

From: [Sunset Advisory Commission](#)
To: [Janet Wood](#)
Subject: FW: Texas Medical Board
Date: Monday, December 12, 2016 4:59:21 PM

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From: Mary A Shirley
Sent: Monday, December 12, 2016 4:17 PM
To: Sunset Advisory Commission
Subject: Texas Medical Board

My name is Mary Alice Shirley, from the Corpus Christi/Robstown/Bluntzer, Texas area. Dr Calvin Day was my highly regarded dermatologist for a six or seven year period prior to his being wrongfully arrested and removed from his practice. I am also another one of his Mohs' surgery survivors.

My reasons for being here are twofold:

1. on behalf of Dr Calvin Day and to speak as to the unfairness of the judicial courts and the State's regulating/medical licensing agency involved in destroying his livelihood, his patients' health, his medical office staff's livelihood, and that of he and his family's personal well being.

2. I, myself, have ulterior motives in that I am extremely and adversely affected as to my skin's health and have suffered greatly since 2011 without his care and concern. And, I am here to sound off!

When I learned in January 2011 (by reading on the internet), that Dr Day was arrested, handcuffed and hauled off to jail I immediately sensed something wrong. The whole time I kept thinking about the American constitutional tenet regarding his being "innocent until proven guilty."

As time went by, I was stunned to hear that an exceptional, highly dedicated, extremely knowledgeable, professional could be continually treated so dishonorably by the judicial courts and the State's regulating/medical licensing agency. I do not understand how so few individuals, currently serving on the Texas Medical Board can have so much power in that they can hold sway over a person who had always kept the hippocratic oath in his 28 years of medical practice and was previously exonerated a full year ago from wrongful criminal charges brought by complainant(s) and the judicial courts.

Dr Day, a perfect gentleman at all times during my treatment, has successfully treated thousands upon thousands of well satisfied patients. His sterling and exceptional reputation has always been considered by his peers to be of the highest of standards.

This whole squalid ordeal, (even though all charges have been completely dismissed) has placed him under a cloud of suspicion which can never be totally erased in his lifetime. It is questionable whether he will ever be completely returned to that more highly regarded position of his former life which he previously enjoyed and held in the public's eye. Most especially so since he lost his 29 year old son in the process. Also, consider the fact that he has lost six full years of practice, SIX (6) full productive years of his prime that can never be replaced!

The improper investigation of all complainant(s) and their questionable claims beforehand, was playing fast and loose with the lives of so very many innocent people. It is very strange and curious that the prosecutor's office would turn a blind eye to such dubious complainants and bring forward such charges.

It was obvious the first complainant was only going after "deep pockets." She, as was her custom, wanted to make a great sum of money off the good doctor regardless of how much it harmed him, his family, his practice, his numerous employees and the welfare of his patients. It has been shown that a great deal of her adult life has been

supported by her parasitic knack of profiting off the backs of hard working individuals who are successful pillars of the community.

It is sad Dr Day was targeted and has had to suffer so much at the hands of all these vindictive individuals.

My own health, without going into great detail, has rapidly gone down hill since 2011 as I have been denied the doctor/patient status that I once enjoyed in visiting the most qualified dermatologist known to all of South Texas. I was recommended to him by an older sister and older brother who had also been his patients and, of course, both of them, have been denied his services as well. All of our sibling group are fair skinned, with blue eyes, having lived a lifetime under the South Texas sun making us the typical dermatological patient in need of Dr Day's services. After the "derailment" of Dr Day, I did not have the privilege of continued follow ups for an earlier Mohs surgery, nor for many other serious problems occurring thereafter.

Having gone through chemo and radiation in 2009, I now find myself to have an immune problem, along with an anxiety problem (worsened by my husband's own anxiety) which has exacerbated my itchy skin condition. Since being dispossessed of Dr Day's services, I have sought relief with numerous doctors in Corpus Christi and San Antonio to no avail. Sometimes I think I am at my wits end and other times I am of the opinion I have just about conquered the skin problem, but it remains with me. I hope the day comes in my lifetime that I might have the opportunity to visit with Dr Day in his newly reopened office to resolve this problem.

Thanks to the opportunists who have prevented his return to his practice and prevented my well being, along with numerous other patients, we, are all in a lesser place than we had been back in 2011. He has been deprived of his professional practice long enough, such a great tragedy to a great deal of people not only in the San Antonio area, but from all over Texas, and possibly elsewhere.

Please urge the Texas Medical Board to reconsider reinstating his medical license allowing him to return to his practice immediately.