

**State of New Hampshire  
Board of Medicine  
Concord, New Hampshire**

In the Matter of:  
Lawrence A. Mazur, M.D.  
License No. 7445  
(Adjudicatory Proceedings)

Docket No. 10-04

**ORDER OF EMERGENCY LICENSE SUSPENSION  
AND NOTICE OF HEARING**

1. RSA 329:18-b; RSA 541-A:30, III, and New Hampshire Board of Medicine Administrative Rule (“Med”) 409.01 authorize the New Hampshire Board of Medicine (“Board”) to suspend a license to practice medicine for no more than one hundred twenty (120) days pending completion of an adjudicatory proceeding, in cases involving imminent danger to life or health. In such cases, the Board must commence a hearing not later than 10 days after the date of the emergency order. If the Board does not commence the hearing within 10 days, the suspension order shall be automatically vacated. *See*, RSA 541-A:30, III. The Board may not continue such a hearing without the consent of the licensee to the continuation of the emergency suspension. *See*, RSA 329:18-b and Med 409.01. Postponement of the proceeding is prohibited unless the licensee agrees to continue the suspension pending issuance of the Board’s final decision. *See*, RSA 329:18-b and Med 409.01.
2. Lawrence A. Mazur, M.D. (“Dr. Lawrence A. Mazur, M.D.” or “Respondent”), holds an active license, No. 7445, issued on October 2, 1986, to practice medicine in the State of New Hampshire. Respondent practices medicine in Laconia, New Hampshire.
3. The Board has received information indicating that the continued practice of medicine by Dr. Mazur poses an imminent threat to life, safety and/or health, which warrants the temporary suspension of Dr. Mazur's license to practice medicine pending a hearing on whether permanent and/or temporary disciplinary

sanctions should be imposed. An investigation was conducted and a Report of Investigation was provided to the Board.

4. In support of this *Order of Emergency License Suspension and Notice of Hearing*, the Board alleges the following facts:
  - A. Respondent was employed at Lakes Region General Hospital Senior Psychiatric Services Unit. On or about May 18, 2010, Respondent began performing rounds on his patients at 2:00 a.m. After being instructed to conduct his rounds when patients are awake, Respondent briefly complied with this directive. He then reverted to conducting rounds at times when his patients were asleep.
  - B. Respondent was informed that his documentation was inadequate and had led to LRGH losing approximately \$300,000 in medical reimbursements. Consequently, SS, an ARPN on the floor, was asked to work with Respondent on documentation.
  - C. Following this arrangement, Respondent notified SS's supervisor that it was his clinical opinion that she was in need of a month-long administrative leave. This leave would coincide with Respondent's last month at LRGH.
  - D. When SS's supervisors did not act on his recommendation, Respondent wrote his professional opinion of SS on the floor's whiteboard. Respondent also began repeating "administrative leave" to SS when he passed her on the floor.
  - E. In or around May of 2010, Respondent treated a patient who had been hospitalized following an intentional overdose. The patient has alleged that Respondent discussed her admission with a physician at New Hampshire Hospital, the patient's employer, despite being told not to.
  - F. Respondent was asked to participate in a LRGH interview regarding this complaint. The first date offered to Respondent was May 20, 2010. At the time of his suspension from LRGH on June 22, 2010, Respondent had not participated in the requested interview.

- G. On or about June 17, 2010, Respondent initiated a session with a 67-year-old psychotic female patient. This session occurred in Respondent's office. SW, a nurse from the floor, sat in on the session.
- H. Respondent had the patient lay on his couch and he turned off all the lights in the office, so the room was only lit by a computer screen. When the patient became nervous and agitated about the dark, Respondent raised his voice and asked her if someone had once hurt her in the dark.
- I. The patient indicated that she wanted to end the session. When asked if she could meet with him again next Wednesday, Respondent replied that he could be dead by next Wednesday.
- J. Respondent insisted that the patient operate the door system herself, so she could return to the floor. When the patient had difficulty releasing the alarmed door, Respondent shouted at her that no one was going to help her.
- K. Because the patient suffered from a movement disorder, SW became concerned that the patient could fall and hurt herself, so she moved forward to assist her. Respondent then pushed SW back, to prevent her from lending assistance to the patient. SW attempted to assist the patient two additional times, and Respondent pushed her back on each occasion.
- L. After the patient left through the door, Respondent shut and blocked the door. SW was frightened and believed that Respondent might hit her. After SW told Respondent twice not to touch her again, he threw up his arms and walked away.
- M. SW reported that during this incident, Respondent did not make eye contact with either her or the patient.
- N. Respondent later apologized to SW but stated that he had to restrain her from helping the patient. SW was afraid to work with Respondent again, and remained on administrative leave until Respondent was suspended from LRGH.

