine.

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

8. Upon execution by Dr. Sessoms 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 National Practitioners Data Bank and the Health Integrity and Protection Data Bank.

By Order of the North Carolina Medical Board this the 21st day of February, 2008.

NORTH CAROLINA MEDICAL BOARD
By: Janelle A Rhyne MD, FACP
Janelle A. Rhyne, M.D.

President

Consented to this the 12th day of February, 2008.



Rodney K. Sessoms, M.D.

State of North Carolina

Sampson County

I, DeMarrisse Bryant, a Notary Public for the above named County and State, do hereby certify that Rodney K. Sessoms, 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 13 day of February, 2008.


Notary Public
(SEAL)

My commission expires: 4/9/08

BEFORE THE
NORTH CAROLINA MEDICAL BOARD

In re:)	
)	
Rodney K. Sessoms, MD,	)	CONSENT ORDER
)	
Respondent.)	

This matter is before the North Carolina Medical Board (hereinafter Board) regarding the medical practice of Rodney K. Sessoms, M.D. (hereinafter Dr. Sessoms). Dr. Sessoms acknowledges, and the Board finds and concludes, that:

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Whereas at all times relevant hereto, Dr. Sessoms practiced internal medicine in the Clinton, North Carolina area, and

Whereas in March 2007, the Board received a complaint regarding Dr. Sessoms care of Patient A, and as a result of its review of the care provided by Dr. Sessoms, ordered Dr. Sessoms to obtain an assessment at the Center for Personalized Education for Physicians (hereinafter CPEP),

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Whereas the CPEP report raised several areas of concern and recommended further neuropsychological testing, and

Whereas in December 2007, pursuant to a Board Order, Dr. Sessoms obtained a neuropsychological evaluation, and

Whereas the CPEP assessment and neuropsychological evaluation raise questions about Dr. Sessoms's ability to safely practice medicine, and

Whereas Dr. Sessoms acknowledges that the Board has sufficient information upon which it could determine that he is not presently safe to practice medicine, and

Whereas Dr. Sessoms has informed the Board he is having himself worked-up to determine the nature of and possible treatments for the concerns identified in the neuropsychological evaluation, and

Whereas Dr. Sessoms has cooperated completely with the Board in its inquiry into this matter, and

Whereas Dr. Sessoms has supplied the Board with a number of letters from colleagues attesting to his good competence and character, and

Whereas Dr. Sessoms would like to resolve this matter without the need for more formal proceedings, and

Whereas Dr. Sessoms acknowledges and agrees that the Board has jurisdiction over him and over the subject matter of this case, and

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

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

Whereas Dr. Sessoms acknowledges that he has had the advice of counsel in connection with this matter, and

Now, therefore, with Dr. Sessoms's consent, it is ORDERED that:

1. Dr. Sessoms's license to practice medicine and surgery in North Carolina is hereby INDEFINITELY SUSPENDED effective the date of this ORDER as set forth below.

2. Dr. Sessoms shall notify the Board in writing of any change in his residence or practice address within ten (10) days of the change.

3. If Dr. Sessoms 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, revoke, condition, or limit Dr. Sessoms's license to practice medicine or to deny any application he might make in the future or then have pending for a license.

4. This Consent Order shall take effect immediately

upon its execution by both Dr. Sessoms and the Board and it shall continue in effect until specifically ordered otherwise by the Board.

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

6. Dr. Sessoms shall obey all laws and he shall obey all regulations related to the practice of medicine.

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

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By Order of the North Carolina Medical Board this the 21st day of February, 2008.

NORTH CAROLINA MEDICAL BOARD
By: Janelle A Rhyne MD, FACP
Janelle A. Rhyne, M.D.

President

Consented to this the 12th day of February, 2008.


Rodney K. Sessoms, M.D.

State of North Carolina

Sampson County

I, DeMarrisse Bryant, a Notary Public for the above named County and State, do hereby certify that Rodney K. Sessoms, 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 13 day of February, 2008.


Notary Public
(SEAL)

My commission expires: 4/9/08

JAMES A. WILSON, ATTORNEY AT LAW

5322 Highgate Drive, Suite 243
Durham, North Carolina 27713
Telephone 919-361-4300
Facsimile 919-361-4305
E-Mail jim@jamesawilson.com
www.jamesawilson.com

09 SEP 26 PM 1:07

September 25, 2008

By registered mail, return receipt requested

Ralph C. Loomis, MD
Secretary
North Carolina Medical Board
1203 Front Street
Raleigh, North Carolina 27609

Dear Dr. Loomis:

I represent Rodney Kevin Sessoms, MD. This is to request, pursuant to section 90-14.1 of the General Statutes, a formal hearing on the Board's decision to deny his application for reinstatement of his medical license communicated to him in Mr. Henderson's letter to him dated September 23.

Mr. Henderson's letter seems to suggest that it is not the notification of the denial required by statute and that Dr. Sessoms should expect a subsequent letter "within the next few weeks." Mr. Henderson's letter goes on to say that Dr. Sessoms might "appeal" the denial "after receipt of the forthcoming letter."

However, the applicable statute requires the Board to notify an applicant of its decision to deny an application "immediately," and the statute goes on to say that the applicant has only "10 days after receipt of the Board's decision" to request a hearing by writing to the Board's Secretary. Because Mr. Henderson's letter could be construed as the Board notifying Dr. Sessoms of its decision, Dr. Sessoms arguably has only 10 days from receipt of Mr. Henderson's letter to request a hearing. Please understand that I do not believe the Board would act contrary to Mr. Henderson's apparent instruction to Dr. Sessoms to wait until the Board's next letter to request a hearing, but courts sometimes view requirements such as those in 90-14.1 as jurisdictional, meaning that they must be strictly complied with, despite the intentions and actions of the parties otherwise.

Therefore, out of an abundance of caution, I write now to request a hearing for Dr. Sessoms. Until we receive the letter setting forth the reasons for the denial or the ways Dr. Sessoms has failed to satisfy the Board, we are somewhat limited in our ability to state reasons for his request. Nevertheless, the reasons include that Dr. Sessoms wants to show the Board that he has cooperated fully with the Board, that in his physicians' opinions he is fit to practice, that he has engaged in continuing medical

JAMES A. WILSON, ATTORNEY AT LAW

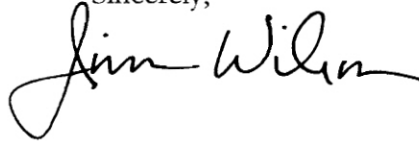
Ralph C. Loomis, MD

September 25, 2008

Page 2

education such that his knowledge base is current, and he has arranged for mentors and monitors sufficient to reassure the Board and the people of North Carolina he is safe to practice. We may need to supplement these reasons once we receive the Board's subsequent letter.

