

**STATE OF RHODE ISLAND
AND PROVIDENCE PLANTATIONS**

DEPARTMENT OF HEALTH

**BOARD OF MEDICAL
LICENSURE AND DISCIPLINE**

**IN THE MATTER OF:
ABDUL BARAKAT, M.D.
License Number MD11449
BMLD Complaint Number C11-886**

CONSENT ORDER

Abdul Barakat, M.D. (hereinafter "Respondent") is licensed as a physician in Rhode Island. The Board of Medical Licensure and Discipline (hereinafter the "Board") received a patient complaint in 2011, and the Board's investigative committee reviewed the matter. The Board makes the following:

FINDINGS OF FACT

1. Respondent is a physician who has been licensed in Rhode Island since April 16, 2004. He graduated from University of Aleppo in 1991 and his specialty is Anesthesia.
2. A complaint was referred to the Board which has been reviewed by the investigative committee as well as a Board-approved expert.
3. Respondent has a pain management practice of treating pain with various injectable medications, particularly gluco-corticosteroids. It was discovered that several years ago there were documentation problems regarding the actual dose of medication injected into a particular joint. The Respondents' practice was to

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titrate the dose for each patient and delegate the documentation of the injection to nursing or medical assistants. The nursing or medical assistants sometimes documented in the medical record that the entire dose of these medications had been injected when often only a partial dose had been. Respondent then signed those medical records.

4. Since those events, Respondent has changed his medical records system to electronic medical records and there is no longer an issue regarding his medical records.
5. Based on the foregoing, Respondent has violated Rhode Island General Laws § 5-37-5.1(19) and § 11.4 of the Rhode Island Rules and Regulations for the Licensure and Discipline of Physicians based on inadequate medical recordkeeping.

Based on the foregoing, the parties agree as follows:

1. Respondent admits to the jurisdiction of the Board.
2. Respondent has agreed to 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;

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- 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; and
 - g. Any objection to the fact that this Consent Order will be presented to the Board for consideration and review.
4. Respondent agrees to pay within one hundred and eighty (180) days of the ratification of this Consent Order an administrative fee to the Board with a check for \$4500.00 made payable to the Rhode Island General Treasurer for costs associated with investigating the above-referenced complaint.
5. Respondent agrees to complete and submit evidence to the Board of completion of a Board-approved continuing medical education course in medical records within twelve (12) months.
6. Respondent hereby agrees to this reprimand on his physician license.
7. In the event that any term of this Consent Order is violated, after signed and accepted, the Director of the Department of Health shall have the discretion to summarily impose further disciplinary action. If the Director summarily imposes further disciplinary action, Respondent shall be given notice and shall have the

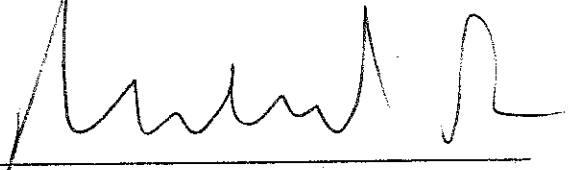
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right to request an administrative hearing within ten (10) days of the disciplinary action. The Director of the Department of Health shall also have the discretion to request an administrative hearing after notice to Respondent of a violation of any term of this Consent Order. The Administrative Hearing Officer may suspend Respondent's license, or impose further discipline, if the alleged violation is proven by a preponderance of evidence.

Signed this 14 day of January, 2015.


Abdul Barakat, M.D.

Ratified by the Board of Medical Licensure and Discipline on the 14 day of January, 2015.


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