

**BOARD OF MEDICAL LICENSURE AND
DISCIPLINE**

No. 10-478

**In the matter of:
Brian G. Kwetkowski, D.O.
License Number: DO 00498**

Reinstatement Order

The Board of Medical Licensure and Discipline suspended the license to practice medicine in Rhode Island issued to Petitioner on August 11th, 2010. This suspension was due to engaging in sexual boundary violations with a patient. The suspension Order mandated that the Respondent enter a treatment facility and complete all of the recommendations of the evaluators. Additionally, the Petitioner was required to sign a monitoring agreement with the Physician's Health Committee of the Rhode Island Medical Society. Petitioner has completed the initial phase of the recommendations.

The following are the Board's Findings of Fact and Conclusions of Law:

- (1) The Board of Medical Licensure and Discipline finds that the Petitioner has completed the initial required phase of his evaluation and treatment.
- (2) The Petitioner shall enter into a 5 year monitoring contract with the Rhode Island Physicians Health Committee for a period of time deemed appropriate by this program.

- (3) The Petitioner shall conduct himself according to the code of ethics of the American Medical Association and abstain from any type of exploitive behavior in both his personal and professional life. This includes specifically abstaining from any type of seductive sexual behavior with any patient or relative of a patient.
- (4) The Petitioner must agree enter into a weekly psychotherapy process with Frank Pescosolido, PhD, in order to maintain gains internalized over the course of his treatment at Acumen. The Acumen Institute treatment team will be integrating treatment process with Dr. Pescosolido over the next year.
- (5) The Board approves of the Petitioner returning to the practice of medicine, with a group practice or urgent care center approved by the Rhode Island Physicians Health Committee. The Board does not approve of the Petitioner returning to a solo practice setting. The Petitioner must meet with his practice monitor on a weekly basis to discuss the interpersonal aspects of his cases and boundary-related dynamics. The Petitioner's practice monitor is required to send reports documenting the monitoring process to the Rhode Island Physicians Health Committee on a quarterly basis.
- (6) The Petitioner is required to utilize a chaperone when meeting with all female patients and the presence of the chaperone must be documented in the patient's chart.

- (7) The Petitioner is also required to utilize twenty-five randomized patient satisfaction surveys on a quarterly basis to elicit patient feedback. The survey must query about issues and individuals other than the Petitioner in order to avoid making him the focus of attention, and, thus, potentially generating anxiety in his patients. These surveys must be distributed by his nurse and reviewed by his practice monitor and then sent to the Rhode Island Physicians Health Committee.
- (8) The Petitioner must agree to return to the Acumen Institute for follow up assessment/treatment in March 14-18, 2011, September 6-9, 2011, and December 8-9, 2011. At this time, polygraph testing will be done in order to document the absence of boundary violations.
- (9) It is the sole responsibility of the Petitioner to insure that each and every aspect of this Order and the Agreements with the Physician Health Committee are fulfilled. A failure to fulfill these agreements may result in the suspension of the license to practice medicine.

Signed this 8th day of March, 2011.
Brian G. Kwetkowski, D.O.
Brian G. Kwetkowski, D.O.

Ratified by the Board of Medical Licensure and Discipline at a meeting held on March 9, 2011.
Grace W. McFarlane
Board of Medical
Licensure and Discipline
Rhode Island Department of Health