

State of Rhode Island
Department of Health
Board of Medical Licensure & Discipline



IN THE MATTER OF:

Ricardo Andres Rivera M.D.

License number MD 13519

Complaint number C171843

VOLUNTARY AGREEMENT NOT TO PRACTICE MEDICINE

The Rhode Island Board of Medical Licensure and Discipline (hereinafter “Board”) has reviewed and investigated the above referenced matter pertaining to Dr. Ricardo Rivera (hereinafter “Respondent”) through its Investigative Committee.

FINDINGS OF FACT

1. Respondent has been a licensed physician in the State of Rhode Island since January 12th, 2011. Respondent does not currently practice in Rhode Island.
2. The Board received notice from Respondent informing the Board that he had surrendered his physician license in Massachusetts through a Voluntary Agreement Not to Practice Medicine in May of 2014.
3. Respondent appeared before the Investigative Committee on May 3rd, 2018 and explained the reasons for the Voluntary Agreement Not to Practice Medicine. He also attested he is not practicing in Rhode Island. Respondent also stated he does not have a plan to re-enter medicine and has not kept up to date with CME.
4. Respondent has violated § RIGL 5-37.5.1 (21) *Surrender, revocation, suspension,*

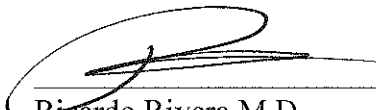
limitation of privilege based on quality of care provided, or any other disciplinary action against a license or authorization to practice medicine in another state or jurisdiction; or surrender, revocation, suspension, or any other disciplinary action relating to a membership on any medical staff or in any medical or professional association or society while under disciplinary investigation by any of those authorities or bodies for acts or conduct similar to acts or conduct which would constitute grounds for action as described in this chapter;

Based on the foregoing, the parties agree as follows:

1. Respondent admits to the jurisdiction of the Board.
2. Respondent has agreed to this Voluntary Agreement Not to Practice Medicine and understands that it is subject to final approval of the Board, and this voluntary Agreement Not to Practice 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; and
 - 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.

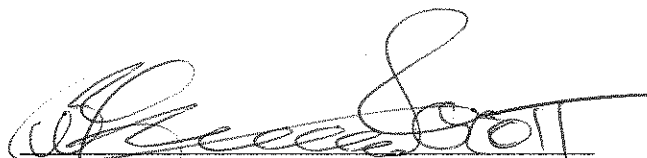
4. Respondent hereby agrees to this Voluntary Agreement Not to Practice Medicine.
5. Respondent will notify the Board if he applies for a physician license in another jurisdiction.
6. If any term of this Consent Order is violated, after it is signed and accepted, the Director of the Department of Health shall have the discretion to impose further disciplinary action including immediate suspension of Respondent's license to practice medicine. 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 suspension and/or further discipline. The Director of the Department of Health shall also have the discretion to request a hearing after notice to Respondent of a violation of any term of this Consent Order. After hearing thereon, the Board may suspend Respondent's license, or impose further discipline, for the remainder of Respondent's licensing period if any alleged violation is proven by a preponderance of evidence.

Signed this 6 day of June, 2018.



Ricardo Rivera M.D.

Ratified by the Board of Medical Licensure and Discipline on the 13th day of June 2018.



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