

**BEFORE THE IOWA BOARD OF PHARMACY**

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Re:	)	CASE NO. 2012-64
Controlled Substances Act Registration of	)	
<b>DANIEL J. BALDI, DO</b>	)	<b>SETTLEMENT AGREEMENT</b>
Registration No. 1305196	)	<b>AND FINAL ORDER</b>
Respondent	)	

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Pursuant to Iowa Code sections 17A.12(5) and 272C.3(4), and 657 IAC 35.24, the Iowa Board of Pharmacy ("Board") and Daniel J. Baldi, DO ("Respondent") enter into the following Settlement Agreement and Final Order ("Order") to settle a contested case currently pending before the Board.

The allegations contained in the Order to Show Cause against Respondent shall be resolved without proceeding to hearing, as the Board and Respondent stipulate as follows:

1. On August 23, 2012, the Iowa Board of Medicine filed disciplinary charges against Respondent for issues related to the prescribing of controlled substances.
2. On September 21, 2012, Respondent entered into an agreement with the Iowa Board of Medicine not to practice until such time as the disciplinary charges were resolved.
3. The Board filed an Order to Show Cause in the above-captioned case on November 9, 2012, which was based on the disciplinary charges issued by the Iowa Board of Medicine and subsequent agreement not to practice.
4. On December 6, 2012, Respondent filed a Request for Hearing on the Order to Show Cause.
5. A contested case hearing on the matter was scheduled, but continued until further notice on April 30, 2013.
6. On April 6, 2016, the Board received a Controlled Substances Act (CSA) registration renewal application from Respondent, which was administratively processed.
7. On October 28, 2016, the Iowa Board of Medicine approved a Settlement Agreement, which resolved the pending disciplinary charges. Among other terms, Respondent was permanently prohibited from prescribing, administering or dispensing controlled substances for the treatment of chronic pain. Pursuant to the Settlement Agreement, Respondent's medical license was reinstated subject to a number of requirements prior to returning to the practice of medicine, and subject to a subsequent period of probationary monitoring.
8. Respondent's CSA registration number 1305196 is currently active through July 31, 2019.
9. This Agreement is intended to resolve the pending contested case hearing regarding the Order to Show Cause in the above-captioned case.

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10. The Board has jurisdiction over the parties and the subject matter of these proceedings.

11. Respondent acknowledges that the allegations in the Order to Show Cause, if proven in a contested case proceeding, would constitute grounds for the discipline agreed to in this Order.

12. Execution of this Order constitutes the resolution of a contested case. Respondent has a right to hearing before the Board on the charges, but Respondent waives the right to hearing and all attendant rights, including the right to appeal or seek judicial review of the Board's actions, by freely and voluntarily entering into this Order. Once entered, this Order shall have the force and effect of a disciplinary order entered following a contested case hearing.

13. Respondent acknowledges that he has the right to be represented by counsel on this matter.

14. Respondent agrees that the State's counsel may present this Order to the Board and may have *ex parte* communications with the Board while presenting it.

15. This Order is subject to approval by a majority of the full Board. If the Board does not approve this Order, it shall be of no force or effect to either party, and shall not be admissible for any purpose in further proceedings in this matter. If the Board approves this Order, it shall be the full and final resolution of this matter.

16. This Order shall be part of Respondent's permanent record and shall be considered by the Board in determining the nature and severity of any disciplinary action to be imposed in the event of any future violations.

17. This Order shall not be binding as to any new complaints received by the Board.

18. Respondent understands the Board is required by federal law to report any adverse action to the National Association of Boards of Pharmacy's Disciplinary Clearinghouse and the National Practitioner Data Bank.

19. This Order, when fully executed, is a public record and is available for inspection and copying in accordance with the requirements of Iowa Code chapters 22 and 272C.

20. The Board's approval of this Order shall constitute a FINAL ORDER of the Board.

**IT IS THEREFORE ORDERED:**

21. Respondent's CSA registration is hereby **PERMANENTLY RESTRICTED** to prohibit Respondent from prescribing, administering or dispensing controlled substances for the treatment of chronic pain as defined by the Iowa Board of Medicine.

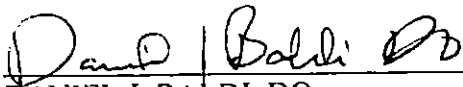
22. Respondent's CSA registration is hereby **RESTRICTED** for the duration of Respondent's probation with the Iowa Board of Medicine, which is expected to last until approximately October 28, 2021. Respondent's restriction on his CSA registration shall mirror the restrictions on his medical license outlined in Settlement Agreement with the Iowa Board of Medicine. Respondent

shall comply with all terms and conditions of the Settlement Agreement. In addition, the following conditions shall apply:

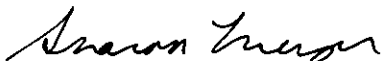
- a. Respondent shall provide a copy of this Order to all employers.
- b. Respondent shall report any violations his probation with the Iowa Board of Medicine to the Iowa Board of Pharmacy immediately.
- c. This Order is intended to mirror the Settlement Agreement. If any conditions are added or removed by the Iowa Board of Medicine, those changes shall be incorporated into this Order. If Respondent is granted early release from probation, Respondent's Iowa CSA registration shall also be released from such restrictions, except for the permanent restriction contained in paragraph 21. Respondent shall promptly report any changes to his probationary terms and conditions to the Iowa Board of Pharmacy.
- d. Respondent authorizes the release of all information and records related to compliance with the Settlement Agreement in possession of the Iowa Board of Medicine to the Iowa Board of Pharmacy upon request, in order to verify compliance with this Order.

23. Should Respondent violate the terms of this Order, the Board may initiate action to suspend or revoke Respondent's CSA registration as authorized by Iowa Code chapter 124 and 657 IAC chapter 10.

This Settlement Agreement and Final Order is voluntarily submitted by Respondent to the Board for its consideration on the 7 day of Feb, 2018.

  
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DANIEL J. BALDI, DO  
Respondent

This Settlement Agreement and Final Order is approved by the Iowa Board of Pharmacy on the 14 day of March, 2018.

  
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Chairperson  
Iowa Board of Pharmacy