

# STATE OF COLORADO

STATE BOARD OF MEDICAL EXAMINERS  
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Division of Registrations

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Bill Owens  
Governor

**VIA CERTIFIED MAIL**

August 13, 2004

Case No. 2004-003200-B

Thomas M. Horiagon, M.D.

Dear Dr. Horiagon:

Inquiry Panel B of the Colorado State Board of Medical Examiners has concluded its inquiry regarding your care and treatment of patient J.H. It was the Panel's decision not to commence with formal proceedings against your license to practice medicine. However, the Panel did vote to administer disciplinary action to you in the form of this letter of admonition.

It is a violation of Section 12-36-117(1)(gg) of the Colorado Revised Statutes, to fail to respond in a timely manner to a complaint issued by the Board. The Inquiry Panel found that your failure to reply to the inquiry letter sent via certified mail to your address of record on May 10, 2004 and signed for by a "Mari Horiagon" on May 18, 2004, violated Section 12-36-117(1)(gg), C.R.S. Further, your failure to respond to the Board's inquiry left the Panel unable to dispel the concerns raised regarding your care of patient J.H. Thus, without information to the contrary, the Panel must assume that the allegations raised in the complaint have merit.

By this letter, the Panel hereby admonishes you and cautions you that complaints disclosing any repetition of such practice may lead to the commencement of formal disciplinary proceedings against your license to practice medicine wherein this letter of admonition may be entered into evidence as aggravation.

You are advised that it is your right to have this case reviewed by judicial procedure. To do so, you must submit a written request within twenty (20) days after receipt of this letter. In your request, you must clearly ask that formal disciplinary proceedings be initiated against you to adjudicate the propriety of the conduct upon which this letter of admonition is based. If such request is timely made, this letter of admonition will be deemed vacated, and the matter will be processed by means of a formal complaint and hearing. This is in accordance with the provisions of the Medical Practice Act governing the discipline of licensed physicians.

Very truly yours,

FOR THE BOARD OF MEDICAL EXAMINERS  
INQUIRY PANEL B

Tarek T. Arja, D.O.  
Chair  
TTA/de