

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

IN THE MATTER OF:

**LISA NOYES-DUGUAY, M.D., License Number MD09116
Controlled Substances Registration Number CMD09116**

SUMMARY SUSPENSION OF CONTROLLED SUBSTANCES REGULATION

Lisa Noyes-Duguay, 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") voted for suspension of Respondent from prescribing controlled substances on August 29, 2012, after the investigative committee's review of the complaint, the records, and the written response of the Respondent. The investigating committee found the following:

FINDINGS OF FACT

1. On or about March 28, 2012, an inspector for the Rhode Island Board of Pharmacy visited the office of Respondent and served a subpoena for medical records for two patients who are current or former family members; Respondent answered that no such records existed; in response to the investigator's query about whether Respondent had ever prescribed controlled substances for either of the family members, she said no initially; when asked again if she had ever prescribed Vicodin, Klonopin, or Buprenorphine products, or Hycodan syrup, to either family member, she said she had

done so on two occasions; and she added that she had prescribed Suboxone to one of the family members twice about one year earlier;

2. The Respondent told the investigator that any other prescriptions for Suboxone could be considered fraudulent because she had not authorized them;
3. The Respondent admitted to the investigator that she has on rare occasions dispensed controlled substances from her office and placed them in bottles with improper labels; and after the investigator told her that she was not permitted to do so (pursuant to Section 21.2 of state pharmacy regulations), she said she would no longer do so;
4. The EDT report for one of the two family members shows that, between December 5, 2003 and June 10, 2011, thirty-three (33) prescriptions for Suboxone were written on prescription paper with Respondent's name on it; and original paper prescriptions show handwriting in a style that appears to be consistent on each one, and consistent with other handwriting of the Respondent;
5. Another investigator found a spoon in a lock box in the Respondent's office that contained residue from a controlled substance; she initially told an investigator that she did not know how it got there; she later told Department staff that she had left it in the lock box for a long time and just never brought it home to wash.
6. The Respondent, in her July 12, 2011, response to the Board of Medical Licensure and Discipline denied that she has written 33 prescriptions for the family member, and indicated that she suspected the family member may have obtained a copy of a page from her prescription pad, or the pad itself, without her knowledge, and she suspects that 31 of the 33 are fraudulent; she strongly denies the 31 were in her handwriting and points to irregularities in the content and usual patterns of her prescriptions;

7. The Respondent in her July 12, 2011, response admitted that she had prescribed Hycodan syrup on one occasion to another family member.

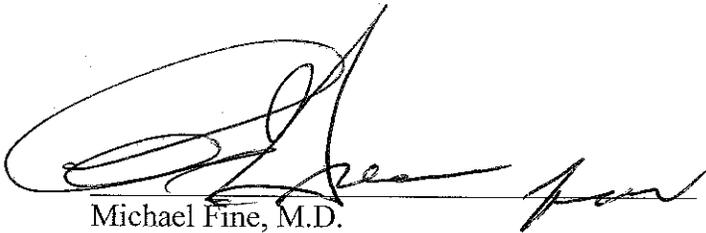
8. The Respondent has a pattern of prescribing controlled substances to patients in a manner that does not meet the standards of acceptable practice;
9. The Respondent has a pattern of prescribing narcotics without medical records;
10. The Respondent has a pattern of prescribing narcotics without performing an examination of the patient;
11. The Respondent has delivered care below accepted minimal standards, including the inappropriate prescription of narcotics;
12. The Respondent is in violation of Rhode Island General Laws § 5-37-5.1(19) and (26) for failing to adhere to minimum standards of acceptable practice and for violation of state laws concerning standards of practice and prescribing of controlled substances.
13. The public health, safety, or welfare imperatively requires emergency action.

ORDER

1. Based on the foregoing, the Director of the Department of Health has determined that the continuation of the controlled substances registration of Lisa Noyes-Duguay, M.D., constitutes an immediate threat to the health, welfare and safety of the public.
2. Accordingly, the controlled substances registration issued to Lisa Noyes-Duguay, M.D., to prescribe controlled substances is hereby suspended forthwith pursuant to Rhode Island General Laws § 42-35-14(c).

3. The suspension of the Respondent's controlled substances registration shall continue until further Order of the Department of Health and until an administrative hearing or other resolution.
4. The Respondent shall within ten calendar days refer herself to the Physician's Health Committee and follow its recommendations immediately, or in other time allowed, or her license to practice medicine will be summarily suspended.
5. The Respondent shall continue to be responsible for providing a proper medical home for any of her patients who need controlled substances prescribed to them, and shall continue to be responsible to transfer any medical records of such patients immediately upon request or when needed.
6. The Respondent is entitled to a hearing in accordance with Rhode Island General Laws § 42-35-14(c).

Signed this 12th day of September, 2012.



Michael Fine, M.D.
Director of Health
Rhode Island Department of Health
Cannon Building, Room 401
Three Capitol Hill
Providence, RI 02908-5097
Tel. (401) 222-2231
Fax (401) 222-6548

CERTIFICATION OF SERVICE

I hereby certify that a copy of this Summary Suspension Order was sent via hand delivery to the Respondent on the 12th day of September, 2012, at the following addresses:

Lisa Noyes-Duguay, M.D.
85 Beach Street, Building B
Westerly, RI 02891

Kelly I. McGee, Esquire
Donoghue Barrett & Singal, P.C.
Ten Weybosset Street, Suite 602
Providence, RI 02903-2863



I witnessed Patrick Kelly serve Dr. Noyes-Duguay
with a suspension order, on 09-12-12.

Ryan Page
Westerly Police