- O. On June 22, 2010, Respondent was asked to meet with various members of LRGH's administrative staff. During this meeting, Respondent was informed that he was being suspended based on the allegations of assault.
- P. Respondent was handed a letter addressing the suspension, and urged to read it. Respondent replied that he was too busy to read it but might have time the following week.
- Q. Respondent proceeded to send out inappropriate and disjointed e-mails to numerous parties, including the Board of Medicine. Respondent demanded that LRGH staff involved in his suspension tender immediate resignations. In another e-mail dealing with the allegations of assault, Respondent touched on such topics as a college love-interest, his wife's refusal to allow television in the house, and his brother-in-law's business practices.
- R. When contacted by the Department of Justice ("DOJ") to come in for an interview, Respondent replied with an offer to get lunch, and closed with "your place or mine."
- S. Respondent attempted to set up an interview at a bagel shop in Concord, instead of the DOJ office. When advised about the confidential nature of Board investigations, Respondent suggested speaking in code.
- T. When Respondent arrived at the DOJ for his interview, he behaved inappropriately to the receptionist, demanding "Todd Flanagan." When asked for his name, Respondent held his license up to the receptionist's window.
- U. Respondent was dressed in sweatpants, sneakers and a stained t-shirt that read "beer, helping white men dance since 1862." Respondent brought his wife and daughter with him. He advised that his wife would be acting as legal counsel and his daughter would be recording the meeting.
- V. Respondent spoke to his wife and daughter in a foreign language and instructed that no one was to speak with them directly.
- W. When Respondent was introduced to Hearing Counsel and Investigator Tothill, he demanded to see photo identification. Respondent searched the

conference room for audio equipment. He asked Investigator Flanagan if his wife could pat him down to look for wires.

- X. Respondent was informed that he could not record the interview. He refused to give the DOJ office permission to record the interview. Respondent was informed that he could have his wife or his daughter act as legal counsel, but not both. In order to decide which one was going to stay he used the childhood ritual of “eeny-meeny-miny-moe.”
  - Y. Respondent had a difficult time focusing during the interview. When questioned, he frequently provided rambling, unresponsive answers that were unrelated to the question.
  - Z. During the interview, Respondent referred to Hearing Counsel as “sweetheart” and “sugar.”
  - AA. When he was questioned about the alleged assault, Respondent stood up, without warning, and began to walk toward the door of the interview room. He was taking fast, deep breaths and had his arms down at his side while pumping his fists up and down beside him. His eyes became very wide. He did not make eye contact and appeared very agitated.
  - BB. Throughout the interview, Respondent continually rolled up his sleeves, exposing his arms. He had difficulty making eye contact. When responding to questions, he would look at the corner of the room.
  - CC. Respondent frequently used profanity during the course of the interview.
  - DD. In December of 2005, Respondent received a letter of guidance from the Maine Board of Licensure in Medicine.
  - EE. In his 2006 renewal application, Respondent denied having been investigated during the past twenty-four months.
5. Based upon the above information, the Board finds that the case involves imminent danger to life and/or health. Further, the Board believes there is a reasonable basis for both immediately suspending Respondent’s license on a temporary basis, and for commencing an expedited disciplinary proceeding against Respondent pursuant to RSA 329:18-b, 541-A:30, III, and Med 503.01.