Sincerely,

A handwritten signature in black ink that reads "Jim Wilson". The signature is written in a cursive, flowing style.

cc: Dr. Sessoms
Thomas W. Mansfield

BEFORE THE
NORTH CAROLINA MEDICAL BOARD

In Re:)	
)	
Rodney Kevin Sessoms, M.D.,	)	NOTICE OF HEARING
	)	ON LICENSE DENIAL
Petitioner.)	

Pursuant to N.C. Gen. Stat. § 90-14.1 and the request of Petitioner for a hearing following the denial of his application for reinstatement of his license to practice medicine and surgery in North Carolina by letter of the Board dated October 15, 2008, it is hereby ordered that a hearing be held before the Board or a panel thereof at 8:00 a.m. on February 18, 2009, or as soon thereafter as possible, at the offices of the Board, 1203 Front Street, Raleigh, North Carolina to continue until completed. You may appear personally and through counsel.

Pursuant to N.C. Gen. Stat. § 150B-40(c)(5), it is further ordered that the parties shall arrange a pre-hearing conference at which they shall endeavor to prepare in good faith a pre-hearing stipulation. The pre-hearing stipulation shall be submitted to the undersigned no later than fourteen (14) days prior to the hearing date.

This the 15th day of October, 2008.

NORTH CAROLINA MEDICAL BOARD

By: Janelle A. Rhyne, M.D., FACP
Janelle A. Rhyne, M.D.
President



**NORTH CAROLINA
MEDICAL BOARD**

Janelle A. Rhyne, MD
President

George L. Saunders, III, MD
President-Elect

Ralph C. Loomis, MD
Secretary

Donald E. Jablonski, DO
Treasurer

Pamela L. Blizzard

Thomas R. Hill, MD

Janice E. Huff, MD

Thelma C. Lennon

John B. Lewis, Jr., LLB

H. Arthur McCulloch, MD

Peggy Robinson, PA-C

William A. Walker, MD

R. David Henderson
Executive Director

1203 Front Street
Raleigh, North Carolina 27609-7533

Mailing:
P.O. Box 20007
Raleigh, North Carolina 27619-0007

Telephone: (919) 326-1100
Fax: (919) 326-1131
Email: info@ncmedboard.org
Web: www.ncmedboard.org

October 15, 2008

Via Certified Mail - Return Receipt Requested

Rodney Kevin Sessoms, M.D.
500 Beaman Street
Clinton, NC 28328-2602

Dear Dr. Sessoms:

This is to inform you that the Board has denied your application for reinstatement of your license to practice medicine in North Carolina.

The denial was based on the Consent Order you entered into with the Board on February 21, 2008, which suspended your license to practice medicine indefinitely. The Consent Order brought into question your care of a certain "Patient A" and discussed your CPEP assessments and neuropsychological evaluation.

Your denial was also based on your care of a certain "Patient B" whose family made a complaint against you in March 2008. Patient B died of diabetic ketoacidosis on February 1, 2001. A medical expert has reviewed the care that you rendered to Patient B and found that your treatment fell below the appropriate standard of care in that you:

1. Failed to adequately screen Patient B for diabetes and dyslipidemia.
2. Failed to actively manage Patient B's morbid obesity and hypertension.
3. Inappropriately prescribed multiple psychotropic medications to this adolescent without documented diagnostic evaluation or psychiatric consultation.
4. Failed to properly manage Patient B when he became fatally ill with diabetic ketoacidosis.

Rodney Kevin Sessoms, M.D.

October 15, 2008

Page 2

You are entitled to a formal hearing before the Board upon your request filed with or mailed by certified mail to the Executive Director of the Board at the address shown herein within 10 days after you receive this letter. You must state the reasons for your request. The burden of satisfying the Board of your qualifications for licensure shall be upon you.

As you know, your attorney, Jim Wilson, has already requested a hearing on your behalf which has been scheduled for February 18, 2009. We have enclosed a Notice of Hearing in that regard with this letter.

Sincerely,

A handwritten signature in black ink that reads "R. David Henderson". The signature is written in a cursive, flowing style.

R. David Henderson
Executive Director

RDH/pfb

pc: James A. Wilson, Esq. (w/enclosures)

BEFORE THE
NORTH CAROLINA MEDICAL BOARD

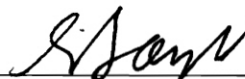
In re:)	
)	
Rodney Kevin Sessoms, M.D.,	)	ORDER
)	
Respondent.)	

This matter is before the undersigned President of the North Carolina Medical Board regarding the hearing scheduled for February 18, 2009 in the above-captioned case. Upon consideration of the parties' joint request for a continuance, I hereby enter the following ORDER:

The hearing scheduled for February 18, 2009 is continued and shall be heard at 8:00 a.m. on April 15, 2009 or as soon thereafter as the Board or a panel thereof may hear it.

This the 23rd day of January, 2009.

NORTH CAROLINA MEDICAL BOARD

By: 
George L. Saunders, III, M.D.
President

BEFORE THE
NORTH CAROLINA MEDICAL BOARD

In re:)	
)	
Rodney K. Sessoms, M.D.,	)	CONSENT ORDER
)	
Respondent.)	

