



STATE OF WASHINGTON  
DEPARTMENT OF HEALTH  
Olympia, Washington 98504

RE: Marc A. Di Julio, MD  
Master Case No.: M2015-623  
Document: Summary Action Order

Regarding your request for information about the above-named practitioner; attached is a true and correct copy of the document on file with the State of Washington, Department of Health, Adjudicative Clerk Office. These records are considered Certified by the Department of Health.

Certain information may have been withheld pursuant to Washington state laws. While those laws require that most records be disclosed on request, they also state that certain information should not be disclosed.

The following information has been withheld: **NONE**

If you have any questions or need additional information regarding the information that was withheld, please contact:

Customer Service Center  
P.O. Box 47865  
Olympia, WA 98504-7865  
Phone: (360) 236-4700  
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You may appeal the decision to withhold any information by writing to the Privacy Officer, Department of Health, P.O. Box 47890, Olympia, WA 98504-7890.

**STATE OF WASHINGTON  
DEPARTMENT OF HEALTH  
MEDICAL QUALITY ASSURANCE COMMISSION**

In the Matter of:

MARC A. DI JULIO, M.D.,  
License No. MD.MD.00020524

Respondent.

Master Case No. M2015-623

EX PARTE ORDER OF  
SUMMARY RESTRICTION

**PRESIDING OFFICER:** Jerry D. Mitchell, Health Law Judge

**COMMISSION PANEL:** Richard Brantner, M.D., Chair  
Mimi Pattison, M.D.  
Mimi Winslow, J.D., Public Member

This matter came before the Medical Quality Assurance Commission (Commission) on June 12, 2015, on an Ex Parte Motion for Order of Summary Action (Ex Parte Motion) brought by the Department of Health Medical Program through the Office of the Attorney General (Department). The Department issued a Statement of Charges alleging Respondent violated RCW 18.130.180. After reviewing the Statement of Charges, Ex Parte Motion, and supporting evidence, the Commission GRANTS the Motion. Respondent's license to practice as a physician and surgeon is RESTRICTED pending further action.

**I. FINDINGS OF FACT**

1.1 Marc A. Di Julio, M.D. (Respondent) is a physician and surgeon, licensed by the state of Washington at all times applicable to this matter.

1.2 The Department issued a Statement of Charges alleging Respondent violated RCW 18.130.180(1), (4), (7), and (24); WAC 246-919-630; and

WAC 246-919-640. The Statement of Charges was accompanied by all other documents required by WAC 246-11-250.

1.3 As set forth in the allegations in the Statement of Charges, as well as the Ex Parte Motion, Respondent inappropriately examined and/or touched Patient A's breast during a formal medical examination at the emergency department where Patient A presented with complaints of pain in the right flank and right side of her back.

1.4 The above allegations, supported by the Declaration of Commission Investigator in Support of Ex Parte Motion for Summary Action together with the attached exhibits, justify the determination of immediate danger in this case and a decision to immediately RESTRICT Respondent's license until a hearing on the matter is held.

## II. CONCLUSIONS OF LAW

2.1 The Commission has jurisdiction over Respondent's credential to practice as a physician and surgeon. RCW 18.130.040.

2.2 The Commission has authority to take emergency adjudicative action to address an immediate danger to the public health, safety, or welfare. RCW 34.05.422(4); RCW 34.05.479; RCW 18.130.050(8); and WAC 246-11-300.

2.3 The Findings of Fact establish the existence of an immediate danger to the public health, safety, or welfare if Respondent has an unrestricted license. The Findings of Fact establish that the requested summary action is necessary and adequately addresses the danger to the public health, safety, or welfare.

### III. ORDER

3.1 Based on the Findings of Fact and the Conclusions of Law, it is ORDERED that Respondent's license to practice as a physician and surgeon is SUMMARILY RESTRICTED as follows, pending further disciplinary proceedings by the Commission. Respondent must use a chaperone with all female patients.

3.2 It is HEREBY ORDERED that a protective order in this case is GRANTED. RCW 34.05.446(1) and WAC 246-11-400(2) and (5). This Protective Order prohibits the release of health care information outside of these proceedings. Unless required by law, anyone involved in these proceedings must keep confidential and not disclose health care information obtained through those proceedings. Health care information includes information in any form "that identifies or can readily be associated with the identity of a patient and directly relates to the patient's health care." RCW 70.02.010. The parties may share the information with their attorney, if any.

Dated this 12<sup>th</sup> day of June, 2015.

*Medical Quality Assurance Commission*

  
RICHARD BRANTNER, M.D.  
Panel Chair

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<http://www.doh.wa.gov/PublicHealthandHealthcareProviders/HealthcareProfessionalsandFacilities/Scenarios.aspx>