

50-1242
5/9/14

**STATE OF RHODE ISLAND AND
PROVIDENCE PLANTATIONS**

**RHODE ISLAND DEPARTMENT OF HEALTH,
BOARD OF MEDICAL LICENSURE AND DISCIPLINE**

**In the matter of:
DENIS MOONAN, M.D.
License Number MD05654
Complaint Number C14-047**

CONSENT ORDER

Denis Moonan, M.D. (hereinafter "Respondent") is licensed as a physician in Rhode Island. After a review of the complaint, records, and appearance by Respondent before a Board of Medical Licensure and Discipline (hereinafter "Board") investigative committee, the Board makes the following:

FINDINGS OF FACT

1. Denis Moonan, M.D. (hereinafter "Respondent") has been a licensed physician in Rhode Island since 1980. His practice is located at Rhode Island. He is a 1974 graduate of the Case Western University School of Medicine.
2. Respondent did not maintain sufficient safeguards against diversion of controlled substances in his prescribing practices.
3. Based on the foregoing, Respondent is in civil violation of Rhode Island General Laws §5-37-5.1(19), specifically, not maintaining sufficient safeguards against diversion of controlled substances in his prescribing practices.

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Based on the foregoing, the parties agree as follows:

1. Respondent admits to the jurisdiction of the Board.
2. Respondent has reviewed this Consent Order and understands that it is subject to final approval of the Board; and this Consent Order is not binding on Respondent until final ratification by the Board.
3. If ratified by the Board, Respondent hereby acknowledges and waives:
 - a. The right to appear personally or by counsel or both before the Board;
 - b. The right to produce witnesses and evidence on his behalf at a hearing;
 - c. The right to cross-examine witnesses;
 - d. The right to have subpoenas issued by the Board;
 - e. The right to further procedural steps except for those specifically contained herein;
 - f. Any and all rights of appeal of this Consent Order;
 - g. Any objection to the fact that this Consent Order will be presented to the Board for consideration and review.
4. Respondent hereby agrees to a Reprimand based on the facts referenced above.
5. Respondent shall consult with the Prescription Monitoring Program every ninety (90) days for each patient to whom he prescribes controlled substances.
6. Respondent shall no longer take any new patients who present to him with a treatment need that requires prescription of controlled substances, other than Hospice patients and patients confined to a nursing home.

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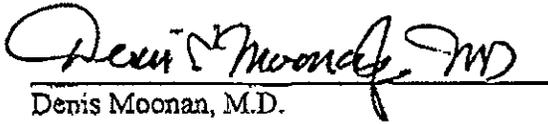
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7. Respondent shall collect urine toxicology screens every ninety (90) days for any patient who is prescribed controlled substances for a period of ninety (90) days or more.
6. Respondent agrees to register for and attend the course entitled "Prescribing Controlled Drugs," offered by Vanderbilt University or equivalent within 180 days of ratification of this Consent Order.
7. Respondent agrees to pay an administrative fee to the Board for costs associating with investigating this complaint. Respondent shall submit to the Board within sixty (60) days a check made payable to the Rhode Island General Treasury for the amount of \$600.00.
8. In the event that any conditions of this Consent Order are violated after it is ratified, the Director of the Department of Health shall have the discretion to impose disciplinary action, including summarily suspending the Respondent's license to practice medicine in the State of Rhode Island. If the Director suspends such license, Respondent shall be given notice and shall have the right to request an administrative hearing within ten (10) days of the suspension. The Director of the Department of Health shall also have the discretion to request an administrative hearing after notice to Respondent of any violation of this Consent Order.

DENIS MOONAN, M.D.

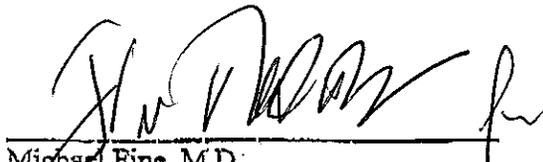
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Signed this 23 day of June, 2014.


Denis Moonan, M.D.

Ratified by the Board of Medical Licensure and Discipline on the 9 day of

July, 2014.


Michael Fine, M.D.
Director of Health
Rhode Island Department of Health