

BEFORE THE STATE BOARD OF MEDICAL EXAMINERS.

STATE OF COLORADO

STIPULATION AND FINAL AGENCY ORDER

IN THE MATTER OF THE DISCIPLINARY PROCEEDING REGARDING THE LICENSE TO PRACTICE MEDICINE IN THE STATE OF COLORADO OF WILLIAM HAUN, M.D. LICENSE NO. 21727,

Respondent.

IT IS HEREBY STIPULATED and agreed by and between Inquiry Panel B ("Panel") of the Colorado State Board of Medical Examiners ("Board") and William E. Haun, M.D. ("Respondent") as follows:

JURISDICTION AND CASE HISTORY

1. Respondent was licensed to practice medicine in the state of Colorado on July 11, 1978 and was issued license no. 21727, which Respondent has held continuously since that date.
2. The Panel and the Board have jurisdiction over Respondent and over the subject matter of this proceeding.
3. On September 23, 1999, the Panel reviewed case no. 5198023460. The Panel found that the information in that case disclosed facts that warranted formal proceedings, as provided in § 12-36-118(5), C.R.S. The Panel thereupon referred the matter to the Attorney General.
4. It is the intent of the parties and the purpose of this Stipulation and Final Agency Order ("Order") to provide for a settlement of all matters set forth in case no. 5198023460, without the necessity of holding a formal disciplinary hearing. This Order constitutes the entire agreement between the parties. There are no other agreements or promises, written or oral, which modify, interpret, construe or affect this Order.
5. Respondent understands that:
 - a. Respondent has the right to be represented by an attorney of the Respondent's choice;
 - b. Respondent has the right to a formal disciplinary hearing pursuant to § 12-36-118(5), C.R.S.

c. By entering into this Order, Respondent is knowingly and voluntarily giving up the right to a hearing, admits the facts contained in this Order, and relieves the Panel of its burden of proving such facts; and

d. Respondent is knowingly and voluntarily giving up the right to present a defense by oral and documentary evidence, and to cross-examine witnesses who would testify on behalf of the Panel.

6. Respondent specifically admits and agrees that he had a consensual sexual relationship with C.B. from 1992 to 1996. He also admits that C.B. had previously been his patient. He disputes that the sexual relationship overlapped with the doctor-patient relationship.

7. Respondent admits there is evidence to establish that his sexual relationship with C.B. did overlap with his doctor-patient relationship with C.B. Although Respondent disputes the allegation, he wishes to avoid the uncertainty and expense of a formal hearing.

8. Respondent admits that there is sufficient evidence to support a *prima facie* finding that he engaged in unprofessional conduct as defined in § 12-36-117(1)(r), C.R.S.

9. Based upon the above, the Panel is authorized by § 12-36-118(5)(g)(III), C.R.S. to order such conditions upon Respondent's practice that it deems appropriate.

LETTER OF ADMONITION

10. This Order shall constitute a letter of admonition as set forth in § 12-36-118(5)(g)(III), C.R.S. Respondent is hereby admonished for the conduct described in paragraph 6 above.

BOUNDARIES COURSE

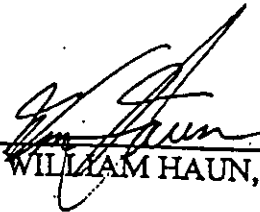
11. Within one year of the effective date of this agreement, Respondent shall successfully attend a course in ethical boundaries for physicians. The course will be conducted under the auspices of the Colorado Physician Health Program ("CPHP"). Successful completion of the course recommended by CPHP shall constitute a term of this Order.

OTHER TERMS

12. The terms of this Order were mutually negotiated and determined.

13. Both parties acknowledge that they understand the legal consequences of this Order; both parties enter into this Order voluntarily; and both parties agree that no term or condition of this Order is unconscionable.

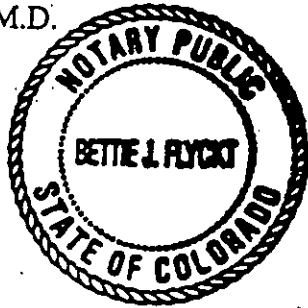
14. All costs and expenses incurred by Respondent to comply with this Order shall be the sole responsibility of Respondent, and shall in no way be the obligation of the Board, Panel or CPHP.
15. This Order and all its terms shall have the same force and effect as an order entered after a formal disciplinary hearing pursuant to § 12-36-118(5)(g)(III), C.R.S. Failure to comply with the terms of this Order may be sanctioned by the Inquiry Panel as set forth in § 12-36-118(5)(g)(IV), C.R.S. This Order and all its terms also constitute a valid board order for purposes of § 12-36-117(1)(u), C.R.S.
16. This Order shall be admissible as evidence at any future hearing before the Board.
17. During the pendency of any action arising out of this Order, the obligations of the parties shall be deemed to be in full force and effect and shall not be tolled.
18. Invalidation of any portion of this Order by judgment or court order shall in no way affect any other provision, which provision shall remain in full force and effect.
19. This Order shall be effective upon approval by the Panel and signature by a Panel member. Respondent acknowledges that the Panel may choose not to accept the terms of this Order and that if the Order is not approved by the Panel and signed by a Panel member, it is void.
20. Upon becoming effective, this Order shall be open to public inspection and shall be reported as required by law.

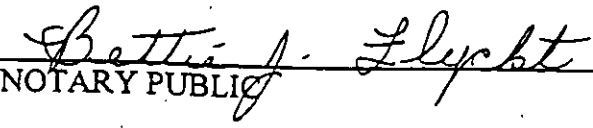


 WILLIAM HAUN, M.D.

The foregoing was acknowledged before me this 25 day of Oct., 1999

by William Haun, M.D.





 NOTARY PUBLIC

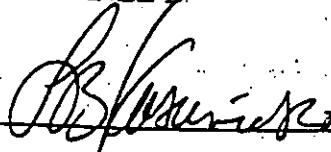
Feb. 7, 2000

 My commission expires

THE FOREGOING Stipulation and Final Agency Order is approved and effective this
19th day of November, 1999

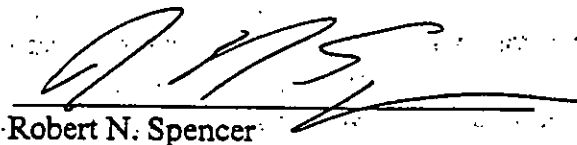
FOR THE COLORADO STATE BOARD OF
MEDICAL EXAMINERS

INQUIRY PANEL B:



APPROVED AS TO FORM:

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