

BEFORE THE  
NORTH CAROLINA MEDICAL BOARD

In re: )  
)  
Sudhir Eugene Finch, M.D., ) CONSENT ORDER  
)  
Respondent. )

This matter is before the North Carolina Medical Board ("Board") on information that Sudhir Eugene Finch, M.D. ("Dr. Finch"), treated and wrote prescriptions for family members. Dr. Finch admits and the Board finds and concludes that:

Whereas the Board is a body duly organized under the laws of North Carolina and is the proper party to bring this proceeding under the authority granted it in Article 1 of Chapter 90 of the North Carolina General Statutes and the rules and regulations promulgated thereto; and

Whereas Dr. Finch is a physician licensed by the Board on or about October 17, 2001, license number 2001-01336; and

Whereas during the time relevant herein, Dr. Finch practiced pediatrics in Fayetteville, North Carolina; and

Whereas Dr. Finch wrote prescriptions, including for controlled substances, for close family members without maintaining medical records on these family members; and

Whereas Dr. Finch also wrote prescriptions for non-controlled substances for himself and was issued prescriptions

for phentermine, a controlled substance, by two physician assistants for whom he was a back-up supervising physician; and

Whereas Dr. Finch prescribes controlled substances on at least eight occasions to friends or medical staff with whom he worked without maintaining any documentation of his examination, prescribing or treatment of those persons; and

Whereas Dr. Finch's prescribing for family members, to himself and to friends and persons with whom he worked without maintaining patient records constitutes unprofessional conduct, including, but not limited to, departure from, or the failure to conform to, the standards of acceptable and prevailing medical practice, or the ethics of the medical profession irrespective of whether or not a patient is injured thereby, within the meaning of N.C. Gen. Stat. § 90-14(a)(6) and grounds exist for the Board to suspend, revoke, or limit Dr. Finch's license or to deny any application he might make in the future; and

Whereas Dr. Finch cooperated fully with the Board's investigation of this case, and

Whereas Dr. Finch's family members now receive care from other physicians; and

Whereas Dr. Finch acknowledges and agrees that the Board has jurisdiction over him and over the subject matter of this case; and

Whereas Dr. Finch knowingly waives his right to any hearing and to any judicial review or appeal in this case; and

Whereas Dr. Finch acknowledges that he has read and understands this Consent Order and enters into it voluntarily; and

Whereas the Board has determined it to be in the public interest to resolve this matter as set forth below; and

Whereas Dr. Finch desires to resolve this matter without the need for more formal proceedings;

NOW, THEREFORE, with Dr. Finch's consent, it is ORDERED that:

1. Dr. Finch is hereby REPRIMANDED for the above-described conduct.

2. Dr. Finch shall strictly comply with the Board's Position Statements entitled "Writing of Prescriptions" and "Self-Treatment and Treatment of Family Members and Others with Whom Significant Emotional Relationships Exist".

3. Within one year of the date of this Consent Order, Dr. Finch shall attend a controlled substance prescribing course approved by the Board's Medical Director.

4. Dr. Finch hereby waives any requirement under any law or rule that this Consent Order be served on him.

5. This Consent Order shall take effect immediately upon its execution by both Dr. Finch and the Board and it shall continue in effect until specifically ordered otherwise by the Board.

6. If Dr. Finch fails to comply with any of the terms of this Consent Order, that failure shall constitute unprofessional conduct within the meaning of N.C. Gen. Stat. § 90-14(a)(6) and shall be grounds, after any required notice and hearing, for the Board to annul, suspend, or revoke his license, or to deny any application he might make in the future or then have pending for a license.

7. Dr. Finch shall obey all laws. Likewise, he shall obey all rules or regulations involving the practice of medicine.

8. Dr. Finch shall notify the Board in writing of any change in his residence or practice addresses within ten (10) days of the change.

9. Upon execution by Dr. Finch and the Board, this Consent Order shall become a public record within the meaning of Chapter 132 of the North Carolina General Statutes and shall be subject to public inspection and dissemination pursuant to the provisions thereof. Additionally, it will be reported to persons, entities, agencies, and clearinghouses, as required and

permitted by law including, but not limited to, the National Practitioner Data Bank and Healthcare Integrity and Protection Data Bank.

By Order of the North Carolina Medical Board this the 29<sup>th</sup> day of June, 2010.

NORTH CAROLINA MEDICAL BOARD

By: Donald E. Jablonski, D.O., FALOP  
Donald E. Jablonski, D.O.  
President

Consented to this the 22 day of JUNE, 2010.

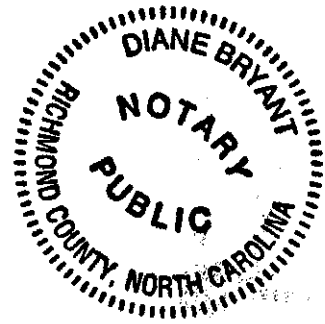
Sudhir Eugene Finch  
Sudhir Eugene Finch, M.D.

State of NORTH CAROLINA  
CYMBERLAND County

I, Diane Bryant, a Notary Public for the above named County and State, do hereby certify that Sudhir Eugene Finch, M.D. personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and official seal  
this the 22nd day of June, 2010.

Diane Bryant  
Notary Public



(SEAL)

My Commission expires: 1-25-14