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COMMONWEALTH OF KENTUCKY
BOARD OF MEDICAL LICENSURE
CASE NO. 2118

IN RE: THE LICENSE TO PRACTICE MEDICINE IN THE COMMONWEALTH OF KENTUCKY HELD BY LAURA E. PURDY, M.D., LICENSE NO. 50375, 6757 WALNUT HILLS DRIVE, BRENTWOOD, TENNESSEE 37027

AGREED ORDER

Come now the Kentucky Board of Medical Licensure (hereafter "the Board"), acting by and through its Inquiry Panel A, and Laura Purdy, M.D. (hereafter "the licensee"), and, based upon their mutual desire to resolve this pending investigation without an evidentiary hearing, hereby ENTER INTO the following **AGREED ORDER**:

STIPULATIONS OF FACT

The parties stipulate the following facts, which serve as the factual bases for this Agreed Order:

1. At all relevant times, Laura Purdy, M.D. ("the licensee"), was licensed by the Board to practice medicine within the Commonwealth of Kentucky.
2. The licensee's medical specialty is Family Medicine.
3. The licensee is also licensed by the Medical Board of Mississippi (the "Mississippi Board").
4. On or about May 18, 2023, the Mississippi Board issued a Corrected Determination and Order, finding that the licensee violated Mississippi statutes. The Findings of Fact state in pertinent part:
 - Licensee is licensed to practice medicine in all 50 states and the District of Columbia.
 - On or about May 23, 2022, the Board received a complaint from a physician alleging that Licensee was prescribing medications such as Ozempic via telehealth with no audio and or video contact with at least one (1) patient. It was

also alleged that side effects of those drugs were not discussed with the patient prior to prescribing.

- During the Board's investigation, it was discovered that Licensee was also prescribing medications to at least two (2) other patients in the State of Mississippi. The investigation found that that all patient encounters were conducted via instant messages through a phone application and website called "Push Health."
- Communication for all patient encounters was conducted via instant messages on the website "Push Health."
- Licensee testified that she only reviewed questionnaires completed by patients when they registered for "Push Health" prior to prescribing medication. Other than the instant messages, Licensee testified that she does not ask any questions or engage in any relevant communication with patients to establish the physician/patient relationship needed to practice telemedicine in the state of Mississippi.

5. The Mississippi Board's Corrected Determination and Order, imposed the following sanctions:

- The licensee's Mississippi Medical license is hereby suspended for three (3) months with the suspension immediately stayed.
- The licensee shall successfully complete the PROBE course offered by CPEP and provide confirmation of completion to the Board.
- The licensee is prohibited from practicing medicine via telehealth in the state of Mississippi until June 17, 2023.
- The licensee must report to the Mississippi Board for review of her current telehealth standard operating procedures prior to returning to practicing telehealth in the state of Mississippi.

6. The licensee did not report the disciplinary action taken by the Mississippi Board within ten days of the May 18, 2023 Corrected Determination and Order as required by 201 KAR 9:081(9)(2)(a)(2). Further, the licensee did not provide this Board a copy of the order issued by the Mississippi Board within ten days of the May 18, 2023 Corrected Determination and Order. The Board received notice of the Mississippi Board action via a report from the Federation of State Medical Boards.

7. The licensee agreed to enter into this Agreed Order, in lieu of the issuance of a Complaint.

STIPULATED CONCLUSIONS OF LAW

The parties stipulate the following Conclusions of Law, which serve as the legal bases for this Agreed Order:

1. The licensee's Kentucky medical license is subject to regulation and discipline by the Board.
2. Based upon the Stipulations of Fact, the licensee has engaged in conduct which violates the provisions of KRS 311.595(12) and (17). Accordingly, there are legal grounds for the parties to enter into this Agreed Order.
3. Pursuant to KRS 311.591(6) and 201 KAR 9:082, the parties may fully and finally resolve this pending investigation without an evidentiary hearing by entering into an informal resolution such as this Agreed Order.

AGREED ORDER

Based upon the foregoing Stipulations of Fact and Stipulated Conclusions of Law, and, based upon their mutual desire to fully and finally resolve this pending investigation without an evidentiary hearing, the parties hereby ENTER INTO the following **AGREED ORDER**:

1. The license to practice medicine held by Laura E. Purdy, M.D., is hereby PLACED ON PROBATION FOR A PERIOD OF FIVE (5) YEARS, with that period of probation beginning immediately upon the filing of this Agreed Order.
2. During the effective period of this Agreed Order, the licensee's medical license SHALL BE SUBJECT TO THE FOLLOWING TERMS AND CONDITIONS:
 - a. Within three (3) months of the filing of this Agreed Order, the licensee SHALL read 201 KAR 9:016, 201 KAR 9:260 and the Board Opinion Regarding the Use of Telemedicine Technologies in the Practice of Medicine (September 15, 2022),

and the licensee SHALL execute and return an affidavit attesting that she has read and understands the provisions contained therein;

- b. Within three (3) months of the filing of this Agreed Order, the licensee SHALL submit payment of a FINE in the amount of \$1,000.00, pursuant to KRS 311.565(1)(v); and
 - c. The licensee SHALL NOT violate any provision of KRS 311.595 and/or 311.597.
3. Upon verification of full payment of the fine in the amount of \$1,000.00 and receipt of the affidavit, the Board agrees to terminate this Agreed Order.
 4. The licensee expressly agrees that if she should violate any term or condition of this Agreed Order, the licensee's practice will constitute an immediate danger to the public health, safety, or welfare, as provided in KRS 311.592 and 13B.125. The parties further agree that if the Board should receive information that she has violated any term or condition of this Agreed Order, the Panel Chair is authorized by law to enter an Emergency Order of Suspension or Restriction immediately upon a finding of probable cause that a violation has occurred, after an *ex parte* presentation of the relevant facts by the Board's General Counsel or Assistant General Counsel. If the Panel Chair should issue such an Emergency Order, the parties agree and stipulate that a violation of any term or condition of this Agreed Order would render the licensee's practice an immediate danger to the health, welfare and safety of patients and the general public, pursuant to KRS 311.592 and 13B.125; accordingly, the only relevant question for any emergency hearing conducted pursuant to KRS 13B.125 would be whether the licensee violated a term or condition of this Agreed Order.
 5. The licensee understands and agrees that any violation of the terms of this Agreed Order would provide a legal basis for additional disciplinary action, including revocation, pursuant to KRS 311.595(13).

SO AGREED on this 5 day of September, 2023.

FOR THE LICENSEE:



LAURA E. PURDY, M.D.

COUNSEL FOR THE LICENSEE
(IF APPLICABLE)

FOR THE BOARD:



WAQAR A. SALEEM, M.D.
INQUIRY PANEL A



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