

LICENSE NO. N-9036

IN THE MATTER OF  
THE LICENSE OF  
ANTHONY V. DALLAS, JR., M.D.

BEFORE THE  
TEXAS MEDICAL BOARD

AGREED ORDER

On the 10 day of April, 2015, came on to be heard before the Texas Medical Board (the Board), duly in session, the matter of the license of Anthony V. Dallas, Jr., M.D. (Respondent).

On January 28, 2015, Respondent was offered this Agreed Order (Order) by the Quality Assurance Panel of the Board. This Order was prepared by Ginger Hunter. Respondent waives his right to appear at an Informal Show Compliance and Settlement Conference (ISC) and agrees to the terms of this Order.

BOARD CHARGES

Board Staff charged that Respondent was the subject of a disciplinary action by the Mississippi State Board of Medical Licensure as a result of an investigation into Respondent's actions regarding the ordering of medications and delegation of prescriptive authority.

BOARD HISTORY

Respondent has not previously received a disciplinary order from the Board.

Upon the recommendation of the Panel and with the consent of Respondent, the Board makes the following Findings and Conclusions of Law and enters this Agreed Order.

FINDINGS

The Board finds the following:

1. General Findings:

- a. Respondent received all notice required by law. All jurisdictional requirements have been satisfied. Respondent waives any defect in notice and any further right to notice or hearing under the Medical Practice Act, Title 3, Subtitle B, Texas Occupations Code (the "Act") or the Rules of the Board.
- b. Respondent currently holds Texas Medical License No. N-9036. Respondent was originally issued this license to practice medicine in Texas on March 15, 2011. Respondent is also licensed to practice in Alabama, Arizona, Colorado, Florida, Georgia, Indiana, Kentucky, Maryland, Michigan, Mississippi, Montana, North Carolina, Ohio, Pennsylvania, South Carolina, Tennessee, West Virginia and Wisconsin.
- c. Respondent is primarily engaged in the practice of family medicine. Respondent is board certified by the American Board of Family Medicine, a member of the American Board of Medical Specialties.
- d. Respondent is 60 years of age.

2. Specific Findings:

- a. On or about June 5, 2014, the Mississippi State Board of Medical Licensure (MSBML) initiated an investigation into Respondent's actions regarding the ordering of medications and delegation of prescriptive authority.
- b. On June 5, 2014 the Board met to consider the issues at hand. At that time it was discussed that from July 2012 to October 2013, Respondent had ordered medications to be delivered and used at a CareHere Clinic in Jackson, MS. Likewise from July 2012 to January 2013 Respondent had ordered medications to be delivered and utilized at the CareHere Clinic in Forest, MS. Of the medications ordered were 44 bottles of Ultram, which has been designated a Controlled Substance in the state of Mississippi since July 1, 2011.
- c. The MSBML concluded that Respondent failed to obtain the Drug Enforcement Administration (DEA) certification required for the ordering of controlled substances in the state of Mississippi, and delegated authority for an Advanced Practice Registered Nurse (APRN) to be in receipt of said medications upon delivery to the CareHere location.

- d. Respondent was found to be in violation of Board Rules involving failure to obtain a Uniform Controlled Substance Registration Certificate; delegating to another person the authority to dispense controlled substances; administering, dispensing or prescribing of any narcotic drug having addiction-forming liability outside the course of legitimate professional practice; and unprofessional or dishonorable conduct likely to deceive or cause harm to the public.
  - e. On September 3, 2014, an order was imposed on Respondent by the MSBML which included license suspension for a period of three months; one year of license probation; Continuing Medical Education (CME) encompassing proper prescribing of medications and medical ethics and successful completion of the Board's Juris Prudence Examination.
3. Mitigating Factors:
- a. To avoid further investigation, hearings, and the expense and inconvenience of litigation, Respondent agrees to the entry of this Agreed Order and to comply with its terms and conditions.

#### CONCLUSIONS OF LAW

Based on the above Findings, the Board concludes that:

1. The Board has jurisdiction over the subject matter and Respondent pursuant to the Act.
2. Section 164.051(a)(9) of the Act authorizes the Board to take disciplinary action against Respondent based on Respondent's being subject to disciplinary action by another state, based on acts by the person that are prohibited under Section 164.052 or are similar to acts described by this subsection.
3. Section 164.001 of the Act authorizes the Board to impose a range of disciplinary actions against a person for violation of the Act or a Board rule.
4. Section 164.002(a) of the Act authorizes the Board to resolve and make a disposition of this matter through an Agreed Order.
5. Section 164.002(d) of the Act provides that this Agreed Order is a settlement agreement under the Texas Rules of Evidence for purposes of civil litigation.

