

STATE OF MAINE  
BOARD OF LICENSURE IN MEDICINE

<u>In re:</u>	)	THIRD AMENDMENT TO
DONALD B. SHEA, M.D.	)	CONSENT AGREEMENT
Complaint No. CR16-49	)	

This document is a Third Amendment to Consent Agreement effective October 10, 2017, regarding disciplinary action imposed upon the license to practice medicine in the State of Maine held by Donald B. Shea, M.D (“Third Amendment”). The parties to this Third Amendment are: Donald B. Shea, M.D. (“Dr. Shea”), the State of Maine Board of Licensure in Medicine (“the Board”), and the Department of the Attorney General (the “Attorney General”). This Third Amendment is entered into pursuant to 32 M.R.S. § 3282-A and 10 M.R.S. § 8003(5).

**BACKGROUND**

1. On October 10, 2017, the parties entered into a Consent Agreement for discipline upon the license to practice medicine in the State of Maine held by Dr. Shea (“the Consent Agreement”).
2. On February 13, 2018, the parties entered into a First Amendment to Consent Agreement amending paragraph 15(b)(4).
3. On August 14, 2018, the parties entered into a Second Amendment to Consent Agreement deleting paragraph 15(b)(4).
4. At its meeting on April 9, 2019, the Board considered information contained in a compliance monitoring report and voted to offer Dr. Shea this Third Amendment. Absent acceptance of this Third

Amendment by Dr. Shea by signing it and dating it in front of a notary and returning it to the Maine Board of Licensure in Medicine, 137 State House Station, Augusta, Maine 04333-0137 on or before June 4, 2019, the Consent Agreement effective October 10, 2017, as amended, shall remain in full force and effect, and the Board may take such further action it deems necessary.

**AMENDMENT**

5. Dr. Shea, the Board, and the Department of the Attorney General hereby agree to amend the Consent Agreement dated October 10, 2017, as amended by the First Amendment to Consent Agreement dated February 13, 2018, as amended by the Second Amendment to Consent Agreement dated August 14, 2018, by:

Amending paragraph 15(d) to read as follows:

Dr. Shea shall not take opioids, benzodiazepines, or marijuana, unless prescribed by an appropriately licensed health care provider. If in the course of receiving medical treatment, it is necessary for Dr. Shea to receive or take any opiate except buprenorphine, any benzodiazepine, or marijuana, he shall immediately cease practicing medicine during the period of medication use. Dr. Shea shall notify the Board within two (2) business days of a leave of absence pursuant to this subparagraph, unless circumstances exist that are beyond Dr. Shea's control which do not reasonably permit notice to be provided within two (2) business days in which case notice shall be provided as soon as

circumstances allow and may be provided by a family member or representative of the Physician Health Program. Dr. Shea must notify the Board upon resuming practice and provide any releases necessary for the Board to discuss his treatment with all treatment providers.

6. Dr. Shea acknowledges by his signature hereto that all other terms and conditions of the Consent Agreement effective October 10, 2017, as amended, remain in full force and effect.

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

I, DONALD B. SHEA, M.D., HAVE READ AND UNDERSTAND THE FOREGOING THIRD AMENDMENT AND AGREE WITH ITS CONTENTS AND TERMS. I FURTHER UNDERSTAND THAT BY SIGNING THIS THIRD AMENDMENT, I WAIVE CERTAIN RIGHTS, INCLUDING THE RIGHT TO A HEARING BEFORE THE BOARD. I SIGN THIS THIRD AMENDMENT VOLUNTARILY, WITHOUT ANY THREAT OR PROMISE. I UNDERSTAND THAT THIS THIRD AMENDMENT CONTAINS THE ENTIRE AGREEMENT AND THERE IS NO OTHER AGREEMENT OF ANY KIND, VERBAL, WRITTEN OR OTHERWISE.

Dated: 5/29/2019

Donald B. Shea M.D.  
DONALD B. SHEA, M.D.

STATE OF MAINE  
County, SS.

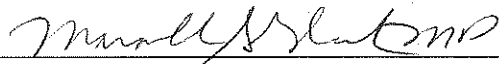
Before me this 29 day of May, <sup>2019 RD</sup> ~~2018~~,  
personally appeared Donald B. Shea, M.D., who after first being duly sworn, signed the foregoing Third Amendment to Consent Agreement in my presence or affirmed that the signature above is his own.

Paula Denis  
Notary Public/Attorney at Law  
My commission expires:

PAULA A. DENIS  
NOTARY PUBLIC  
STATE OF MAINE  
MY COMMISSION EXPIRES 3-7-2021


STATE OF MAINE BOARD OF  
LICENSURE IN MEDICINE

DATED: 6/12/19

  
MAROULLA S. GLEATON, M.D.,  
Chair

STATE OF MAINE DEPARTMENT  
OF THE ATTORNEY GENERAL

DATED: June 11, 2019

  
MICHAEL MILLER  
Assistant Attorney General

Effective Date: 6/12/19