

STATE OF RHODE ISLAND
AND PROVIDENCE
PLANTATIONS

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

In the matter of:
DENIS MOONAN, M.D.
License Number
MD05654
Complaint Number C14-047

**MODIFICATION OF PRIOR CONSENT ORDER EXPANDING
DR. MOONAN'S PRESCRIPTION PRIVILEGES**

Denis Moonan, M.D. (hereinafter "Respondent") is licensed as a physician in Rhode Island. After a review of the complaint, records, and appearance by Respondent before a Board of Medical Licensure and Discipline (hereinafter "Board") investigative committee, the Board makes the following:

FINDINGS OF FACT

1. Denis Moonan, M.D. (hereinafter "Respondent") has been a licensed physician in Rhode Island since 1980. His practice is located at Rhode Island. He is a 1974 graduate of the Case Western University School of Medicine.
2. Respondent did not maintain sufficient safeguards against diversion of controlled substances in his prescribing practices.
3. Based on the foregoing, Respondent is in civil violation of Rhode Island General Laws §5-37-5.1(19), specifically, not maintaining sufficient safeguards against diversion of controlled substances in his prescribing practices.

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Based on the foregoing, the parties agree as follows:

1. Respondent admits to the jurisdiction of the Board.
2. Respondent has reviewed 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 and all rights of appeal of this Consent Order;
 - g. Any objection to the fact that this Consent Order will be presented to the Board for consideration and review.
4. Respondent was previously reprimanded for this issue.
5. Respondent shall continue to consult with the Prescription Monitoring Program every ninety (90) days for each patient to whom he prescribes controlled substances.
6. The modification of this agreement allows Respondent to prescribe controlled substances for any patients, including but not limited to Hospice patients and patients confined to a nursing home.

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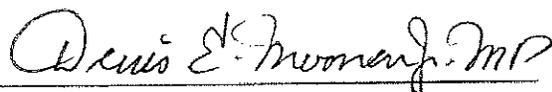
7. Regarding all prescriptions for controlled substances, he shall document and specify which diagnosis or diagnoses that support each controlled substance prescription, shall maintain a narcotics log for each such patient, shall perform toxicology screening of any such patient who exhibits drug-seeking behavior or repeated early pharmacy requests for controlled substances; and shall require any patient who has a controlled narcotic substance prescription to have it filled at a Rhode Island pharmacy only. Respondent agrees to utilize the Prescription Monitoring Program (PMP) to monitor his patients' use of controlled substances and monitor patient's utilization specifically not to refill patient's medications early.
8. Respondent shall collect urine toxicology screens every ninety (90) days for any patient who is prescribed controlled substances for a period of ninety (90) days or more.
9. Respondent has completed the required course offered by Vanderbilt University or equivalent within 180 days of ratification of this Consent Order as well as significant other CME in the areas of controlled substance prescribing and addiction.
10. In the event that any conditions of this Consent Order are violated after it is ratified, the Director of the Department of Health shall have the discretion to impose disciplinary action, including summarily suspending the Respondent's license to practice medicine in the State of Rhode Island. If the Director suspends such license, Respondent shall be given notice and shall have the right to request an administrative hearing within ten (10) days of the suspension. The Director of the

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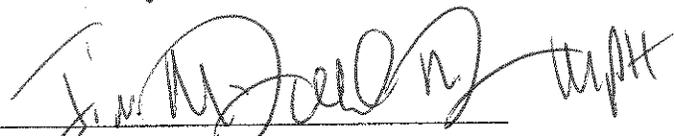
Department of Health shall also have the discretion to request an administrative hearing after notice to Respondent of any violation of this Consent Order.

Signed this 2nd day of May, 2016.



Denis Moonan, M.D.

Ratified by the Board of Medical Licensure and Discipline on the 11 day of May, 2016



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

(Delegated)