

BEFORE THE
NORTH CAROLINA MEDICAL BOARD

In re:)
)
Ismael Tamba, DO,) CONSENT ORDER
)
Respondent.)

This matter is before the North Carolina Medical Board ("Board") regarding information that Ismael Tamba, DO ("Dr. Tamba") engaged in unprofessional conduct within the meaning of North Carolina General Statute §90-14(a)(6). Dr. Tamba admits, and the Board finds and concludes, that:

STATUTORY AUTHORITY

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.

FINDINGS OF FACT

Ismael Tamba, DO is a physician licensed by the Board on August 20, 2010, to practice medicine and surgery, license number 2010-01565.

During the times relevant herein, Dr. Tamba practiced family medicine in Raleigh, North Carolina.

Dr. Tamba treated Patient A for 8 months in 2011.

During the time he treated Patient A, Dr. Tamba prescribed Patient A controlled substances, including Percocet® (Oxycodone-Acetaminophen), Norco® (Hydrocodone-Acetaminophen), a Schedule III controlled substance, and Xanax® (Alprazolam), a Schedule IV controlled substance.

Dr. Tamba engaged in an unduly familiar relationship with Patient A while a physician-patient relationship existed between them. The unduly familiar relationship consisted of personal texts not related to Dr. Tamba's treatment of Patient A.

On three occasions, Dr. Tamba did not appropriately document his prescriptions in Patient A's medical record.

Dr. Tamba has enrolled in a January 2015 Category 1 Continuing Medical Education (CME) course that focuses on professionalism and ethics.

CONCLUSIONS OF LAW

Dr. Tamba acknowledges that the foregoing conduct constitutes a departure from or failure to conform to the standards of acceptable and prevailing medical practice and a departure from or failure to conform the ethics of the medical profession within the meaning of N.C. Gen. Stat. § 90-14(a)(6), which is grounds under those sections of the North Carolina

General Statutes for the Board to annul, suspend, revoke, condition, or limit his license to practice medicine and surgery or to deny any application he may make in the future.

PROCEDURAL STIPULATIONS

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

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

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

Dr. Tamba would like to resolve this matter without the need for more formal proceedings.

The Board has determined that the facts and circumstances of this case do not warrant or require a restriction or limitation to be placed on Dr. Tamba's license to practice medicine and surgery and that it is in the public interest to resolve this case as set forth below.

ORDER

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

1. Dr. Tamba is hereby REPRIMANDED.

2. Dr. Tamba shall provide proof of satisfactory completion of the aforementioned CME to the Compliance Coordinator, North Carolina Medical Board, P.O. Box 20007, Raleigh, NC 27619-0007 within thirty (30) days of completing the course.

3. Dr. Tamba shall strictly comply with the Board's Position Statement entitled, "Self-Treatment and Treatment of Family Members and Others with Whom Significant Emotional Relationships Exist".

4. Dr. Tamba shall maintain accurate and complete medical record for each patient that includes a list of prescribed medications.

4. Dr. Tamba shall obey all laws and he shall obey all regulations related to the practice of medicine.

5. Dr. Tamba shall meet with the Board or members of the Board for an informal interview at such times as requested by the Board.

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

7. If Dr. Tamba 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, revoke, condition, or limit Dr. Tamba's license to practice medical acts, tasks, and functions as a physician or deny any application he might make in the future or then have pending for a license.

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

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

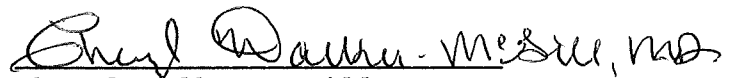
10. Upon execution by Dr. Tamba and the Board, this Consent Order shall become a public record within the meaning of Chapter 132 of the North Carolina General Statutes and shall be subject to public inspection and dissemination pursuant to the provisions thereof. Additionally, it will be reported to persons, entities, agencies, and clearinghouses as required by and permitted by law, but not limited to, the Federation of State Medical Boards, the National Practitioner's Data Bank, and the Healthcare Integrity and Protection Data Bank.

By Order of the North Carolina Medical Board this the

11th day of December, 2014.

NORTH CAROLINA MEDICAL BOARD

By:



Cheryl Walker-McGill, MD
President

Consented to this the 2 day of DECEMBER, 2014.

Ismael Tamba
Ismael Tamba, DO

State of NORTH CAROLINA

County of Wake

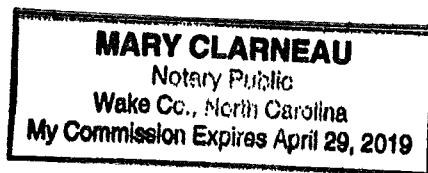
I, Mary Clarneau, a Notary Public for the above named County and State, do hereby certify that Ismael Tamba, DO. personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and official seal

This the 2 day of December, 2014.

Mary Clarneau
Notary Public

(SEAL)



My Commission expires: April 29, 2019