

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

IN THE MATTER OF:
JAMES PATRICK O'HAIR, MD

Summary Suspension

The Board of Medical Licensure and Discipline has received information concerning the professional activities of James P. O'Hair, MD, (hereinafter the "Respondent") a licensed physician in Rhode Island whose principal place of business is Crest Urgent Care of Pawtucket, 100 Smithfield Avenue, Pawtucket, Rhode Island.

An investigation was conducted by the Board of Medical Licensure and Discipline, Board of Pharmacy, Food and Drug Administration Criminal Task Force and the Department of Attorney General.

The Board of Medical Licensure and Discipline and the Office of the Director of Health make the following

Findings of Fact and Conclusions of Law

1. James Patrick O'Hair, M.D. is a 46 year-old physician who has been licensed to practice in Rhode Island since 1993. He was previously licensed in the State of New York. He is a 1991 Graduate of State University of New York (Down State at Brooklyn) Medical School. He is not Board certified and has no hospital privileges but he claims a primary specialty in Emergency medicine and Secondary specialty in Family Practice.

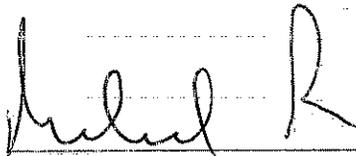
2. The Respondent came to Rhode Island with a prior disciplinary history from the New York State Board for Professional Medical Conduct involving writing prescriptions for anabolic steroids without appropriate medical need documentation.
3. In Rhode Island the Food and Drug Administration Criminal Task Force began to investigate the Respondent's professional activities concerning the prescribing of OxyContin, a powerful narcotic analgesic and other narcotic drugs.
4. It was learned that the Respondent participated in an illegal OxyContin Ring (hereinafter the "Ring") where the Respondent wrote prescriptions for name brand narcotics to a group of people in the Ring who sold the drugs and split the proceeds with the Respondent.
5. The Respondent was paid in cash at his office in Pawtucket by the Ring. The Ring also sold other narcotic prescriptions but OxyContin had the highest street value.
6. In some instances, the Respondent would suggest a "chief complaint" and a "diagnoses" for the Ring members and document in their patient chart certain ailments that, in the Respondent's mind, would justify the OxyContin prescription.
7. In one instance, the Respondent asked a patient to accompany him in his car. He stopped at a CVS store where he purchased a couple of Cokes and a package of condoms. He then proceeded to the Comfort Inn where he made the patient take off her clothes.
8. On another occasion, the Respondent spoke with one of the Ring members who was serving a prison sentence in Massachusetts, after which he wrote OxyContin

prescriptions for the incarcerated individual which were sold by another ring member.

9. The Respondent also ordered stock narcotic medications such as Tussi Caps ER Hydrocodone Bitrate with Clorphen and Dilaudid and other medication from at least four out-of-state distributors between October of 2008 and December of 2010. The Respondent proffered an explanation to a pharmacy inspector that the controlled substances were dispensed to patients (a violation of state law).

ORDER

After considering the findings of the Board of Medical Licensure and Discipline, regarding James Patrick O'Hair, MD, it has been determined that the continuation of the practice of medicine by James Patrick O'Hair, MD would constitute an immediate danger to the public. Accordingly, James Patrick O'Hair, MD, is suspended from practicing medicine until further Order of the Department of Health Board of Medical Licensure and Discipline. The Respondent is entitled to an administrative hearing on this suspension within 10 days of this Order pursuant to RIGL § 5-37-8.



Michael Fine, MD, MPH
Interim Director of Health

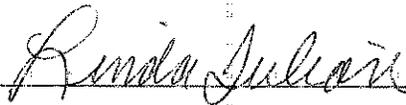
June 1, 2011
Date

CERTIFICATION

I hereby certify that a copy of this ORDER was hand delivered to James Patrick O'Hair, II, MD and sent by certified and regular mail to the Respondent on this 1st day of June 2011 to the following addresses:

James P. O'Hair, II, MD
40 Sophia Dr.
Cranston, RI 02921

Crest Urgent Care of Pawtucket
100 Smithfield Ave.
Pawtucket, RI 02860

A handwritten signature in cursive script, reading "Linda Julian", is written over a horizontal line.