

DEPARTMENT OF HEALTH,
BOARD OF MEDICAL LICENSURE AND
DISCIPLINE

File No: C07-285

In the matter of:

David S. Tamaren, MD
License #: MD 9379

Reciprocal Action

Pursuant to R.I. General Laws §5-37-5.2, 1956, as amended, (1995 Reenactment) the State of Massachusetts, Board of Registration in Medicine notified the Board of Medical Licensure and Discipline that the Respondent had been subject to disciplinary action in the State of Massachusetts. The Rhode Island Board of Medical Licensure and Discipline has jurisdiction to take reciprocal action by virtue of §5-37-5.1 of the General Laws. The following constitutes the Investigating Committee's Findings of Fact:

Findings of Facts

1. The Respondent, David S. Tamaren, M.D. has voluntarily entered into a voluntary agreement not to practice medicine with the Commonwealth of Massachusetts, Board of Registration in Medicine. The Massachusetts order dated April 4, 2007 is incorporated and attached herewith pursuant to R.I.G.L. 5-37-5.1 (21).
2. The RI Board of Medical Licensure and Discipline is taking reciprocal action based upon the Order entered in Massachusetts.

The parties agree as follows:

The Respondent is a physician with an allopathic license No. MD 9379. Respondent admits to the jurisdiction of the Board and hereby agrees to remain under the jurisdiction 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 specifically contained herein;
Any and all rights of appeal of this Consent Order;
6. Any objection to the fact that this Consent Order will be presented to the Board for consideration and review;
7. 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;
8. Any objection to the fact that potential bias against the Respondent may occur as a result of the presentation of this Consent Order.
9. Acceptance of this Consent Order constitutes an admission by the Respondent of the facts set forth herein. 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 shall be subject to the same restrictions and limitations as imposed by Massachusetts.
12. Respondent agrees to pay an administrative fee of Two hundred and fifty (\$250.00) dollars within 60 days of ratification of this Order.

Signed this 7th day of June, 2007.



David S. Tamaren, MD

Ratified by the Board of Medical Licensure and Discipline at a meeting held on June 13th, 2007.



David Gifford, MD, MPH
RI Director of Health

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS.

BOARD OF REGISTRATION
IN MEDICINE

Docket No. 07-054

In the Matter of)
)David S. Tamaren, M.D.)
)BRN 42478.)
)VOLUNTARY AGREEMENT NOT TO PRACTICE MEDICINE

1. I have ceased practicing medicine in the Commonwealth of Massachusetts; and I agree not to practice medicine in the Commonwealth of Massachusetts while this Agreement is in effect.
2. This Agreement will remain in effect until the Board of Registration in Medicine (Board) determines that this Agreement should be modified or terminated; or until the Board takes other action against my license to practice medicine; or until the Board takes final action on the above-referenced matter.
3. I am entering this Agreement voluntarily.
4. I understand that this Agreement is a public document and may be subject to a press release.
5. I understand that this Agreement is a voluntary restriction of my license to practice medicine and is considered to be a disciplinary action that is reportable by the Board to national data reporting systems, pursuant to G.L. c. 112, § 2.
6. Any violation of this Agreement shall be prima facie evidence for immediate summary suspension of my license to practice medicine.
7. I understand that by voluntarily entering into this Agreement, I do not waive my right to contest any allegations brought against me by the Board and my signature to this Agreement does not constitute any admissions on my part. Nothing contained in this Agreement shall be construed as an admission or acknowledgment by me as to wrongdoing of any kind in the practice of medicine or otherwise.

8. I agree to provide a complete copy of this Agreement, within twenty-four (24) hours of notification of the Board's acceptance of this Agreement, by certified mail, return receipt requested, or by hand delivery to the following designated entities: any in-state or out-of-state hospital, nursing home, clinic, other licensed facility, or municipal, state, or federal facility at which I practice medicine; any in-state or out-of-state health maintenance organization, with which I have privileges or any other kind of association; any state agency, in-or-out-of state, with which I have a provider contract; any in-state or out-of-state medical employer, whether or not I practice medicine there; the Drug Enforcement Administration Boston Diversion Group; the Massachusetts Department of Public Health Drug Control Program; and the state licensing boards of all states in which I have any kind of license to practice medicine. I will certify to the Board within seven (7) days that I have complied with this directive. The Board expressly reserves the authority to independently notify, at any time, any of the entities designated above or any other affected entity, of any action it has taken.

9. This Agreement represents the entire agreement between the parties at this time.

David S. Tamaren, M.D.
David S. Tamaren, M.D., Licensee

3/29/07
Date

Roger Wilkin, Esq.
Roger Wilkin, Esq.
Attorney for Licensee

3/28/07
Date

Accepted by the Board of Registration in Medicine this 30th day of March, 2007.

Martine M.

Ratified by vote of the Board of Registration in Medicine this 4th day of April 2007.

Martin Crane, M.D.
Martin Crane, M.D.
Chair

sent certified mail 4/5/07 KSD