

**STATE OF MAINE  
BOARD OF LICENSURE IN MEDICINE  
137 STATE HOUSE STATION  
AUGUSTA, MAINE 04333-0137**

In re: James L. Ross, M.D.

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**Decision of the Board**

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Procedural Background

On April 9, 1997, the Board of Licensure in Medicine (the "Board") held a hearing in the above captioned matter. These Board members were in attendance: Edward David, M.D., Chair; Harry Bennert, Jr., M.D.; Ulrich B. Jacobsohn, M.D.; Harold L. Jones; Sandra E. Tuttle; Emily S. Bray, M.D.; John B. Annett; D. Joshua Cutler, M.D.; and Elizabeth G. Serrage, M.D.. The presiding hearing officer was Marina E. Thibeau, Esq. The State of Maine was represented by Ruth McNiff, Assistant Attorney General. Neither the applicant, James L. Ross, nor any representative appeared at the hearing.

The hearing was held pursuant to an original notice of hearing dated February 7, 1997. A second letter dated April 1, 1997 was sent to Dr. Ross to put him on notice that the Board would also consider the issue of whether one reference letter was a forgery.

Record

The record in this case consists of the exhibits offered into evidence by the Board's staff and admitted into the record by the hearing officer:

1. Application for licensure by James L. Ross, received 11/8/96;
2. Summary of arrests;
  - 2A. Arrest record dated 10/17/90, uttering forged prescription (Minnesota);
  - 2B. Arrest record dated 4/4/93, motor vehicle offense (Massachusetts);
  - 2C. Arrest record dated 2/16/94, larceny (Connecticut);
  - 2D. Arrest record dated 5/27/95, motor vehicle offense (Massachusetts);
  - 2E. Arrest record dated 4/16/96, motor vehicle offense (Massachusetts);

3. Summary of complaints;
  - 3A. Complaint dated 1/21/91, theft of gas (Minnesota);
  - 3B. Complaint dated 2/13/91, harassing telephone calls (Minnesota);
  - 3C. Complaint dated 2/13/92, larceny (Massachusetts);
4. Maureen Masson reference letter;
5. Investigative report re: Maureen Masson dated 3/19 and 3/20/97;
6. Massachusetts Board of Registration in Medicine report dated 3/18/97;
7. Investigative report re: Thomas Clairmont dated 1/23/97; and
8. Board correspondence to and from James L. Ross.

#### Findings of Fact and Decision

A motion was made and seconded as follows:

1. that sufficient facts have been established to prove that James L. Ross engaged in the practice of fraud or deceit in obtaining a license by failing to disclose accurate information in response to application questions 2, 3, 7 and 8, and by supplying a forged reference letter; and
2. that the license application shall be denied.

The motion passed unanimously.

#### Appeal Rights

This is the final decision of the Board of Licensure in Medicine with regard to this matter. Any party aggrieved by this decision may appeal to the Administrative Court by filing a petition for review pursuant to 5 M.R.S.A. §§11001 et seq. within thirty (30) days of the receipt of this decision. Any other person shall have forty (40) days from the date of this decision to petition for review.

DATED: 5-13-97



Edward David, M.D., Chair  
Board of Licensure in Medicine