STATE OF TENNESSEE
DEPARTMENT OF HEALTH

IN THE MATTER OF: ) BEFORE THE TENNESSEE BOARD
VINSON M. DISANTO, D.O. ) OF OSTEOPATHIC EXAMINATION
RESPONDENT ) CASE NO: 2018002011

TENNESSEE LICENSE NO.: 1488 )

CONSENT ORDER

Come now the Division of Health Related Boards of the Tennessee Department of Health (hereinafter the “Division”), by and through the Office of General Counsel, and Respondent Vinson M. DiSanto, D.O. (hereinafter “Respondent”), who would respectfully move the Tennessee Board of Osteopathic Examination (hereinafter the “Board”) for approval of this Consent Order affecting Respondent’s medical license in the State of Tennessee.

The Board is responsible for the regulation and supervision of medical doctors licensed to practice in the State of Tennessee. See Tennessee Osteopathic Practice Act, Tennessee Code Annotated Section (hereinafter “TENN. CODE ANN. §”) 63-9-101, et seq. It is the policy of the Board to require strict compliance with the laws of this State, and to apply the laws so as to preserve the quality of medical care provided in Tennessee. It is the duty and responsibility of the Board to enforce the Tennessee Osteopathic Practice Act in such a manner as to promote and protect the public health, safety and welfare in every practicable way, including disciplining medical doctors who violate the provisions of TENN. CODE ANN. § 63-9-101, et seq. or the Rules and Regulations promulgated by the Board and recorded in the Official Compilation Rules and Regulations of the State of Tennessee (hereinafter “TENN. COMP. R. & REGS.”).
Respondent, by his signature to this Consent Order, waives the right to a contested case hearing and any and all rights to judicial review in this matter. Respondent agrees that presentation to and consideration of this Consent Order by the Board for ratification and all matters divulged during that process shall not constitute unfair disclosure such that the Board or any of its members shall be prejudiced to the extent that requires their disqualification from hearing this matter should this Order not be ratified. Likewise, all matters, admissions and statements disclosed or exchanged during the attempted ratification process shall not be used against Respondent in any subsequent proceeding unless independently entered into evidence or introduced as admissions.

Respondent expressly waives all further procedural steps and expressly waives all rights to seek judicial review of or to challenge or contest the validity of this Consent Order. Respondent understands that by signing this Consent Order, Respondent is allowing the Board to issue its order without further process. Respondent acknowledges that this is a formal disciplinary action and will be reported to the National Practitioner Data Bank and/or similar agency. In the event that the Board rejects this Consent Order for any reason, it will be of no force or effect for either party.

I. STIPULATIONS OF FACT

1. Respondent has been at all times pertinent hereto licensed by the Board as an osteopathic physician in the State of Tennessee, having been granted license number 1488 by the Board on January 2, 2003, which expires on June 30, 2018.

2. On June 16, 2016, the Colorado State Medical Board administered disciplinary action to Respondent in the form of a letter of admonition. This letter was based on Respondent's
failure to “respond in an honest, materially responsive, and timely manner to a complaint” … “thereby constituting unprofessional conduct.”

3. On October 24, 2016, the Illinois Department of Financial and Professional Regulation disciplined Respondent, requiring him to pay a $500 fine, based on the Colorado action.

4. On December 7, 2017, the Michigan Board of Osteopathic Medicine and Surgery and the disciplined Respondent, requiring him to pay a $250 fine, based on the Colorado action and his failure to report the Colorado action.

5. On June 2, 2017, the Idaho State Board of Medicine publicly reprimanded Respondent and required him to pay a $1000 fine for violating Idaho’s Telehealth Access Act by treating patient through the telephone and issuing prescription for controlled substances to Idaho patients without the required registrations through the Idaho Board of Pharmacy and the D.E.A.

II. GROUNDS FOR DISCIPLINE

The facts stipulated to in the Stipulations of Fact are sufficient to establish that grounds for discipline of Respondent’s license exist. Specifically, Respondent has violated the following statutes or rules which are part of the Tennessee Osteopathic Practice Act, (TENN. CODE ANN. § 63-9-101, et seq.) for which disciplinary action before and by the Board is authorized:

6. The facts stipulated in paragraphs two (2) through six (6), supra, constitute a violation of TENN. CODE ANN. § 63-9-111(b)(21):

Disciplinary action against a person licensed to practice medicine by another state or territory of the United States for any acts or omissions that would constitute grounds for discipline of a person licensed in this state.
III. POLICY STATEMENT

The Tennessee Board of Osteopathic Examination takes this action in order to protect the health, safety and welfare of the people of the State of Tennessee and ensure that the public confidence in the integrity of the medical profession is preserved.

IV. ORDER

NOW THEREFORE, Respondent, for the purpose of avoiding further administrative action with respect to this cause, agrees to the following:

7. The Tennessee osteopathic license of Vinson M. DiSanto, D.O., license number 1488, is hereby REPRIMANDED, effective the date of entry of this Order.

8. Respondent must pay four (4) “Type B” civil penalties, in the amount of two hundred dollars ($200.00) each, representing the four out of state actions, as outlined in paragraphs two (2) through five (5) of the Stipulations of Fact, supra, for a total of eight hundred dollars ($800.00). Any and all civil penalties shall be paid within thirty (30) days of the effective date of this Consent Order unless Respondent makes arrangements for an extended payment plan for the assessed civil penalties through the Disciplinary Coordinator of the Division of Health Related Boards. Any and all civil penalty payments shall be paid by certified check, cashier’s check, or money order payable to the address listed below. A notation shall be placed on said check that it is payable for the civil penalty of Vinson M. DiSanto, D.O., Case No. 2018002011.
9. Respondent must pay, pursuant to TENN. CODE ANN. §§ 63-6-214 (k) and 63-1-144(a)(4), the actual and reasonable costs of prosecuting this case to the extent allowed by law, including all costs assessed against the Board by the Division’s Bureau of Investigations in connection with the prosecution of this matter. These costs will be established by an Assessment of Costs prepared and filed by counsel for the Department. Said costs shall not exceed two thousand dollars ($2,000.00).

10. Any and all costs shall be paid in full within sixty (60) days after the issuance of the Assessment of Costs Payment shall be made by certified check, cashier’s check, or money order, payable to the State of Tennessee, Department of Health. Any and all payments shall be forwarded to the Disciplinary Coordinator, The Division of Health Related Boards, Tennessee Department of Health, 665 Mainstream Drive, 2nd floor, Nashville, Tennessee 37243. A notation shall be placed on said money order or such check that it is payable for the costs of Vinson M. DiSanto, D.O., Case No. 2018002011.

11. Respondent understands that this is a formal disciplinary action and will be reported to the National Practitioner Data Bank (N.P.D.B.) and/or similar agency.

This CONSENT ORDER was approved by a majority of a quorum of the Tennessee Board of Osteopathic Examination at a public meeting of the Board and signed this 3rd day of March, 2018.

Chairperson
Tennessee Board of Osteopathic Examination
CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of this document has been served upon Respondent, Vinson M. DiSanto, D.O., 4428 Lake Breeze Dr., McKinney, TX 75071, by delivering same in the United States Mail, Certified Number 7017019B0001003791b8 return receipts requested, and United States First Class Postage Pre-Paid Mail, with sufficient postage thereon to reach its destination.

This 2nd day of May, 2018.

Peyton B. Smith
Assistant General Counsel