

STATE OF MAINE
BOARD OF OSTEOPATHIC LICENSURE

In re:) CONSENT AGREEMENT
JOSEPH M. PALUMBO, D.O.)
Complaint No. CR2024-01)

This document is a Consent Agreement, effective when signed by all parties, regarding disciplinary action against the license to practice osteopathic medicine in the State of Maine held by Joseph M. Palumbo, D.O. The parties to the Consent Agreement are: Joseph M. Palumbo, D.O. ("Dr. Palumbo"), the State of Maine Board of Osteopathic Licensure ("the Board"), and the State of Maine Office of the Attorney General. This Consent Agreement is entered into pursuant to 10 M.R.S. § 8003(5)(B) and 32 M.R.S. § 2591-A.

STATEMENT OF FACTS

1. Dr. Palumbo has held a license to practice osteopathic medicine in the State of Maine since May 25, 2018 (license number DO2817) and specializes in emergency medicine.

2. On February 8, 2024, the Board received a report from the Federation of State Medical Boards that Dr. Palumbo had had been disciplined by the Virginia Board of Medicine. The Board subsequently obtained a copy of the Virginia consent agreement, which stated that Dr. Palumbo was the medical director of several I.V. vitamin infusion facilities in Virginia, and owner of a *locum tenes* agency, and that Dr. Palumbo aided and abetted the unlicensed practice of osteopathic medicine at those facilities. It also specified

that without examining patients, Dr. Palumbo created “standing orders” that allowed his staff to treat and inject these patients, and that Dr. Palumbo further allowed his staff to compound injections for the patients. The Board voted to issue a complaint, the complaint was docketed as CR2024-01, and the complaint was sent to Dr. Palumbo for a response.

3. By letter dated June 26, 2024, Dr. Palumbo responded to the complaint. In his response, Dr. Palumbo stated that he neither admitted nor denied fault in the Virginia action, that either he or another provider was always available to staff, and that all patients were examined in telehealth appointments.

4. On September 26, 2024, Dr. Palumbo notified the Board that he had agreed to a Stipulation and Order with the Nevada State Board of Pharmacy, based on allegations similar to those in the Virginia action.

5. Pursuant to 32 M.R.S. § 2591-A(2)(N), the Board may impose discipline for the institution of disciplinary action by another state where the conduct resulting in the disciplinary action involving the license would, if committed in this State, constitute grounds for discipline under the laws or rules of this State, namely of the following grounds:

- a. 32 M.R.S. § 2591-A(2)(D) for aiding or abetting the practice of osteopathic medicine by an individual not duly licensed;
- b. 32 M.R.S. § 2591-A(2)(E) for engaging in incompetence. A licensee is considered to have engaged in incompetence if the licensee engaged in conduct evidencing a lack of ability or fitness to discharge the duty

owed by the licensee to a patient, or engaged in conduct evidencing a lack of knowledge, or inability to apply principles or skills to carry out the practice of medicine.

- c. 32 M.R.S. § 2591-A(2)(F) for engaging in unprofessional conduct. A licensee is considered to have engaged in unprofessional conduct if the licensee violates a standard of professional behavior that has been established for the practice of medicine.

6. On November 14, 2024, the Board reviewed Complaint No. CR2024-01. The Board voted to offer Dr. Palumbo this Consent Agreement to resolve this matter without further proceedings. Absent Dr. Palumbo's acceptance of this Consent Agreement by signing and dating it in front of a notary and sending it to the Board of Osteopathic Licensure, 142 State House Station, Augusta, Maine 04333-0142, osteop.pfr@maine.gov, on or before July 30, 2025, the matter will return to the Board to consider proceeding to an adjudicatory hearing.

COVENANTS

7. Dr. Palumbo admits the facts stated above and agrees that such conduct constitutes grounds for discipline pursuant to §2591-A(2)(N) for the institution of disciplinary action by another state where the conduct resulting in the disciplinary action involving the license would, if committed in this State, constitute grounds for discipline under the laws or rules of this State.

8. As discipline for the foregoing conduct, Dr. Palumbo agrees to accept, and the Board imposes:

A PRACTICE RESTICTION that Dr. Palumbo shall not act as medical director of, or directly treat any patient at, any medical practice in the State of Maine whose primary business is offering I.V. hydration services to patients.

9. Violation by Dr. Palumbo of any of the terms or conditions of this Consent Agreement shall constitute grounds for discipline, including but not limited to modification, suspension, or revocation of licensure or the denial of re-licensure.

10. This Consent Agreement is not appealable and is effective until modified or rescinded in writing by the parties hereto.

11. The Board and the Office of the Attorney General may communicate and cooperate regarding Dr. Palumbo or any other matter relating to this Consent Agreement.

12. This Consent Agreement is a public record within the meaning of 1 M.R.S. § 402 and will be available for inspection and copying by the public pursuant to 1 M.R.S. § 408-A.

13. This Consent Agreement constitutes discipline and is an adverse licensing action that is reportable to the National Practitioner Data Bank (NPDB), the Federation of State Medical Boards (FSMB), and other licensing jurisdictions.

14. Nothing in this Consent Agreement shall be construed to affect any

right or interest of any person not a party hereto. If any clause of this Consent Agreement is deemed illegal or invalid, then that clause shall be deemed severed from this Consent Agreement.

15. This Consent Agreement may be signed in counterparts, with all counterparts together constituting one original instrument. Signatures below may be applied and/or saved electronically, and such electronic signatures will be given the same effect as a paper document signed in ink.

16. For the purposes of this Consent Agreement, the terms "execution" and "effective date" mean the date on which the final signature is affixed to this Consent Agreement.

17. Dr. Palumbo acknowledges by his signature hereto that he has read this Consent Agreement, that he has had an opportunity to consult with an attorney before executing this Consent Agreement, that he executed this Consent Agreement of his own free will and that he agrees to abide by all terms and conditions set forth herein.

I, JOSEPH M. PALUMBO, D.O., HAVE READ AND UNDERSTAND THE FOREGOING CONSENT AGREEMENT. I UNDERSTAND THAT BY SIGNING IT, THAT I WAIVE CERTAIN RIGHTS. I SIGN THIS CONSENT AGREEMENT VOLUNTARILY, WITHOUT ANY THREAT OR PROMISE. I UNDERSTAND THAT THIS CONSENT AGREEMENT CONTAINS THE ENTIRE AGREEMENT AND THERE IS NO OTHER AGREEMENT OF ANY KIND, VERBAL, WRITTEN OR OTHERWISE.

DATED:

7/29/25


JOSEPH M. PALUMBO, D.O.

STATE OF OHIO
COUNTY OF CUYAHOGA, S.S.

Personally appeared before me the above-named Joseph M. Palumbo, D.O., and swore to the truth of the foregoing based upon his own personal knowledge, or upon information and belief, and so far as upon information and belief, he believes it to be true.

DATED:

7/29/25



NOTARY PUBLIC

MY COMMISSION ENDS: _____



Attorney Michael J. Palumbo
Resident Mahoning County
Notary Public, State of Ohio
My Commission Has No Expiration Date
Sec 147.03 RC

DATED: 08/14/2025


CHRISTINE MUNROE, D.O., Chair
MAINE BOARD OF
OSTEOPATHIC LICENSURE

DATED: 08/15/2025


LISA A. WILSON, AAG
OFFICE OF THE ATTORNEY GENERAL