



Department of Health  
Three Capitol Hill  
Providence, RI 02908-5097  
TTY: 711  
[www.health.ri.gov](http://www.health.ri.gov)

DEPARTMENT OF HEALTH,  
BOARD OF MEDICAL LICENSURE AND  
DISCIPLINE

No: C08-619

In the Matter of:  
David Danzer, M.D.  
License #: MD 04512

**Consent Order**

Pursuant to R.I. General Laws §5-37-5.2, 1956, as amended, (1995 Reenactment) the State of Connecticut Medical Examining Board notified the Board of Medical Licensure and Discipline that the Respondent has been disciplined. The Board of Medical Licensure and Discipline has jurisdiction to take reciprocal action by virtue of §5-37-5.1 of the General Laws. The following constitutes the Investigating Committee's Findings of Fact:

**Findings of Facts and Conclusions of Law**

1. The Respondent is a physician born in 1942 who has been licensed to practice medicine in Rhode Island since 1973. He is a 1967 graduate of the University of Miami School of Medicine. His primary area of practice is Emergency Medicine.
2. At various times between approximately 2005 and 2007 Respondent has ordered but not dispensed Duramorph ampoules for his wife and ordered and dispensed Diazepam Hydrocodone/APAP, Percocet for his wife, Hydrocodone/APAP for his stepson and Xanax for his daughter.

3. At various times between approximately 2005 and 2007 Respondent ordered self- dispensed Fioricet.
4. From approximately 2005 – 2007, Respondent failed to maintain appropriate records for the above – mentioned controlled substances.
5. Except in emergencies it is not appropriate for physicians to write prescriptions for controlled substances for themselves or immediate family members. Further legitimate medical records must contain sufficient information to justify a course of treatment.
6. The Connecticut Department of Public Health Consent Order is incorporated and attached herewith.
7. The Board of Medical Licensure and Discipline hereby issues a reciprocal reprimand.

**The parties agree as follows:**

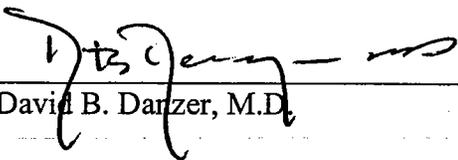
The Respondent is a physician with an active allopathic license No: MD04512. Respondent admits to the jurisdiction of the Board and hereby agrees to remain under the jurisdiction of the Board.

- (1) Respondent has read this Consent Order and understands that it is a proposal of an Investigating Committee of the Board and is subject to the final approval of the Board. This Consent Order is not binding on Respondent until final ratification by the Board.
- (2) Respondent hereby acknowledges and waives:
  - a. The right to appear personally or by counsel or both before the Board;

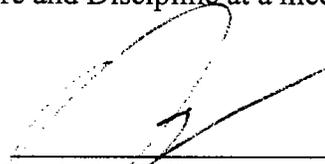
- b. The right to produce witnesses and evidence in his behalf at a hearing;
  - c. The right to cross examine witnesses;
  - d. The right to have subpoenas issued by the Board;
  - e. The right to further procedural steps except for specifically contained herein;
  - f. Any and all rights of appeal of this Consent Order;
  - g. Any objection to the fact that this Consent Order will be presented to the Board for consideration and review;
  - h. Any objection to the fact that it will be necessary for the Board to become acquainted with all evidence pertaining to this matter in order to review adequately this Consent Order;
  - i. Any objection to the fact that bias against the Respondent may occur as a result of the presentation of this Consent Order.
- (3) Acceptance of this Consent Order constitutes an admission by the Respondent of the facts set forth herein.
- (4) This Consent Order shall become part of the public record of this proceeding once it is accepted by all parties and by the Board.
- (5) Failure to comply with this Consent Order, when signed and accepted, shall subject the Respondent to further disciplinary action. Respondent shall be subject to the same restrictions and limitations as imposed by the State of Connecticut.

- (6) Respondent is issued a reciprocal reprimand in accordance with R.I.G.L.  
5-37-5.1 (21).

Signed this 25<sup>th</sup> day of November, 2008.

  
\_\_\_\_\_  
David B. Darzer, M.D.

