



4. The Licensee entered into a plea agreement pleading guilty to a single count of conspiracy under the federal law prohibiting the charging for drugs that physicians receive at no cost. 21 U.S.C. §§331(f) and 333(b) and 18 U.S.C. §371.

5. In April, 2001, and in conjunction with his plea, the Licensee voluntarily contacted the Board to report that he had been charged by the federal government for illegal billing practices. Based on this information, the Board issued a complaint against the Licensee alleging unprofessional conduct.

#### AGREEMENT

In lieu of proceeding to an adjudicatory hearing, the Licensee agrees to the following:

1. The conduct which gave rise to the federal charges is also grounds for discipline for unprofessional conduct.
2. The Licensee agrees to accept a **CENSURE** as disciplined for his conduct.
3. The Licensee will pay a fine of \$10,000.
4. The Licensee has been represented by Claudia D. Raessler, Esq., in the negotiation of this Consent Agreement.

**I, JOEL S. OLSTEIN, M.D., HAVE READ AND UNDERSTAND THAT THIS FOREGOING CONSENT AGREEMENT AND AGREE WITH ITS CONTENTS AND TO ITS TERMS. I FURTHER UNDERSTAND THAT BY SIGNING THIS DOCUMENT, I WAIVE CERTAIN RIGHTS, INCLUDING THE RIGHT TO FURTHER HEARING BEFORE THE BOARD. I SIGN THIS CONSENT AGREEMENT VOLUNTARILY,**

WITHOUT ANY THREAT OR PROMISE. I UNDERSTAND THAT THIS CONSENT AGREEMENT CONTAINS THE ENTIRE AGREEMENT AND THERE IS NO OTHER AGREEMENT OF ANY KIND, VERBAL, WRITTEN OR OTHERWISE.

DATED: 11-2-01

Joel S. Olstein, M.D.  
JOEL S. OLSTEIN, M.D.

STATE OF Maine

Androscoggin, S.S.

Personally appeared before me the above-named Joel S. Olstein, M.D., and swore to the truth of the foregoing based upon his own personal knowledge, or upon information and belief, and so far as upon information and belief, he believes it to be true.

DATED: 11/2/01

Dolores J. Welch  
NOTARY PUBLIC/ATTORNEY

My Commission Expires: **DOLORES J. WELCH  
NOTARY PUBLIC, Maine  
My Commission Expires  
1/21/2008**

DATED: 11/5/01

Claudia D. Raessler, Esq.  
CLAUDIA D. RAESSLER, ESQ.  
Attorney for Joel S. Olstein, M.D.

STATE OF MAINE  
BOARD OF LICENSURE IN MEDICINE

DATED: 11/13/01

Edward David, M.D.  
EDWARD DAVID, M.D., Chairman

STATE OF MAINE DEPARTMENT  
OF THE ATTORNEY GENERAL

DATED: 11/13/01

Ruth E. McNiff  
RUTH E. McNIFF  
Assistant Attorney General

APPROVED EFFECTIVE:

11/13/01