

STATE OF MAINE
BOARD OF LICENSURE IN MEDICINE

In re:)
ROBIN E. LOCKE, M.D.) INTERIM CONSENT AGREEMENT
No. AD2017-46) FOR LICENSE SUSPENSION
)

This document is an Interim Consent Agreement, effective when signed by all parties, regarding disciplinary action against the license to practice medicine in the State of Maine held by Robin E. Locke, M.D. The parties to the Interim Consent Agreement are: Robin E. Locke, M.D. (“Dr. Locke”), the State of Maine Board of Licensure in Medicine (“the Board”) and the State of Maine Department of the Attorney General. This Consent Agreement is entered into pursuant to 10 M.R.S. § 8003(5)(B) and 32 M.R.S. § 3282-A.

STATEMENT OF FACTS

1. Dr. Locke has held a license to practice medicine in the State of Maine since May 7, 2009 (license number MD18128), and specializes in internal medicine and oncology.
2. On March 16, 2017, the Board received a report from MaineGeneral Medical Center (“MGMC”) pursuant to 24 M.R.S. § 2506 stating that MGMC had received a report of unprofessional conduct alleging that Dr. Locke for a period of approximately two years had been writing prescriptions for herself for controlled substances under the name and credentials of a MGMC colleague and that MGMC had placed Dr. Locke on precautionary suspension effective March 10, 2017.

3. On March 20, 2017, the Board received a report pursuant to 24 M.R.S. § 2505 from a physician who stated that in reviewing his prescriptions in the prescription monitoring program ("PMP"), he discovered many prescriptions for Schedule II drugs to Dr. Locke under his DEA number dating back to January of 2013, and that Dr. Locke was not his patient. The prescriptions were primarily for oxycodone.

4. Review of the PMP revealed approximately 109 prescriptions for Dr. Locke for oxycodone, oxycontin, alprazolam, and lorazepam from the physician who filed the § 2505 report for the period January 2013 through February 2017. In addition, the PMP review revealed approximately 38 prescriptions for Dr. Locke for oxycodone and oxycontin from an Advance Practice Registered Nurse, Certified Nurse Practitioner for the period March 2012 through December 2012.

5. On March 28, 2017, Board staff contacted the Advance Practice Registered Nurse, Certified Nurse Practitioner who stated that she worked with Dr. Locke at the Alford Cancer Center until May 2012. She told Board staff that she never prescribed controlled substances to Dr. Locke nor was Dr. Locke ever her patient.

6. On March 9, 2017, Dr. Locke sent an email to MGMC stating that she had enrolled herself in a rehabilitation program and was seeking assistance in managing narcotic use.

7. Dr. Locke acknowledges that if this information docketed as AD2017-46 was presented to the Board, existing evidence could provide a

basis for the Board to conclude that the continued licensure of Dr. Locke as a physician would place the health and physical safety of the public in immediate jeopardy and that waiting for a full hearing to adjudicate the matter would fail to adequately respond to this known risk. Accordingly, the Board would have justification to summarily suspend the license of Dr. Locke and set the matter for an adjudicatory hearing pursuant to 5 M.R.S. § 10004(3).

8. Dr. Locke desires to avoid a required adjudicatory hearing on any summary suspension ordered within 30 days of such action. Accordingly, Dr. Locke requests that the Board postpone any presentation or adjudication of this matter for a period of at least six (6) months. Thereafter, any party to this Interim Consent Agreement may request the matter be presented to the Board upon 30 days notice to the other parties.

9. This Interim Consent Agreement has been negotiated by legal counsel for Dr. Locke and legal counsel for the Board in order to alleviate the need for the Board to consider whether to issue a summary suspension of licensure and hold an adjudicatory hearing within thirty days following the presentation of this matter to the Board, and to ensure the protection of the public. Absent acceptance of this Interim Consent Agreement by signing and dating it before a notary and returning it to the Maine Board of Licensure in Medicine, 137 State House Station, Augusta, Maine 04333-0137 on or before April 10, 2017, the Board will consider whether to issue a summary suspension of Dr. Locke's license on April 11, 2017, and take whatever other action deemed necessary.

COVENANTS

10. Without admitting the facts as stated above Dr. Locke agrees to the IMMEDIATE SUSPENSION of her license to practice as a physician in the State of Maine as of the execution of this Interim Consent Agreement, which suspension shall remain in effect until such time as the Board takes further action regarding this matter. Dr. Locke understands and agrees that she will not practice as a physician or render any health care services.

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

12. The Board and the Department of the Attorney General may communicate and cooperate regarding Dr. Locke or any other matter relating to this Interim Consent Agreement.

13. This Interim 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.

14. This Interim 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.

15. Nothing in this Interim Consent Agreement shall be construed to affect any right or interest of any person not a party hereto. If any clause of this Interim Consent Agreement is deemed illegal or invalid, then that clause shall be deemed severed from this Interim Consent Agreement.

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

17. Dr. Locke has been represented by Walter F. McKee, Esq., who has participated in the negotiation of the terms of this Interim Consent Agreement.

18. For the purposes of this Interim Consent Agreement, the term "execution" means the date on which the final signature is affixed to this Interim Consent Agreement.

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

DATED: 04/07/17

[Signature]
ROBIN E. LOCKE, M.D.

STATE OF Maine

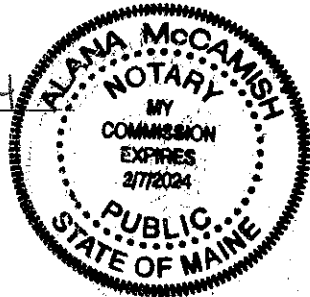
Kennebec, S.S.

Personally appeared before me the above-named Robin E. Locke, M.D., and swore to the truth of the foregoing based upon her own personal knowledge, or upon information and belief, and so far as upon information and belief, she believes it to be true.

DATED: 4/7/17

[Signature]
NOTARY PUBLIC/ATTORNEY

MY COMMISSION ENDS: 2/7/2024



DATED: 4/7/17

[Signature]
WALTER F. MCKEE, Esq.
Counsel for Robin E. Locke, M.D.

STATE OF MAINE
BOARD OF LICENSURE IN MEDICINE


DATED: 4/11/17



MAROULLA S. GLEATON, M.D., Chairman

STATE OF MAINE DEPARTMENT
OF THE ATTORNEY GENERAL

DATED: April 11, 2017



MICHAEL MILLER
Assistant Attorney General

Effective Date: April 11, 2017