## ORDER

Based on the above Findings and Conclusions of Law, the Board ORDERS that Respondent shall be subject to the following terms and conditions:

1. Respondent shall complete all terms as required by the Consent Order issued by MSBML and provide proof of compliance with the MSBML Consent Order to the Board.

2. Respondent shall give a copy of this Order to all hospitals, nursing homes, treatment facilities, and other health care entities where Respondent has privileges, has applied for privileges, applies for privileges, or otherwise practices. Within thirty days of entry of this Order Respondent shall provide documentation, including proof of delivery, to the Compliance Division of the Board that the Order was delivered to all such facilities.

3. Respondent shall comply with all the provisions of the Act and other statutes regulating the Respondent's practice.

4. Respondent shall fully cooperate with the Board and the Board staff, including Board attorneys, investigators, compliance officers, consultants, and other employees or agents of the Board in any way involved in investigation, review, or monitoring associated with Respondent's compliance with this Order. Failure to fully cooperate shall constitute a violation of this order and a basis for disciplinary action against Respondent pursuant to the Act.

5. Respondent shall inform the Board in writing of any change of Respondent's office or mailing address within 10 days of the address change. This information shall be submitted to the Registration Department and the Compliance Department of the Board. Failure to provide such information in a timely manner shall constitute a basis for disciplinary action by the Board against Respondent pursuant to the Act. Respondent agrees that 10 days notice of a Probationer Show Compliance Proceeding to address any allegation of non-compliance of this Agreed Order is adequate and reasonable notice prior to the initiation of formal disciplinary action. Respondent waives the 30-day notice requirement provided by §164.003(b)(2) of the Medical Practice Act and agrees to 10 days notice, as provided in 22 Texas Administrative Code §187.44(4).

6. Any violation of the terms, conditions, or requirements of this Order by Respondent shall constitute unprofessional conduct likely to deceive or defraud the public, or to

injure the public, and shall constitute a basis for disciplinary action by the Board against Respondent pursuant to the Act.

7. Respondent shall be permitted to supervise and delegate prescriptive authority to physician assistants and advanced practice nurses and to supervise surgical assistants.

8. This Order shall automatically terminate upon Respondent's submission of sufficient evidence to the Compliance Division of the Board that Respondent successfully completed the requirements ordered in Ordering Paragraph Nos. 1 and 2.


RESPONDENT WAIVES ANY FURTHER HEARINGS OR APPEALS TO THE BOARD OR TO ANY COURT IN REGARD TO ALL TERMS AND CONDITIONS OF THIS AGREED ORDER. RESPONDENT AGREES THAT THIS IS A FINAL ORDER.

THIS ORDER IS A PUBLIC RECORD.

**[SIGNATURE PAGES TO FOLLOW]**

I, ANTHONY V. DALLAS, JR., M.D., HAVE READ AND UNDERSTAND THE FOREGOING AGREED ORDER. I UNDERSTAND THAT BY SIGNING, I WAIVE CERTAIN RIGHTS. I SIGN IT VOLUNTARILY. I UNDERSTAND THIS AGREED ORDER CONTAINS THE ENTIRE AGREEMENT AND THERE IS NO OTHER AGREEMENT OF ANY KIND, VERBAL, WRITTEN OR OTHERWISE.

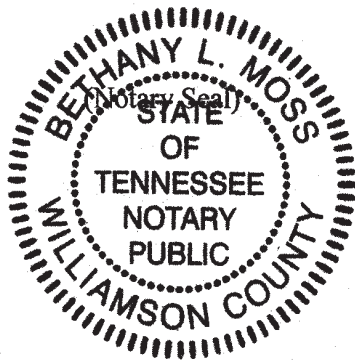
DATED: 1-30, 2015.

  
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ANTHONY V. DALLAS, JR., M.D  
Respondent

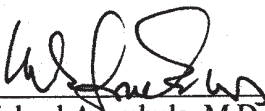
STATE OF Tennessee            §  
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COUNTY OF Williamson       §

SWORN TO AND ACKNOWLEDGED BEFORE ME, the undersigned Notary Public, on this 30 day of January, 2015.

  
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Signature of Notary Public



SIGNED AND ENTERED by the presiding officer of the Texas Medical Board on this  
10 day of April, 2015.

  
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Michael Arambula, M.D., Pharm.D., President  
Texas Medical Board