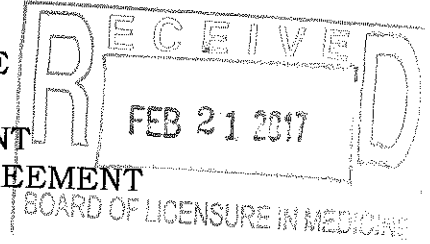


STATE OF MAINE  
BOARD OF LICENSURE IN MEDICINE



In re:  
WHITNEY HOUGHTON, M.D. )  
Complaint No. CR14-56 )

FIRST AMENDMENT  
TO CONSENT AGREEMENT

This document is a First Amendment to a Consent Agreement (“Consent Agreement”) effective February 17, 2016, regarding a disciplinary action against the license to practice as a physician in the State of Maine held by Whitney Houghton, M.D. The parties to this First Amendment to Consent Agreement are: Whitney Houghton, M.D. (“Dr. Houghton”), the State of Maine Board of Licensure in Medicine (“the Board”), and the Department of the Attorney General (the “Attorney General”). This First Amendment to Consent Agreement is entered into pursuant to 32 M.R.S. § 3282-A and 10 M.R.S. § 8003(5).

**BACKGROUND**

1. On February 17, 2016, the parties entered into a Consent Agreement regarding a disciplinary action concerning the license to practice as a physician in the State of Maine held by Whitney Houghton, M.D.
2. On November 8, 2016, the Board reviewed six (6) patient charts in accordance with paragraph 11(c) of the Consent Agreement. Following its review, the Board voted to offer Dr. Houghton this First Amendment to Consent Agreement.

**AMENDMENT**

3. Dr. Houghton, the Board, and the Department of Attorney General hereby agree to amend the Consent Agreement effective February 17, 2016 as follows:

By inserting a new paragraph 11(d) as follows:

d) Dr. Houghton shall engage a physician monitor approved by the Board Secretary or his designee within thirty (30) days of the effective date of this First Amendment to Consent Agreement for a period of at least six (6) months. The physician monitor shall randomly select and review five (5) patient charts every month with Dr. Houghton. The physician monitor shall provide a written report to the Board no later than the 30<sup>th</sup> day of each month discussing the review of patient charts, Dr. Houghton's compliance with the requirements of paragraph 11(a) of the Consent Agreement, and identifying any issues regarding Dr. Houghton's medical practice that may impact patient care. Dr. Houghton shall provide a copy of this First Amendment to Consent Agreement and the Consent Agreement to her physician monitor. Dr. Houghton understands that the physician monitor will be an agent of the Board pursuant to 24 M.R.S. § 2511. After six (6) months of practicing with a physician monitor, the Board shall determine in its sole discretion whether to continue or terminate the requirements imposed by this subparagraph, and may impose any conditions deemed necessary for a specified period.

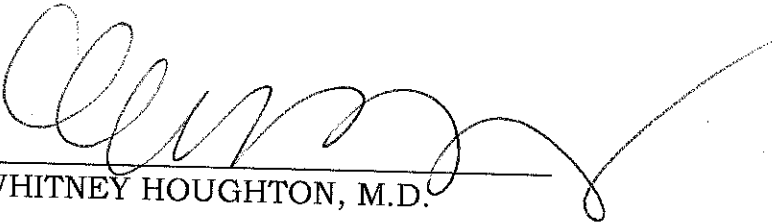
4. Dr. Houghton acknowledges by her signature hereto that all other terms and conditions of the Consent Agreement effective February 17, 2016, as amended by this First Amendment to Consent Agreement, remain in full force and effect.

5. Dr. Houghton acknowledges by her signature hereto that she has read this First Amendment to Consent Agreement, that she has had an opportunity to consult with an attorney before executing this First Amendment to Consent Agreement, that she executed this First Amendment to Consent Agreement of her own free will and that she agrees to abide by all terms and conditions set forth herein.

6. Dr. Houghton has been represented by Heidi A. Bean, Esq., who has participated in the negotiation of the terms of this Consent Agreement.

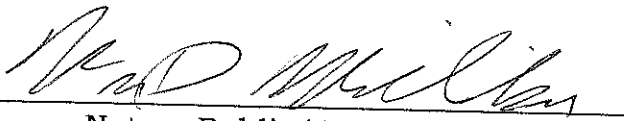
I, WHITNEY HOUGHTON, M.D., HAVE READ AND UNDERSTAND THE FOREGOING FIRST AMENDMENT TO CONSENT AGREEMENT AND AGREE WITH ITS CONTENTS AND TERMS. I FURTHER UNDERSTAND THAT BY SIGNING I WAIVE CERTAIN RIGHTS INCLUDING THE RIGHT TO FURTHER HEARINGS REGARDING THIS AMENDMENT. I ALSO WAIVE THE RIGHT TO APPEAL TO THE COURT REGARDING THIS AMENDMENT. KNOWING THIS, I SIGN IT VOLUNTARILY, WITHOUT ANY THREAT OR PROMISE. I UNDERSTAND THAT THIS FIRST AMENDMENT TO CONSENT AGREEMENT, TOGETHER WITH 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 THIS AGREEMENT WITH LEGAL COUNSEL PRIOR TO SIGNING IT.

DATED: 1/28/17

  
WHITNEY HOUGHTON, M.D.

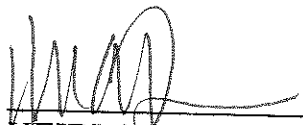
STATE OF MAINE  
Cumberland, SS.

Before me this 28 day of JAN, <sup>2017</sup>~~2016~~, personally appeared Whitney Houghton, M.D., who after first being duly sworn, signed the foregoing First Amendment to Consent Agreement in my presence or affirmed that the signature above is her own.

  
Notary Public/Attorney at Law  
My commission expires: 7/18/19


WILLIAM D. MILLIKEN  
Notary Public, Maine  
My Commission Expires July 18, 2019

DATED: 2/2/2018

  
HEIDI A. BEAN, ESQ.  
Attorney for Whitney Houghton, M.D.

STATE OF MAINE BOARD OF  
LICENSURE IN MEDICINE

DATED: 2/17/17



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DAVID D. JONES, M.D., Acting Chair

STATE OF MAINE DEPARTMENT  
OF THE ATTORNEY GENERAL

DATED: February 17, 2017



\_\_\_\_\_  
MICHAEL MILLER  
Assistant Attorney General

Effective Date: February 17, 2017