

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

IN THE MATTER OF:
AFSHIN NASSERI, MD
LICENSE NUMBER MD 10174

Summary Suspension

The Board of Medical Licensure and Discipline has received information concerning the professional activities of Afshin Nasserri, MD, (hereinafter the "Respondent") a licensed physician in Rhode Island whose principal place of business is 2 Wake Robin, Lincoln Rhode Island 02865.

An investigation was conducted by the Board of Medical Licensure and Discipline and the Board of Pharmacy. The Board of Medical Licensure and Discipline and the Office of the Director of Health make the following

Findings of Fact and Conclusions of Law

1. Afshin Nasserri, MD IS A physician who has been licensed to practice in Rhode Island since 1999. He was previously licensed in the State of New York. He is a 1993 University Eugenio Maria De Hostos Medical School (UNIREMHOS) graduate. He completed three years of post graduate training in Rhode Island. He is not Board certified and has hospital privileges at Landmark Medical Center. He claims a primary specialty in Internal Medicine.
2. The Respondent was the subject of a disciplinary investigation by the Board beginning on August 11, 2011 following a complaint that a female patient was

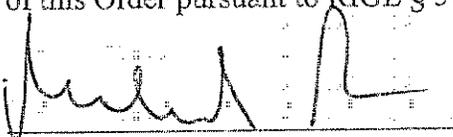
injected in his office examination room with Midazolam (a benzodiazepine that is primarily used for sedation prior to commencement of surgical procedures).

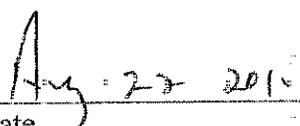
3. The Board's investigation revealed that the Respondent ordered Midazolam injectable from a pharmaceutical wholesale distributor on two occasions (March and June 2011). On each occasion, the Respondent ordered one 10 pack of 5 mg/ml units.
4. The Boards of Medical Licensure and Discipline and Pharmacy visited the Respondent's office to obtain the complainant's medical record and to inquire about the injectable Midazolam. The complainant's medical record did not have evidence of the administration of the drug and certain other patient visits were also missing.
5. The complainant also complained to the Lincoln Police Department and it conducted an investigation that included follow-up visits with the Respondent that were tape recorded. The Respondent admitted during a tape recorded visit that he had administered the drug.
6. In written statement to the Board, the complainant indicated that she saw the Respondent for a complaint of right shoulder pain radiating down her arm and had a lot of family stress. Respondent left and room after asking the patient to disrobe and put on an examination gown. The Respondent administered a cortisone injection to the shoulder. The Respondent asked the patient about her sex life and then returned with a needle and syringe and administered it to her left arm. He then turned off the lights and told her to relax.

7. The complainant alleges that the Respondent kissed her on the mouth moved her legs sometime after the injection of the benzodiazepine. The Respondent called her cell phone on numerous occasions and offered to come to her house.
8. The Board previously accepted the voluntary surrender of his license to practice medicine on June 8, 2007 following a conclusion that he could not practice due to an episodic medical condition that rendered him unable to practice safely. He was referred for evaluation and later reinstated with monitoring of the Physician Health Committee of the Rhode Island Medical Society. This agreement specified the requirement of a mentor and practice manager. He was also required to have a chaperone in the room for examinations of all female patients.
9. The Respondent did not have a chaperone in the room during visits with the complainant.

ORDER

After considering the findings of the Board of Medical Licensure and Discipline, regarding Afshin Nasserri, MD, it has been determined that the continuation of the practice of medicine by Afshin Nasserri, MD would constitute an immediate danger to the public. Accordingly, Afshin Nasserri, MD, is suspended from practicing medicine until further Order of the Department of Health Board of Medical Licensure and Discipline. The Respondent is entitled to an administrative hearing on this suspension within 10 days of this Order pursuant to RIGL § 5-37-8.


Michael Fine, M.D.
Director of Health


Date

CERTIFICATION

I hereby certify that a copy of this ORDER was hand delivered to Afshin Nasseri, 2
Wake Robin Lincoln, RI 02865 and sent certified mail to Afshin Nasseri, MD
39 Cannonball Rd., Sharon, MA 02067 on this 22nd day of August 2011.

Rinda Julian