

STATE OF WASHINGTON  
DEPARTMENT OF HEALTH  
MEDICAL QUALITY ASSURANCE COMMISSION

FILED  
MAR 22 2002  
Adjudicative Clerk  
Office

In the Matter of the License to Practice )  
As a Physician and Surgeon of: ) **Docket No. 01-12-A-1005MD**  
)  
JERRY N. MIXON, MD ) REVISED STATEMENT OF  
License No. MD00023643 ) CHARGES  
)  
Respondent. )  
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The Disciplinary Manager of the Commission, on designation by the Commission, makes the allegations below, which are supported by evidence contained in program case file(s) No. 00-12-0018MD. Any patients referred to in this Revised Statement of Charges are identified in an attached Confidential Schedule.

**Section 1: ALLEGED FACTS**

1.1 Jerry N. Mixon, MD, Respondent, was issued a license to practice as a physician by the state of Washington in March 1986.

1.2 In September 1999, Respondent met Patient One at a public meeting intended to solicit patients for Respondent's anti-aging and hormone therapy treatment program.

Respondent invited the patient out for coffee after the meeting, and quickly initiated a social relationship with the patient. Patient One continued to discuss Respondent's medical treatment program when she visited Respondent at his clinic, and Patient One expressed her desire to undergo the treatment with Respondent's clinic. Shortly after Patient One first met Respondent in September 1999, the relationship included sexual contact.

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1.3 Patient One visited Respondent's clinic and had blood drawn and analyzed in November 1999 preparatory to beginning treatment. Patient One paid for the blood draw and analysis. Patient One began receiving hormone treatments from Respondent beginning around January 2000. Patient One continued to see Respondent in his clinic for medical supervision of her treatments, while she continued a sexual relationship with Respondent. Respondent waived Patient One's payment for her medications. The medications included controlled substances and legend drugs that required Respondent's prescription or dispensing.

1.4 In February 2000 and in June 2000 Patient One accompanied Respondent to meetings to help solicit new patients. Respondent continued to have a sexual relationship with Patient One while he also monitored her treatment and provided medications and medical supervision.

1.5 In May 2000, Respondent corresponded with Patient One regarding their sexual relationship. Respondent told Patient One to tell Commission investigators, if questioned, that they had met through an online personal ad in June of 1999. Respondent asked Patient One to give this false information to the Commission in order to "...keep the board off my back."

## **Section 2: ALLEGED VIOLATIONS**

2.1 The violations alleged in this section constitute grounds for disciplinary action, pursuant to RCW 18.130.180 and the imposition of sanctions under 18.130.160.

2.2 The facts alleged in paragraphs 1.2, 1.3, and 1.4 constitute unprofessional conduct in violation RCW 18.130.180(1) and -.180(24) that provide in part:

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(1) The commission of any act involving moral turpitude, dishonesty, or corruption relating to the practice of the person's profession, whether the act constitutes a crime or not...;

and

(24) Abuse of a client or patient or sexual contact with a client or patient.

2.3 The facts alleged in paragraphs 1.5 constitute unprofessional conduct, in violation of RCW 18.130.180(1) and -.180(22) that provide in part:

(1) The commission of any act involving moral turpitude, dishonesty, or corruption relating to the practice of the person's profession, whether the act constitutes a crime or not...;

and

(22) Interference with an investigation or disciplinary proceeding by willful misrepresentation of facts before the disciplining authority or its authorized representative, or by the use of threats or harassment against any patient or witness to prevent them from providing evidence in a disciplinary proceeding or any other legal action, or by the use of financial inducements to any patient or witness to prevent or attempt to prevent him or her from providing evidence in a disciplinary proceeding;

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**Section 3: NOTICE TO RESPONDENT**

The charges in this document affect the public health, safety and welfare. The Program Manager of the Commission directs that a notice be issued and served on Respondent as provided by law, giving Respondent the opportunity to defend against these charges. If Respondent fails to defend against these charges, Respondent shall be subject to discipline pursuant to RCW 18.130.180 and the imposition of sanctions under 18.130.160.

DATED this 21st day of March, 2002.

STATE OF WASHINGTON  
DEPARTMENT OF HEALTH  
MEDICAL QUALITY ASSURANCE COMMISSION

*Maryella E. Jansen*

Maryella E. Jansen  
Disciplinary Manager

*Jim McLaughlin*

Jim McLaughlin WSBA # 27349  
Assistant Attorney General Prosecutor

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REDACTED