

BEFORE THE WEST VIRGINIA BOARD OF MEDICINE

IN RE:

HARRY TETER LINGER, M.D.

CONSENT ORDER

The West Virginia Board of Medicine ("Board") and Harry Teter Linger, M.D., ("Dr. Linger") freely and voluntarily enter into the following Order pursuant to West Virginia Code §30-3-14(n):

FINDINGS OF FACT

1. Dr. Linger currently holds a license to practice medicine and surgery in the State of West Virginia, License No. 7561, issued originally in 1953, and the address of record with the Board of Dr. Linger is in Bridgeport, West Virginia.

2. Dr. Linger was selected in a random audit for medical education hours for the period July 1, 1998, to June 30, 2000. Dr. Linger is deficient in continuing medical education hours for the period July 1, 1998 to June 30, 2000, and he represented to the Board on his licensure renewal application form submitted to the Board and dated June 20, 2000, that he had obtained the required number of fifty (50) hours of continuing medical education, which form he submitted to the Board to obtain licensure renewal for the period July 1, 2000 to June 30, 2002.

CONCLUSIONS OF LAW

1. The Board has a mandate pursuant to West Virginia Code §30-3-1 to protect the public interest.
2. Probable cause exists to substantiate charges of disqualification from the practice of medicine pursuant to the provisions of West Virginia Code §30-3-14(c) (1) and (17) and 11 CSR 1A 12.1 (a) and 11 CSR 6 4.2 and 4.4, renewing a license to practice medicine and surgery by fraudulent misrepresentation and making a false statement in connection with a licensure application.

CONSENT

Harry Teter Linger, M.D., by affixing his signature hereon, agrees solely and exclusively for purposes of this agreement and the entry of the Order provided for and stated herein, and proceedings conducted in accordance with this Order to the following:

1. Dr. Linger acknowledges that he is fully aware that, without his consent, no permanent legal action may be taken against him except after a hearing held in accordance with West Virginia Code §30-3-14(h) and West Virginia Code §29A-5-1, et seq.;
2. Dr. Linger acknowledges that he has the following rights, among others: the right to a formal hearing before the West Virginia Board of Medicine, the right to reasonable notice of said hearing, the right to be represented by counsel at his own expense, and the right to cross-examine witnesses against him;
3. Dr. Linger waives all rights to such a hearing;
4. Dr. Linger consents to the entry of this Order relative to his practice of

medicine in the State of West Virginia; and,

5. Dr. Linger understands that this Order is considered public information, and that matters contained herein may be reported, as required by law, to the National Practitioner Data Bank and the Healthcare Integrity and Protection Data Bank.

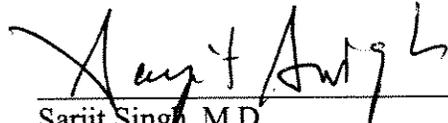
ORDER

WHEREFORE, on the basis of the foregoing Findings of Fact and Conclusions of Law of the Board, and on the basis of the consent of Dr. Linger, the West Virginia Board of Medicine hereby **ORDERS** as follows:

The license to practice medicine and surgery in the State of West Virginia of Harry Teter Linger, M.D., License No. 7561, is **SURRENDERED**, effective August 15, 2001.

Entered this 14th day of August, 2001.

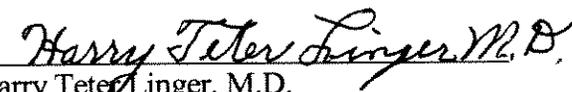
WEST VIRGINIA BOARD OF MEDICINE



Sarjit Singh, M.D.
President



Henry G. Taylor, M.D., M.P.H.
Secretary



Harry Teter Linger, M.D.

Date: 08/08/01

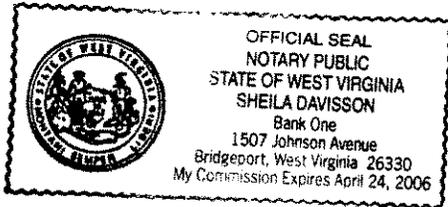
STATE OF WEST VIRGINIA

COUNTY OF Harrison, to-wit:

I, Sheila Davisson, a Notary Public for said county and state do hereby certify that Harry Teter Linger, M.D., whose name is signed on the previous page, has this day acknowledged the same before me.

Given under my hand this 08 day of August, 2001.

My Commission expires April 24, 2006.



Sheila Davisson
NOTARY PUBLIC