

STATE OF RHODE ISLAND & PROVIDENCE PLANTATIONS JOSEPH DERUOSI C15-923

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

IN THE MATTER OF JOSPEH DERUOSI MD C15-923

CONSENT ORDER

Deruosi
Joseph ~~Deruosi~~, (hereafter Respondent), M.D., is a physician who is licensed in Rhode
Dr. Azolla
Island. The Board of Medical Licensure and Discipline (hereinafter the "Board") makes the
following:

FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. The respondent is a physician who has been licensed in Rhode Island since September 17th, 1986. He is a graduate of the University of Guadalajara on ~~June 1,~~ ^{December 1,} 1981. Respondent's specialty is internal medicine. His business address is 1150 Reservoir Avenue at the Garden City Treatment Center, Cranston, Rhode Island. *Dr. Azolla*
2. The Board received a complaint about "Patient A" *alias* from a relative who was concerned about the amount of medication Patient A was being prescribed.
3. Respondent was the attending physician for "Patient A" for several years and treated Patient A's chronic pain with opioid medications and other controlled substances.
4. Upon review of the matter the Board noted that Respondent did not maintain a written pain agreement in the medical record.

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5. Respondent failed to document patient's functional improvement to the pain medication.
6. Respondent failed to document the provision of appropriate patient education.
7. Respondent failed to document consideration of referral to a pain management physician when the morphine equivalent dose was greater than 120mg.
8. The Board finds the Respondent is in violation of Rules and Regulations for Pain Management, Opioid use...R21-28-CSD sections 3.2, 3.4, 3.6 and 3.8.

BASED ON THE FOREGOING, THE PARTIES AGREE AS FOLLOWS:

1. Respondent admits to the jurisdiction of the Board.
2. Respondent has agreed to 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;

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- f. Any and all rights of appeal of this Consent Order; and
 - g. Any objection to the fact that this Consent Order will be presented to the Board for consideration and review.
 - h. Any objection that this Consent Order will be reported to the National Practitioner Data Bank, Federation of State Medical Boards as well as posted on the department's public web site.
4. Respondent agrees to pay within (60) days of the ratification of this Consent Order an administrative fee to the Board with a check for \$650 dollars made payable to the Rhode Island General Treasurer for costs associated with investigating the above-referenced complaint.
 5. Respondent hereby agrees to this reprimand on his physician license.
 6. Respondent agrees to take within three (3) months of the ratification of this order a Board approved CME in medical record keeping of at least 8 hours duration as well as a Board approved CME in prescribing of controlled substances.
 7. Respondent agrees to suspension of controlled substance registration (stayed as long as courses are completed within 90 days of ratification of this order)
 8. Respondent will be on probation for 6 months, this probation will automatically conclude 6 months after ratification of this consent order as long as it is not violated.
 9. In the event that any term of this Consent Order is violated, after it is signed and accepted, the Director of the Department of Health shall have the discretion to

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summarily suspend the Respondent's license and/or impose further disciplinary action. If the Director suspends the license and/or imposes further disciplinary action, Respondent shall be given notice and shall have the right to request an administrative hearing within twenty (20) days of the suspension and/or further discipline. The Director of the Department of Health shall also have the discretion to request an administrative hearing after notice to Respondent of a violation of any term of this Consent Order. The Administrative Hearing Officer may suspend Respondent's license, or impose further discipline, for the remainder of Respondent's licensing period if the alleged violation is proven by a preponderance of evidence.

Signed this 20th day of April, 2016.

Joseph Deruosi M.D.
Joseph Deruosi M.D.,
Deruosi 4/20/16 (JD)

Ratified by the Board of Medical Licensure and Discipline on the 8th day of

June, 2016.

Nicole Alexander-Scott
Nicole Alexander-Scott, M.D., M.P.H.

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Director of Health
Rhode Island Department of Health