6. The purpose of this proceeding will be to determine whether Respondent has engaged in professional misconduct contrary to RSA 329:17, VI and RSA 329:18-b, which warrants the continued imposition of a temporary license suspension, the imposition of permanent disciplinary sanctions, or both. The specific issues to be determined in this proceeding are:
  - A. Whether, on or around May of 2010, Respondent committed professional misconduct by performing rounds at Senior Psychiatric Unit at 2:00 a.m. in violation of RSA 329:17, VI (c) and/or RSA 329:17, VI (d); and/or
  - B. Whether on or January of 2010 through June of 2010 Respondent committed professional misconduct by failing to provide adequate documentation of patient care in violation of RSA 329:17, VI (c), and/or RSA 329:17, VI (d), and/or RSA 329:17, VI (k); and/or
  - C. Whether on or about May of 2010, after Respondent was instructed to receive assistance in documentation from SS, he committed professional misconduct by informing SS's supervisor that in his professional opinion SS was in need of a month-long administrative leave in violation of RSA 329:17, VI (d); and/or
  - D. Whether on or about May of 2010, after SS's supervisors chose not to act on Respondent's recommendation for leave, Respondent committed professional misconduct by writing his opinion on the floor's whiteboard in violation of RSA 329:17, VI (d); and/or
  - E. Whether or around May and June of 2010, Respondent committed professional misconduct by repeatedly informing SS that she needed to take administrative leave in violation of RSA 329:17, VI (d); and/or
  - F. Whether on or around May 18, 2010, Respondent committed professional misconduct by violating a patient's confidentiality when he informed her employer of a suicide attempt against the patient's express wishes, in violation of RSA 329:17, VI (d), and/or Med 501.01 (a), and/or Med 501.02 (h), and/or the American Medical Association ("AMA") Code of

- Ethics Standard 5.05, and/or AMA Code of Ethics Standard 10.01 (4), and/or AMA Code of Ethics Standard 9.0305; and/or
- G. Whether on or around May and June of 2010 Respondent committed professional misconduct by failing to cooperate with LRGH's investigation into the patient's complaint of the above-mentioned HIPAA violation, in violation of RSA 329:17, VI (d); and/or
- H. Whether on or about June 17, 2010, Respondent committed professional misconduct by arranging a session with a 67-year-old psychotic patient, during which he turned off all the lights in his office, raised his voice and asked the patient if someone had once hurt her in the dark, in violation of RSA 329:17, VI, (c), and/or RSA 329:17, VI (d), and/or Med 501.01 (a), and/or Med 501.02 (h), and/or AMA Code of Ethics Standard 9.123, and/or AMA Code of Ethics Standard 10.015, and/or AMA Code of Ethics Standard 9.0305; and/or
- I. Whether on or about June 17, 2010 Respondent committed professional misconduct when he responded to this patient's request to meet with him the following Wednesday by saying "I could be dead next Wednesday," in violation of RSA 329:17, VI (d), and/or Med 501.01 (a), and/or Med 501.02 (h), and/or AMA Code of Ethics Standard 9.123, and/or AMA Code of Ethics Standard 10.015, and/or AMA Code of Ethics Standard 9.0305; and/or
- J. Whether on or about June 17, 2010 Respondent committed professional misconduct by insisting that this patient operate the alarmed door system by herself and when she had difficulty releasing the door, shouted that no one was going to help her," in violation of RSA 329:17, VI (d), and/or Med 501.01 (a), and/or Med 501.02 (h), and/or AMA Code of Ethics Standard 9.123, and/or AMA Code of Ethics Standard 10.015, and/or AMA Code of Ethics Standard 9.0305; and/or
- K. Whether on or about June 17, 2010 Respondent committed professional misconduct by preventing a floor nurse, SW, from assisting this patient by

- pushing SW away from the patient, in violation of RSA 329:17 (d), and/or Med 501.01 (a), and/or Med 501.02 (h), and/or AMA Code of Ethics Standard 9.045, and/or AMA Code of Ethics Standard 10.01 (3), and/or AMA Code of Ethics Standard 9.0305; and/or
- L. Whether on or about June 17, 2010 Respondent committed professional misconduct by pushing SW two additional times, when she was attempting to assist the patient, in violation of RSA 329:17 (d), and/or Med 501.01 (a), and/or Med 501.02 (h), and/or AMA Code of Ethics Standard 9.045, and/or AMA Code of Ethics Standard 10.01 (3), and and/or AMA Code of Ethics Standard 9.0305; and/or
- M. Whether on or about June 17, 2010 Respondent committed professional misconduct by shutting and blocking the door after the patient had left, thereby preventing SW from leaving in violation of RSA 329:17, VI (d) and/or, Med 501.01 (a), and/or Med 501.02 (h), and/or AMA Code of Ethics Standard 9.045, and and/or AMA Code of Ethics Standard 9.0305; and/or
- N. Whether on or about June 17, 2010 Respondent committed professional misconduct by his erratic and violent behavior which placed SW in fear of getting hit and caused her to be unable to work any further with Respondent in violation of RSA 329:17, VI (d) and/or, Med 501.01 (a), and/or Med 501.02 (h), and/or AMA Code of Ethics Standard 9.045, and and/or AMA Code of Ethics Standard 9.0305; and/or
- O. Whether on or about June 22, 2010 Respondent committed professional misconduct by refusing to read the letter of suspension presented to him by LRGH administration, in violation of RSA 329:17, VI (d); and/or
- P. Whether on or about June of 2010 Respondent committed professional misconduct by sending out e-mails to various individuals that cast aspersions on his former colleagues at LRGH in violation of RSA 329:17, VI (d); and/or

