

**STATE OF RHODE ISLAND  
DEPARTMENT OF HEALTH**

In the Matter of  
Jesus Bernal Valdepenas, M.D.  
License Number MD 05413

**Consent Order**

Pursuant to R.I. General Laws §5-37-5.2, 1956, as amended, (2004 Reenactment) the Board of Medical Licensure and Discipline (hereinafter referred to as “Board”) has received information from the Medicaid Fraud Control and Patient Abuse Unit of the Department of Attorney General indicating that the Respondent was engaged in prohibited activities as described in RIGL § 5-37-5.1 . The following constitutes the Investigating Committee’s Findings:

**FINDINGS OF FACT**

1. Jesus Bernal Valdepenas, M.D. is a 1961 graduate of the University of Santo Tomas, in the Philippines and has practiced medicine in Rhode Island since 1978.
2. The Department of the Attorney General began an investigation into the practices of Jesus B. Valdepenas, M.D.
3. The Board of Medical Licensure and Discipline was notified of the investigative findings. A Board review of the many of the medical records indicates a pattern of inadequate documentation.

4. The Board finds the Respondent is guilty of violating the provisions of R.I.G.L. § 5-37-5.1

**The parties agree as follows:**

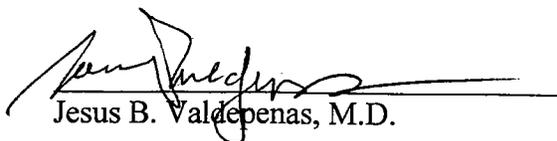
The Respondent is a physician with an active allopathic license No. 05413  
Respondent admits to the jurisdiction of the Board.

- (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;
  - h. Any objection to the fact that it will be necessary for the Board to become acquainted with all evidence pertaining to

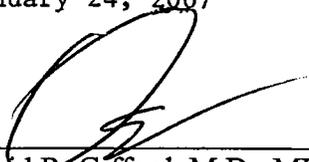
this matter in order to review adequately this Consent Order;

- i. Any objection to the fact that potential bias against the Respondent may occur as a result of the presentation of this Consent Order.
- (3) Acceptance of this Consent Order constitutes an admission by the Respondent of the facts set forth in paragraphs 1 through 4, inclusive, of the Findings Of Fact section herein. However, the Respondent's acceptance of this Consent Order is not to be construed as an admission of liability on his part, and he expressly disputes and denies such liability.
  - (4) This Consent Order shall become part of the public record of this proceeding once it is accepted by all parties and by the Board.
  - (5) Failure to comply with this Consent Order, when signed and accepted, shall subject the Respondent to further disciplinary action.
  - (6) The Respondent agrees to the Voluntary Surrender of his License to Practice Medicine. Respondent agrees not to reapply for a license to practice medicine in Rhode Island or any other state.

Signed this 15<sup>th</sup> day of January, 2007.

  
Jesus B. Valdepenas, M.D.

Ratified by the Board of Medical Licensure and Discipline at a meeting held on  
January 24, 2007

  
\_\_\_\_\_  
David R. Gifford, M.D., MPH  
Director of Health

1-23-07  
Date

### CERTIFICATION

I hereby certify that a copy of this ORDER was sent via facsimile and regular mail to Jesus B. Valdepenas, M.D. through his attorney on this 31st day of January 2007 at the following addresses:

Charles A. Tamuleviz, Esq.  
144 Westminster St.  
Providence, RI 02903

  
\_\_\_\_\_