



COMMONWEALTH of VIRGINIA

Department of Health Professions

Board of Medicine

November 2, 2001

John W. Hasty
Director of the Department

William L. Harp, M.D.
Executive Director of the Board

Michael R. Kronen, M.D.
15420 Good Hope Road
Silver Spring, Maryland 20905

and

11507 February Circle
Apartment 202
Silver Spring, Maryland 20904

6606 West Broad Street
4th Floor
Richmond, Virginia 23230-1717
(804) 662-9908
FAX (804) 662-9517

CERTIFIED MAIL
7106 4575 1294 3561 9607

CERTIFIED MAIL
7106 4575 1294 3561 9614

RE: License No.:0101-051940

Dear Dr. Kronen:

This letter is official notification that an informal conference of the Virginia Board of Medicine ("Board") will be held on **Thursday, December 13, 2001, at 1:30 p.m., at the Holiday Inn Select, 2801 Plank Road, Fredericksburg, Virginia.** The conference will be conducted pursuant to Sections 54.1-2919, 2.2-4019 and 2.2-4021 of the Code of Virginia (1950), as amended ("Code").

An Informal Conference Committee ("Committee"), composed of three members of the Board, will inquire into allegations that you may have violated certain laws governing the practice of medicine in Virginia. Specifically, you may have violated Sections 54.1-2915.A (6) and (3), as further defined in Section 54.1-2914.A (7) and (14) [formerly 54.1-2914.A(9) and (16)] of the Code. Section 18 VAC 85-20-100 of the Regulations Relating to Medicine and the Healing Arts defines Section 54.1-2914.A (14). You are alleged to have violated these sections in that:

1. By your own admission, on or about December 31, 1997, you engaged in a sexual relationship with Patient A while providing treatment to her in your position as the Assistant Director for Mental Health at the University of Maryland Health Center.

2. By Consent Order of the Maryland Board of Physician Quality Assurance ("Maryland Board") entered on March 24, 1999, your license to practice medicine in that state was suspended based on your unprofessional conduct with Patient A. Your license was suspended for a period of six-months. Credit was given for five a month period, during which you had not practiced while your case was pending and the remaining month was immediately stayed. Your license is currently on a five-year period of probation subject to terms and conditions, to include:

- (a) Attending intensive courses in medical ethics focusing upon sexual misconduct;
- (b) Practicing only in supervised settings and areas approved by the Maryland Board;
- (c) Remaining under contract with the Medical and Chirurgical Faculty of Maryland, Physician's Rehabilitation Committee;
- (d) Continuing in psychotherapy and taking any medication as directed in conjunction with his on-going treatment; and
- (e) Undergoing a psychiatric re-evaluation and peer review within two years of the date of the Consent Order.

3. Based on the action taken by the Maryland Board, the New York Board for Professional Medical Conduct ("New York Board") entered an order on November 23, 1999 suspending your license to practice medicine in that jurisdiction. Your license was suspended for five-years, with the suspension stayed. In addition, you were placed on probation for a period of five-years subject to the following terms and conditions:

- (a) Full compliance with the March 24, 1999 Order entered by the Maryland Board. If the terms of the Maryland Board's probation terminate prior to the five year term of the New York Order, Dr. Kronen must continue under psychiatric treatment and submit written reports documenting such for the remainder of the New York probation period;
- (b) Submission of a quarterly Compliance Declaration attesting to Dr. Kronen's compliance to the Maryland Order;
- (c) Taking the Child and Adolescent Psychiatry Boards within the five-year probation period.; and
- (d) Providing the New York Board with ninety days notice prior to returning to practice in New York. Such notice should include proof that Dr. Kronen's license remains in good standing in all states where he maintains a license.

4. On March 3, 2001, the New Jersey Board of Medical Examiners ("New Jersey Board"), also as a result of the Maryland action, suspended your license to practice medicine for a period of six months, with credit given for five months of the suspension and the remaining month stayed. In addition, the New Jersey Board imposed a five-year period of probation with the terms and conditions of that probation to run concurrent with and in accordance with those set by the Maryland Board.

Please see Attachment I for the identity of the individual referenced above.

The following actions may be taken by this Committee:

1. If a majority of the Committee is of the opinion that a suspension or revocation of your license may be justified, the Committee shall present to the Board in writing its findings, and the Board may proceed with a formal hearing.
2. The Committee may notify you in writing that you are fully exonerated of any charge that might affect your right to practice medicine in Virginia.
3. The Committee may reprimand or censure you.
4. The Committee may impose a monetary penalty pursuant to Section 54.1-2401 of the Code.
5. The Committee may place you on probation for such time as it may designate and direct that during such period you furnish the Committee or its chairman, at such intervals as the Committee may direct, evidence that you are not practicing in violation of the provisions of Chapter 29, Title 54.1 of the Code, which governs the practice of medicine in Virginia.

