

**STATE OF RHODE ISLAND
AND PROVIDENCE PLANTATIONS**

DEPARTMENT OF HEALTH

**BOARD OF MEDICAL
LICENSURE AND DISCIPLINE**

IN THE MATTER OF:

Chi-Kuang Lai, M.D.

License Number MD09870

Complaint Numbers C15-789

CONSENT ORDER

Chi-Kuang Lai, M.D. (hereinafter "Respondent") is licensed as a physician in Rhode Island. The Board of Medical Licensure and Discipline (hereinafter the "Board") found after the investigative committee's review of the complaint, the records, and the Respondent's written reply to the complaint that Respondent committed an action that constitutes unprofessional conduct pursuant to Rhode Island General Laws §5-37-5.1(19). The Board further makes the following:

FINDINGS OF FACT

1. Respondent is a physician who has been licensed in Rhode Island since August 6th, 1998. He graduated from Taipei Medical College on June 1, 1969.
2. Respondent evaluated Patient A (*alias*) for a medical condition frequently over a 2 year period. Patient A subsequently filed a complaint. The allegations contained in Patient A's complaint were found to be unsubstantiated.
3. Upon review of the medical records by the Investigative Committee, it was evident Respondent had a pattern of carrying forward electronic progress notes,

often unedited. Respondent acknowledged to the Investigative Committee that he did not physically examine Patient A at every visit, yet the information that was carried forward in the electronic record indicated that a physical exam had been performed. Respondent acknowledged that the electronic medical record was difficult for him and that a scribe created the notes and he electronically signed them without full review and verification for accuracy.

4. Dr. Lai's actions in connection with this documentation issue constitutes unprofessional conduct pursuant to Rhode Island General Laws §5-37-5.1(19).

Based on the foregoing, the parties agree as follows:

1. Respondent admits to the jurisdiction of the Board.
2. Respondent has agreed to this Consent Order and understands that it is subject to final approval of the Board, and this Consent Order 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 objection that this order will be reported to the NPDB, FSMB and posted on the Rhode Island Department of Health web site.

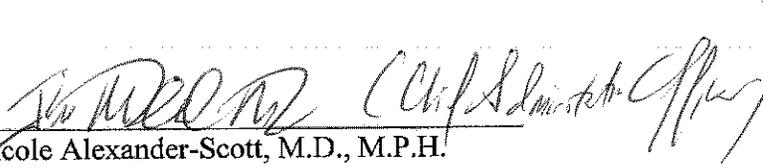
- g. Any and all rights of appeal of this Consent Order; and
 - h. Any objection to the fact that this Consent Order will be presented to the Board for consideration and review.
4. Respondent agrees to pay within sixty (60) days of the ratification of this Consent Order an administrative fee to the Board with a check for \$650 dollars made payable to the Rhode Island General Treasurer for costs associated with investigating the above-referenced complaint.
 5. Respondent agrees to complete 13 hours of Board approved CME regarding medical records by the end of September, 2016.
 6. Respondent hereby agrees to this reprimand on his physician license.
 7. In the event that any term of this Consent Order is violated, after signed and accepted, the Director of the Department of Health shall have the discretion to summarily suspend the Respondent's license and/or impose further disciplinary action. If the Director suspends the license and/or 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 an administrative hearing after notice to Respondent of a violation of any term of this Consent Order. The Administrative Hearing Officer may suspend Respondent's license, or impose further discipline, for the remainder of Respondent's licensing period if the alleged violation is proven by a preponderance of evidence.

Signed this 19 day of Feb, 2016.



Chi-Kuang Lai, M.D.

Ratified by the Board of Medical Licensure and Discipline on the 9 day of March,
2016.



Nicole Alexander-Scott, M.D., M.P.H.
Director
Rhode Island Department of Health