This matter is before the North Carolina Medical Board ("Board") on the application of Rodney K. Sessoms, M.D. ("Dr. Sessoms") for a reinstatement of his license to practice medicine in the State of North Carolina. Dr. Sessoms admits, and the Board finds and concludes, that:

Whereas, 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

Whereas, the Board first issued Dr. Sessoms a license to practice medicine and surgery on March 16, 1991, license number 33927; and

Whereas, from March 16, 1991, through February 21, 2008, Dr. Sessoms practiced internal medicine in the Clinton, North Carolina area; and

Whereas, in March 2007, the Board received a complaint and conducted an investigation regarding Dr. Sessoms' care of Patient "A"; and

Whereas, the Board thereafter, by Order for Examination dated August 3, 2007, ordered Dr. Sessoms to obtain an assessment at the Center for Personalized Education for Physicians ("CPEP"); and

Whereas, the results of the CPEP assessment are embodied in a report ("CPEP Report") that details the areas in which Dr. Sessoms demonstrated need for improvement. The areas included Dr. Sessoms' medical knowledge, clinical reasoning, documentation, and communication skills. The CPEP Report also recommended that Dr. Sessoms undergo a neuropsychological evaluation; and

Whereas, pursuant to an Order for Examination dated December 17, 2008, Dr. Sessoms obtained a neuropsychological evaluation on January 2, 2008; and

Whereas, the CPEP assessment and neuropsychological evaluation raised questions about Dr. Sessoms' neurological health and areas in which Dr. Sessoms demonstrated need for improvement; and

Whereas, Dr. Sessoms and the Board entered into a Consent Order dated February 21, 2008, whereby Dr. Sessoms' license to practice medicine was indefinitely suspended; and

Whereas, Dr. Sessoms applied for reinstatement of his license to practice medicine in North Carolina on or about March 4, 2008; and

Whereas, on September 23, 2008, the Board denied Dr. Sessoms' application for a license to practice medicine in North Carolina based on Dr. Sessoms' prior Consent Order dated February 21, 2008, and a new complaint related to his treatment of a certain Patient "B" in 2000 and 2001; and

Whereas, on September 25, 2008, Dr. Sessoms requested a hearing on the Board's denial of his license to practice medicine in North Carolina; and

Whereas, after the Board denied Dr. Sessoms' application for reinstatement of his license, Dr. Sessoms' provided evidence to the Board that, from the time of his suspension to the present day, he has undertaken steps to remediate himself in the areas of concern that were identified in the CPEP Report through self-study and meeting with physician Eugene Wright, Jr., M.D. ("Dr. Wright") who has been serving as Dr. Sessoms' educational preceptor; and

Whereas, Dr. Sessoms underwent a subsequent neuropsychological evaluation on September 2, 2008, the results of which evaluation showed that Dr. Sessoms exhibited significant neurological improvement and was functioning in an essentially intact and effective way in terms of his cognitive and psychological functioning levels; and

Whereas, the Board has reviewed Dr. Sessoms' personal medical records regarding his treatment by a psychiatrist, primary care specialist, neurologist and neuropsychologist; and

Whereas, Dr. Sessoms' psychiatrist and neurologist support Dr. Sessoms' return to the practice of medicine; and

Whereas, Dr. Sessoms acknowledges and agrees that the Board has jurisdiction over him and over the subject matter of this case; and

Whereas, Dr. Sessoms knowingly waives his right to any hearing and to any judicial review or appeal in this case; and

Whereas, Dr. Sessoms acknowledges that he has read and understands this Consent Order and enters into it voluntarily; and

Whereas, Dr. Sessoms acknowledges that he has had the advice of counsel in connection with this matter; and

Now, therefore, with Dr. Sessoms' consent, it is ORDERED that:

1. Dr. Sessoms' shall be issued a license to practice medicine to expire on the date shown thereon. Dr. Sessoms agrees that the Board thereafter is under no obligation to extend his license to practice medicine.

2. Dr. Sessoms may not practice medicine or perform medically related work more than forty (40) hours per week. This forty (40) hour work week restriction shall include any and

all "on call" time and volunteer activities related to medicine including, and not limited to, serving on any and all medically related boards and any and all other hospital and community based activities related to medicine.

3. Dr. Sessoms shall satisfactorily complete the remedial and educational recommendations embodied in the CPEP Report including, and not limited to, those recommendations related to the educational preceptor, medical supervision, continuing medical education and self-study.

4. With respect to the educational preceptor recommendations in the CPEP Report:

- a. It is hereby understood and agreed that Dr. Wright shall be Dr. Sessoms' educational preceptor;
- b. Dr. Sessoms and Dr. Wright shall present to the Board within thirty (30) days of the effective date of this Consent Order a written plan to carry out the CPEP Report recommendations;
- c. Such written plan shall specify the details of the preceptor relationship and how Dr. Wright intends to precept Dr. Sessoms;
- d. The educational preceptor plan must be submitted to the Board President for review;
- e. Dr. Sessoms shall not practice medicine from the effective date of this Consent Order until an

educational preceptor plan has been reviewed and approved by the Board President;

f. Dr. Wright shall provide progress letters to the Board during the preceptorship at intervals of one (1) month, three (3) months and five (5) months. The letters shall address the needs and recommendations identified in the CPEP Report. The five (5) month letter shall indicate whether Dr. Sessoms has addressed and remediated all needs and recommendations identified in the CPEP Report; and

g. In the event that all needs and recommendations are met, then the educational preceptorship shall be concluded. In the event that the needs and recommendations are not met, then Dr. Wright shall recommend an ongoing preceptorship for a specified period with bi-monthly progress letters to the Board.

5. Dr. Sessoms further agrees to and shall undertake a program of supervised re-entry into the practice of medicine containing the following elements:

a. A period of mentoring by Paul Viser, M.D. ("Dr. Viser") and Albert Verrilli, III M.D. ("Dr. Verrilli") that shall begin on the date the Board issues a license to Dr. Sessoms and shall end seven (7) months after that date, unless changed in writing by consent

of all parties to this agreement ("Mentor Period"). Dr. Viser and Dr. Verrilli shall serve as Dr. Sessoms' mentors and provide the Board with a series of letters that describe their mentoring and make an assessment of Dr. Sessoms' competency.

b. Dr. Sessoms shall arrange to have Dr. Viser and Dr. Verrilli perform mentoring of him in the practice of medicine during the Mentor Period. The Mentor Period shall consist of the following three phases:

i. Phase I - Observation of Mentor: The first phase of the Mentor Period shall last two (2) weeks and begin on the date the Board issues a license to Dr. Sessoms ("Observation Phase"). The Observation Phase shall consist of observation-only practice during which time Dr. Sessoms will not be directly involved in the evaluation and management of any patients, but will observe Dr. Viser and Dr. Verrilli in these activities. Dr. Sessoms, Dr. Viser and Dr. Verrilli shall discuss aspects of Dr. Viser's and Dr. Verrilli's practice that shall include:

- (1) Patient care;
- (2) Medical knowledge;
- (3) Communication;

- (4) Practice based learning;
- (5) Systems based care; and
- (6) Professionalism.

