

**STATE OF MAINE
BOARD OF OSTEOPATHIC LICENSURE**

IN RE: CHARLES PERAKIS, D.O.)
)
) **CONSENT AGREEMENT
) AND BOARD ORDER**

The Board of Osteopathic Licensure (hereafter “the Board”), Charles Perakis, D.O. (“Dr. Perakis”) and the Office of the Attorney General enter into the following Consent Agreement in order to resolve a pending complaint.

I. FACTS AND CONCLUSIONS

Dr. Perakis admits to the following findings set forth in this Consent Agreement:

1. Dr. Perakis is licensed to practice osteopathic medicine in the State of Maine and has been licensed to do so since 1995. Until September 22, 2011, Dr. Perakis practiced general medicine at Dartmouth Family Medicine Residency (“DFMR”) in Augusta. Dr. Perakis also served as a preceptor for medical residency students.
2. Dr. Perakis resigned from DFMR after being told that he would likely be terminated because of comments he made to a female residency student, which were overheard by another employee at DFMR.
3. Specifically, Dr. Perakis made comments to the residency student about her appearance being attention-grabbing and her clothing being form-fitting. When the residency student took issue with Dr. Perakis’s comments, Dr. Perakis told that residency student that he thought she was attracted to him.
4. The Board concludes that the above facts are grounds for discipline pursuant to 32 M.R.S. § 2591-A (2)(F), and has some concerns that Dr. Perakis does not understand the

inappropriateness of his behavior.

5. Absent Dr. Perakis's acceptance of this consent agreement by dating and signing it and returning it to Susan E. Strout, Executive Secretary, Maine Board of Osteopathic Licensure, 142 State House Station, Augusta, Maine 04333-0142 by February 25, 2012, this matter will be set for an adjudicatory hearing.

II. SANCTIONS

Based on the foregoing findings and conclusions, the Board imposes the following disciplinary action, to which Dr. Perakis agrees:

- A. **A Censure.**
- B. **A Fine.** Dr. Perakis shall pay a fine in the amount of one thousand five hundred dollars (\$1,500.00);
- C. **Continuing Medical Education.** Dr. Perakis must successfully complete a professional boundaries course, such as the ProBE or PACE course, to be pre-approved by the case reporter. This course must be completed prior to December 31, 2012. Dr. Perakis shall provide the Board with proof of successful completion of the course.

III. AMENDMENTS

1. Requests for amendments shall be submitted to the Board in writing and supported by professional opinions, if appropriate and available.
2. Requests for amendments will not suspend any obligations under this Agreement. Dr. Perakis will be expected to comply with the terms of the Agreement until his request is acted upon favorably by Board vote and approved by the Office of the Attorney General.
3. Amendments will be decided in the discretion of the Board, with or without a hearing,

and must have the approval of a representative of the Attorney General. There will be no appeal from the discretionary decisions regarding amendments of this Agreement.

4. Any action by the Board seeking to increase the conditions of licensure will be taken only after hearing, unless allowed by law, this Agreement or by subsequent agreement of the parties.

5. Except for good cause, amendments will not be considered by the Board more frequently than every six months.

IV. TERM OF BOARD ORDER.

Dr. Perakis understands and agrees that his license will remain subject to the terms of this Consent Agreement, and any amendments, until such time as the Board determines all conditions are met.

This consent agreement does not void Dr. Perakis's prior consent agreement dated June 10, 2010, which remains in full force and effect.

V. VIOLATION OF CONSENT AGREEMENT

1. **General.** Dr. Perakis agrees that, if he fails to meet any of the obligations of this Agreement, the Board may impose by agreement, or after notice and an opportunity for hearing, any of the sanctions found in Title 10 M.R.S. § 8003 and Title 32 M.R.S. § 2591-A, including revocation, long-term suspension or non-renewal of his license. The Board may also impose the sanctions provided in this Agreement.

2. **Failure to Meet Reporting and Time Requirements.** Dr. Perakis agrees that if he fails to meet any of the time requirements set out in this Agreement (without having requested an extension prior to the due date and having that request granted by the Board), the Board may, in its discretion, automatically and without the need to hold a hearing, assess Dr. Perakis a fine of \$100 for each month,

or portion of a month, that he is out of compliance with the reporting or time requirement set out in this Agreement, or any amendments thereto. Dr. Perakis will be notified of the assessment of the fine in writing by the Board. Dr. Perakis must pay the fine to the Board within 30 days of receiving notice that the fine was assessed. He must do so by cashier's check or money order made out to "Treasurer, State of Maine." The Board's decision not to impose this sanction in one instance of noncompliance with a reporting or other time requirement does not constitute a waiver of the Board's right to impose a fine regarding a subsequent violation of the same reporting or other time requirement.

I, CHARLES PERAKIS, D.O., HAVE READ AND UNDERSTAND THE FOREGOING CONSENT AGREEMENT. I UNDERSTAND THAT BY SIGNING I WAIVE CERTAIN RIGHTS INCLUDING THE RIGHT TO FURTHER HEARINGS OR APPEALS REGARDING MY APPLICATION FOR RENEWAL AND THIS CONSENT AGREEMENT. KNOWING THIS, I SIGN THIS AGREEMENT VOLUNTARILY, WITHOUT ANY THREAT OR PROMISE. I UNDERSTAND THAT THE CONSENT AGREEMENT CONTAINS THE ENTIRE AGREEMENT AND THERE IS NO OTHER AGREEMENT OF ANY KIND, VERBAL, WRITTEN, OR OTHERWISE. I ACKNOWLEDGE THAT I HAVE HAD THE OPPORTUNITY TO DISCUSS THE CONSENT AGREEMENT WITH LEGAL COUNSEL PRIOR TO SIGNING IT.

Dated: 2/1/12

Charles Perakis
Charles Perakis, D.O.

STATE OF MAINE

York, SS.

Before me this 1 day of February, 2012, personally appeared Charles Perakis, D.O., who after first being duly sworn, signed the foregoing Consent Agreement in my presence or affirmed that the signature above is his own.

Timothy E Grant
Notary Public/Attorney at Law
My commission expires:

TIMOTHY E. GRANT
Notary Public, Maine
My Commission Expires April 26, 2014

BOARD ORDER

IT IS HEREBY ORDERED by vote of the Maine Board of Osteopathic Licensure that Charles Perakis's license to practice osteopathic medicine is subject to the terms and conditions of the Consent Agreement signed by Dr. Perakis on 2-1, 2012, which are incorporated by reference.

STATE OF MAINE
BOARD OF OSTEOPATHIC LICENSURE

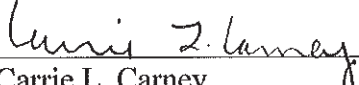


Board Chair

Dated: 2-9-12

Approved by:

STATE OF MAINE, OFFICE OF
ATTORNEY GENERAL



Carrie L. Carney
Assistant Attorney General

Dated: 2-9-12