

RHODE ISLAND BOARD OF MEDICAL LICENSURE AND DISCIPLINE

IN THE MATTER OF:
Jinen Arun Thakkar, MD
License No.: MD 13775
Case No.: C22-1256

CONSENT ORDER

The Board of Medical Licensure and Discipline ("Board") makes the following:

FINDINGS OF FACT

1. Jinen Arun Thakkar, MD ("Respondent") was issued a license in the state of Rhode Island to practice medicine on October 12, 2011.
2. Respondent is employed as a hospitalist at Care New England Medical Group/Kent County Memorial Hospital, located in Warwick, Rhode Island.
3. On October 20, 2022, Complainant filed a complaint against Respondent relating to her deceased mother and the medical care her mother received at Kent County Memorial Hospital in 2022. Specifically, Complainant alleges that her mother's code status was changed from "Full Code," requiring full resuscitation during a medical emergency, to a "DNI/DNR" code status, which instructs medical staff to not resuscitate or intubate, should the patient stop breathing without a corresponding explanation in the medical record.
4. The medical records reflect that the patient's code status was changed from "Full Code" to "DNI/DNR" between April 25, 2022 and April 26, 2022.
5. The patient's medical records failed to show appropriate documentation of Respondent's discussion with the patient concerning the patient's decision to change her code status to DNI/DNR.

6. On March 2, 2023, Respondent, accompanied by counsel, appeared before the Investigative Committee and presented information consistent with the facts set forth in paragraphs 1 through 5 above.

7. On March 2, 2023, the Investigative Committee made a probable cause finding that Respondent failed to document any discussion regarding the patient's decision to change her code status from "Full Code" to a "DNI/DNR," which the Committee determined to be a violation of R.I. Gen. Laws § 5-37-5.1(19).

Based upon the foregoing, the Parties agree as follows:

1. Respondent admits to and agrees to remain under the jurisdiction of the Board.
2. Respondent agrees to the terms of this Consent Order and understands that it is subject to final approval of the Board and is not binding on Respondent until final ratification.
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 Hearing Committee for consideration and review; and
 - h) any objection to the fact that this Consent Order will be reported to the National Practitioner Data Bank and Federation of State Medical Boards and posted to the RI DOH public website.

4. Respondent is hereby reprimanded by the Board and shall pay an administrative fee of \$500.00. At his own expense, Respondent shall attend, complete and successfully pass a course to be pre-approved by the Board on the topic medical records documentation, including documenting the discussions with patients on emergency and end-of-life medical care. The payment of the administrative fee and the successful completion of the course shall be done within six (6) months of the ratification of this Consent Order.

5. In the event that any term of this Consent Order is violated, after ratification and approval, the Director of the Department of Health shall have the discretion to impose further disciplinary action pursuant to R.I. Gen. Laws §§ 5-37-5.1 through 5-37-6.3. If the Director imposes further disciplinary action, Respondent shall be given notice and shall have the right to request an administrative hearing within twenty (20) days of further discipline. The Director of the Department of Health shall also have the discretion to request an administrative hearing after notice to Respondent of a violation of any term of this Consent Order. Any administrative hearings, whether initiated by the Director or the Respondent, shall be conducted in accordance with R.I. Gen. Laws §§ 5-37-5.1 through 5-37-6.3 or R.I. Gen. Laws §§ 5-37-8 and 42-35-14(c), the Rules and Regulations for the Licensure and Discipline of Physicians (216-RICR-40-05-1), the Rules and Regulations for Practices and Procedures Before the Rhode Island Department of Health (216-RICR-10-05-4), and applicable provisions of R.I. Gen. Laws Chapter 42-35-1 *et seq.*

As Assented to and Signed this 9th day of May, 2023.



Jinen Arun Thakkar, MD

Ratified by the Medical Licensure and Discipline Board on the 10th day of

may 2023.

A handwritten signature in black ink, appearing to be "M. M. M.", written over a horizontal line.

MAY 10 2023

Date