Ratified by the Board of Medical Licensure and Discipline at a meeting held  
on 12/10, 2008.

  
\_\_\_\_\_  
David R. Gifford, MD, MPH  
Director of Health

STATE OF CONNECTICUT  
DEPARTMENT OF PUBLIC HEALTH  
HEALTHCARE SYSTEMS BRANCH

In re: David Danzer, M.D.

Petition No. 2008-0409-001-057

CONSENT ORDER

WHEREAS, David Danzer of Westport, Connecticut (hereinafter "respondent") has been issued license number 017139 to practice as a physician and surgeon by the Department of Public Health (hereinafter "the Department") pursuant to Chapter 370 of the General Statutes of Connecticut, as amended.

WHEREAS, respondent admits:

1. At various times between approximately 2005 through 2007, respondent ordered but did not dispense Duramorph ampoules for his wife, and he ordered and dispensed Diazepam Hydrocodone/APAP, and Percocet for his wife, Hydrocodone/APAP for his stepson and Xanax for his daughter. His wife, stepson and daughter were not patients in his established medical practice and respondent did not maintain medical records for them.
2. At various times between approximately 2005 through 2007, respondent ordered self-dispensed Fioricet.
3. From approximately 2005 through 2007, respondent failed to maintain appropriate records for the above-referenced controlled substances.
4. The above described facts constitute grounds for disciplinary action pursuant to the General Statutes of Connecticut, §20-13c, including but not limited to §20-13c(4).

WHEREAS, respondent, in consideration of this Consent Order, has chosen not to contest this matter and agrees that for purposes of this or any future proceedings before the Connecticut Medical Examining Board (hereinafter "the Board"), this Consent Order shall have the same effect as if proven and ordered after a full hearing held pursuant to Connecticut General Statutes §§19a-10, 19a-14 and 20-13c.

WHEREAS, respondent has previously entered into an agreement with the Department of Consumer Protection concerning his Connecticut Controlled Substance Certificate of Registration.

WHEREAS, respondent is not currently practicing medicine in Connecticut but he is practicing medicine in Rhode Island.

WHEREAS, respondent has at his own expense, successfully completed coursework in proper prescribing practices pre-approved by the Department and has supplied the Department with certification of his successful completion of said coursework.

NOW THEREFORE, pursuant to §§19a-14, 19a-17 and 20-13c of the General Statutes of Connecticut, respondent hereby stipulates and agrees to the following:

1. Respondent waives his right to a hearing on the merits of this matter.
2. Respondent's license is hereby reprimanded.
3. Respondent's agrees that he will no longer prescribe or dispense any medication for his family, or himself, and he will not prescribe or dispense any medication to friends except as appropriate in the course of his medical practice at Kent Hospital, or such hospital, medical facility, clinic or other established medical practice in which he may practice in the future.

All correspondence and reports are to be addressed to:

Bonnie Pinkerton, Nurse Consultant  
Department of Public Health  
410 Capitol Avenue, MS #12HSR  
P.O. Box 340308  
Hartford, CT 06134-0308

4. All reports required by the terms of this Consent Order shall be due according to a schedule to be established by the Department of Public Health.
5. Respondent shall comply with all state and federal statutes and regulations applicable to his license.
6. Respondent shall pay all costs necessary to comply with this Consent Order.

7. Any alleged violation of any provision of this Consent Order may result in the following procedures at the discretion of the Department:
  - a. The Department shall notify respondent in writing by first-class mail that the term(s) of this Consent Order have been violated, provided that no prior written consent for deviation from said term(s) has been granted.
  - b. Said notification shall include the acts or omission(s) which violate the term(s) of this Consent Order.
  - c. Respondent shall be allowed fifteen (15) days from the date of the mailing of notification required in paragraph 9a above to demonstrate to the satisfaction of the Department that he has complied with the terms of this Consent Order or, in the alternative, that he has cured the violation in question.
  - d. If respondent does not demonstrate compliance or cure the violation within the fifteen (15) days specified in the notification of violation to the satisfaction of the Department, he shall be entitled to a hearing before the Board which shall make a final determination of the disciplinary action to be taken.
  - e. Evidence presented to the Board/ by either the Department or respondent in any such hearing shall be limited to the alleged violation(s) of the term(s) of this Consent Order.
8. In the event respondent violates any term of this Consent Order, said violation may also constitute grounds for the Department to seek a summary suspension of his license before the Board.
9. Legal notice shall be sufficient if sent to respondent's last known address of record reported to Practitioner Licensing and Investigations Section of the Healthcare Systems Branch of the Department.

