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**BEFORE THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING
OF THE DEPARTMENT OF COMMERCE
OF THE STATE OF UTAH**

IN THE MATTER OF THE LICENSES OF)
RONALD BAIRD, D.O., TO PRACTICE AS AN) **SURRENDER**
OSTEOPATHIC PHYSICIAN AND SURGEON) **STIPULATION AND ORDER**
AND TO PRESCRIBE CONTROLLED)
SUBSTANCES IN THE STATE OF UTAH) CASE NO. DOPL -2010-52

Ronald Baird ("Respondent") and the Division of Occupational and Professional Licensing of the Department of Commerce of the State of Utah ("Division") stipulate and agree as follows:

1. The Respondent admits the jurisdiction of the Division over himself and over the subject matter of this action.
2. The Respondent acknowledges that he enters into this Surrender Stipulation and Order ("Surrender Stipulation") knowingly and voluntarily.
3. The Respondent understands that he has the right to be represented by counsel in this matter and his signature below signifies that he has been represented by Nan Bassett of the firm Kipp & Christian in this matter.

4. The Respondent understands that he is entitled to be served with a Petition and a Notice of Agency Action in this matter, and that he is further entitled to a hearing before the State of Utah Board of Osteopathic Physicians Licensing Board ("the Board"), or other Division Presiding Officer, at which time the Respondent may present evidence on his own behalf, call witnesses, confront adverse witnesses and address adverse evidence. The Respondent acknowledges that by executing this document he hereby waives the right to answer said Petition and Notice of Agency Action, to participate in a hearing, to present witnesses and evidence at a hearing, to confront adverse witnesses and adverse evidence at a hearing, and to any other rights to which he may be entitled in connection with said hearing. The Respondent further understands that by signing this Surrender Stipulation he hereby waives all administrative and judicial review as set forth in §§ 63G-4-301 through 63G-4-405 and Utah Admin. Code R151-46b-12 through R151-46b-15. The Respondent and the Division hereby express their intent that this matter be resolved expeditiously through a stipulation as contemplated in Utah Code Ann. § 63G-4-102(4).

5. The Respondent acknowledges that this Stipulation, if adopted by the Director of the Division, will be classified as a public document and may be released to other persons and entities.

6. Respondent admits to the following facts:

- a. That he entered into at least five inappropriate sexual relationships with patients and coworkers;
- b. That he used his position as an osteopath/physician unprofessionally and inappropriately in these five sexual relationships, and that he failed to sever these relationships in a timely, appropriate and professional manner;
- c. That these five inappropriate sexual relationships affected the Respondent's

care of other patients.

7. The Respondent admits that his conduct described above is unprofessional conduct as defined in Utah Code Ann. § 58-1-501 (2)(a), (b) and (k); and that said conduct justifies disciplinary action against Respondent's license pursuant to Utah Code Ann. § 58-1-401. The Respondent, therefore, agrees that an Order may be entered in this matter imposing the following sanctions and restrictions on his licenses:

a. The Respondent agrees to hereby surrender his licenses to practice as an osteopathic physician and surgeon and to prescribe controlled substances in the State of Utah, and any residuals, as a physician for a period of 18 months from the actual date of license surrender ("the Surrender Date"). The Surrender Date is exactly 30 calendar days after the Surrender Stipulation is signed by the Division Director ("the effective date of this Surrender Stipulation"). This 30 day window of practice after the effective date of this Surrender Stipulation is put in place to allow the Respondent to professionally and efficiently close his practice, and to allow the Respondent to properly inform all of his patients that his practice will be closing and that they will need to find a new doctor/osteopath. This surrender terminates all rights and privileges associated with the Respondent's professional licenses, numbers 322409-1204 and 322409-8904, for the entire period of time the Respondent's professional licenses are surrendered. This Surrender Stipulation does not guarantee in any way that the Division will renew the Respondent's professional medical licenses should he want to renew these licenses after the 18 month surrender period.

b. Prior to reapplying for his medical licenses, the Respondent agrees to complete one of the following two intensive in-patient sexual addiction programs in Mississippi:

i. The Sexual Compulsivity Program at Copac Addiction Services in Brandon, Mississippi. The minimum length of time in this program is 45 days.

ii. The Gentler Path Sexual Addiction Program at Pinegrove Behavioral Health and Addiction Services in Hattiesburg, Mississippi. The average length of stay in this program is six weeks.

c. Prior to reapplying for his medical licenses, the Respondent must provide the Division with a "fitness for duty" letter/certificate from his treating physician at one of the sexual addiction programs named in provision 7(b) of this Surrender Stipulation. Should the Respondent not enter into and successfully complete one of the two required sexual addiction programs and not receive a fitness for duty certificate from his treating physician at one of these programs, he will NOT be eligible for relicensure by the Division. In effect, if the Respondent fails to complete the required sexual addiction program and obtain a fitness for duty letter from his treating physician in this program, his license surrender period could run longer than 18 months. The Respondent also agrees to sign any and all waivers that are necessary to allow the Division to have immediate access to all his treatment notes, records, reports, etc. at the Mississippi Sexual Addiction Program. The Respondent also agrees to allow Division personnel to contact and speak with his counselors/treating physicians at the Sexual Addiction Program prior to, during and after the Respondent's admission into Sexual Addiction Program.