- Q. Whether on or about June 24, 2010 Respondent committed professional misconduct when he responded to a Department of Justice (“DOJ”) request for an interview with an offer to do lunch and closed with the line “your place or mine,” in violation of RSA 329:17, VI (d); and/or
- R. Whether on or about June 25, 2010 Respondent committed professional misconduct when he insisted on meeting in a public place for his DOJ interview and proposed dealing with the confidentiality issue by speaking in code, in violation of RSA 329:17, VI (d), and/or, Med 501.01 (a), and/or Med 501.02 (h), and/or AMA Code of Ethics Standard 9.0305; and/or
- S. Whether on about June 25, 2010 Respondent committed professional misconduct by his behavior at the DOJ interview, which included demanding photo identification from all participants, searching the room for recording devices and asking Investigator Flanagan if his wife could pat him down for wires, in violation of RSA 329:17, VI (d) and/or, Med 501.01 (a), and/or Med 501.02 (h), and/or AMA Code of Ethics Standard 9.0305; and/or
- T. Whether on or about June 25, 2010 Respondent committed professional misconduct by failing to recognize the importance of the Board investigation as evidenced by his decision to wear sweatpants and a t-shirt with a beer slogan and by utilizing “eeny-meeny-miny-moe” to determine if his wife or daughter would act as his legal counsel in violation of RSA 329:17, VI (d) and/or, Med 501.01 (a), and/or Med 501.02 (h), and/or AMA Code of Ethics Standard 9.0305; and/or
- U. Whether on or about June 25, 2010 Respondent committed professional misconduct by providing rambling, unresponsive answers to interview questions and by referring to Hearing Counsel as “sweetheart” and “sugar” in violation of RSA 329:17, VI (d) and/or, Med 501.01 (a), and/or Med 501.02 (h), and/or AMA Code of Ethics Standard 9.0305; and/or

- V. Whether on or about June 25, 2010 Respondent committed professional misconduct by storming out of the interview room and repeatedly rolling up the sleeves on his short-sleeved t-shirt to expose his arms; and/or
  - W. Whether on or about March of 2006 Respondent committed professional misconduct by responding in the negative to a question on his renewal application about being investigated, in violation of RSA 329:17, VI (a), and/or Med 501.02 (b)
7. If any of the above allegations are proven, whether and to what extent, Respondent should be subjected to one or more of the disciplinary sanctions authorized by RSA 329:17, VII.
  8. While RSA 329:18-a requires that the Board furnish Respondent at least 15 days' notice of allegations of professional misconduct and the date, time and place of an adjudicatory hearing, RSA 541-A:30, III and Med 503.01 require the Board to commence an adjudicatory hearing within ten (10) days after the date of an immediate, temporary license suspension order.
  9. The Board intends to complete this adjudicative proceeding within the one hundred twenty (120) day time period provided by RSA 329:18-b and Med 503.01. Accordingly, neither the date of the initial evidentiary hearing nor the date for concluding this proceeding shall be postponed or extended unless Respondent agrees to continue the suspension period pending issuance of the Board's final decision in this matter. *See* RSA 329:18-b, 541-A:30, III, and Med 503.01.