10. This Consent Order is effective, on the first day of the month immediately following the date this Consent Order is accepted and ordered by the Board.
11. Respondent understands this Consent Order is a public document and evidence of the above admitted violations in any proceeding before the Board in which his compliance with this Consent Order or with §20-13c of the General Statutes of Connecticut, as amended, is at issue. Further, respondent understands that the discipline imposed by this Consent Order shall be reported to the National Practitioner Data Bank and will appear on his physician profile pursuant to Connecticut General Statutes 20-13j.
12. In the event respondent violates a term of this Consent Order, respondent agrees immediately to refrain from practicing medicine, upon request by the Department, with notice to the Board, for a period not to exceed 45 days. During that time period, respondent further agrees to cooperate with the Department in its investigation of the violation, and to submit to and complete a medical, psychiatric or psychological evaluation, if requested to do so by the Department; and, that the results of the evaluation shall be submitted directly to the Department. Respondent further agrees that failure to cooperate with the Department in its investigation during said 45-day period shall constitute grounds for the Department to seek a summary suspension of respondent's license. In any such summary action, respondent stipulates that failure to cooperate with the Department's investigation shall be considered by the Board and shall, as a matter of law, constitute a clear and immediate danger as required pursuant to Connecticut General Statutes, sections 4-182(c) and 19a-17(c). The Department and respondent understand that the Board has complete and final discretion as to whether a summary suspension is ordered.

13. Any extension of time or grace period for reporting granted by the Department shall not be a waiver or preclude the Department from taking action at a later time. The Department shall not be required to grant future extensions of time or grace periods.
14. This Consent Order and terms set forth herein are not subject to reconsideration, collateral attack or judicial review under any form or in any forum. Further, this Order is not subject to appeal or review under the provisions of Chapters 54 or 368a of the General Statutes of Connecticut, provided that this stipulation shall not deprive respondent of any rights that he may have under the laws of the State of Connecticut or of the United States.
15. This Consent Order is a revocable offer of settlement which may be modified by mutual agreement or withdrawn by the Department at any time prior to its being executed by the last signatory.
16. Respondent permits a representative of the Legal Office of the Healthcare Systems Branch to present this Consent Order and the factual basis for this Consent Order to the Board. Respondent understands that the Board has complete and final discretion as to whether this executed Consent Order is approved or accepted.
17. Respondent understands and agrees that he is responsible for satisfying all of the terms of this Consent Order during vacations and other periods in which he is away from his residence.
18. Respondent has consulted with an attorney prior to signing this document.
19. The execution of this document has no bearing on any criminal liability without the written consent of the Director of the Medicaid Fraud Control Unit or the Bureau Chief of the Division of Criminal Justice's Statewide Prosecution Bureau.

I, David Danzer, have read the above Consent Order, and I stipulate and agree to the terms as set forth therein. I further declare the execution of this Consent Order to be my free act and deed.

David Danzer M.D.  
David Danzer, M.D.

Subscribed and sworn to before me this 10<sup>th</sup> day of September 2008.

My Commission Expires  
May 31, 2011

[Signature]  
Notary Public or person authorized  
by law to administer an oath or affirmation

The above Consent Order having been presented to the duly appointed agent of the Commissioner of the Department of Public Health on the 25<sup>th</sup> day of September 2008, it is hereby accepted.

Jennifer Filippone  
Jennifer Filippone, Section Chief  
Practitioner Licensing and Investigations  
Healthcare Systems Branch

The above Consent Order having been presented to the duly appointed agent of the Connecticut Medical Examining Board on the 21 day of October 2008, it is hereby ordered and accepted.

Regina F. Stankato  
Connecticut Medical Examining Board