You have the right to information, which will be relied upon by the Committee in making a decision. Therefore, I enclose a copy of the documents, which will be distributed to the members of the Committee and will be considered by the Committee when discussing the allegations with you and when deliberating upon your case. Since you have been noticed of an alleged violation of Section 54.1-2914.A (7) of the Code, enclosed in these documents is Opinion 8.14 of the American Medical Association's Code of Ethics. The Committee may consider this opinion when determining whether you have conducted your practice in a manner contrary to the standards of ethics of the practice of medicine. These documents are enclosed only with the original notice sent by certified mail, and must be claimed at the post office. I also enclose relevant sections of the Administrative Process Act, which governs proceedings of this nature, as well as laws relating to the practice of medicine and other healing arts in Virginia.

Absent good cause shown to support a request for a continuance, the informal conference will be held on December 13, 2001. A request to continue this proceeding must be made in writing and directed to me at the address listed on this letter. Such request must be received by 5:00 p.m. on **November 16, 2001**, and must state in detail the reason for

the request. Only one such motion will be considered. Absent exigent circumstances, such as personal or family illness, a request for a continuance after **November 16, 2001**, will not be considered.


You may be represented by an attorney at the informal conference. If you obtain counsel, you should do so as soon as possible, as a motion for a continuance due to the unavailability of counsel will not be considered unless received by **November 16, 2001**. Further, it is your responsibility to provide the enclosed materials to your attorney.

The Board hereby offers to enter into the enclosed Consent Order with you in lieu of a hearing in this matter. Please review this document and should you consent to its terms, have it signed before a notary public. In order for it to become effective, you must return this original Consent Order, bearing your witnessed signature, to the Board office on or before **December 2, 2001**. You will receive a certified copy shortly thereafter. Should the Board not receive this Consent Order from you by 12:00 Noon on the above named date, the Board will proceed with the informal conference as described herein.

To facilitate this proceeding, you must submit eight (8) copies of any documents you wish for the Committee to consider to Reneé S. Dixon, Discipline Case Manager, Board of Medicine, 6606 West Broad Street, 4th Floor, Richmond, Virginia 23230-1717, by **November 16, 2001**. Should you or Senior Adjudication Analyst Sheon Rose wish to submit any documents for the Committee's consideration after November 16, 2001, such documents shall be considered only upon a ruling by the Chair of the informal conference committee that good cause has been shown for late submission.

Please advise the Board of your intention to be present. Should you fail to appear at the informal conference the Board may proceed to a formal administrative hearing in order to impose sanctions. Should you have any questions regarding this notice, please contact Sheon J. Rose, Senior Adjudication Analyst, at (804) 662-7445.

Sincerely,


William L. Harp, M.D.
Executive Director
Virginia Board of Medicine

WLH:fd1102N1.Kronen.01
SJR/Kronen94NIF

cc: Harry C. Beaver, M.D., President, Virginia Board of Medicine
John W. Hasty, Director, Department of Health Professions
James L. Banning, Director, Administrative Proceedings Division
Sheon J. Rose, Senior Adjudication Analyst
Reneé S. Dixon, Discipline Case Manager, Board of Medicine
Joyce M. Shelton-Jones, Senior Investigator (74094)
Carolyn McCracken, Senior Administrative Assistant, Board of Medicine

Enclosures:

Attachment I
Consent Order
Virginia Code Sections:
54.1-2914
54.1-2915
54.1-2919
2.2-4019
2.2-4021
18 VAC 85-20-100
Map
Informal Conference Package

VIRGINIA:

BEFORE THE BOARD OF MEDICINE

IN RE: MICHAEL R. KRONEN, M.D.
License No.: 0101-051940

CONSENT ORDER

By letter dated November 2, 2001, the Virginia Board of Medicine ("Virginia Board") noticed Dr. Kronen for an informal conference to inquire into allegations that he may have violated certain laws governing the practice of medicine in the Commonwealth of Virginia.

In lieu of proceeding to this informal conference, the Virginia Board and Dr. Kronen, as evidenced by their signatures affixed below, agree to enter into this Consent Order affecting the license of Dr. Kronen to practice medicine in Virginia.

