

STATE OF MAINE  
BOARD OF REGISTRATION IN MEDICINE

In Re: Paul H. Derboven, M.D. )  
  )     **CONSENT AGREEMENT**  
  )

This Consent Agreement is entered into by Paul H. Derboven, M.D., the State of Maine Board of Registration in Medicine (the "Board") and the State of Maine Department of Attorney General, pursuant to 10 M.R.S.A. § 8003(5)(B) and 32 M.R.S.A. § 3282-A.

STATEMENT OF FACTS

1. Dr. Derboven has held an active license to practice medicine in the State of Maine since 19\_\_.
2. In September, 1996, Bangor Mental Health Institute notified the Board that Dr. Derboven's privileges had been terminated because of ongoing delinquency in maintaining records and not notifying the institute that he was unable to meet the clinical needs of his patients.
3. The Board also received complaints from a community health care facility and a boarding home that Dr. Derboven was frequently unavailable and had failed to make appropriate arrangements to ensure continuous care and monitoring for patients.
4. In 1996 and 1997, Dr. Derboven treated many psychiatric patients with Clozaril and was responsible for monitoring these patients and prescribing their medication.

5. In February, 1997, Dr. Derboven left Maine and went to Europe without arranging adequate coverage for his patients on Clozaril.

6. Dr. Derboven's license to practice medicine lapsed by operation of law in April, 1997.

7. In September, 1997, the Board issued a complaint against Dr. Derboven, alleging violations of 32 M.R.S.A. § 3282-A(2)(E) and (F): incompetence because of inappropriate prescribing practices and inadequate monitoring of patients on Clozaril and unprofessional conduct based on abandonment of patients. On November 18, 1997, the Board voted to proceed to an adjudicatory hearing to resolve the issues raised by the complaint.

#### AGREEMENT

In lieu of proceeding to an adjudicatory hearing, Dr. Derboven agrees to the following:

1. The Board has jurisdiction over Dr. Derboven and the disciplinary matters raised by the pending complaint because Dr. Derboven held a license to practice medicine in the State of Maine when the incidents which gave rise to the complaint occurred.

2. Since that time, Dr. Derboven's license to practice medicine in Maine has lapsed. Dr. Derboven agrees that he will not apply for reinstatement of his license to practice medicine in Maine and understands that he will not be relicensed to practice medicine by the Board or its successor.

3. Dr. Derboven agrees to waive his right to a hearing before the Board or any court regarding all terms and conditions of this Consent Agreement. This Agreement is entered into freely and willingly by Dr. Derboven.

I, PAUL H. DERBOVEN, M.D., HAVE READ AND UNDERSTAND THE FOREGOING CONSENT AGREEMENT. I UNDERSTAND THAT BY SIGNING IT, I WAIVE CERTAIN RIGHTS. I SIGN IT VOLUNTARILY, WITHOUT ANY THREAT OR PROMISE. I UNDERSTAND THAT THIS CONSENT AGREEMENT IS A FINAL BOARD ORDER AND CONTAINS THE ENTIRE AGREEMENT AND THERE IS NO OTHER AGREEMENT OF ANY KIND.

DATED: May 1st, 1998

  
\_\_\_\_\_  
PAUL H. DERBOVEN, M.D.

DATED: 6/9/98, 1998

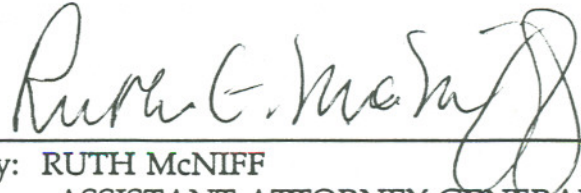
STATE OF MAINE  
BOARD OF REGISTRATION IN MEDICINE

  
\_\_\_\_\_  
By: EDWARD DAVID, M.D., J.D., CHAIR

APPROVED AS TO FORM:

DATED: 6/9/98, 1998

STATE OF MAINE  
DEPARTMENT OF ATTORNEY GENERAL

A handwritten signature in cursive script, appearing to read "Ruth E. McNiff", written over a horizontal line.

By: RUTH McNIFF  
ASSISTANT ATTORNEY GENERAL