

FILED

JAN 23 2015

ALABAMA STATE BOARD OF)
 MEDICAL EXAMINERS,)
)
 Complainant,)
)
 vs.)
)
 ANTHONY V. DALLAS, M.D.)
)
 Respondent.)

BEFORE THE MEDICAL LICENSURE COMMISSION
 COMMISSION OF ALABAMA

CASE NO. 14-037

STIPULATION AND CONSENT ORDER

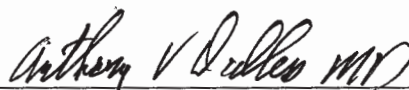
COMES NOW, the Complainant, the Alabama State Board of Medical Examiners, and the Respondent, Anthony V. Dallas, M.D., and jointly submit the following Stipulation and Consent Order:


STIPULATION


1. The Respondent admits the allegations contained in paragraphs 1-5 in the Administrative Complaint and acknowledges that if proven by the Board, those allegations would constitute grounds for disciplinary sanctions against the Respondent.
2. The Respondent acknowledges the authority of the Medical Licensure Commission to exercise jurisdiction in this matter, and consents and agrees to the entry of the Consent Order contained herein.
3. The Respondent waives his right to an administrative hearing before the Medical Licensure Commission and waives any and all rights to further notice and formal adjudication of the charges stated in the Administrative Complaint.
4. Respondent understands and acknowledges that the Stipulation and Consent Order, if approved and executed by the Medical Licensure Commission, shall constitute a public record under the laws of the state of Alabama.
5. The Alabama Board of Medical Examiners stipulates and agrees that the terms and conditions of the Consent Order stated herein constitute a reasonable disposition of the charges contained in the Administrative Complaint.

6. It is stipulated and agreed between the parties that this Stipulation and Consent Order be submitted to the Medical Licensure Commission of Alabama, and that such Stipulation and Consent Order are subject to the Commission's approval. It is further agreed by the Respondent that the Medical Licensure Commission shall be permitted to examine and review, prior to approval of the Stipulation, the records and documents now in the possession of the Alabama Board of Medical Examiners concerning the stipulation of facts set forth herein. It is further agreed by the Respondent and the Board that, in the event the Medical Licensure Commission shall decline to accept this Stipulation and Consent Order as a basis for the disposition of the alleged grounds for imposition for disciplinary sanctions and requires the Board to present testimony and documentary exhibits at a subsequent hearing, any admissions by the Respondent in this Stipulation shall be null and void, shall not be binding upon the Respondent and shall not be admissible into evidence at the hearing or any other proceeding, and any consideration by the Commission of the Stipulation and Consent Order and the documentary evidence referred to herein, shall not be prejudicial to the rights of the Respondent to review a fair and impartial hearing.

STIPULATED AND AGREED this 14TH day of January, 2015.


Anthony V. Dallas, M.D., Respondent


G. Dennis Nabors
Brent L. Rosen
Attorneys for the Respondent


Hendon B. Coody, Attorney for the
Alabama Board of Medical Examiners

CONSENT ORDER

This matter is before the Medical Licensure Commission of Alabama (“the Commission”) pursuant to an Administrative Complaint filed by the Alabama Board of Medical Examiners (“the Board”) on October 20, 2014, and pursuant to a signed Stipulation entered into by the Board of Medical Examiners and the Respondent, Anthony V. Dallas, M.D., on the 14th day of January, 2015. The Commission hereby finds that it has jurisdiction of the Administrative Complaint and of the parties hereto pursuant to Ala. Code §34-24-361(2007).

Based upon the foregoing findings of fact and conclusions of law, it is the ORDER of the Medical Licensure Commission as follows:

1. Dr. Dallas’ medical license is hereby placed on PROBATION for a period of ONE (1) YEAR, beginning on the effective date of this Consent Order.
2. During this one (1) year probationary period, Dr. Dallas shall attend and successfully complete courses designated as American Medical Association approved, Category I Continuing Medical Education (CME) in the following areas: (i) proper prescribing of medications; and (ii) medical ethics: with said courses being approved by the Executive Director of the Board. Dr. Dallas shall attend in-person the approved structured courses as said courses may not be by correspondence, internet/remote access, or independent study. Following completion of these courses, Dr. Dallas shall submit to the Board documentary proof of successful completion. Any credits obtained pursuant to the requirements of this Consent Order shall be in addition to the annually required

twenty-five (25) hours of AMA PRA Category I CME credits, as provided by Ala. Code §34-24-336 (2002) and the rule of the Commission found at Ala. Admin. Code r. 545-X-5-.02.