FINDINGS OF FACT

The Committee adopts the following findings:

1. Michael R. Kronen, M.D., holds license number 0101-050027 to practice medicine in the Commonwealth of Virginia. Said license was issued on December 30, 1994 and expires on October 31, 2002.
2. Dr. Kronen maintains active licenses in Washington, D.C. and Maryland, and inactive licenses in New York and New Jersey.
3. By his own admission, on or about December 31, 1997, Dr Kronen engaged in a sexual relationship with Patient A while providing treatment to her in his position as the Assistant Director for Mental Health at University of Maryland Health Center
4. Dr. Kronen is currently receiving treatment from a psychiatrist, who provides medication management, and a psychoanalyst who he has seen since February 3, 1995. Dr. Kronen is being maintained on 40 mg of Prozac a day for his chronic low-level depression.
5. By Consent Order of the Maryland Board of Physician Quality Assurance ("Maryland Board")

entered on March 24, 1999, Dr. Kronen's license to practice medicine in that state was suspended based on his unprofessional conduct with Patient A. Dr. Kronen's license was suspended for a period of six-months. Dr. Kronen received credit for a five-month period during which he did not practice while his case was pending; the remaining month was immediately stayed. His license is currently on probation for a five-year period subject to terms and conditions, to include:

- (a) Attending intensive courses in medical ethics focusing upon sexual misconduct;
- (b) Practicing only in supervised settings and areas approved by the Maryland Board;
- (c) Remaining under contract with the Medical and Chirurgical Faculty of Maryland, Physician's Rehabilitation Committee;
- (d) Continuing in psychotherapy and taking any medication as directed in conjunction with his on-going treatment; and
- (e) Undergoing a psychiatric re-evaluation and peer review within two years of the date of the Consent Order

6. As a result of the Maryland action, the New York State Board for Professional Medical Conduct ("New York Board"), on November 23, 1999, issued an Order suspending Dr. Kronen's license to practice medicine in that state for a period of five years, with the suspension stayed, and his license on probation for a period of five years under the following terms and conditions:

- (a) Full compliance with the March 24, 1999 Order entered by the Maryland Board. If the terms of the Maryland Board's probation terminate prior to the five year term of the New York Order, Dr. Kronen must continue under psychiatric treatment and submit written reports documenting such for the remainder of the New York probation period.
- (b) Submission of a quarterly Compliance Declaration attesting to Dr. Kronen's compliance to the Maryland Order.

- (c) Taking the Child and Adolescent Psychiatry Boards within the five year probation period.
- (d) Providing the New York Board with ninety days notice prior to returning to practice in New York. Such notice should include proof that Dr. Kronen's license remains in good standing in all states where he maintains a license.

7. By Order entered on March 3, 2001, the New Jersey Board of Medical Examiners ("New Jersey Board") also suspended Dr. Kronen's license to practice medicine in that jurisdiction based on the Maryland action. Dr. Kronen's license was suspended for six months, with credit for five months of suspension served in the state of Maryland, and with the remaining month stayed. Dr. Kronen was also placed on probation for five years, terms and conditions to run concurrent with and in accordance with those set by the Maryland Board.

CONCLUSIONS OF LAW

Based on the foregoing Findings of Fact, the Committee concludes that Dr. Kronen is in violation of Section 54.1-2915.A(6) and (3), as further defined in Section 54.1-2914.A(7) and (14) [*formerly 54.1-2914.A(9) and (16)*] of the Code. Section 18 VAC 85-20-100 of the Regulations Relating to Medicine and the Healing Arts defines Section 54.1-2914.A(14).

CONSENT

I, Michael R. Kronen, M.D., by affixing my signature hereto, acknowledge that:

- 1. I have been advised specifically to seek the advice of counsel prior to signing this document;
- 2. I am fully aware that without my consent, no legal action can be taken against me, except pursuant to the Virginia Administrative Process Act, § 9-6.14:1 et seq. of the Code of Virginia;
- 3. I have the following rights, among others:
 - a. the right to a formal fact-finding hearing before the Virginia Board;
 - b. the right to representation by counsel; and
 - c. the right to cross-examine witnesses against me.

4. I waive all rights to a formal hearing;
5. I admit the truth of the above Findings of Fact; and
6. I consent to the following Order affecting my license to practice medicine in the Commonwealth of Virginia.