For the remainder of this Consent Order, the above (1) - (6) shall be referred to collectively as the "Core Mentor Practice Areas."

ii. Phase II - Direct Mentoring of Patient Care: The second phase of the Mentor Period shall last four (4) weeks and begin at the conclusion of the Observation Phase ("Direct Mentor Phase"). The Direct Mentor Phase shall consist of directly supervised practice during which time Dr. Sessoms will be involved in the evaluation and management of patients under the direct supervision of Dr. Viser and Dr. Verrilli. Dr. Sessoms, Dr. Viser and Dr. Verrilli shall discuss aspects of Dr. Sessoms' practice that shall include the Core Mentor Practice Areas.

iii. Phase III - Independent Mentored Patient Care: The third phase of the Mentor Period shall last five and one-half (5½) months and begin at the conclusion of the Direct Mentor Phase ("Independent Mentor Phase"). The Independent Mentor Phase shall consist of independent,

mentored practice during which time Dr. Sessoms shall be involved in the evaluation and management of patients and under the mentoring of Dr. Viser and Dr. Verrilli. Dr. Sessoms, Dr. Viser and Dr. Verrilli shall discuss aspects of Dr. Sessoms' practice that shall include the Core Mentor Practice Areas.

- iv. Dr. Sessoms shall ensure that Dr. Viser and Dr. Verrilli deliver to the Board's Director of Compliance letters no later than 30 days after the end of the Observation Phase, Direct Mentor Phase and Independent Mentor Phase, in which Dr. Viser and Dr. Verrilli describe with detail the nature of the mentoring and state an opinion as to the level of competency with which Dr. Sessoms practiced during each of the three mentoring phases. The detailed description of the nature of the mentoring will include comments about Dr. Sessoms' competency in each of the Core Mentor Practice Areas.

6. Dr. Sessoms shall provide written proof to the Board substantiating compliance with the continuing medical education and self-study recommendations contained in the CPEP Report

within five (5) months from the effective date of this Consent Order.

7. Dr. Sessoms' psychiatrist shall provide a letter to the Board between the 5th and 6th month of the temporary license period that discusses his mental health and fitness to practice medicine. Dr. Sessoms' neurologist shall provide a letter to the Board between the 5th and 6th month of the temporary license period that discusses his neurological status and fitness to practice medicine.

8. It is specifically understood and agreed upon by all parties to this Consent Order that Dr. Wright, Dr. Viser and Dr. Verrilli are acting solely as agents of the Board pursuant to its powers contained in N.C. Gen. Stat. § 90-5.1. As agents of the Board, Dr. Wright, Dr. Viser and Dr. Verrilli shall be immune from civil liability pursuant to N.C. Gen. Stat. § 90-14(e) and § 90-14(f).

9. Dr. Sessoms agrees not to seek any remedy or commence any action or legal proceeding of any nature or kind against Dr. Wright arising out of the performance of his good faith duties as an educational preceptor.

10. Dr. Sessoms agrees not to seek any remedy or commence any action or legal proceeding of any nature or kind against Dr. Viser and Dr. Verrilli arising out of the performance of their good faith duties as mentors.

11. Dr. Sessoms shall contact and arrange a reassessment to be conducted by CPEP during the 4th month from the date that Dr. Sessoms' license is issued. This reassessment may be conducted telephonically. The report generated by CPEP regarding such reassessment ("CPEP Reassessment Report") shall be provided to the Board upon its completion.

12. Once the CPEP Reassessment Report is received by the Board, Dr. Sessoms shall be called in to meet with one or more members of the Board to discuss Dr. Sessoms' progress and the CPEP Reassessment Report.

13. Dr. Sessoms shall notify the Board in writing of any change in his residence or practice addresses within ten (10) days of the change.

14. Dr. Sessoms may not practice medicine and surgery outside of the scope of this Consent Order.

15. If Dr. Sessoms 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, revoke, condition, or limit Dr. Sessoms' license to practice medicine or to deny any application he might make in the future or then have pending for a license.

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

17. Dr. Sessoms shall obey all laws and he shall obey all regulations related to the practice of medicine.

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


19. Upon execution by Dr. Sessoms 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 National Practitioner Data Bank and the Health Integrity and Protection Data Bank.

By Order of the North Carolina Medical Board this the 16th day of April, 2009.

NORTH CAROLINA MEDICAL BOARD

By: 
George L. Saunders, III, M.D.
President

Consented to this the 30th day of March,
2009.


Rodney K. Sessoms, M.D.

State of North Carolina

Simpson County

I, DeMAtresse Bryant, a Notary Public for the
above named County and State, do hereby certify
that Rodney K. Sessoms, 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 30 day of March, 2009.


Notary Public

(SEAL)

My commission expires: 2/12/2014

Consented to this the 2 day of April,
2009.

Eugene Wright, Jr.

Eugene Wright, Jr., M.D.

As Agent of The North Carolina Medical Board
State of North Carolina

Sampson County

Faye L. Owens

I, ~~DeMaestresse Bryant~~, a Notary Public for the
above named County and State, do hereby certify
that Eugene Wright, Jr., 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 30² day of March^{April}, 2009.

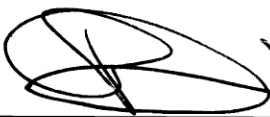
Faye L. Owens 4/2/09 My Commission Expires 6/30/2012

Notary Public

(SEAL)

My commission expires: 2/12/2014

Consented to this the 30 day of March,
2009.

 VISER 3/30/09
Paul Viser, M.D.

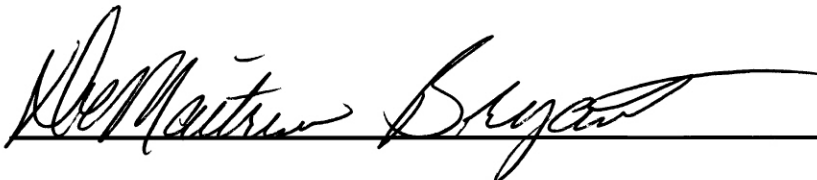
As Agent of The North Carolina Medical Board
State of North Carolina

Sampson County

I, DeMarrisse Bryant, a Notary Public for the
above named County and State, do hereby certify
that Paul Viser, 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 30 day of March, 2009.



Notary Public

(SEAL)

My commission expires: 2/12/2014

Albert Verrilli, III, M.D.

Albert Verrilli, III, M.D.

As Agent of The North Carolina Medical Board

State of North Carolina

Sanford County

I, DeMaitresse Bryant, a Notary Public for the
above named County and State, do hereby certify
that Albert Verrilli, III, 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 30 day of March, 2009.

DeMaitresse Bryant

Notary Public

(SEAL)

My commission expires: 2/12/2014



**NORTH CAROLINA
MEDICAL BOARD**

George L. Saunders, III, MD
President

Donald E. Jablonski, DO
President-Elect

Janice E. Huff, MD
Secretary/Treasurer

Pamela L. Blizzard
Paul S. Camnitz, MD
William W. Foster, MD
Thomas R. Hill, MD
Thelma C. Lennon
John B. Lewis, Jr., LLB
Peggy Robinson, PA-C
Janelle A. Rhyne, MD
William A. Walker, MD

R. David Henderson
Executive Director

1203 Front Street
Raleigh, North Carolina 27609-7533

Mailing:
P.O. Box 20007
Raleigh, North Carolina 27619-0007

Telephone: (919) 326-1100
Fax: (919) 326-1131
Email: info@ncmedboard.org
Web: www.ncmedboard.org

TEMPORARY MEDICAL LICENSE

**The North Carolina Medical Board, having reviewed pertinent data,
hereby authorizes**

RODNEY KEVIN SESSOMS

**to practice medicine and surgery in the State of North Carolina, under
the laws of the State and the rules of this Board. (Further public records
exist at the Board regarding this physician.)**

License Number: 33927

Issue Date: 11/19/2009

Expiration Date: 05/31/2010

R. David Henderson

**R. David Henderson, Executive Director
North Carolina Medical Board**

SEAL

BEFORE THE
NORTH CAROLINA MEDICAL BOARD

In re:)	
	)	AMENDED
Rodney K. Sessoms, M.D.,	)	CONSENT ORDER
)	
Respondent.)	

This matter is before the North Carolina Medical Board ("Board") to amend the Consent Order between Rodney K. Sessoms, M.D. ("Dr. Sessoms") and the Board. Dr. Sessoms admits, and the Board finds and concludes, that:

Whereas 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

Whereas the Board first issued Dr. Sessoms a license to practice medicine and surgery on March 16, 1991, license number 33927; and

Whereas from March 16, 1991, through February 21, 2008, Dr. Sessoms practiced internal medicine in the Clinton, North Carolina area; and

Whereas in March 2007, the Board received a complaint and conducted an investigation regarding Dr. Sessoms' care of Patient "A"; and

Whereas the Board thereafter, by Order for Examination dated August 3, 2007, ordered Dr. Sessoms to obtain an

assessment at the Center for Personalized Education for Physicians ("CPEP"); and

Whereas the results of the CPEP assessment are embodied in a report ("CPEP Report") that details the areas in which Dr. Sessoms demonstrated need for improvement. The CPEP Report also recommended that Dr. Sessoms undergo a neuropsychological evaluation; and

Whereas Dr. Sessoms and the Board entered into a Consent Order dated February 21, 2008, whereby Dr. Sessoms' license to practice medicine was indefinitely suspended; and

Whereas after Dr. Sessoms' provided evidence to the Board that, from the time of his suspension he had undertaken steps to remediate himself in the areas of concern that were identified in the CPEP Report through self-study and meeting with physician Eugene Wright, Jr., M.D. ("Dr. Wright") who has been serving as Dr. Sessoms' educational preceptor; and

Whereas Dr. Sessoms underwent a subsequent neuropsychological evaluation on September 2, 2008, the results of which evaluation showed that Dr. Sessoms exhibited significant neurological improvement and was functioning in an essentially intact and effective way in terms of his cognitive and psychological functioning levels; and

Whereas the Board reinstated Dr. Sessoms' license pursuant to a Consent Order dated April 16, 2009; and

Whereas Dr. Sessoms has completed all the remedial education, mentoring, and preceptorship called for in the Consent Order reinstating his license; and

Whereas the Board and Dr. Sessoms now agree to amend that Consent Order; and

Whereas Dr. Sessoms acknowledges and agrees that the Board has jurisdiction over him and over the subject matter of this case; and

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

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

Whereas Dr. Sessoms acknowledges that he has had the advice of counsel in connection with this matter; and

Now, therefore, with Dr. Sessoms' consent, it is ORDERED that:

1. Dr. Sessoms shall be issued a license to practice medicine to expire on the date shown thereon.

2. Dr. Sessoms may not practice medicine (defined as direct patient care) more than forty (40) hours per week. Dr. Sessoms may practice medicine only four days during each work week and not at all on weekends.

3. Dr. Sessoms' psychiatrist shall provide a letter to the Board during April 2010 that discusses Dr. Sessoms' mental health and fitness to practice medicine.

4. Dr. Sessoms shall notify the Board in writing of any change in his residence or practice address within ten (10) days of the change.

5. Dr. Sessoms may not practice medicine and surgery outside of the scope of this Consent Order.

6. If Dr. Sessoms 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, revoke, condition, or limit Dr. Sessoms' license to practice medicine or to deny any application he might make in the future or then have pending for a license.

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

8. Dr. Sessoms shall obey all laws and he shall obey all regulations related to the practice of medicine.

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


10. Upon execution by Dr. Sessoms 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 National Practitioners Data Bank and the Health Integrity and Protection Data Bank.

By Order of the North Carolina Medical Board this the 31st day of December, 2009.

NORTH CAROLINA MEDICAL BOARD

By:


Donald H. Jablonski, D.O.
President

Consented to this the 21 day of December, 2009.


Rodney K. Sessoms, M.D.

State of North Carolina

Jackson County

I, DeMarrise Bryant, a Notary Public for the above named County and State, do hereby certify that Rodney K. Sessoms, 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 21 day of December, 2009.

DeMaurice Bryant

Notary Public

(SEAL)

My commission expires: 2/12/2014

entered into a diagnostic monitoring contract with NCPHP on May 10, 2012, and thereafter failed to maintain full compliance with his NCPHP contract for a period of time. Upon information and belief, Dr. Gihwala is currently in compliance with his NCPHP contract.

27. Dr. Gihwala's conduct, as described 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. Gihwala's license to practice medicine issued by the Board.

