

BEFORE THE IOWA BOARD OF PHARMACY

Re:)	Case No. 2012-65
Controlled Substance Registration of:)	
FRANK L. LAMP, DO)	ORDER TO SHOW CAUSE
Registration No. 1233336)	
Respondent)	

**TO: Frank L. Lamp, DO
405 Sixth St.
Grundy Center, IA 50638**

NOTICE: Pursuant to the provisions of Iowa Code chapter 124.304-305 (2011) and 657 Iowa Administrative Code 10.12(5-8), you are hereby ordered to appear before the Iowa Board of Pharmacy to show cause why controlled substance registration number 1233336, issued to Frank L. Lamp, DO, should not be suspended or revoked. TO REQUEST A HEARING REGARDING THE RESTRICTION, SUSPENSION OR REVOCATION OF THIS CONTROLLED SUBSTANCE REGISTRATION, YOU MUST FILE A REQUEST FOR A HEARING BEFORE THE BOARD WITHIN THIRTY (30) DAYS OF ISSUANCE OF THIS ORDER.

I. JURISDICTION

Pursuant to Iowa Code Chapter 124 (2011) and 657 Iowa Administrative Code § 10.12(5)-(8), the Iowa Board of Pharmacy (Board) has jurisdiction over those who manufacture, distribute, and dispense controlled substances in Iowa. The Board issued Frank L. Lamp (Respondent) controlled substance registration number 1233336, subject to the laws of the State of Iowa and the rules of the Board.

II. BASIS FOR ORDER TO SHOW CAUSE

1. Respondent holds a license to practice medicine in Iowa.
2. The Board issued Respondent controlled substance registration number 1233336 on February 6, 2012.
3. Iowa Code Section 124.304(1)(d) provides the Board may suspend, revoke, or restrict a controlled substance registration upon a finding that the registrant has

committed such acts as would render the registrant's registration under Section 124.303 inconsistent with the public interest as determined under that section. *See also* 657 Iowa Administrative Code 10.12.

4. Section 124.303 and 657 IAC 10.12(4) provide that in determining the public interest the Board shall consider a number of factors, including compliance with applicable state laws.

5. The Department of Public Health, Bureau of Substance Abuse issued Respondent a "Cease and Desist" letter in June 2011 for operating an opioid treatment program without a license. Respondent continued to improperly prescribe methadone to patients after the letter was issued.

6. On April 23, 2012, Respondent was charged in Grundy County, Iowa, with nine counts of Unlawfully Operating a Substance Abuse Treatment Program Without a License, a serious misdemeanor, when between June 30, 2011, and January 9, 2012, he repeatedly wrote prescriptions for methadone for three patients with known substance abuse histories who left a licensed opioid treatment program. The criminal charges are pending.

7. On November 15, 2012, the Iowa Board of Medicine filed a Statement of Charges against Respondent. These charges allege that between June 30, 2011, and January 9, 2012, Respondent inappropriately prescribed methadone to three patients, who had known substance abuse histories and who had left a licensed opioid treatment program, for the treatment of opiate dependency. These charges additionally allege that Respondent inappropriately prescribed controlled substances to several patients and

inappropriately managed the patients to whom those controlled substances were prescribed.

III. ORDER

Respondent is hereby ordered to appear before the Board and show cause why controlled substance registration number 1233336 should not be restricted, suspended or revoked.

Respondent may request a hearing before the Board in response to this Order by filing that request within thirty (30) days of the date of this Order. Respondent's request for a hearing should be directed to Lloyd Jessen, Executive Director, Iowa Board of Pharmacy, 400 S.W. Eighth Street, Suite E, Des Moines, Iowa 50309-4688. The Board office telephone number is (515) 281-5944. If Respondent requests a hearing, the hearing will be held at 400 S.W. Eighth Street, Suite E, Des Moines, Iowa, on the date of the next regularly scheduled meeting of the Board.

IF RESPONDENT DOES NOT REQUEST A HEARING IN THIS MATTER WITHIN THIRTY DAYS OF THE DATE OF THIS ORDER, RESPONDENT'S CONTROLLED SUBSTANCE REGISTRATION WILL BE SUSPENDED.

IT IS SO ORDERED THIS 16th day of January 2013.



SUSAN M. FREY, Chairperson
Iowa Board of Pharmacy

cc: Theresa O'Connell Weeg, Assistant Iowa Attorney General
Kevin Engels
Drug Enforcement Administration, Des Moines, Iowa

**VOLUNTARY SURRENDER OF
IOWA CONTROLLED SUBSTANCES ACT REGISTRATION**

I, Frank L. Lamp; MD, do hereby voluntarily surrender my Controlled Substances Act registration in the State of Iowa, number 1233336, to the Iowa Board of Pharmacy, for an indefinite period of time. This surrender of registration shall become effective 1 June, 2013.

I, Frank L. Lamp; MD, do further acknowledge that by voluntarily signing this surrender statement that I am knowingly waiving the following legal rights:

- (1) My right to a formal hearing before the Iowa Board of Pharmacy on the matter of my continued registration to handle controlled substances pursuant to Chapter 124, Code of Iowa (2013).
- (2) My right to be represented by an attorney at that hearing.
- (3) My right to submit evidence and to have witnesses called on my own behalf at that hearing

I, Frank L. Lamp, MD, agree that I shall not prescribe, administer, dispense, manufacture, distribute, or otherwise engage in any activities in the State of Iowa involving controlled substances and for which a Controlled Substances Act registration is required.

5-30-2013

Date of signature

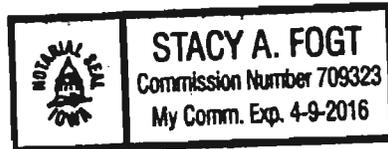
Frank L. Lamp MD

Signature

Subscribed and sworn to me by Frank Lamp on this 30th
day of May, 2013.

Stacy A. Fogt

NOTARY PUBLIC IN AND FOR THE STATE OF IOWA



**BEFORE THE BOARD OF PHARMACY
OF THE STATE OF IOWA**

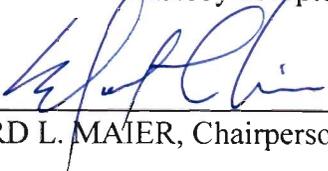
Re:)	ORDER
Controlled Substances Act Registration)	ACCEPTING
FRANK L. LAMP, M.D.)	SURRENDER OF
Registration No. 1233336)	CONTROLLED SUBSTANCES ACT
)	REGISTRATION

COMES NOW, Edward L. Maier, Chairperson of the Iowa Board of Pharmacy, on the 26 day of June, 2013, and declares that:

1. On May 30, 2013, Respondent executed a voluntary surrender of his Controlled Substances Act registration number 1233336.
2. On June 26, 2013, the Board reviewed Respondent's voluntary surrender of his Controlled Substances Act registration and agreed to accept it.

This surrender, pursuant to 657 Iowa Administrative Code § 36.15, shall be considered a revoked license with respect to any future request for reinstatement. Any request for reinstatement will be handled under terms established by 657 Iowa Administrative Code § 36.13.

WHEREFORE, it is hereby ordered that Respondent's voluntary surrender of his Iowa Controlled Substances Act registration number 1233336 is hereby accepted.



EDWARD L. MAIER, Chairperson