

VIRGINIA:

BEFORE THE BOARD OF MEDICINE

IN RE: MARK HENRY GREENAWALD, M.D.
License No.: 0101-043988

CONSENT ORDER

The Virginia Board of Medicine ("Board") and Mark Henry Greenawald, M.D., as evidenced by their signatures affixed below, agree to enter into this Consent Order affecting the license of Dr. Greenawald to practice medicine and surgery in the Commonwealth of Virginia.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

The Board adopts the following findings and conclusions in this matter:

1. Mark Henry Greenawald, M.D., was issued license number 0101-043988 by the Board to practice medicine and surgery in the Commonwealth of Virginia on June 30, 1989. Said license is currently active and will expire on April 30, 2012, unless renewed or otherwise restricted.

2. Dr. Greenawald violated Sections 54.1-2915.A(3), (13) and (16) of the Code of Virginia (1950), as amended ("Code") in that he prescribed Ambien CR 12.5 mg Extended Release tablets (C-IV) ("Ambien CR") and Ambien 10 mg tablets (C-IV) ("Ambien") to Patient A and Ambien CR to Patient B, in excess of the usual prescribed dose. Specifically:

a. From on or about September 8, 2008 to on or about June 5, 2009, Dr. Greenawald authorized prescriptions for Patient A for Ambien CR and Ambien, which she filled between on or about September 8, 2008 and on or about June 8, 2009. Over this two-hundred seventy-four (274)-day period, Patient A received a total of

six-hundred seventy-six (676) Ambien CR and two-hundred twenty-five (225) Ambien prescribed by Dr. Greenawald.

b. From on or about August 11, 2008 to on or about April 20, 2009, Dr. Greenawald authorized prescriptions for Ambien CR for Patient B, which Patient B filled between on or about August 11, 2008 and on or about June 25, 2009. Over this three-hundred nineteen (319)-day period, Patient B received a total of eight-hundred (800) Ambien CR prescribed by Dr. Greenawald.

3. During the time Dr. Greenawald prescribed Ambien CR and Ambien for Patient A, the patient also filled prescriptions issued to her by other medical providers for Ambien CR and Ambien.

4. Dr. Greenawald stated that he and Patient A had a good physician-patient relationship with regular contact to address her multiple medical concerns, and that at no time was there any indication that Patient A was addicted to any medications.

5. Dr. Greenawald stated that upon his review of Patient B's records, he was surprised to find his prescribing pattern for Patient B with respect to Ambien CR and the patient's requests for refills were more frequent than he recalled. Dr. Greenawald admitted it appeared that Patient B was requesting and receiving Ambien CR from him in excess of the usual prescribed dose. Dr. Greenawald stated that when he recognized a pattern with Patient B's medication in the Spring of 2009, he ceased prescribing Ambien CR for him.

CONSENT

I, Mark Henry Greenawald, M.D., by affixing my signature hereto, acknowledge that:

1. I have been advised specifically to seek the advice of counsel prior to signing this document;
2. I am fully aware that without my consent, no legal action can be taken against me, except pursuant to the Virginia Administrative Process Act, § 2.2-4000.A et seq. of the Code of Virginia;
3. I have the following rights, among others:
 - a. the right to an informal conference before the Board;
 - b. the right to appear in person or by counsel, or other qualified representative before the agency; and
4. I waive all rights to an informal conference;
5. I neither admit nor deny the truth of the foregoing findings of fact, but agree not to contest them in any future proceeding before the Board; and
6. I consent to the following Order affecting my license to practice medicine and surgery in the Commonwealth of Virginia.

ORDER

WHEREFORE, based on the foregoing Findings of Fact and Conclusions of Law, and with the consent of the licensee, it is hereby ORDERED that Mark Henry Greenawald, M.D., be, and hereby is, issued a REPRIMAND.

It is further ORDERED that Dr. Greenawald's license be subject to the following TERMS and CONDITIONS:

1. Within six (6) months of entry of this Consent Order, Dr. Greenawald shall submit verification satisfactory to the Board of having completed fifteen (15) hours of

continuing medical education (“CME”) in the subject of proper prescribing of controlled substances. Such CME shall be approved in advance of registration by the Executive Director of the Board, and shall be completed through face-to-face, interactive sessions (i.e., no home study, journal or Internet courses). Any CME hours obtained in compliance with this term shall not be used towards compliance with the Board’s continuing education requirements for licensure renewal.

2. Upon receipt of evidence that Dr. Greenawald has complied with the requirements of this Consent Order, the Executive Director is authorized to close this matter without further proceedings or refer it to a Special Conference Committee for a final determination.

Violation of this Consent Order shall constitute grounds for the suspension or revocation of the license of Dr. Greenawald. In the event Dr. Greenawald violates any of the terms and conditions of this Consent Order, an administrative hearing may be convened to determine whether such action is warranted.

Dr. Greenawald shall maintain a course of conduct in his practice of medicine and surgery commensurate with the requirements of Title 54.1, Chapter 29 of the Code and all the laws of the Commonwealth.

Pursuant to Section 54.1-2400.2 of the Code, the signed original of this Consent Order shall remain in the custody of the Department of Health Professions as a public record and shall be made available for public inspection and copying upon request.

FOR THE BOARD:

for Joseph J. Dearden
William L. Harp, M.D.
Executive Director
Virginia Board of Medicine

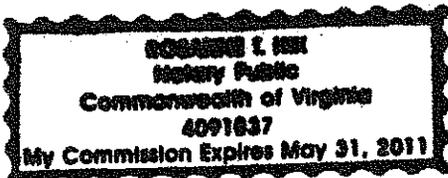
ENTERED: 6/9/2010

SEEN AND AGREED TO:

Mark H. Greenawald
Mark Henry Greenawald, M.D.

COMMONWEALTH OF VIRGINIA
COUNTY/CITY OF Roanoke, TO WIT:

Subscribed and sworn to before me, the undersigned Notary Public, in and for the Commonwealth of Virginia, at large, this 7 day of June, 2010, by Mark Henry Greenawald, M.D.



Rosanne J. Hill
Notary Public
Registration Number: 4091637
My commission expires: May 31, 2011