



**Findings of the Fitness to Practise Committee
following an Inquiry held pursuant to Part 8
of the Medical Practitioners Act 2007**

Registered Medical Practitioner:	Dr Derek Graham
Registration Number:	014622
Registered Address:	Medical Centre Main Street Newcastle Co Dublin
Date of Inquiry:	10 th & 11 th April, 2013
Members of Inquiry Committee:	Dr Danny O'Hare (Chairman) Dr Mary Henry Ms Winifred Jeffers
Legal Assessor:	Mr Seamus Woulfe SC
Appearances - For the Chief Executive:	Mr Patrick Leonard BL instructed by Mc Dowell Purcell Solicitors.
For the Practitioner:	Mr Cathal Murphy instructed by Matheson Solicitors

The allegations of professional misconduct and/or poor professional performance considered by the Committee were as follows:

That Dr Graham, being a Registered Medical Practitioner in respect of the care afforded by you to Mr. Gorevan from on or around 12 February 2010 to on or around 3rd August 2010 in that he on one or more occasions:

- i. failed to take an adequate history from Mr. Gorevan and/or
- ii. failed to carry out adequate examinations and/or
- iii. failed to provide adequate treatment to suit Mt Gorevan's symptoms/condition(s) and/or
- iv. failed to carry out and/or arrange any or adequate investigations to include a

biopsy and/or

- v. failed to give adequate consideration to the possibility of a serious underlying pathology and/or
- vi. failed to refer Mr. Gorevan to an appropriate specialist and/or
- vii. such further allegations as may be notified to him.

Findings of the Committee:

Allegation i:

Having regard to the evidence adduced, the Committee found that :

Allegation i was not proven as to fact.

Reason: The Committee was not satisfied, having regard to the totality of the evidence, that this was established beyond a reasonable doubt.

Allegation ii:

Allegation ii was not proven as to fact.

Reason: The Committee was not satisfied, having regard to the totality of the evidence, that this was established beyond a reasonable doubt.

Allegation iii:

Allegation iii was not proven as to fact.

Reason: The Committee was not satisfied, having regard to the totality of the evidence, that this was established beyond a reasonable doubt.

Allegation iv:

Allegation 4 was not proven as to fact.

Reason: The Committee was not satisfied, having regard to the totality of the evidence, that this was established beyond a reasonable doubt.

Allegation v:

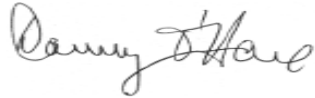
Allegation v was not proven as to fact.

Reason: The Committee was not satisfied, having regard to the totality of the evidence, that this was established beyond a reasonable doubt.

Allegation vi:

Allegation vi was not proven as to fact.

Reason: The Committee was not satisfied, having regard to the totality of the evidence, that this was established beyond a reasonable doubt.

A handwritten signature in cursive script, appearing to read "Danny O'Hare".

SIGNED:
DR. DANIEL O'HARE
CHAIRPERSON
FITNESS TO PRACTISE COMMITTEE

DATE: 12th April, 2013