d. After completing the required sexual addiction program, the Respondent will enroll in and participate in any aftercare program that is recommended by the Mississippi Sexual Addiction Program. If the Mississippi Program does not recommend an aftercare program, the Respondent is NOT required to attend aftercare sessions. Should the Mississippi Program recommend attendance in an aftercare program, the Respondent must comply with these aftercare requirements during the surrender period. If the Respondent did not attend the required

aftercare sessions, he would not be eligible for relicensure until he has complied with all of the aftercare requirements.

e. If and when the Respondent is relicensed as an osteopathic physician, he will be relicensed on a probationary basis, with the exact terms of the probation being drafted at the time of relicensure. At a minimum, the probationary conditions will include:

1. For a minimum period of at least one year, any professional care of females will be witnessed by a staff member or staff members who are DOPL-approved. The potential chaperones would have to meet with DOPL personnel before starting to chaperone the Respondent's care of females.
 2. If the Mississippi Sexual Addiction Program requires aftercare treatment, the Respondent will comply with all aftercare requirements and attend all required aftercare sessions. The Respondent would be required to discuss the progress he is making in aftercare with the Board.
 3. For the first six months of probation, the Respondent will meet with the Board on a monthly basis or at a frequency determined by the Board.
 4. The Respondent agrees to abide by all provisions of the AMA Code of Ethics.
 5. The Respondent agrees to abide by and comply with all applicable federal and state laws, regulations, rules and orders related to the Respondent's practice as a physician and the administering and prescribing of controlled substances.
 6. The Respondent will follow and abide by all treatment recommendations from his therapists at the Mississippi Sexual Addiction Program.
 7. The Respondent will practice under the general supervision of a DOPL-approved supervisor. This supervisor will be a licensed osteopathic physician in good standing with DOPL and the State of Utah.
8. In the event the Respondent practices medicine without a license, the Division may take action against the Respondent, which may include the imposition of a civil penalty in the amount of \$2,000 a day pursuant to Utah Code Ann. § 58-1-503.
9. If the Division Director accepts the terms of this Stipulation, the Respondent forfeits all rights to practice as an Osteopathic Physician and Surgeon, and to administer and prescribe

controlled substances in the State of Utah. The Respondent understands that he will not receive any refund of license or renewal fees previously paid to the Division.

10. This Stipulation, upon approval by the Director of the Division, shall be the final compromise and settlement of this matter. The Respondent acknowledges that the Director is not required to accept the terms of this Stipulation, and that if the Director does not do so, this Stipulation and the representations contained therein shall be null and void, except that the Division and the Respondent waive any claim of bias or prejudgment the Respondent might have with regard to the Director by virtue of his having reviewed this Stipulation, and this waiver shall survive such nullification.

11. This document constitutes the entire agreement between the parties and supersedes and cancels any and all prior negotiations, representations, understandings or agreements between the parties regarding the subject of this Stipulation. There are no verbal agreements that modify, interpret, construe or affect this Stipulation. If the Respondent violates any term or condition of this Stipulation, (for example, by practicing medicine without a license) the Division may take action against the Respondent, including imposing appropriate sanctions, in the manner provided by law.

12. The Respondent has read each and every paragraph contained in this Stipulation. He understands each and every paragraph contained in this Stipulation and Order, and he has no questions about any paragraph or provision contained in this Stipulation and Order. **Further, the Respondent admits that he was not coerced, bullied or unduly influenced into signing this Surrender Stipulation and Order.**

DIVISION OF OCCUPATIONAL &
PROFESSIONAL LICENSING

RESPONDENT

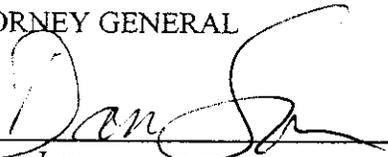
BY: 
NOEL TAXIN
Bureau Manager

BY: 
RONALD BAIRD
Respondent

DATE: 2/18/10

DATE: 17 Feb 10

MARK L. SHURTLEFF
ATTORNEY GENERAL

BY: 
Dan Lau
Assistant Attorney General

BY: 
Nan Bassett
Counsel for the Respondent

DATE: 2/18/10

DATE: 2/17/2010

ORDER

THE ABOVE SURRENDER STIPULATION, in the matter of Ronald Baird, is hereby approved by the Division of Occupational and Professional Licensing, and constitutes my Findings of Fact and Conclusions of Law in this matter. The terms and conditions of the Stipulation are incorporated herein and constitute my final Order in this case.

DATED this 23 day of February, 2010.

DIVISION OF OCCUPATIONAL AND
PROFESSIONAL LICENSING


Mark B. Steinagel
Director