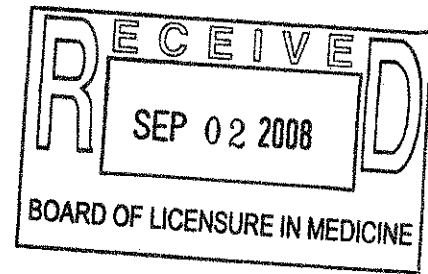


STATE OF MAINE  
BOARD OF LICENSURE IN MEDICINE



In re: ) CONSENT  
Ann E. Traynor, M.D. ) AGREEMENT  
Complaint No. CR08-053 )

This document is a Consent Agreement, effective when signed by all parties, regarding a disciplinary action concerning the license to practice medicine in the State of Maine held by Ann E. Traynor, M.D. The parties to the Consent Agreement are: Ann E. Traynor, M.D. ("Dr. Traynor"), the State of Maine Board of Licensure in Medicine ("the Board") and the State of Maine Department of the Attorney General. This Consent Agreement is entered into pursuant to 10 M.R.S. § 8003(5)(B) and 32 M.R.S. § 3282-A.

STATEMENT OF FACTS

1. Dr. Traynor has held a license to practice medicine in the State of Maine since July 5, 2007. Dr. Traynor specializes in Hematology.
2. On or about January 8, 2008, Dr. Traynor submitted an on-line application to renew her Maine medical license. On that on-line renewal application, Dr. Traynor indicated that she had not had any hospital, HMO or other health care entity privileges revoked, suspended, restricted or limited in any way.
3. On or about January 24, 2008, the Board received information from Maine General Medical Center that it had suspended the clinical privileges of Dr. Traynor on October 18, 2007. On or about January 10, 2008, Maine General Medical Center terminated the precautionary suspension of the clinical privileges of Dr. Traynor.

4. On or about March 3, 2008, the Board, pursuant to 32 M.R.S. § 3282-A, voted to initiate a complaint against Dr. Traynor's Maine medical license for alleged fraud or deceit in obtaining the renewal of her Maine medical license based upon her failure to disclose the suspension of her hospital privileges by Maine General Medical Center. The Board docketed that complaint as CR08-053.

5. On or about June 10, 2008, the Board reviewed Complaint CR08-053, and voted to schedule the matter for an adjudicatory hearing. In addition, the Board authorized its legal counsel to negotiate a consent agreement with Dr. Traynor that resolved Complaint CR08-053 without hearing.

6. This Consent Agreement has been negotiated by counsel for Dr. Traynor and counsel for the Board in order to resolve complaint CR08-053 without an adjudicatory hearing. Absent Dr. Traynor's acceptance of this Consent Agreement by signing and dating it in front of a notary and returning it to the Board on or before September 2, 2008, the matter will proceed to an adjudicatory hearing. In addition, absent the Board's acceptance of this Consent Agreement by ratifying it on September 9, 2008, the matter will proceed to an adjudicatory hearing.

7. By signing this Consent Agreement, Dr. Traynor and her legal counsel waive any and all objections to, and hereby consent to the presentation of this Consent Agreement to the Board for possible ratification. Dr. Traynor and her legal counsel also forever waive any arguments of bias or otherwise

against any of the Board members in the event that the Board fails to ratify this proposed Consent Agreement.

#### COVENANTS

In lieu of proceeding to an adjudicatory hearing in this matter, Dr. Traynor agrees to the following:

8. Dr. Traynor denies that she committed fraud or deceit or any intentional wrongdoing when she submitted her on-line application to renew her Maine medical license. Dr. Traynor admits that with regard to complaint CR08-053 the Board has sufficient evidence from which it could reasonably conclude that she failed to disclose the suspension of her privileges at Maine General Medical Center on her application for the renewal of her Maine medical license. Dr. Traynor admits that the Board has sufficient evidence from which it could conclude that such conduct constitutes fraud or deceit in obtaining a license and grounds for discipline of her Maine medical license pursuant to 32 M.R.S. § 3282-A(2).