28. The totality of Dr. Gihwala's (a) failure of the CPEP Program, (b) inappropriate management and treatment of Patients A - F, (c) need to obtain psychiatric care, (d) prior non-compliance with his NCPHP contract and (e) failures related to Patient G (discussed herein) render him unable to have sufficient professional competence to practice medicine with a reasonable degree of skill and safety for patients and indicates that Dr. Gihwala failed to maintain acceptable standards of one or more areas of professional physician practice within the meaning of N.C. Gen. Stat. § 90-14(a)(11) which is grounds under that section of the North Carolina General Statutes for the Board to annul, suspend, revoke, condition or limit his license

BEFORE THE
NORTH CAROLINA MEDICAL BOARD

In re:)	
	)	AMENDED
Rodney K. Sessoms, M.D.,	)	CONSENT ORDER
)	
Respondent.)	

This matter is before the North Carolina Medical Board ("Board") to amend the Amended Consent Order between Rodney K. Sessoms, M.D. ("Dr. Sessoms") and the Board dated December 31, 2009. Dr. Sessoms admits, and the Board finds and concludes, that:

Whereas 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

Whereas the Board first issued Dr. Sessoms a license to practice medicine and surgery on March 16, 1991, license number 33927; and

Whereas from March 16, 1991, through February 21, 2008, Dr. Sessoms practiced internal medicine in the Clinton, North Carolina area; and

Whereas Dr. Sessoms and the Board entered into a Consent Order dated February 21, 2008, whereby Dr. Sessoms' license to practice medicine was indefinitely suspended; and

Whereas the Board thereafter reinstated Dr. Sessoms' license pursuant to a Consent Order dated April 16, 2009; and

Whereas the Board and Dr. Sessoms thereafter entered into a subsequent Amended Consent order dated December 31, 2009; and

Whereas the Board and Dr. Sessoms now agree to amend the Amended Consent Order dated December 31, 2009; and

Whereas Dr. Sessoms acknowledges and agrees that the Board has jurisdiction over him and over the subject matter of this case; and

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

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

Whereas Dr. Sessoms acknowledges that he has had the advice of counsel in connection with this matter; and

Now, therefore, with Dr. Sessoms' consent, it is ORDERED that:

1. Dr. Sessoms shall be issued a license to practice medicine to expire on the date shown thereon.

2. Dr. Sessoms may not practice medicine (defined as direct patient care) more than fifty (50) hours per week

and may only practice medicine between the hours of 6:00 a.m. to 7:00 p.m. Dr. Sessoms may only practice medicine Monday through Friday and not at all on weekends. Dr. Sessoms may practice in any setting, including but not limited to an office based setting, hospital settings, nursing homes and other health care facilities.

3. Dr. Sessoms shall take a minimum of five (5) hours of continuing medical education ("CME") every calendar month. No carry-over hours or averaging of hours may be counted towards this monthly five (5) hour CME requirement.

4. Dr. Sessoms shall notify the Board within five (5) business days of his receipt of the results of his most recent Internal Medicine Board examination. In the event that Dr. Sessoms does not pass his most recent Internal Medicine Board examination, then within sixty (60) days from such receipt by Dr. Sessoms of the examination results, Dr. Sessoms shall obtain a Board approved practice monitor. Such Board approval of Dr. Sessoms' practice monitor may be accomplished by approval from the Board's office of the Medical Director. After Board approval, such practice monitor shall thereafter meet with Dr. Sessoms at least one (1) hour per month and such meetings shall include a minimum of three (3) medical charts reviews of Dr. Sessoms' patients.

5. Dr. Sessoms shall notify the Board in writing of any change in his residence or practice address within ten (10) days of the change.

6. Dr. Sessoms may not practice medicine and surgery outside of the scope of this Consent Order.

7. Dr. Sessoms shall return for an informal interview with the Board or members of the Board at such times as may be requested by the Board.

8. If Dr. Sessoms 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, revoke, condition, or limit Dr. Sessoms' license to practice medicine or to deny any application he might make in the future or then have pending for a license.

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

10. Dr. Sessoms shall obey all laws and he shall obey all regulations related to the practice of medicine.

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

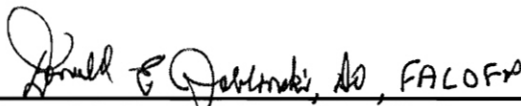
12. Upon execution by Dr. Sessoms and the Board, this Consent Order shall become a public record within the

Amended Consent Order - Dr. Sessoms

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 National Practitioners Data Bank and the Health Integrity and Protection Data Bank.

By Order of the North Carolina Medical Board this the 11th day of June, 2010.

NORTH CAROLINA MEDICAL BOARD

By: 
Donald E. Jablonski, D.O.
President

Consented to this the 3rd day of June, 2010.

Rodney K. Sessoms, M.D.

State of North Carolina

Sampson County

I, DeMarrisse Bryant, a Notary Public for the above named County and State, do hereby certify that Rodney K. Sessoms, 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 3 day of June, 2010.

DeMarrisse Bryant
Notary Public
(SEAL)

My commission expires: 2/2/2014



**NORTH CAROLINA
MEDICAL BOARD**

Donald E. Jablonski, DO
President

Janice E. Huff, MD
President-Elect

William A. Walker, MD
Secretary/Treasurer

TEMPORARY MEDICAL LICENSE

**The North Carolina Medical Board, having reviewed pertinent data,
hereby authorizes**

RODNEY KEVIN SESSOMS

**to practice medicine and surgery in the State of North Carolina, under
the laws of the State and the rules of this Board. (Further public records
exist at the Board regarding this physician.)**

License Number: 33927

Issue Date: 11/18/2010

Expiration Date: 01/31/2011

R. David Henderson

**R. David Henderson, Executive Director
North Carolina Medical Board**

R. David Henderson
Executive Director

1203 Front Street
Raleigh, North Carolina 27609-7533

Mailing:
P.O. Box 20007
Raleigh, North Carolina 27619-0007

Telephone: (919) 326-1100
Fax: (919) 326-1131
Email: info@ncmedboard.org
Web: www.ncmedboard.org

SEAL



**NORTH CAROLINA
MEDICAL BOARD**

Janice E. Huff, MD
President

Ralph C. Loomis, MD
President-Elect

William A. Walker, MD
Secretary/Treasurer

Pamela L. Blizzard

Paul S. Camnitz, MD

Karen R. Gerancher, MD

Eleanor E. Greene, MD

Thomas R. Hill, MD

Donald E. Jablonski, DO

Thelma C. Lennon

John B. Lewis, Jr. LLB

Peggy R. Robinson, PA-C

TEMPORARY MEDICAL LICENSE

The North Carolina Medical Board, having
reviewed pertinent data, hereby authorizes

RODNEY K. SESSOMS, M.D.

to practice medicine and surgery in the State of
North Carolina under the laws of the State and the
rules of this Board. (Further public records
exist at the Board regarding this physician.)

