

**BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE**

**IN THE MATTER OF PHYSICIAN'S LICENSE**

**OF**

**DONALD THOMAS NICELL, M.D.**

**CONSENT ORDER**

**WHEREAS**, Donald Thomas Nicell, M.D., hereinafter referred to as "Licensee," is the current holder of License No. 18020, issued April 7, 2003, for the practice of medicine in the State of Mississippi and said license is current through June 30, 2025;

**WHEREAS**, the Wisconsin Medical Examining Board (the "Wisconsin Board"), acting in accordance with its authority provided by Wis. Stat. § 448.02(3), ordered the Reprimand of Licensee's Wisconsin Medical License and placed it on a Limited status for violation of Wis. Admin. Code § Med 10.03(2)(b). The basis of the violation was engaging in unprofessional conduct by departing from or failing to conform to the standard of minimally competent medical practice which creates an unacceptable risk of harm to a patient or the public whether or not the act or omission resulted in actual harm to any person. Licensee was ordered by the Wisconsin Board to complete at least three (3) hours of education on the topic of the CT appearance of neck trauma, including a course on vascular injury; to submit proof of successful completion of the education courses; and to reimburse the Wisconsin Board for its costs of investigation;

**WHEREAS**, on January 15, 2025, the Wisconsin Board entered an order stating that Licensee had completed the required education courses and paid the specified amount of costs. Therefore, the Wisconsin Board returned his license to full, unrestricted license and removed all limitations and encumbrances upon Respondent's credentials;

**WHEREAS**, pursuant to Miss. Code Ann. § 73-25-29 (9) (1972), the aforementioned actions by the Wisconsin Board constitute action against Licensee's ability to practice in another jurisdiction, grounds for which the Mississippi State Board of Medical Licensure, hereinafter referred to as "the Board", may revoke the Mississippi medical license of Licensee, suspend his right to practice for a time deemed proper by the Board, place his license on probation, the terms of which may be set by the Board, or take any other action in relation to his license as the Board may deem proper under the circumstances;

**WHEREAS**, Licensee wishes to avoid a hearing before the Mississippi State Board of Medical Licensure and, in lieu thereof, has consented to certain conditions on his license to practice medicine in the State of Mississippi.

**NOW, THEREFORE**, the Mississippi State Board of Medical Licensure, with consent of Licensee as signified by his joinder herein, does hereby formally Restrict Licensee, subject to the following terms and conditions:

1. Licensee is hereby **REPRIMANDED**.
2. Because Licensee has completed all requirements of Wisconsin Order and provided proof of completion, including relief from all restrictions placed on Licensee's Wisconsin medical license, upon payment of this Board's costs, Licensee's Mississippi license shall be considered unrestricted, without further Board approval.
3. Licensee shall reimburse the Board for all costs incurred in relation to the pending matter pursuant to Miss. Code Ann. § 73-25-30, said amount not to exceed \$10,000. Licensee shall be advised of the total assessment by separate written

notification and shall tender to the Board a certified check or money order made payable to the Mississippi State Board of Medical Licensure, on or before forty (40) days from the date the assessment is mailed to Licensee via U.S. Mail to Licensee's current mailing address.

Should the Board hereafter receive documented evidence of Licensee violating any of the terms and conditions of this Consent Order, the Board shall have the right, pursuant to a full evidentiary hearing, to revoke the medical license of Licensee, suspend it for a time deemed proper by the Board, or take any other action determined as necessary by the Board.

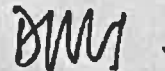
This Consent Order shall be subject to approval by the Board. If the Board fails to approve this Consent Order, in whole or in part, it shall have no force or effect on the parties. It is further understood and agreed that the purpose of this Consent Order is to avoid a hearing before the Board. In this regard, Licensee authorizes the Board to review and examine any documentary evidence or material concerning the Licensee prior to or in conjunction with its consideration of this Consent Order. Licensee further acknowledges that he may be required to personally appear before the Board on the scheduled hearing date to answer any questions which the Board may have. Should this Consent Order not be accepted by the Board, it is agreed that presentation to and consideration of this Consent Order and other documents and matters pertaining thereto by the Board, including Licensee's answers to questions, shall not unfairly or illegally prejudice the Board or any of its members from participation in any further proceedings.

Licensee understands and expressly acknowledges that this Consent Order, if approved and executed by the Mississippi State Board of Medical Licensure, shall

constitute a public record of the State of Mississippi. Licensee further acknowledges that the Board shall provide a copy of this Order to, among others, the National Practitioners Data Bank (NPDB), the Mississippi Department of Health (MSDH), the Federation of State Medical Boards, the Office of the Inspector General, United States Department of Health and Human Services (OIG-HHS), the U.S. Drug Enforcement Administration (DEA), the Mississippi Division of Medicaid, the Mississippi Board of Pharmacy, and the Mississippi State Medical Association (MSMA). The Board makes no representation as to what action, if any, which any other agency or jurisdiction may take in response to this Consent Order.

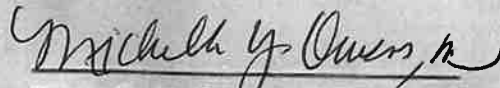
Recognizing his right to notice of charges specified against him, to have such charges adjudicated pursuant to Miss. Code Ann. § 73-25-27, to be represented therein by legal counsel of his choice, and to a final decision rendered upon written findings of fact and conclusions of law, DONALD THOMAS NICELL, M.D. nonetheless, hereby waives his right to notice and a formal adjudication of charges and authorizes the Board to enter an order accepting this Consent Order.

EXECUTED, this the 7<sup>th</sup> day of March, 2025.



Donald Thomas Nicell, M.D.

ACCEPTED AND APPROVED this the 20<sup>th</sup> day of March, 2025, by the Mississippi State Board of Medical Licensure.



Michelle Y. Owens, M.D.  
Board President