

**ALABAMA STATE BOARD OF
MEDICAL EXAMINERS**

Complainant,

v.

DANIEL HOWARD SPRIGGS, M.D.

Respondent.

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**BEFORE THE MEDICAL
LICENSURE COMMISSION
OF ALABAMA**

CASE NO. 16-025

ORDER

This matter is before the Medical Licensure Commission on an Administrative Complaint filed by the Alabama State Board of Medical Examiners seeking to discipline the license to practice medicine in Alabama of the Respondent, Daniel Howard Spriggs, M.D. A hearing was held on July 27, 2016. Dr. Spriggs was present and not represented by an attorney. E. Wilson Hunter, Esq. represented the Board of Medical Examiners. Based upon evidence presented, the Medical Licensure Commission makes the following findings of fact:

1. On or about December 23, 2015, Daniel Howard Spriggs, M.D., electronically filed, or caused to be filed, an application with the Commission for renewal of license number MD13749 for calendar year 2016, said license being required to practice medicine in Alabama. The application was filed and received on the same day. For the continuing medical education ("CME") certification, Dr. Spriggs checked YES to the following:

"CME Certification: (Select One) I hereby certify that I have met or will meet by December 31 the annual minimum continuing education requirement of 25 of AMA PRA Category 1 Credits or equivalent continuing medical education for the calendar year 2015 and have or will have supporting documentation if audited."

2. On or about February 15, 2016, a compliance review pursuant to Commission Rule

545-X-5-.15 was conducted by the Board to determine Dr. Spriggs' compliance with the CME program requirements stated in Commission Rule 545-X-5-.02 and Ala. Code § 34-24-336 (2010). Dr. Spriggs was requested to submit documentation showing that he had earned or received 25 Category 1 or equivalent CME credits within the past calendar year ending in 2015. Dr. Spriggs failed to respond to multiple notifications and attempts by Board staff to contact him and did not submit any documentation for Category 1 CME earned during the calendar year 2015.

3. Although Dr. Spriggs was ultimately able to provide documentation that he had earned the required 25 Category 1 CME credits, he ignored numerous requests by the Board to produce such documentation. It was only after the Administrative Complaint in this case was filed that Dr. Spriggs actually produced the documentation.

Based on the foregoing findings of fact, the Medical Licensure Commission concludes, as a matter of law, that Dr. Spriggs has failed to comply with a rule of the Board of Medical Examiners or Medical Licensure Commission, a violation of Ala. Code §34-24-360(23).

Based upon the foregoing findings of fact and conclusions of law, it is the Order of the Medical Licensure Commission that:

1. Dr. Spriggs' license to practice medicine in Alabama is REPRIMANDED.
2. Dr. Spriggs is assessed an administrative fine in the amount of \$500.00, such fine to be due and payable within 30 days of the date of this Order.
3. It is the further Order of the Medical Licensure Commission that the Board of

Medical Examiners shall submit a bill of its administrative costs, which shall include supporting documents, pursuant to Medical Licensure Commission Administrative Code 545-X-3-.08(12)(e) within fifteen (15) days of this Order. If no objection is made to such administrative costs within fifteen (15) days of the filing of such cost bill, such costs shall be due and payable by Dr. Spriggs within thirty (30) days of the filing of such cost bill.

ENTERED this 5th day of August, 2016.

James E. West, MD
JAMES E. WEST, M.D.
Chairman, Medical Licensure
Commission of Alabama

ALABAMA STATE BOARD OF)
MEDICAL EXAMINERS,)
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Complainant,)
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v.)
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DANIEL HOWARD SPRIGGS, M.D.)
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Respondent.)

BEFORE THE MEDICAL LICENSURE
COMMISSION OF ALABAMA

CASE NO. 16-025

ORDER SETTING HEARING

The Medical Licensure Commission has received the verified Administrative Complaint of the State Board of Medical Examiners filed in this cause. The Commission has determined that this matter is due to be set down for hearing under the provisions of §34-24-361, Code of Alabama 1975.

Accordingly, it is the Order of the Commission that this matter be set for hearing before the Commission on the 27th day of July, 2016 at 9:30 o'clock in the a.m. at the offices of the Medical Licensure Commission, 848 Washington Avenue, Montgomery, Alabama. The Respondent, DANIEL HOWARD SPRIGGS, M.D. is directed to respond to the allegations of the verified Complaint in the manner prescribed in Rule 545-X-3-.03 of the Rules and Regulations of the Medical Licensure Commission. Such answer shall be filed **within 20 days** of service of a copy of the Administrative Complaint and the Order Setting Hearing.

This hearing shall be conducted in accordance with §34-24-361(e), Code of Alabama 1975 and Chapter 3 of the Rules and Regulations of the Medical Licensure Commission concerning hearings in contested cases. The Respondent is entitled to be present at the hearing

and to be represented by counsel, is entitled to cross examine witnesses presented by the Complainant, and is entitled to present testimony and other evidence touching on the allegations contained in the Complaint.

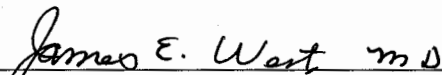
Wayne P. Turner, Esq., is hereby appointed to act as legal counsel for the Commission under the authority of Rule 545-X-3-.08 of the Rules and Regulations of the Medical Licensure Commission.

It is the further order of the Commission that a copy of the verified Complaint of the Alabama State Board of Medical Examiners and a copy of this Order Setting Hearing is forthwith served upon the said DANIEL HOWARD SPRIGGS, M.D., by personally delivering the same to him if he can be found within the State of Alabama or by overnight courier, signature required, to his last known address if he cannot be found within the State of Alabama. The Commission further directs that personal service of process shall be made by Karen Silas/FedEx, who is designated as the duly authorized agent of the Medical Licensure Commission.

The Complainant and Respondent are directed to comply strictly with the Commission's Standing Order and Scheduling Order, which are attached hereto.

It is further ordered that the parties and their attorneys immediately check their calendars for scheduling conflicts. **No requests for continuances based upon schedule conflicts of attorneys or parties will be considered unless such request is made forty-five (45) days prior to the scheduled hearing date.**

ORDERED at Montgomery, Alabama, this 25th day of May, 2016.


James E. West, M.D., Chairman
Medical Licensure Commission of Alabama