License Number: 33927

Issue Date: 01/25/2011

Expiration Date: 07/31/2011

R. David Henderson

**R. David Henderson
Executive Director**

SEAL

R. David Henderson
Executive Director

1203 Front Street
Raleigh, North Carolina 27609-7533

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BEFORE THE
NORTH CAROLINA MEDICAL BOARD

In re:)	
)	
Rodney K. Sessoms, M.D.,)	SECOND AMENDED
	)	CONSENT ORDER
Respondent.)	

This matter is before the North Carolina Medical Board ("Board") to amend the Amended Consent Order between Rodney K. Sessoms, M.D. ("Dr. Sessoms") and the Board dated June 11, 2010. Dr. Sessoms admits, and the Board finds and concludes, that:

Whereas, 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

Whereas, the Board first issued Dr. Sessoms a license to practice medicine and surgery on March 16, 1991, license number 33927; and

Whereas from March 16, 1991, through February 21, 2008, Dr. Sessoms practiced internal medicine in the Clinton, North Carolina area; and

Whereas, Dr. Sessoms and the Board entered into a Consent Order dated February 21, 2008, whereby Dr. Sessoms' license to practice medicine was indefinitely suspended; and

Whereas, the Board thereafter reinstated Dr. Sessoms' license pursuant to a Consent Order dated April 16, 2009; and

Whereas, the Board and Dr. Sessoms thereafter entered into a subsequent Amended Consent Order dated December 31, 2009; and

Whereas, the Board and Dr. Sessoms thereafter entered into a subsequent Amended Consent Order dated June 11, 2010; and

Whereas, the Board and Dr. Sessoms now agree to amend the Amended Consent Order dated June 11, 2010; and

Whereas, Dr. Sessoms acknowledges and agrees that the Board has jurisdiction over him and over the subject matter of this case; and

Whereas, Dr. Sessoms knowingly waives his right to any hearing and to any judicial review or appeal in this case; and

Whereas, Dr. Sessoms acknowledges that he has read and understands this Second Amended Consent Order and enters into it voluntarily; and

Whereas, Dr. Sessoms acknowledges that he has had the advice of counsel in connection with this matter; and

Now, therefore, with Dr. Sessoms' consent, it is ORDERED that:

1. Dr. Sessoms shall be issued a license to practice medicine to expire on the date shown thereon.

2. Dr. Sessoms may not practice medicine (defined as direct patient care) more than sixty (60) hours per week and may only practice medicine between the hours of 6:00 a.m. to 7:00 p.m. Dr. Sessoms may only practice medicine Monday through Saturday and not on Sundays. Dr. Sessoms may only practice medicine in outpatient medical facilities and nursing homes.

3. Dr. Sessoms shall notify the Board in writing of any change in his residence or practice addresses within ten (10) days of the change.

4. Dr. Sessoms may not practice medicine and surgery outside of the scope of this Second Amended Consent Order.

5. Dr. Sessoms shall return for an informal interview with the Board or members of the Board at such times as may be requested by the Board.

6. If Dr. Sessoms 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, revoke, condition or limit Dr. Sessoms' license to practice medicine or to deny any application he might make in the future or then have pending for a license.

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

8. Dr. Sessoms shall obey all laws and he shall obey all regulations related to the practice of medicine.

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

10. Upon execution by Dr. Sessoms and the Board, this Second Amended 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 National Practitioners Data Bank and the Health Integrity and Protection Data Bank.

By Order of the North Carolina Medical Board this the 25th day of January, 2011.

NORTH CAROLINA MEDICAL BOARD

By: Janice E. Huff, M.D.
Janice E. Huff, M.D.
President

Consented to this the 18th day of January, 2011.

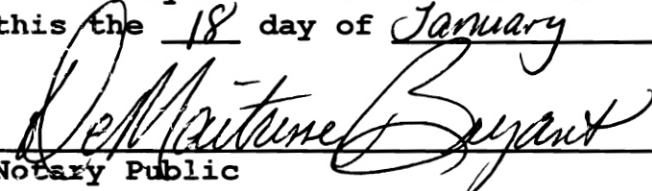

Rodney K. Sessoms, M.D.

State of North Carolina

Sampson County

I, DeMaitresse Bryant, a Notary Public for the above named County and State, do hereby certify that Rodney K. Sessoms, 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 18 day of January, 2011.


Notary Public
(SEAL)

My commission expires: 2/12/2014



**NORTH CAROLINA
MEDICAL BOARD**

Janice E. Huff, MD
President

Ralph C. Loomis, MD
President-Elect

William A. Walker, MD
Secretary/Treasurer

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Eleanor E. Greene, MD

Thomas R. Hill, MD

Donald E. Jablonski, DO

Thelma C. Lennon

John B. Lewis, Jr. LLB

Peggy R. Robinson, PA-C

**Sessoms, Rodney K., MD
Clinton, NC**

07/21/11 Board Action: Issue full license

R. David Henderson
Executive Director

1203 Front Street
Raleigh, North Carolina 27609-7533

Mailing:
P.O. Box 20007
Raleigh, North Carolina 27619-0007

Telephone: (919) 326-1100
Fax: (919) 326-1131
Email: info@ncmedboard.org
Web: www.ncmedboard.org

BEFORE THE
NORTH CAROLINA MEDICAL BOARD

In re:)	
)	
Rodney K. Sessoms, M.D.,	)	THIRD AMENDED
	)	CONSENT ORDER
Respondent.)	

