

In the matter of:

JAMES GLOOR, M.D.

License Number MD05692

Complaint Numbers C12-077, -118, -272, -273, -954, C13-432, -965

CONSENT ORDER

James Gloor, M.D., (hereinafter "Respondent") is licensed as a physician in Rhode Island and is Licensed to prescribe controlled substances under Rhode Island General Laws chapter 21-28, having both a state Controlled Substances Registration and a Federal Drug Enforcement Administration Registration to prescribe controlled substances. The Board of Medical Licensure and Discipline (hereinafter the "Board") makes the following:

FINDINGS OF FACT

1. James Gloor, M.D., has been a licensed physician since July 1, 1980. His practice is located at 1051 Ten Rod Road, Unit B-2/10, North Kingstown, Rhode Island 02852. He is a 1979 graduate of the West Virginia University School of Medicine. He has no hospital privileges. He completed one year of residency, which met the time requirement in effect at the time of his initial licensure.
2. After the Board received the seven complaints referenced above, a physician with an expertise in infectious disease was retained as an expert witness by the Board. The Board expert reviewed the Respondents medical records and noted they did not meet the regulatory requirements. Specifically, the Board expert noted with

respect to Dr. Gloor's record keeping, that his one-page template did not allow for a history and physical to be documented in any depth, nor was there room for reasoning regarding a diagnosis and treatment plan. In addition, the handwriting was barely legible and his script so large there is only room for the barest information. Thus, it is unclear a thorough history or physical exam was obtained and what the logic was which led to the diagnosis.

3. It was the opinion of the investigative committee that the medical records in the referenced complaints represented unprofessional conduct because they failed to meet the requirements of the *Rules and Regulations for the Licensure and Discipline of Physicians*, [R5-37-MD/DO], section 11.4.

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, with respect to the findings referenced in paragraph 3 above, 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;
 - h. Any objection that this Consent Order will be reported to the National Practitioner Data Bank, Federation of State Medical Boards as well as posted on the department's public web site.
4. The Respondent hereby agrees to a Reprimand by the Board based on the findings above and shall submit to Rhode Island General Treasury an administrative fee of \$500.00 within 90 days of ratification of this order.
5. Respondent agrees to take a minimum eight (8) hour course in category 1 CME regarding medical records.
6. 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 impose further disciplinary action. 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 the 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. The Administrative Hearing Officer may suspend Respondent's

license, or impose further discipline, for the remainder of Respondent's licensing period if the alleged violation is proven by a preponderance of evidence.

Signed this 9th day of DECEMBER, 2016.



James Gloor, M.D.

Ratified by the Board of Medical Licensure and Discipline on the 11 day of January, 2016.
2017

  J. McDonald, M.D., M.P.H.

Nicole Alexander-Scott, M.D., M.P.H.
Director of Health
3 Capitol Hill, Room 401
Providence, Rhode Island 02908

(Deputy Director)