3. Before the end of his probationary period, Dr. Dallas shall provide documentary evidence to the Board that he has taken and successfully passed the Mississippi State Board of Medical Licensure's Juris Prudence Examination.

4. Dr. Dallas shall obey all federal, state and local laws, and shall comply with all rules and regulations of the Board governing the practice of medicine, including:

a) Dr. Dallas shall maintain a complete record of his examination, evaluation and treatment of patients, including documentation of diagnosis and reason for prescribing, dispensing or administering any legend drug; the name, strength, dosage, quantity of the legend drug; the number of refills authorized; and the date the legend drug was prescribed, dispensed or administered.

b) Dr. Dallas shall not delegate his authority to prescribe, dispense or administer medications to patients treated in Alabama under his direction.

5. Dr. Dallas' practice of medicine shall be subject to periodic surveillance by the Board to monitor compliance with the rules and regulations of the Board, as well as this Consent Order. The monitoring by the Board may include unannounced inspection of any clinic wherein Dr. Dallas practices, which may include a chart review of selected patient files.

6. Dr. Dallas shall notify the Board within ten (10) days of any change in his practice location and/or change in employment, including initiation or termination of any practice location in Alabama.

The Medical Licensure Commission retains jurisdiction in this matter for the purpose of entering further orders and directives which may be necessary to implement the provision of this Consent Order.

ORDERED this 28th day of January, 2015.

James E. West, MD
James E. West, M.D., Chairman
Medical Licensure Commission

ALABAMA STATE BOARD OF)
MEDICAL EXAMINERS,)
)
Complainant,)
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v.)
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ANTHONY V. DALLAS, M.D.)
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Respondent.)

BEFORE THE MEDICAL LICENSURE
COMMISSION OF ALABAMA

CASE NO. 14-037

ORDER SETTING HEARING

The Medical Licensure Commission has received the verified Administrative Complaint of the State Board of Medical Examiners filed in this cause. The Commission has determined that this matter is due to be set down for hearing under the provisions of §34-24-361, Code of Alabama 1975.

Accordingly, it is the Order of the Commission that this matter be set for hearing before the Commission on the 28th day of January, 2015 at 9:30 o'clock in the a.m. at the offices of the Medical Licensure Commission, 848 Washington Avenue, Montgomery, Alabama. The Respondent, ANTHONY V. DALLAS, M.D. is directed to respond to the allegations of the verified Complaint in the manner prescribed in Rule 545-X-3-.03 of the Rules and Regulations of the Medical Licensure Commission. Such answer shall be filed **within 20 days** of service of a copy of the Administrative Complaint and the Order Setting Hearing.

This hearing shall be conducted in accordance with §34-24-361(e), Code of Alabama 1975 and Chapter 3 of the Rules and Regulations of the Medical Licensure Commission concerning hearings in contested cases. The Respondent is entitled to be present at the hearing and to be represented by counsel, is entitled to cross examine witnesses presented by the

Complainant, and is entitled to present testimony and other evidence touching on the allegations contained in the Complaint.

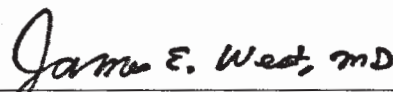
Wayne P. Turner, Esq., is hereby appointed to act as legal counsel for the Commission under the authority of Rule 545-X-3-.08 of the Rules and Regulations of the Medical Licensure Commission.

It is the further order of the Commission that a copy of the verified Complaint of the Alabama State Board of Medical Examiners and a copy of this Order Setting Hearing is forthwith served upon the said ANTHONY V. DALLAS, M.D., by personally delivering the same to him if he can be found within the State of Alabama or by overnight courier, signature required, to his last known address if he cannot be found within the State of Alabama. The Commission further directs that personal service of process shall be made by FedEx Overnight Courier/Karen Silas, who is designated as the duly authorized agent of the Medical Licensure Commission.

The Complainant and Respondent are directed to comply strictly with the Commission's Standing Order and Scheduling Order, which are attached hereto.

It is further ordered that the parties and their attorneys immediately check their calendars for scheduling conflicts. **No requests for continuances based upon schedule conflicts of attorneys or parties will be considered unless such request is made forty-five (45) days prior to the scheduled hearing date.**

ORDERED at Montgomery, Alabama, this 22nd day of October, 2014.



James E. West, M.D., Chairman
Medical Licensure Commission of Alabama