

**STATE OF VERMONT
DEPARTMENT OF HEALTH
BOARD OF MEDICAL PRACTICE**

In re: David L. Robbins, M.D.

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MPN 1-0103

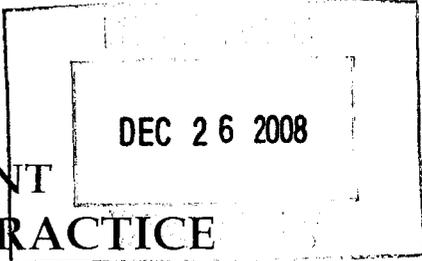
NOTICE OF ENTRY OF ORDER

Approving physician's request for relief of conditions

Please take notice that an Order was issued and entered by the Vermont Board of Medical Practice on January 7, 2009, approving Respondent's request for relief of conditions on his physician license by a Stipulation and Consent Order effective November 5, 2003. The relief from conditions is effective January 7, 2009, leaving respondent with a full, unconditional license.

Dated: January 7, 2009

William E. Wargo
Director
Board of Medical Practice



**STATE OF VERMONT
BOARD OF MEDICAL PRACTICE**

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In Re: David L. Robbins, Jr. M.D. Docket No. MPN 1-0103

**STATE'S RESPONSE TO RESPONDENT'S PETITION
FOR RELIEF FROM CONDITIONS OF LICENSURE**

The State of Vermont, by and through William H. Sorrell, Attorney General, and James S. Arisman, Assistant Attorney General, in response to Respondent's petition, moves the Vermont Board of Medical Practice as follows:

1. The Vermont Board of Medical Practice (hereinafter "Board") possesses the authority to regulate and license physicians practicing in this State. 26 V.S.A. §§ 1353, 1361, 1365, 1366, 1391, 1396 & 1398.
2. The Vermont Board licensed Respondent as a medical doctor in this State on April 7, 1999. Respondent holds Vermont medical license number 042-0009822.
3. Respondent, a cardiologist, practices medicine in New Jersey. Respondent does not presently practice in the State of Vermont.

I. Background.

4. The Vermont Board of Medical Practice opened the above-captioned matter for investigation on January 7, 2003 based on answers provided by Respondent on his 2002 application for renewal of his Vermont medical license.

5. Respondent disclosed in response to a question within the Vermont renewal application that in New York State he had pled guilty and been convicted on or about March 15, 2001 on a charge of driving under the influence of alcohol (DUI).

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**ATTORNEY
GENERAL**
109 State Street
Montpelier, VT
05609

A. New Jersey License.

6. In light of the New York conviction, when Respondent received a New Jersey medical license in September 2001, it was issued subject to the terms of a written agreement between Respondent and the Physician's Health Program of the Medical Society of New Jersey. These terms included the requirement of "absolute abstinence", random urine collection and testing, and needed care and treatment.

7. Notwithstanding the above agreement, Respondent on or about October 2001 admitted to the ongoing use of alcohol. The New Jersey Physicians' Health Program required that Respondent enter and complete a 28-day inpatient alcohol rehabilitation program. Following discharge from the inpatient program, Respondent voluntarily surrendered his New Jersey medical license for a "minimum period of six months".

B. Return to Practice in New Jersey.

8. Respondent in mid-2002 petitioned the New Jersey State Board of Medical Examiners for restoration of his license to practice medicine. The New Jersey Board agreed that Respondent had met all requirements as to ongoing recovery efforts and had demonstrated "present fitness to resume the practice of medicine." The New Jersey Board on August 27, 2002 approved reinstatement of Respondent's medical license, subject to conditions requiring abstinence and continued recovery efforts.

II. Respondent's Agreement with Vermont.

9. In 2003, the Vermont Board of Medical Practice entered into a Stipulation and Consent Order with Respondent requiring recovery efforts, monitoring, and satisfactory participation in needed treatment and counseling. The Vermont agreement incorporated by reference all requirements imposed earlier upon Respondent's license to practice in New Jersey. Principal oversight, monitoring, and direction of Respondent's recovery were to be carried out by

the New Jersey Physicians' Health Program, with copies of all reporting regarding Respondent's recovery to be forwarded to the Vermont Board by the New Jersey program.

10. Between November 2003 and the present, the Vermont Board of Medical Practice received regular reporting regarding Respondent's recovery and involvement in treatment in New Jersey. No negative or adverse information was received. Respondent consistently has been reported to be abstinent and responsibly involved in recovery.

11. Respondent, under his agreement with the Vermont Board of Medical Practice, is permitted following the passage of five years to petition for termination of the conditions on his medical license in this State. By letter dated November 9, 2008, Respondent petitioned for relief from the terms and conditions on his Vermont medical license.

12. The North Investigative Committee, to which this matter has been assigned, has reviewed the record in this matter. The Committee found nothing in the record to indicate any non-compliance by Respondent with the terms of his Stipulation and Consent Order with the Vermont Board. Following review, the North Investigative Committee recommended that the Board grant Respondent's petition. The State of Vermont also has reviewed the record in this matter and concurs in the positive recommendation of the Board's North Investigative Committee.

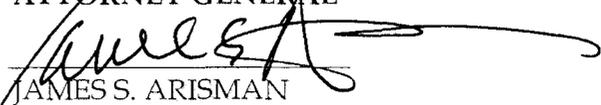
FOR THE REASONS SET FORTH ABOVE, the State of Vermont moves that the Board of Medical Practice grant Respondent's petition and enter an order terminating all conditions previously imposed upon the Vermont medical license of Respondent, David L. Robbins, Jr., M.D.

Dated at Montpelier, Vermont, this 29th day of December 2009.

STATE OF VERMONT

WILLIAM H. SORRELL
ATTORNEY GENERAL

by:


JAMES S. ARISMAN
Assistant Attorney General

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