

BEFORE THE
NORTH CAROLINA MEDICAL BOARD

In re:)
)
Joshua Matthew Carter, PA-C,) CONSENT ORDER
)
Respondent.)

This matter is before the North Carolina Medical Board ("Board") regarding information provided to the Board concerning Joshua Matthew Carter, PA-C ("Mr. Carter"). Mr. Carter 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

Mr. Carter was first issued a license to practice as a physician assistant by the Board on or about May 3, 2017, license number 0010-07232.

At all times relevant hereto, Mr. Carter practiced as a physician assistant in Erwin, North Carolina.

In August 2022, the Virginia Board of Medicine ("Virginia Board") entered an Order that reprimanded Mr. Carter based upon violations of Virginia law governing the practice of physician assistants.

The Virginia Board found that between May 2019 and December 2020, Mr. Carter wrote multiple prescriptions for controlled substances outside of a bona fide practitioner-patient relationship. Specifically, Mr. Carter worked at a psychiatric practice where he created false patient records to facilitate the transmittal of prescriptions to pharmacies to disguise his practice of prescribing to friends without a bona fide practitioner-patient relationship.

In addition to the reprimand, the Virginia Board required Mr. Carter to complete continuing medical education on proper prescribing and medical ethics.

Mr. Carter complied with all terms and conditions of the Virginia Board's Order, and in March 2023, the Virginia Board released its restrictions on Mr. Carter's physician assistant license.

In September 2023, the National Commission on Certification of Physician Assistants ("NCCPA") censured Mr. Carter effective October 25, 2023, based upon the Virginia Board's August 2022 Order.

This Board was notified by the NCCPA of its censure of Mr. Carter based upon the Virginia Board's August 2022 Order. This notification caused the Board to learn that Mr. Carter failed to disclose the Virginia Board's investigation and action against his Virginia license on his 2022 and 2023 North Carolina physician assistant license renewals.

When renewing his North Carolina physician assistant license, Mr. Carter was asked whether he was "aware of any complaint or investigation or inquiry regarding you that has been received or conducted" by any professional licensing board. To this question Mr. Carter responded in the negative. This response was false.

In his 2022 and 2023 annual renewals, Mr. Carter was also asked whether he had received any disciplinary actions by any professional licensing board that was not the North Carolina Medical Board. Again, Mr. Carter responded in the negative. And again, this response was false.

CONCLUSIONS OF LAW

Mr. Carter's conduct, as described above, constitutes Mr. Carter's physician assistant license to perform medical acts, tasks, and functions being restricted or acted against by the licensing authority of any jurisdiction within the meaning of N.C. Gen. Stat. § 90-14(a)(13), which is grounds under that section of the North Carolina General Statutes for the Board to annul, suspend, revoke, condition, or limit Mr. Carter's license to

practice as a physician assistant or to deny any application he might make in the future.

By failing to disclose the Virginia Board investigation and action, Mr. Carter made false statements or representations to the Board in connection with his 2022 and 2023 applications for renewal of his physician assistant license within the meaning of N.C. Gen. Stat. § 90-14(a)(3), which is grounds under that section of the North Carolina General Statutes for the Board to annul, suspend, revoke, condition, or limit Mr. Carter's license to practice as a physician assistant or to deny any application he might make in the future.

PROCEDURAL STIPULATIONS

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

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

Mr. Carter acknowledges that he has read and understands this Consent Order and enters into it voluntarily.

Mr. Carter desires to resolve this matter without the need for more formal proceedings and agrees not to contest the matters set forth herein in this case and any potential future proceeding involving the Board.

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

ORDER

NOW, THEREFORE, with Mr. Carter's consent, it is ORDERED that:

1. Mr. Carter is hereby REPRIMANDED.
2. Mr. Carter is ordered to pay a fine in the amount of \$1,000.00 for failure to disclose the Virginia Board's investigation and action. The check should be payable to the "North Carolina Medical Board" and returned to the attention of the Board's Monitoring Coordinator at North Carolina Medical Board, P.O. Box 20007, Raleigh, NC 27619 within thirty (30) days of the date of this Consent Order.
3. Mr. Carter shall obey all laws. Likewise, he shall obey all rules and regulations involved in performing medical acts, tasks, and functions as a physician assistant.
4. Mr. Carter shall meet with the Board or members of the Board for an investigative interview at such times as requested by the Board.
5. Upon request, Mr. Carter shall provide the Board with any information the Board deems necessary to verify compliance with the terms and conditions of this Consent Order.
6. If Mr. Carter fails to comply with any of the terms of this Consent Order, that failure shall constitute unprofessional conduct within the meaning of N.C. Gen. Stat. § 90-14(a)(6) and shall be grounds, after any required notice and hearing, for the Board to annul, suspend, or revoke his license to practice as a

physician assistant and to deny any application he might make in the future or then have pending for a license to practice as a physician assistant

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

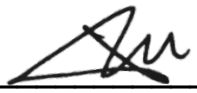
8. Should Mr. Carter request relief from this Consent Order, the Board is under no obligation to grant the request and will consider all relevant facts, including Mr. Carter's disciplinary history with the Board. Any request for relief shall be submitted to the Board's Monitoring Coordinator at North Carolina Medical Board, P.O. Box 20007, Raleigh, NC 27619-0007 or boardmonitoring@ncmedboard.org.

9. Mr. Carter hereby waives any requirement under any law or rule that this Consent Order be served on him.

10. Upon execution by Mr. Carter 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 and permitted by law including, but not limited to, the Federation of State Medical Boards and the National Practitioner Data Bank.

By Order of the North Carolina Medical Board this the 12th day
of November, 2024.

NORTH CAROLINA MEDICAL BOARD

By: 

Devdutta G. Sangvai, M.D., J.D., MBA
President

Consented to this the 01 day of November, 2024.

Joshua Matthew Carter
Joshua Matthew Carter, PA-C

State of Virginia
County of Henrico

I, Douglas Kuhn, do hereby certify that Joshua Matthew Carter, PA-C personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and official seal this the 1 day of November, 2024.

Douglas Kuhn
Notary Public

(Official Seal)

My Commission Expires: 04/30/2028

