

INSIGHTS + NEWS

Peter Martin Writes “Legal Consult: Physician, Curb Thyself!” for Worcester Medicine

BY PETER J. MARTIN • JANUARY 23, 2023

Two recent Massachusetts Supreme Judicial Court decisions serve as a reminder that physicians are held to higher standards than non-physicians. In the *Worcester Medicine* article “Legal Consult: Physician, Curb Thyself!,” Peter Martin discusses the two cases.

In *Welter v. Board of Registration of Medicine*, the court held that misleading advertising was punishable without a showing that the physician had a fraudulent intent. In *Schwartz v. Board of Registration of Medicine*, a physician’s disruptive behavior resulted in discipline even in the absence of proof that the physician’s behavior had an adverse effect on patient care. Here is an excerpt:

The two decisions read together paint a picture of a profession being held to high standards of commercial and personal conduct. What might be considered acceptable conduct in the “rough and tumble” of the marketplace is not permitted in a highly regulated learned profession.

Continue reading and learn about the details of each case in the full article “[Legal Consult: Physician, Curb Thyself!](#)” in the digital issue of *Worcester Medicine*.