

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

**IN THE MATTER OF:
MARVIN S. KERZNER, MD
License Number MD 03593**

Summary Suspension

The Board of Medical Licensure and Discipline (hereinafter the "Board") has received information through a physician in the Community and the Physician Health Committee concerning the professional activities of Marvin S. Kerzner, MD (hereinafter the "Respondent"). The Respondent is a licensed physician in Rhode Island whose principal place of business is Summit Medical Group, 154 Waterman St., Suite 7, Providence, RI 02906. The Board of Medical Licensure and Discipline opened two separate investigatory files involving five patients. The Respondent has failed to provide the Board with responses to the complaints as required by the Medical Practices Act. In light of the Respondent's failure to provide a response and the nature of the concern about the Respondent, the Director of Health makes the following:

Findings of Fact and Conclusions of Law

1. The Respondent is an 81-year-old physician who practices internal medicine. He is a 1960 graduate of the University of Bologna, Italy. He has been licensed to practice medicine in the State of Rhode Island since October 17, 1962.
2. The Board received a notice from the Physician Health Committee (hereinafter the "PHC") of the Rhode Island Medical Society expressing concerns about the status of the Respondent's clinical competency. This notice was sent after

another physician expressed concerns to the PHC after two of his patients told him of problems. Specifically, the concern expressed was that the Respondent seemed “erratic and distracted”.

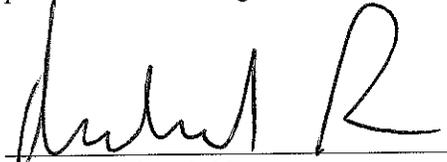
3. The Board opened an investigation which, inter alia, required the Respondent to file an answer with the Board. The Respondent failed to answer the complaint as required by law.
4. Subsequently, the Board requested that the Respondent answer in inquiry brought by the Board on three additional patient files.
5. The Board sent communications to the Respondent on Feb. 2011; April 2012 and May 2012. In addition, the Board sent letters via facsimile and certified mail. The Respondent failed to pick up the certified mail and has denied receiving the facsimile even though facsimile confirmation was received.
6. The Respondent spoke to administrative staff at the Board and appeared confused and erratic and difficult to understand. Records that were obtained by the Board’s investigator were reviewed and found not to meet minimum standards of acceptable record-keeping.

ORDER

After considering the findings of the Board of Medical Licensure and Discipline regarding Respondent, it has been determined that the continuation of the practice of medicine by Respondent would constitute an immediate danger to the public.

Accordingly, Respondent 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, M.D.
Director of Health

5/24/2012
Date

CERTIFICATION

I hereby certify that a copy of this ORDER was sent certified and regular mail to Marvin Kerzner, M.D. on this ___ day of _____ at the following address:

Marvin Kerzner, MD
154 Waterman St. Suite 7
Providence, RI 02906

Marvin Kerzner, MD
226 Blackstone Blvd.
Providence, RI 02906