THEREFORE, IT IS ORDERED that Respondent's New Hampshire license to practice medicine is immediately suspended until further order of the Board; and,

IT IS FURTHER ORDERED that an adjudicatory proceeding be commenced for the purpose of resolving the issues articulated above pursuant to RSA 329:17; 329:18-a; 329:18-b; 541-A:30, III; and Med 503.01. To the extent that this order or the Board's rules do not address an issue of procedure, the Board shall apply the New Hampshire Department of Justice Rules, Part 800; and,

IT IS FURTHER ORDERED that Lawrence A. Mazur, M.D. shall appear before the Board on July 7, 2010 at 3:00 p.m., at the U.S. District Court, 55 Pleasant Street, Concord, New Hampshire, to participate in an adjudicatory hearing and, if deemed appropriate, be subject to sanctions pursuant to RSA 329:17, VII; and,

IT IS FURTHER ORDERED that if Respondent elects to be represented by counsel, at Respondent's own expense, said counsel shall file a notice of appearance at the earliest date possible; and,

IT IS FURTHER ORDERED that Respondent's failure to appear at the time and place specified above may result in the hearing being held *in absentia*, or the imposition of disciplinary sanctions without further notice or an opportunity to be heard, or both; and,

IT IS FURTHER ORDERED that Sarah T. Blodgett, 33 Capitol Street, Concord, N.H., 03301 is appointed to act as Hearing Counsel in this matter with all the authority within the scope of RSA Chapter 329 to represent the public interest. Hearing Counsel shall have the status of a party to this proceeding; and,

IT IS FURTHER ORDERED that Robert Andelman, M.D., President, or any other person whom he may designate, shall act as presiding officer in this proceeding; and,

IT IS FURTHER ORDERED that any proposed exhibits, motions or other documents intended to become part of the record in this proceeding, be filed by the proponent with the Board, in the form of an original and nine (9) copies, and with an additional copy mailed to any party to the proceeding, and to Assistant Attorney General Elyse Alkalay, Counsel to the Board, N.H. Department of Justice, 33 Capitol Street, Concord, New Hampshire 03301. All responses or objections to such motions or other documents are to be filed in similar fashion within ten (10) days of receipt of such motion or other document unless otherwise ordered by the Board; and,

IT IS FURTHER ORDERED that a witness and exhibit list and any proposed exhibits, pre-marked for identification only, shall be filed with the Board no later than three (3) days before the date of the hearing. Respondent shall pre-mark his exhibits with

capital letters, and Hearing Counsel shall pre-mark her exhibits with Arabic numerals; and,

IT IS FURTHER ORDERED that unless good cause exists, all motions shall be filed at least three (3) days before the date of any hearing, conference, event or deadline which would be affected by the requested relief, except any motion seeking to postpone a hearing or conference, which shall be filed at least ten (10) days before the hearing or conference in question; and,

IT IS FURTHER ORDERED that the entirety of all oral proceedings be recorded verbatim by the Board. Upon the request of any party made at least ten (10) days prior to the proceeding or conference or upon the Board's own initiative, a shorthand court reporter shall be provided at the hearing or conference and such record shall be transcribed by the Board if the requesting party or agency shall pay all reasonable costs for such transcription; and,

IT IS FURTHER ORDERED that all documents shall be filed with the Board by mailing or delivering them to Penny Taylor, Administrator, N.H. Board of Medicine, 2 Industrial Park Drive, Suite 8, Concord, New Hampshire 03301; and

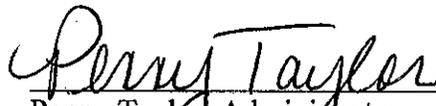
IT IS FURTHER ORDERED that routine procedural inquiries may be made by contacting Penny Taylor, Administrator, N.H. Board of Medicine, at (603) 271-1204, but that all other communications with the Board shall be in writing and filed as provided above. *Ex parte* communications are forbidden by statute and the Board's regulations; and,

IT IS FURTHER ORDERED that a copy of this Notice of Hearing shall be served upon Respondent by certified mail addressed to the office address he supplied to the Board in his latest renewal application or otherwise hand-delivered. *See*, RSA 329:18, VI, Med. 501.02 (c) and RSA 329:16 (f). A copy shall also be delivered to Hearing Counsel.

*New Hampshire Board of Medicine  
In the matter of Lawrence A. Mazur, M.D.  
Order of Emergency Suspension and Notice of Hearing*

BY ORDER OF THE BOARD/\*

Dated: June 30, 2010

  
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Penny Taylor, Administrator  
Authorized Representative of the  
New Hampshire Board of Medicine

/\* Board member(s) not participating:  
Amy Feitelson, M.D.  
Robert Vidaver, M.D.