

**STATE OF RHODE ISLAND AND
PROVIDENCE PLANTATIONS**

**DEPARTMENT OF HEALTH
BOARD OF MEDICAL
LICENSURE AND DISCIPLINE**

IN THE MATTER OF:

Henry B. Mann, M.D.

License Number MD06882

BMLD Complaint Number C11-475

CONSENT ORDER

Henry B. Mann, M.D. (hereinafter "Respondent") is licensed as a physician in Rhode Island. The Board of Medical Licensure and Discipline (hereinafter the "Board") through its investigating committee reviewed a complaint filed by a minor patient's mother, and the committee made the following:

FINDINGS OF FACT

1. Respondent is a licensed physician who has been licensed in Rhode Island since May 12, 2004, with a primary specialty of psychiatry and a secondary specialty in neurology. He is currently employed at Quality Behavioral Health, 75 Lambert Lind Highway, Warwick, Rhode Island. He has hospital privileges at South County Hospital. He graduated from Yale University School of Medicine in 1966.
2. In May 2011, Patient A, *alias*, a male who was then 15 years old, was seen by Respondent for behavioral health issues. The patient's mother filed a complaint with the Board at that time regarding the child's medications, which prompted the

- Board to review the Respondent's medical records.
3. A child psychiatrist was hired by the Board to conduct an expert review of Respondent's medical records for Patient A. That review resulted in an opinion that the Respondent's medical recordkeeping in 2011 prior to his practice's conversion to electronic medical records was insufficient.
 4. Respondent asserts that he provided informed consent and assent, and had proper rationale for his medical care, but admits that his medical recordkeeping in 2011 prior to his practice's conversion to electronic medical records was insufficient.
 5. The Board recognizes that Respondent took appropriate and responsible action to correct the recordkeeping deficiencies by forming a medical records committee at their practice to improve documentation, and to improve quality of patient care for his patients and with the other physicians in his practice.
 6. Respondent's actions constituted a civil violation of Rhode Island General Laws § 5-37-5.1(9) for making an insufficient medical record for one patient prior to Respondent's conversion to electronic medical record system in his practice.

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.

3. Respondent agrees to this Reprimand by the Board based on the findings above.

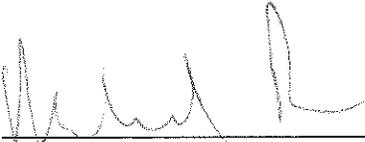
4. Respondent agrees to submit to the Board within 30 days of ratification of this order as an administrative fee a check for \$2000.00 made payable to the Rhode Island General Treasury, which is based on the cost of reviewing the complaint by a medical specialist and by board staff.

Signed this 6th day of August, 2013.


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Ratified by the Board of Medical Licensure and Discipline on the 14 day of August,
2013.



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