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**BOARD OF MEDICAL LICENSURE AND  
DISCIPLINE**

**File No: C08-036, C07-669**

**IN THE MATTER OF:  
Donya Powers, MD  
License #: MD 06532**

**Consent Order**

Pursuant to R.I. Gen. Laws §5-37-5.2, 1956, as amended, (2002 Reenactment) a notification was received by the Board of Medical Licensure and Discipline [Board] regarding an adverse hospital privilege action concerning Donya Powers, M. D. ("Respondent"). This matter was referred to an Investigating Committee of the board for review and recommendation. The following are findings of fact and conclusions of law:

**FINDINGS OF FACTS AND CONCLUSIONS OF LAW**

1. The Respondent is a physician born in 1958 who has been licensed to practice medicine in Rhode Island since 1984. She is a 1983 graduate of the Brown University School of Medicine. Her primary area of practice is Family Medicine. She had hospital privileges at the Memorial Hospital of RI.
2. The Respondent failed to meet hospital by-laws by not maintaining appropriate malpractice coverage.

3. The Respondent failed to provide medical records, which were stored off premises at a storage facility, to a patient who appropriately requested the records as required by Rules & Regulations for Licensing & Discipline of Physicians regulation [R 5-37 MD/DO §11.2].
4. The Respondent failed to respond to the Board of Medical Licensure as required following letter to her dated January 22, 2008 in a timely manner.
5. The Respondent failed to assure appropriate cross coverage for her medical practice when she was out of the country on a medical mission from October 19, 2007 – November 9, 2007.
6. The Board conducted an investigation and found the Respondent failed to conform to the minimal standards of acceptable and prevailing medical practice in violation of § 5-37-5.1(4) for abandonment & § 5-37-5.1 (23) for failing to respond to the Board.

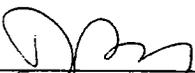
**The parties agree as follows:**

Respondent admits to the jurisdiction of the Board.

- (1) 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 in 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 specifically contained herein;
  - f. Any and all rights of appeal of the terms of this Consent Order;

- g. Any objection to the fact that this Consent Order will be presented to the Board for consideration and review;
- h. 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
- (2) Acceptance of this Consent Order constitutes an admission by the Respondent that the findings of fact were made by the Board.
- (3) This Consent Order shall become part of the public record of this proceeding once it is accepted by all parties.
- (4) Failure to comply with this Consent Order, when signed and accepted, shall subject the Respondent to further disciplinary action.
- (5) Respondent hereby consents to probation for two years to begin with the ratification of this order.
- (6) Respondent agrees to pay an administrative fee of ONE THOUSAND (\$1000.00) DOLLARS within 60 days of ratification of this Order.

Signed this 6<sup>th</sup> day of May, 2009.

  
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Dorya Powers, M.D.

Ratified by the Board of Medical Licensure and Discipline at a meeting held

on May 13<sup>th</sup>, 2009.

  
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David R. Gifford, MD, MPH  
Director of Health