

STATE OF VERMONT
DEPARTMENT OF HEALTH
BOARD OF MEDICAL PRACTICE

In Re: Gregg Philip Allen, M.D.

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STIPULATION AND AGREEMENT
AND ORDER

NOW COME Gregg Philip Allen, M.D., applicant for medical licensure, and the State of Vermont, by and through Attorney General William H. Sorrell, and agree and stipulate as follows:

1. Gregg Philip Allen, M.D. (hereinafter "Applicant") filed application on July 20, 2004 with the Vermont Board of Medical Practice for medical licensure in the State of Vermont.
2. Jurisdiction in this matter vests with the Vermont Board of Medical Practice, primarily under 26 V.S.A. §§ 1353, 1391, and 1395.

I. Background.

3. Applicant began the practice of medicine in 1979, but he is currently practicing only administrative medicine and does not see or care for patients clinically. He does not intend to return to the clinical practice of medicine at this time.
4. Applicant seeks medical licensure in the State of Vermont so that he may practice administrative medicine in this State.
5. The Board agrees that Applicant's plan for practicing is appropriate and agrees that medical licensure for such purpose may be granted, subject to the terms set below.

II. Application for Vermont Licensure.

6. Applicant has completed all necessary steps of the Board's licensing procedures.

He has provided copies of pertinent documents to the Vermont Board, provided the names of references, and has provided information to the Licensing Committee of the Vermont Board. The Licensing Committee has reviewed Dr. Allen's application.

7. Following execution and approval of the instant agreement, the Board will issue to applicant a license to practice medicine in the State of Vermont, subject to the terms set forth below and as agreed to by the parties.

III. Agreement as to Licensure.

8. The parties agree that this agreement is intended to provide for and facilitate Applicant's practice of medicine in a limited and restricted way.
9. Applicant agrees that, following the granting of medical licensure in this State by the Board, he shall only practice administrative medicine in this State.

IV. Other Terms and Conditions.

10. Applicant acknowledges that he is voluntarily agreeing to the terms and conditions set forth in this Stipulation and Agreement and agrees and understands that by executing this document he is waiving any right to challenge the jurisdiction and continuing jurisdiction of the Board in this matter and as to the terms of this agreement. The parties agree that this Stipulation and Agreement and the terms set forth herein, do not constitute discipline of Applicant and are not in any way intended to do so. Applicant understands and agrees that he has had at all times the right to be represented by and receive advice of counsel in reviewing this Stipulation and Agreement. Applicant has read and carefully considered all terms herein and agrees to accept and be bound by such terms while licensed to practice medicine in the State of Vermont, and to do so until such time in the future as the parties agree that the terms set forth herein have become unnecessary. The Board may consider, at a later date, a petition from Applicant for relief from or modification of these conditions.

11. Should Applicant present a petition to the Board seeking removal of the terms applicable to his Vermont medical license, he agrees that he shall set forth the basis for so requesting. Applicant agrees and acknowledges that the Board may either accept or deny such a petition from him, in whole or in part, in its sole discretion. Should such petition be denied, in whole or in part, all unaffected terms and conditions of licensure, as set forth herein, shall continue, and Applicant shall have the right to appeal any such denial.
12. The parties agree that this Stipulation and Agreement shall be a public document and shall be made part of Respondent's licensing file. The parties agree that this Stipulation and Agreement constitutes neither discipline nor punishment and shall not be interpreted as an adjudication by the Vermont Board of Medical Practice. The parties agree that this Stipulation and Agreement is intended only to establish Applicant's terms of licensure.
13. This Stipulation and Agreement is subject to review and acceptance by the Vermont Board of Medical Practice. If the Board rejects any part of this Stipulation and Agreement, the entire agreement shall be considered void. However, should the Board deem the terms of this Stipulation and Agreement to be acceptable, the parties request that the Board enter an Order providing for the issuance to Applicant of a license to practice medicine in the State of Vermont, subject to the terms contained herein.
14. Applicant agrees to be bound by all terms and conditions of this Stipulation and Agreement. Applicant expressly agrees that noncompliance with the terms of this Stipulation and Agreement may be subject to action by the Board under 26 V.S.A. § 1354 (Unprofessional Conduct).