This matter is before the North Carolina Medical Board ("Board") to amend the Second Amended Consent Order between Rodney K. Sessoms, M.D. ("Dr. Sessoms") and the Board dated January 25, 2011. Dr. Sessoms admits, and the Board finds and concludes, that:

Whereas, 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

Whereas, the Board first issued Dr. Sessoms a license to practice medicine and surgery on March 16, 1991, license number 33927; and

Whereas, from March 16, 1991, through February 21, 2008, Dr. Sessoms practiced internal medicine in the Clinton, North Carolina area; and

Whereas, Dr. Sessoms and the Board entered into a Consent Order dated February 21, 2008, whereby Dr. Sessoms' license to practice medicine was indefinitely suspended; and

Whereas, the Board thereafter reinstated Dr. Sessoms' license pursuant to a Consent Order dated April 16, 2009; and

Whereas, the Board and Dr. Sessoms thereafter entered into a subsequent Amended Consent order dated December 31, 2009; and

Whereas, the Board and Dr. Sessoms thereafter entered into a subsequent Amended Consent Order dated June 11, 2010; and

Whereas, the Board and Dr. Sessoms thereafter entered into a subsequent Second Amended Consent Order dated January 25, 2011; and;

Whereas, the Board and Dr. Sessoms now agree to amend the Second Amended Consent Order dated January 25, 2011; and

Whereas, Dr. Sessoms acknowledges and agrees that the Board has jurisdiction over him and over the subject matter of this case; and

Whereas, Dr. Sessoms knowingly waives his right to any hearing and to any judicial review or appeal in this case; and

Whereas, Dr. Sessoms acknowledges that he has read and understands this Third Amended Consent Order and enters into it voluntarily; and

Whereas, Dr. Sessoms acknowledges that he has had the advice of counsel in connection with this matter; and

Now, therefore, with Dr. Sessoms' consent, it is ORDERED that:

1. Dr. Sessoms shall be issued a license to practice medicine and surgery in North Carolina.

2. Dr. Sessoms shall take a minimum of five (5) hours of continuing medical education ("CME") every calendar month. No carry-over hours or averaging of hours may be counted towards this monthly five (5) hour CME requirement.

3. In the event that Dr. Sessoms desires to practice medicine in a hospital based practice or setting, he shall first obtain a practice monitor that must be approved by the Board's Office of the Medical Director. Dr. Sessoms may not practice medicine in a hospital until an approved practice monitor is in place. Dr. Sessoms shall direct his approved practice monitor to provide quarterly reports of his progress and monitoring to the Director of Investigations, North Carolina Medical Board, P.O. Box 20007, Raleigh, NC 27619-0007 by January 1, April 1, July 1, and October 1 of each year after such monitoring begins.

4. Dr. Sessoms shall notify the Board in writing of any change in his residence or practice addresses within ten (10) days of the change.

5. Dr. Sessoms shall return for an investigative interview with the Board or members of the Board at such times as may be requested by the Board.

6. If Dr. Sessoms fails to comply with any of the terms of this Third Amended 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, revoke, condition or limit Dr. Sessoms' license to practice medicine or to deny any application he might make in the future or then have pending for a license.

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

8. Dr. Sessoms shall obey all laws and he shall obey all regulations related to the practice of medicine.

9. This Third Amended Consent Order shall take effect immediately upon its execution by both Dr. Sessoms and the Board and it shall continue in effect until specifically ordered otherwise by the Board.

10. Upon execution by Dr. Sessoms and the Board, this Third Amended 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 National Practitioner Data Bank and the Health Integrity and Protection Data Bank.

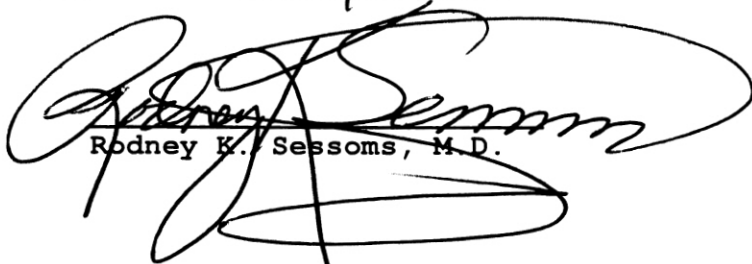
12. This Third Amended Consent Order shall supersede, replace and take the place of all prior Consent Orders imposing any continuing obligation with respect to Dr. Sessoms except those regarding the public nature of such Consent Orders.

By Order of the North Carolina Medical Board this the 23rd day of August, 2011.

NORTH CAROLINA MEDICAL BOARD

By: Janice E. Huff, M.D.
Janice E. Huff, M.D.
President

Consented to this the 16th day of August, 2011.

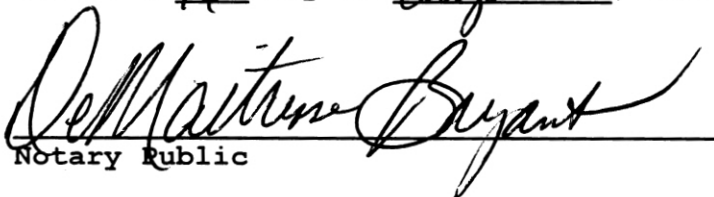

Rodney K. Sessoms, M.D.

State of North Carolina

County of Sampson

I, DeMarrisse Bryant, a Notary Public for the above named County and State, do hereby certify that Rodney K. Sessoms, 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 16 day of August, 2011.


Notary Public

(SEAL)

My Commission Expires: 2/12/2014

BEFORE THE
NORTH CAROLINA MEDICAL BOARD

In re:)	
)	
Rodney Kevin Sessoms, M.D.,	)	ORDER
)	
Respondent.)	

This matter is before the North Carolina Medical Board ("Board") regarding Rodney Kevin Sessoms, M.D. ("Dr. Sessoms"), license number 33927.

FACTUAL FINDINGS

On August 23, 2011, the Board entered into a Third Amended Consent Order with Dr. Sessoms in which he was issued a license to practice medicine subject to certain terms and conditions.

On March 7, 2012, Dr. Sessoms requested that the Board relieve him of the remaining terms and conditions of his Third Amended Consent Order.

The Board recognizes that Dr. Sessoms has complied in all respects with his Third Amended Consent Order.

ORDER

The Board hereby Orders that Dr. Sessoms be relieved of all obligations contained in the numbered paragraphs of his Third Amended Consent Order. Nothing herein shall affect the public nature of his Third Amended Consent Order and it shall remain a public document on the Board's web site.

This the 9th day of April, 2013.

NORTH CAROLINA MEDICAL BOARD

By: William A. Walker MD
William A. Walker, M.D.
President