9. For the conduct admitted in paragraph 8 above, Dr. Traynor agrees to accept, and the Board agrees to issue, the following discipline:

a. A WARNING. Dr. Traynor agrees that, on all future applications or submissions filed with the Board, she will disclose any and all adverse information requested, and ensure that all information that she provides to the Board is true and correct.

b. A MONETARY PENALTY of One Thousand Dollars and Zero Cents (\$1,000.00). Dr. Traynor shall ensure that she pays the monetary

penalty within thirty (30) days following the execution<sup>1</sup> of this Consent Agreement. Payment shall be made by certified check or money order made payable to "Treasurer, State of Maine," and be remitted to Maria MacDonald, Investigator, Maine Board of Licensure in Medicine, 137 State House Station, Augusta, Maine 04333-0137.

10. Dr. Traynor waives her right to a hearing before the Board or any court regarding all findings, terms and conditions of this Consent Agreement. Dr. Traynor agrees that this Consent Agreement is a final order resolving Complaint CR08-053. This Consent Agreement is not appealable.

11. The Board and the Office of the Attorney General may communicate and cooperate regarding Dr. Traynor or any other matter relating to this Consent Agreement.

12. Dr. Traynor acknowledges that, pursuant to Title 10 M.R.S. § 8003(5)(B), her failure to comply with any of the terms or conditions of this Consent Agreement shall constitute grounds for additional disciplinary action against her Maine medical license, including but not limited to an order, after hearing, modifying, suspending, or revoking her license.

13. This Consent Agreement is a public record within the meaning of 1 M.R.S.A. § 402 and will be available for inspection and copying by the public pursuant to 1 M.R.S.A. § 408.

14. This Consent Agreement constitutes disciplinary action that is reportable to the National Practitioner Data Bank (NPDB), the Healthcare

---

<sup>1</sup> For the purposes of this Consent Agreement, "execution" means the date on which the final signature is affixed to this Consent Agreement.

Integrity and Protection Data Bank (HIPDB), and the Federation of State Medical Boards (FSMB).

15. Nothing in this Consent Agreement shall be construed to affect any right or interest of any person not a party hereto.

16. The Board and Dr. Traynor agree that no further agency or legal action will be initiated against her by the Board based upon the facts described herein, except or unless she fails to comply with the terms and conditions of this Consent Agreement. The Board may however consider the conduct described above in the event that allegations are brought against Dr. Traynor in the future. The Board may also consider the fact that discipline was imposed by this Consent Agreement in determining appropriate discipline in any further complaints against Dr. Traynor's license.

17. Dr. Traynor acknowledges by her signature hereto that she has read this Consent Agreement, that she has had an opportunity to consult with an attorney before executing this Consent Agreement, that she executed this Consent Agreement of her own free will and that she agrees to abide by all terms and conditions set forth herein.

18. Dr. Traynor has been represented by David G. Webbert, Esq., who has participated in the negotiation of the terms of this Consent Agreement.

I, ANN E. TRAYNOR, M.D., HAVE READ AND UNDERSTAND THE FOREGOING CONSENT AGREEMENT AND AGREE WITH ITS CONTENTS AND TERMS. I FURTHER UNDERSTAND THAT BY SIGNING THIS AGREEMENT, I WAIVE CERTAIN RIGHTS, INCLUDING THE RIGHT TO A 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: 8/30/08 Ann E. Traynor  
ANN E. TRAYNOR, M.D.  
STATE OF Maine  
Kennebec County, S.S.

Personally appeared before me the above-named Ann E. Traynor, M.D., and swore to the truth of the foregoing based upon her own personal knowledge, or upon information and belief, and so far as upon information and belief, she believes it to be true.

DATED: 8.30.08 David Webb  
NOTARY PUBLIC / ATTORNEY

MY COMMISSION ENDS: \_\_\_\_\_

DATED: 8.30.08 David Webb  
DAVID G. WEBBERT, ESQ.  
ATTORNEY FOR DR. TRAYNOR


STATE OF MAINE  
BOARD OF LICENSURE IN MEDICINE

DATED: 9/9/2008 Sheridan R. Oldham, MD  
SHERIDAN R. OLDHAM, M.D., Chairman

STATE OF MAINE DEPARTMENT  
OF THE ATTORNEY GENERAL

DATED:

9/9/08

  
\_\_\_\_\_  
DENNIS E. SMITH  
Assistant Attorney General

Effective Date: