

STATE OF MAINE  
BOARD OF LICENSURE IN MEDICINE

In re: ) FIRST AMENDMENT TO  
KEVIN G. MILLER, M.D. ) CONSENT AGREEMENT  
Complaint No. CR10-581 )

This document is a First Amendment to Consent Agreement for Discipline and Restricted/Conditional Licensure effective September 12, 2012, regarding disciplinary action imposed upon the license to practice medicine in the State of Maine held by Kevin G. Miller, M.D (“First Amendment”). The parties to this First Amendment are: Kevin G. Miller, M.D. (“Dr. Miller”), the State of Maine Board of Licensure in Medicine (“the Board”), and the Department of the Attorney General (the “Attorney General”). This First Amendment is entered into pursuant to 32 M.R.S. § 3282-A and 10 M.R.S. § 8003(5).

**BACKGROUND**

1. On September 12, 2012, the parties entered into a Consent Agreement for Discipline and Restricted/Conditional Licensure regarding the license to practice medicine in the State of Maine held by Dr. Miller (“the Consent Agreement”).

2. On December 12, 2017, the Board considered a monitoring report from Board staff and a request from Dr. Miller to remove the restrictions imposed on his license. The Board voted to offer Dr. Miller this First Amendment. Absent acceptance of this First Amendment by Dr. Miller 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 February 17, 2018, the Consent Agreement shall remain in full force and effect, and the Board may take such further action it deems necessary.

**AMENDMENT**

3. Dr. Miller, the Board, and the Department of the Attorney General hereby agree to amend the Consent Agreement for Discipline and Restricted/Conditional Licensure effective September 12, 2012 by:

- 1) Deleting paragraphs 10(b) and 11 in their entirety.
- 2) Amending paragraph 12 to read as follows:

In order to ensure his compliance with controlled substances prescribing laws, regulations, and standards for the treatment of pain, Dr. Miller agrees to cooperate with the Board and to provide copies of patient medical records upon written request. After an initial period of six months, the Board or Board staff may select and request patient records for review. Upon receipt of all information requested, the Board shall review such information, and in its sole discretion, may reinstate, impose, maintain, modify, or eliminate controlled substances prescribing requirements or may terminate the Consent Agreement.

4. Dr. Miller acknowledges by his signature hereto that all other terms and conditions of the Consent Agreement for Discipline and

Restricted/Conditional Licensure effective September 12, 2012, as amended, remain in full force and effect.

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

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

Dated: 01/24/18

Kevin G. Miller  
KEVIN G. MILLER, M.D.

STATE OF MAINE  
Penobscot, SS.

Before me this 24<sup>th</sup> day of January, 2018, personally appeared Kevin G. Miller, 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 his own.

Patricia J. Jordan  
Notary Public/~~Attorney at Law~~  
My commission expires: 1-13-25

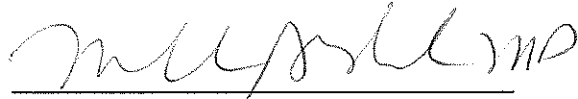
DATED: 1/24/18

Sandra L. Rothera  
SANDRA L. ROTHERA, ESQ.  
Attorney for Kevin G. Miller, M.D.

STATE OF MAINE BOARD OF  
LICENSURE IN MEDICINE

DATED:

2/13/18



MAROULLA S. GLEATON, M.D.,  
Chair

STATE OF MAINE DEPARTMENT  
OF THE ATTORNEY GENERAL

DATED:

February 13, 2018



MICHAEL MILLER  
Assistant Attorney General

Effective Date:

February 13, 2018