

**STATE OF VERMONT
BOARD OF MEDICAL PRACTICE**

In re: CHARLOTTE E. HOVEY, M.D.)

) Docket No. MPC 76-0512
)

CESSATION OF PRACTICE AGREEMENT

NOW COME Charlotte E. Hovey, M.D. and the State of Vermont, by and through Vermont Attorney General William H. Sorrell, and hereby stipulate and agree to the following in the above-captioned matter:

1. Charlotte E. Hovey, M.D. ("Respondent") of St. Johns, Florida, holds Vermont medical license number 042-0011648, issued on September 3, 2008.
2. Jurisdiction in this matter rests with the Vermont Board of Medical Practice ("the Board"), pursuant to 26 V.S.A. §§ 1353-1357, 3 V.S.A. §§ 809-814, and other authority.

Background

3. In May 2012, Respondent notified the medical boards of all states in which she holds a license, including Vermont's Board, that she had entered into an interim cessation of practice agreement with the State of Colorado's medical practice board.
4. The basis for the cessation of practice agreement with Colorado was a determination by the Colorado Physician Health Program ("CPHP") that Respondent "had a physical or mental illness or condition that could render Respondent unsafe to practice, and that CPHP had concluded, from a medical/psychiatric perspective, that Respondent currently was not safe to practice with reasonable skill and safety to patients."
5. The Colorado cessation of practice agreement took effect on January 18, 2012.

6. Since the Colorado agreement, Respondent has had her license suspended in the states of: Arkansas (effective May 4, 2012); Washington (June 4, 2012); Louisiana (June 6, 2012); and Idaho (June 25, 2012). These suspensions were based on the cessation of practice agreement with Colorado.
7. The Board may find that “professional incompetency resulting from physical or mental impairment” constitutes “unprofessional conduct.” 26 V.S.A. § 1354(a)(20).
8. The Board may find that the “revocation of a license to practice medicine or surgery in another jurisdiction on one or more of the grounds specified [in the unprofessional conduct section of Title 26]” constitutes “unprofessional conduct.” 26 V.S.A. § 1354(a)(23).

Cessation of Practice

9. Respondent acknowledges that she has had the opportunity to seek the advice of counsel regarding this matter before the Board and in reviewing this agreement. She agrees and fully understands that by executing this document she is waiving the necessity of any proceedings, findings, and order by the Board, pursuant to 3 V.S.A. § 814(c), so as to achieve disposition of this matter. Thus, Respondent voluntarily and knowingly agrees to the terms and conditions herein.
10. **It is agreed by the parties that Respondent has indicated that she will cease the practice of medicine in the State of Vermont.** This shall include all practice of medicine, whether physically located in Vermont or via electronic means. Respondent agrees that she shall refrain, following execution of this agreement, from any and all practice of medicine in the State of Vermont, until: (a) her license to practice medicine has been re-instated in Colorado and all other states that have taken subsequent action

against her license to practice medicine; (b) Respondent has shown proof satisfactorily to the Board that she is mentally and physically fit to practice medicine; and (c) further order of the Board.

11. The parties agree that Respondent may apply for modification or relief from the terms and conditions of this agreement, so as to permit her to return to the practice of medicine, when she has demonstrated that she is able to resume the practice of medicine in accordance with the laws, rules and standards recognized by the Vermont Board of Medical Practice. The Board agrees that this agreement may be modified or Respondent wholly relieved of its terms and conditions, provided: (1) that the Board is satisfied that Respondent is medically and physically able to practice medicine safely; (2) that Respondent has had her license to practice medicine re-instated in Colorado and all other states; and (3) Respondent meets all other usual and customary requirements for licensure and practice as a physician in the State of Vermont. Respondent expressly agrees that she shall promptly sign all consents and/or waivers of confidentiality that may reasonably be required to permit complete disclosure of such information so that the Board may consider any petition from Respondent seeking approval of her return to the practice of medicine in Vermont.
12. Respondent agrees that she has read and carefully considered all terms and conditions herein and agrees that these may be adopted as an enforceable order of the Board, pursuant to 3 V.S.A. §§ 129(a)(3), 809(d) and 26 V.S.A. § 1353 and agrees to accept and be bound by these until such time as she may be expressly relieved of these or they are modified, in writing, by the Board.

13. The parties agree that this agreement does not constitute disciplinary action.

However, the parties acknowledge that this Cessation of Practice Agreement shall be a public document and shall be made a part of Respondent's licensing file.

Respondent's license status will be changed to "Cessation of Practice." It is understood and agreed by the parties that this designation does not signify that disciplinary action has been taken by the Board.

14. This Cessation of Practice Agreement is subject to review and acceptance by the Vermont Board of Medical Practice and shall not become effective until presented to and approved by the Board. If the Board rejects any part of this agreement, the entire agreement shall be considered void. The parties agree and request that the Board enter an order adopting the terms and conditions set forth herein. Respondent agrees that the Board of Medical Practice shall retain jurisdiction in this matter and may enforce as necessary the terms set forth herein, pursuant to 26 V.S.A. § 1354(25) or other statutory provisions.

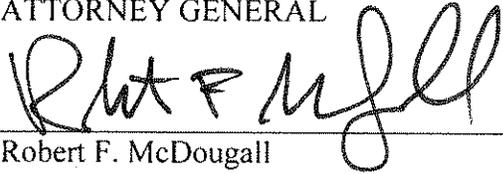
SIGNATURES

DATED at Montpelier, Vermont, this 30th day of August, 2012.

STATE OF VERMONT

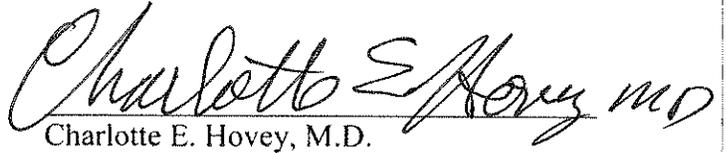
WILLIAM H. SORRELL
ATTORNEY GENERAL

By:



Robert F. McDougall
Assistant Attorney General
Office of the Attorney General
109 State Street
Montpelier, VT 05609

DATED at St. Johns Fl, this 29 day of August, 2012.
(city) (state)


Charlotte E. Hovey, M.D.

Respondent



NOTARY PUBLIC



Shannon Fider
Notary Public
State of Florida
My Commission Expires 05/01/2016
Commission No. EE 194755

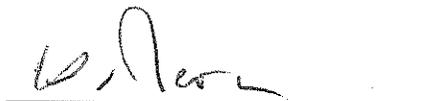
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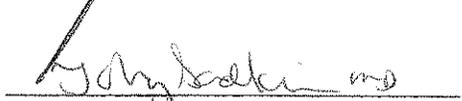
Office of the
ATTORNEY
GENERAL
09 State Street
Montpelier, VT
05609

FOREGOING, AS TO CHARLOTTE E. HOVEY, M.D.

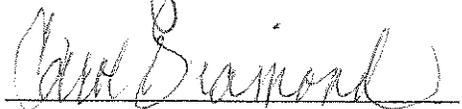
APPROVED AND ORDERED
VERMONT BOARD OF MEDICAL PRACTICE



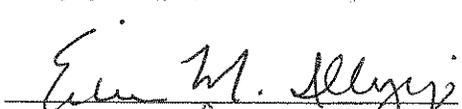
















DATED: September 5, 2012

ENTERED AND EFFECTIVE: September 5, 2012

Office of the
ATTORNEY
GENERAL
09 State Street
Montpelier, VT
05609