

LICENSE NO. J-0822

IN THE MATTER OF
THE LICENSE OF
ROBERT E. FADAL, II, M.D.

BEFORE THE DISCIPLINARY
PANEL OF THE
TEXAS MEDICAL BOARD

ORDER OF TEMPORARY SUSPENSION
(WITHOUT NOTICE OF HEARING)

On March 1, 2018, came to be heard before the Disciplinary Panel (Panel) of the Texas Medical Board (Board), composed of Margaret McNeese, M.D., Chair, Jeffrey Luna, M.D., and Luann Morgan, members of the Board duly in session, the matter of the Application for Temporary Suspension (Without Notice of Hearing) of the license of Robert E. Fadal, II, M.D. (Respondent). Susan Rodriguez represented Board staff. Based on evidence submitted, the Board through this Panel makes the following Findings of Fact and Conclusions of Law and enters this Order of Temporary Suspension (Without Notice of Hearing):

FINDINGS OF FACT

1. Respondent is a family practitioner with a current practice address in Seguin, Texas.
2. Respondent was arrested on or about February 25, 2018, on a charge of capital murder of multiple persons. Respondent allegedly fatally shot two people at his family's gated compound in Seguin. The victims, a husband and wife, were shot in front of their three children. One victim died at the scene. The second victim died shortly thereafter at a local hospital.
3. According to county jail records, Respondent was booked into the Guadalupe County Jail on a \$2 million bond and currently remains in custody.

CONCLUSIONS OF LAW

Based on the above Findings of Fact, the Panel concludes the following:

1. Section 164.059 of the Act authorizes the Disciplinary Panel to temporarily suspend or restrict the medical license of Respondent if the Disciplinary Panel determines from

evidence presented to it that the Respondent's continuation in the practice of medicine would constitute a continuing threat to the public welfare.

2. Based on the evidence presented and the Findings of Fact set forth herein, the Disciplinary Panel finds that Respondent violated Section 164.052(a)(5) of the Act, which authorizes the Board to take disciplinary action against Respondent based upon Respondent's unprofessional or dishonorable conduct that is likely to deceive or defraud the public, as provided by Section 164.053, or injure the public, as further defined by Board 190.8(2)(R), commission of the following violation of federal and state law whether or not there is a complaint, indictment, or conviction: i) any felony.

3. Based on the evidence presented and the above Findings of Fact and Conclusions of Law, the Panel determines that Respondent's continuation in the practice of medicine would constitute a continuing threat to the public welfare.

ORDER

Based on the above Findings of Fact and Conclusions of Law, the Panel ORDERS that:

1. Respondent's Texas Medical License No. J-0822 is hereby TEMPORARILY SUSPENDED.

2. This Order of Temporary Suspension (Without Notice of Hearing) is effective on the date rendered.

3. Notice of this Order of Temporary Suspension (Without Notice of Hearing) shall be given immediately to Respondent.

4. A hearing on the Application for Temporary Suspension (With Notice of Hearing) will hereby be scheduled before a Disciplinary Panel of the Board at a date to be determined as soon as practicable, at the offices of the Board, unless such hearing is specifically waived by Respondent.

5. This Order of Temporary Suspension (Without Notice of Hearing) shall remain in effect until such time as a hearing on the Application for Temporary Suspension (With Notice of Hearing) is conducted and a Disciplinary Panel enters an order, or until superseded by a subsequent order of the Board.

SIGNATURE PAGE FOLLOWS.

Signed and entered this March 1, 2018.

A handwritten signature in black ink, appearing to read 'Margaret McNeese', written over a horizontal line.

Margaret McNeese, M.D.
Chair, Disciplinary Panel
Texas Medical Board