

STATE OF COLORADO

STATE BOARD OF MEDICAL EXAMINERS
Charyl Hars, Program Director

Department of Regulatory Agencies
D. Rico Munn
Executive Director



1560 Broadway, Suite 1300
Denver, Colorado 80202-5148
Phone (303) 894-7690
Fax (303) 894-7692
TTY: Dial 711 for Relay Colorado
www.dora.state.co.us/medical

Division of Registrations
Rosemary McCool
Director

Bill Ritter, Jr.
Governor

September 13, 2007
Case No. 2007-000556A

VIA CERTIFIED MAIL
Philip F. Incao, M.D.

Dear Dr. Incao:

Inquiry Panel A of the Colorado State Board of Medical Examiners has concluded its inquiry regarding your role in the care and treatment of patient E.S. 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.

Board records reflect that, on July 17, 2006, you were issued a Cease and Desist Order by the Medical Board of California for the unlicensed practice of medicine on two patients while you were in that state.

As you may recall, you called in herbal treatments for patient E.S., a child, on July 6, 2004 and on November 24, 2004. However, there are no notes regarding a history, physical, assessment or diagnoses for patient E.S. relating to these prescriptions. On May 14, 2005, you performed a history and physical examination of E.S. in her California home. However, there is no record documenting her vital signs. Patient E.S. expired on May 16, 2005. On May 17, 2005, you created a medical record documenting the care of this patient for the preceding 11 days.

The Inquiry Panel found that your care and treatment and lack of timely documentation falls below the generally accepted standards of medical practice for an internist, constituting a violation of section 12-36-117 of the Colorado Revised Statutes.

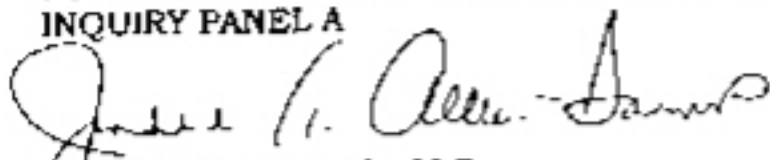
By this letter, the Panel hereby admonishes you and cautions you that complaints disclosing any repetition of such practice may lead to the commencement of formal disciplinary proceedings against your license to practice medicine, wherein this letter of admonition may be entered into evidence as aggravation.

Letter to Philip F. Incao, M.D.
Case No. 2007-000556A
September 13, 2007
Page Two

You are advised that it is your right to have this case reviewed in an administrative proceeding. 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 A



Jandel T. Allen-Davis, M.D.
Chair

JAD/ac