ORDER

WHEREFORE, based on the foregoing Findings of Fact and Conclusions of Law, and with the consent of the licensee, it is hereby ORDERED that the license of Michael R. Kronen, M.D., to practice medicine be placed on INDEFINITE PROBATION upon the following terms and conditions:

1. Dr. Kronen shall remain in compliance with the terms and conditions of the orders entered against him in the states of Maryland and New Jersey.
2. Dr. Kronen's current psychoanalyst-therapist and psychiatrist shall submit written quarterly reports to the Virginia Board addressing whether Dr. Kronen is in therapy, attending the therapy sessions, and taking any medication as directed.
3. Dr. Kronen may not petition the Virginia Board for modification of this Order until he submits evidence to the Virginia Board that he has successfully completed the five-year term of probation to which he was ordered by the Maryland and New Jersey Boards. Upon submission of such evidence, the Executive Director of the Virginia Board may release Dr. Kronen from probation and restore his license to a full and unrestricted status.
4. Should Dr. Kronen wish to engage in practice in Virginia during the period of probation, he must appear before an informal conference committee of the Virginia Board to demonstrate his fitness to practice. The informal conference committee reserves the right to impose additional limitations upon Dr. Kronen's practice in Virginia.
5. Dr. Kronen shall maintain a course of conduct in his practice of medicine commensurate with

the requirements of Title 54.1, Chapter 29 of the Code and all laws of the Commonwealth.

6. Dr. Kronen shall cooperate with the Virginia Board of Medicine and the Department of Health Professions in the investigation or inspection of his practice to verify that he is in compliance with this Order.

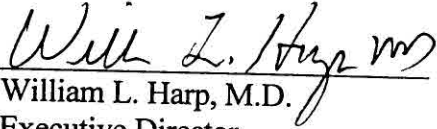
7. Dr. Kronen shall notify the Executive Director of the Board by certified mail of any change of address within ten days of such occurrence.

8. Dr. Kronen shall notify the Board immediately in writing should he intend to change the location of his practice.

Violation of this Consent Order shall constitute grounds for the revocation of the license of Dr. Kronen. In the event Dr. Kronen violates any of the terms and conditions of this Consent Order, an administrative proceeding shall be convened to determine whether his license shall be revoked.

Pursuant to Section 9-6.14:14 of the Code, the signed original of this Consent Order shall remain in the custody of the Department of Health Professions as a public record and shall be made available for public inspection and copying upon request.

FOR THE BOARD:


William L. Harp, M.D.
Executive Director
Virginia Board of Medicine

12/6/01
ENTERED

SEEN AND AGREED TO:



Michael R. Kronen, M.D.

MARYLAND
COUNTY/CITY OF MONTGOMERY, TO WIT:

Subscribed and sworn to before me, the undersigned Notary Public, in and for the jurisdiction of Maryland, at large, this 1st day of DECEMBER, 2001, by Michael R. Kronen, M.D.



Notary Public

My commission expires: OCTOBER 5th, 2004



COMMONWEALTH of VIRGINIA

Robert A. Nebiker
Director

Department of Health Professions

6603 West Broad Street, 5th Floor
Richmond, Virginia 23230-1712

www.dhp.virginia.gov

TEL (804) 662-9900

FAX (804) 662-9943

TDD (804) 662-7197

May 19, 2005

Michael R. Kronen, M.D.
15420 Good Hope Road
Silver Spring, Maryland 20905

CERTIFIED MAIL

7160 3901 9848 3154 7853

RE: License No.: 0101-051940

Dear Dr. Kronen:

The Virginia Board of Medicine ("Board") has received a report from the Compliance Division regarding your compliance with the terms of the Board's Order entered December 6, 2001. A review of this report indicates that you completed the terms of the Consent Orders dated March 24, 1999 and August 5, 2002, entered by the Maryland Board of Physicians on April 12, 2004. Further, the New Jersey State Board of Medical Examiners granted you an unrestricted license by Order entered December 5, 2004.

Therefore, pursuant to the authority granted by Term #3 of the Board's Order, the indefinite probation is hereby TERMINATED effective this date. The records of the Board have been updated to reflect that you have a full and unrestricted license.

Pursuant to §54.1-2400.2 (F) of the *Code of Virginia*, a signed copy of this letter shall remain in the custody of the Department of Health Professions as a public record, and shall be made available for public inspection and copying upon request.

The Board wishes you well in your future endeavors.

Sincerely,

William L. Harp, M.D.
Executive Director

cc: Renee S. Dixon, Discipline Case Manager [100957]
Patricia Hanchey, Administrative Assistant
Melony Johnson, APD

Board of Audiology & Speech - Language Pathology - Board of Dentistry - Board of Funeral Directors & Embalmers - Board of Medicine - Board of Nursing
Board of Nursing Home Administrators - Board of Optometry - Board of Pharmacy - Board of Counseling
Board of Physical Therapy - Board of Psychology - Board of Social Work - Board of Veterinary Medicine
Board of Health Professions