

**IN THE MATTER OF BRIAN G. KWETKOWSKI, D.O.**  
**License Number DO 00498**

**CONSENT ORDER**  
**VOLUNTARY SURRENDER OF LICENSE**

The Board of Medical Licensure and Discipline (hereinafter referred to as the "Board") received notice that the Respondent engaged in unprofessional conduct by engaging in serious sexual boundary violations with a patient. An Investigating Committee of the Board convened and considered the facts and circumstances surrounding the allegations and has found probable cause for discipline. The Investigating Committee's Findings of fact and conclusions of law are set forth below.

**FINDINGS OF FACTS AND CONCLUSIONS OF LAW**

1. Respondent is a physician licensed to practice in Rhode Island since December 1998. He is a 1996 graduate of the University of New England College of Osteopathic Medicine and is Board certified in family practice. The Department of Health received information concerning sexual boundary violations with a woman who was under his primary care.
2. These sexual boundary violations date back three years with a patient who was 19 years old at the time the sexual relations began. The Board learned of the violations due to self-reporting by the physician to the Physician Health Committee of the RI Medical Society. The physician, with the assistance of

legal counsel, consented to the referral to the Board of Medical Licensure and Discipline.

3. The complaints to the Board implicate the provisions of R.I.G.L.5-37-5.1 (30) for sexual contact between a doctor and a patient.

**The parties agree as follows:**

The Respondent is a physician licensed and doing business under the laws of the State of Rhode Island, osteopathic license number DO 00498;

- (a) Respondent admits to the jurisdiction of the Board and hereby agrees to remain under the jurisdiction of the Board;
- (b) Respondent has read this Consent Order and understands that it is a proposal of an Investigating Committee of the Board and is subject to the final approval of the Board. This Consent Order is not binding on Respondent until final ratification by the Board.

**Respondent hereby acknowledges and waives:**

- (1) The right to appear personally or by counsel or both before the Board;
- (2) The right to produce witnesses and evidence in his behalf at a hearing;
- (3) The right to cross-examine witnesses;
- (4) The right to have subpoenas issued by the Board;
- (5) The right to further procedural steps except for those specifically contained herein;
- (6) Any and all rights of appeal of this Consent Order;
- (7) Any objection to the fact that this Consent Order will be presented to the Board for consideration and review;

(8) Any objection to the fact that it will be necessary for the Board to become acquainted with all evidence pertaining to this matter in order to review adequately this Consent Order;

(9) Any objection to the fact that potential bias against the Respondent may occur as a result of the presentation of this Consent Order. The signing of this Consent Order is for settlement purposes only. This Consent Order shall become part of the public record of this proceeding once it is accepted by all parties and by the Board.

(10) Failure to comply with this Consent Order, when signed and accepted, shall subject the Respondent to further disciplinary action.

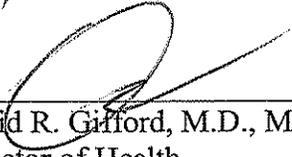
(11) Respondent's license to practice medicine in Rhode Island is surrendered until further order of the board.

(12) Respondent reserves the right to petition the board for reinstatement at a future date.

  
Brian G. Kwetkowsky, D.O.

Ratified by the Board of Medical Licensure and Discipline at a meeting held

Aug on 11<sup>th</sup>, 2010.

  
David R. Gifford, M.D., MPH  
Director of Health