

DEPARTMENT OF HEALTH,
BOARD OF MEDICAL LICENSURE AND
DISCIPLINE

No: C10-575

In the matter of:
Eric Brecher, MD
License #: MD 11146

Consent Order

Pursuant to R.I. Gen. Laws §5-37-5.2, 1956, as amended, (2009 Reenactment) the Commonwealth of Massachusetts Board of Registration in Medicine notified the Board of Medical Licensure and Discipline that the Respondent has entered into a Consent Order. The Rhode Island Board of Medical Licensure and Discipline has jurisdiction to take reciprocal action by virtue of R.I.G.L. 5-37-5.7 (21) of the General Laws. The following constitutes the Investigating Committee's Findings of Fact:

Findings of Facts

1. The Respondent, Eric S. Brecher, MD has entered into a Letter of Admonishment with the Colorado Board of Medical Examiners. The Board of Medical Licensure and Discipline finds the Respondent's actions to be unprofessional conduct by virtue of R.I.G.L. 5-37-5.1(21). The Colorado Board of Medical Examiners Letter of Admonishment is incorporated and attached herewith.

The parties agree as follows:

The Respondent is a physician with an active allopathic license No.11146. Respondent admits to the jurisdiction of the Board and hereby agrees to remain under the jurisdiction of the Board.

- (1) Respondent has read this Consent Order and understands that it is a proposal of an Investigating Committee of the Board and is subject to the final approval of the Board. This Consent Order is not binding on Respondent until final ratification by the Board.
- (2) 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 this Consent Order;
 - g. Any objection to the fact that this Consent Order will be presented to the Board for consideration and review;

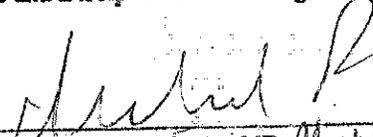
(8) Respondent agrees to pay an administrative fee of FIVE HUNDRED (\$500.00) DOLLARS within 60 days of ratification of this Order.

Signed this 21 day of February, 2010, 2011.


Eric S. Brecher, MD

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

on 4/13/2011, 2010


Michael Fine, MD
Interim Director of Health



DORA

Department of Regulatory Agencies

Division of Registrations
Rosemary McCool
Director

State Board of Medical Examiners
Cheryl Hara
Program Director

Bill Ritter, Jr.
Governor
D. Rico Munn
Executive
Director

VIA CERTIFIED MAIL

January 21, 2010

Case No. 2009-002436-B

Eric S. Brecher, M.D.

Dear Dr. Brecher:

Inquiry Panel B of the Colorado Board of Medical Examiners has concluded its inquiry regarding your role in the care and treatment of L.H. It was the Panel's decision not to commence with formal proceedings against your license to practice medicine. However, the Panel did vote to administer disciplinary action to you in the form of this letter of admonition.

After careful review of all the information gathered in this case, the Panel found that the treatment rendered to this patient was below the standard of care. Specifically, given the explicit history of posterior right sided chest pain just below the scapula, your examination should have detected the mass.

By this letter, the Panel hereby admonishes you and cautions you that complaints disclosing any repetition of such practice may lead to the commencement of formal disciplinary proceedings against your license to practice medicine, wherein this letter of admonition may be entered into evidence as aggravation.

You are advised that it is your right to have this case reviewed in an administrative proceeding. To do so, you must submit a written request within twenty (20) days after receipt of this letter. In your request, you must clearly ask that formal disciplinary proceedings be initiated against you to adjudicate the propriety of the conduct upon which this letter of admonition is based. If such request is timely made, this letter of admonition will be deemed vacated, and the matter will be processed by means of a formal complaint and hearing. This is in accordance with the provisions of the Medical Practice Act governing the discipline of licensed physicians.

Sincerely,

FOR THE BOARD OF MEDICAL EXAMINERS
INQUIRY PANEL B

Mark C. Watts, M.D.
Chair

MCW/mss

Cc: Michael W. Jones, Esq.

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**EXHIBIT
A**

1.894.7690
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DORA

Department of Regulatory Agencies

Division of Registrations
Rosemary McCool
Director

Colorado Medical Board
Marshall S. Smith
Program Director

Bill Ritter, Jr.
Governor

Barbara J. Kelly
Executive
Director

I, Lisa E. Jackson, Enforcement Program Manager and Custodian of Records, do hereby certify that the attached copy of the Letter of Admonition, regarding the disciplinary proceedings regarding the license to practice medicine of Eric S. Brecher, M.D., License No. 41736, is a true and correct copy of the document on file with the Colorado Medical Board.

Dated this 20 day of July, 2010.

Lisa E. Jackson
Enforcement Program Manager
Colorado State Board of Medical Examiners
1560 Broadway, Suite 1300
Denver, Colorado 80202



- (8) Respondent agrees to pay an administrative fee of FIVE HUNDRED (\$500.00) DOLLARS within 60 days of ratification of this Order.

Signed this 21 day of February, 2010.


Eric S. Brecher, MD

Ratified by the Board of Medical Licensure and Discipline at a meeting held
on _____, 2010.

David Gifford, MD
Director of Health

- (8) Respondent agrees to pay an administrative fee of FIVE HUNDRED (\$500.00) DOLLARS within 60 days of ratification of this Order.

Signed this 21 day of February, 2010.


Eric S. Brecher, MD

Ratified by the Board of Medical Licensure and Discipline at a meeting held on _____, 2010.

David Gifford, MD
Director of Health