

BEFORE THE
NORTH CAROLINA MEDICAL BOARD

In re:)
)
Timothy John McGrath, M.D.,) CONSENT ORDER
)
Respondent.)

This matter is before the North Carolina Medical Board ("Board") regarding information provided to the Board concerning Timothy John McGrath, M.D. ("Dr. McGrath"). Dr. McGrath makes the following admissions and the Board makes the following findings and conclusions:

STATUTORY AUTHORITY

The Board is a body duly organized under the laws of North Carolina and is the proper party to bring this proceeding under the authority granted to it in Article 1 of Chapter 90 of the North Carolina General Statutes and the rules and regulations promulgated thereto.

FINDINGS OF FACT

Dr. McGrath was first issued a license to practice medicine by the Board on or about May 16, 2002, license number 2002-00571.

At all times relevant hereto, Dr. McGrath practiced family medicine in Mebane and Greensboro, North Carolina.

Dr. McGrath has a history of substance use disorder. He voluntarily surrendered his license on May 23, 2012, and, by a

Consent Order dated July 23, 2014, his license was indefinitely suspended.

After receiving treatment and the advocacy of the North Carolina Physicians Health Program (NCPHP), the Board reinstated Dr. McGrath's license pursuant to a Consent Order and Reentry Agreement dated December 11, 2015. Dr. McGrath promptly completed the reentry agreement. The Board sent Dr. McGrath a letter acknowledging his fulfillment of the requirements of the Reentry Agreement on July 27, 2016.

Dr. McGrath relapsed in his recovery from substance use disorder. He voluntarily surrendered his license on May 2, 2017.

CONCLUSIONS OF LAW

Dr. McGrath admits that when abusing substances, he is unable to practice medicine with reasonable skill and safety within the meaning of N.C. Gen. Stat. § 90-14(a)(5), and grounds exist under that section of the North Carolina General Statutes for the Board to annul, suspend, revoke or limit his license or to deny any application he might make in the future or have pending for a license.

PROCEDURAL STIPULATIONS

Dr. McGrath acknowledges and agrees that the Board has jurisdiction over him and over the subject matter of this case.

Dr. McGrath knowingly waives his right to any hearing and to any judicial review or appeal in this case.

Dr. McGrath, with the advice of legal counsel, acknowledges that he has read and understands this Consent Order and enters into it voluntarily.

Dr. McGrath desires to resolve this matter without the need for more formal proceedings.

The Board has determined that it is in the public interest to resolve this case as set forth below.

ORDER

NOW, THEREFORE, with Dr. McGrath's consent, it is ORDERED that:

1. Dr. McGrath's North Carolina license to practice medicine is hereby INDEFINITELY SUSPENDED, effective May 2, 2017.

2. This Consent Order shall take effect immediately upon its execution by both Dr. McGrath and the Board, and it shall continue in effect until specifically ordered otherwise by the Board.

3. Dr. McGrath hereby waives any requirement under law or rule that this Consent Order be served upon him.

4. Upon execution by Dr. McGrath and the Board, this Consent Order shall become a public record within the meaning of Chapter 132 of the North Carolina General Statutes and shall be subject to public inspection and dissemination pursuant to the provisions thereof. Additionally, it will be reported to persons, entities, agencies, and clearinghouses as required by and permitted by law

including, but not limited to, the Federation of State Medical Boards and the National Practitioner's Data Bank.

By Order of the North Carolina Medical Board this the 4th day of August, 2017.

NORTH CAROLINA MEDICAL BOARD

By: *Eleanor E. Greene, MD* _____
Eleanor E. Greene, M.D.
President

Consented to this the 3rd day of AUGUST, 2017.



Timothy John McGrath, M.D.

State of North Carolina

County of Durham

I, Mark R. Soyars, a Notary Public for the above named County and State, do hereby certify that Timothy John McGrath, M.D., personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and official seal
This the 3rd day of August, 2017.

Mark R. Soyars
Notary Public



(SEAL)

My Commission expires: 4/22/22