Dated this 18th day of November, 2004

STATE OF VERMONT

WILLIAM H. SORRELL
ATTORNEY GENERAL

By: William E Wargo
WILLIAM E. WARGO
Assistant Attorney General

Dated this 12th day of November, 2004

Gregg Philip Allen, M.D.
Gregg Philip Allen, M.D.
Applicant for Licensure

ORDER

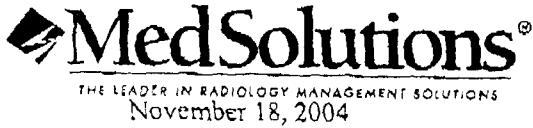
THE FOREGOING STIPULATION AND AGREEMENT IS HEREBY
APPROVED AND ORDERED BY THE
VERMONT BOARD OF MEDICAL PRACTICE

James Cahill, MD
Joseph Dodder, MD
Wynne F. Hendley
Will Stoud, MD
Margaret Funk Martin
Richard J. Jurek, M.D.
Peter Thakosha, MD

David A. Weber
Russell J. ...
David W. ... MD
D.A. ... MD PhD
Ed ...
Katherine M. Reedy
Alce

DATED: 12/1/04

ENTERED AND EFFECTIVE: December 1, 2004



Vermont Department of Health
Attn: Bill Wargo & Board Members
108 Cherry Street, PO Box 70
Burlington, VT 05402-0070

Re: **Gregg Phillip Allen, MD**
[REDACTED]
[REDACTED]

Dear Mr. Wargo:

In response to your voicemail today regarding the definition of Administrative Medicine:
Managerial/directional oversight of clinical processes and functions of a medical management company or department. Some examples include (but not limited to):

- *Oversight of the development and utilization of clinical criteria or clinical guidelines to render clinical decisions about medical necessity.*
- *Direct supervision of physician and/or nurse staff*
- *Direct responsibility for clinical Quality Management processes.*
- *An administrative medical practitioner would be expected to be board certified in their respective area of medical expertise and licensed accordingly.*

I would also like to make a correction to an attachment that I sent which states that I have not practiced clinical medicine since 1986. That should be corrected to read 1993. I am not sure if that correction will help you to make a decision regarding whether or not to limit my license in the state of Vermont to administrative medicine while performing utilization review or not but I would like to take this opportunity to explain to you my past and current work history and my future endeavors.

- With regards to my work history and the Texas Order that indicates that I have not practiced clinical medicine since 1993. I would like to clarify my activities during the time from 1986 through 1993. During this time, I was serving as a Medical Director for various companies, including HealthAmerica, a staff and network model HMO. However, throughout this period, I continued to see patients, generally part-time, as a Primary Care Physician in the outpatient clinic settings that were affiliated with the companies I worked for. From 1989 through 1993, when I was with HealthAmerica, I was seeing patients on a part-time basis (1/2 day/week) in one of two staff model clinics. It is my understanding that in the state of Texas they can put a restriction on a medical license if a physician has not clinically seen patients within the previous two years, so that is the reason for the restriction. I have requested a certified copy of my Board Order to be sent directly to you.



To update you further on my qualifications: I have been recertified through the American Board of Family Practice in 2002-2009. I passed the SPEX examination in the state of Tennessee in January 2003. Being a Board Certified Family Practitioner requires me to report and maintain current continuing medical education, which I do above and beyond what is required for various state licensure requirements. Due to the nature of our business I stay current on radiological protocol and procedures through continuing medical education, peer to peer reviews with physicians of health plans, use of self assessment examinations and reviews, patient centered discussion with colleagues, and the teaching of medical and other health care professionals such as other physicians and nurses.

- I currently now have 27 Active medical licenses, 1 In-Active in the state of New Mexico that I am in the process of reactivating. These are all full and unrestricted with the exception of Texas and Nevada.

I would like to update the status of current applications to medical boards across the United States: As of today I have applications on file and in process with the medical boards of Minnesota, Kansas, Louisiana, Mississippi, North Dakota, Wyoming, Massachusetts, Ohio and New Jersey. Documentation such as AMA, NBME and FSMB along with verifications from the Federation of Credentials Verification Service have already been sent to the medical boards of Wisconsin, Utah, West Virginia, Montana, Hawaii and South Dakota. The application packets for these states have not been sent in as of yet. In all of these remaining states I will be asking for a full, unrestricted license as well.

I hope this will help you to make an affirmative decision *without* limiting my Vermont medical license to administrative medicine, but if for any reason the board needs to "Limit or Restrict" my license to administrative medicine in a non-disciplinary manner, I would voluntarily accept that recommendation. If I can provide you with any documentation, answer any questions or update you on any other current information please do not hesitate to call me at 800/467-6424, ext. 4012.

Sincerely,
 Gregg P. Allen, MD
 Executive Vice President &
 Chief Medical Officer

Gregg Philip Allen, M.D.

Executive Vice President & Chief Medical Officer

Please use my signature as authorization for any and all correspondence relating to the licensing process for any of the states in the United States to be mailed respectively to the destination set forth in each application request.