

FEB 20 2023

K.B.M.L.

COMMONWEALTH OF KENTUCKY  
BOARD OF MEDICAL LICENSURE  
CASE NO. 2087

IN RE: THE LICENSE TO PRACTICE MEDICINE IN THE COMMONWEALTH OF KENTUCKY HELD BY EYAD ALSABBAGH, M.D., LICENSE NO. 38254, 12148 CORTEZ BOULEVARD, BROOKSVILLE, FLORIDA 34613

**COMPLAINT**

Comes now the Complainant, Chair of the Kentucky Board of Medical Licensure's Inquiry Panel B, and on behalf of the Panel which met on January 19, 2023, states for its Complaint against the licensee, Eyad Alsabbagh, M.D., as follows:

1. At all relevant times, Eyad Alsabbagh, M.D. ("the licensee"), was licensed by the Board to practice medicine within the Commonwealth of Kentucky.
2. The licensee's medical specialty is Pain Management.
3. The licensee is also licensed by the Florida Board of Medicine ("Florida Board").
4. On or about April 26, 2021, Florida's Department of Health filed an Administrative Complaint before the Florida Board against the licensee for violating Florida statutes based upon inappropriate documentation and administration of low-THC cannabis.
5. On or about July 6, 2022, the Florida Department of Health and the licensee entered into a Settlement Agreement regarding the medical license held by the licensee.
6. The Stipulated Disposition of the Settlement Agreement imposed the following conditions:
  - a. **Fine** - The Florida Board shall impose an administrative fine of Four Thousand Dollars (\$4,000.00) against the licensee's license, to be paid by the licensee within three (3) years from the date of filing of the Final Order accepting the Settlement Agreement.
  - b. **Reimbursement of Costs** – The licensee agrees to pay the Florida Health Department for any costs incurred in the investigation and prosecution of

the Florida case. The agreed upon amount of Department costs to be paid in this case is: thirteen thousand sixty-two dollars and twenty-eight cents (\$13,062.28).


- c. **Laws, Rules, and Ethics Course** – The licensee shall document completion of five (5) hours of Continuing Medical Education (CME) in a Florida Board approved laws, rules, and ethics course within one (1) year from the date the Final Order is filed.
  - d. **Records Course** – The licensee shall document completion of a Florida Board-approved CME records keeping course within one (1) year of the date of filing of the Final Order.
  - e. **Medical Marijuana Course** – The licensee shall document completion of a Florida Board-approved CME medical marijuana course within one (1) year from the date the Final Order is filed.
7. On or about October 18, 2022, the Florida Board considered the terms of the Settlement Agreement and entered its Final Order regarding the medical license held by the licensee. It approved an Amended Settlement Agreement which incorporated the following clarifications:
- a. For the continuing medical education required in paragraph 4 of the Stipulated Disposition, the approved Medical Records Course shall be three (3) hours and must be completed within one (1) year from the date the Final Order is filed.
  - b. For the continuing medical education required in paragraph 5 of the Stipulated Disposition, the approved Medical Marijuana Course shall be two (2) hours and must be within one (1) year from the date the Final Order is filed.
  - c. The costs set forth in Paragraph 2 of the Stipulated Disposition shall be set at \$13,062.28.
8. The Board received notice of the Florida Board action via a report from the Federation of State Medical Boards. The licensee did not report the action taken by the Florida Board within ten days of the October 18, 2022 Final Order as required by 201 KAR 9:081 Section 9(2)(a)(2). Further, the licensee did not provide this Board a copy of the order issued by the Florida Board within ten days of the October 18, 2022 Final Order.

9. By his conduct, the licensee has violated KRS 311.595(12) and (17). Accordingly, legal grounds exist for disciplinary action against his license to practice medicine in the Commonwealth of Kentucky.
10. The licensee is directed to respond to the allegations delineated in the Complaint within thirty (30) days of service thereof and is further given notice that:
- (a) His failure to respond may be taken as an admission of the charges; and
  - (b) He may appear alone or with counsel, may cross-examine all prosecution witnesses and offer evidence in his defense.

11. NOTICE IS HEREBY GIVEN that a hearing on this Complaint is scheduled for **July 27 & 28, 2023**, at 9:00 a.m., Eastern Standard Time, at the Kentucky Board of Medical Licensure, Hurstbourne Office Park, 310 Whittington Parkway, Suite 1B, Louisville, Kentucky 40222. Said hearing shall be held pursuant to the Rules and Regulations of the Kentucky Board of Medical Licensure and pursuant to KRS Chapter 13B. This hearing shall proceed as scheduled and the hearing date shall only be modified by leave of the Hearing Officer upon a showing of good cause.

WHEREFORE, Complainant prays that appropriate disciplinary action be taken against the license to practice medicine in the Commonwealth of Kentucky held by Eyad Alsabbagh, M.D.

This 20<sup>th</sup> day of February, 2023.

  
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DALE E. TONEY, M.D.  
CHAIR, INQUIRY PANEL B

**CERTIFICATE OF SERVICE**

I certify that the original of this Complaint was delivered to Mr. Michael S. Rodman, Executive Director, Kentucky Board of Medical Licensure, 310 Whittington Parkway, Suite 1B, Louisville, Kentucky 40222; a copy was mailed to Keith Hardison, Esq., Hearing Officer, 2616 Bardstown Road, Louisville, Kentucky 40205 and a copy was mailed via certified mail return-receipt requested to the licensee, Eyad Alsabbagh, M.D., License No. 38254, 12148 Cortez Boulevard, Brooksville, Florida 34613 on this 20<sup>th</sup> day of February, 2023.



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