

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

**C09-0468**

**IN THE MATTER OF NICHOLAS D. IANNUCILLI, M.D.  
License Number MD 04413**

**AGREEMENT TO CEASE PRACTICE**

The Board of Medical Licensure and Discipline (hereinafter referred to as the "Board") received notice that the Respondent was involved in controlled substances diversion. The Respondent was arrested by North Providence police and arraigned before a Justice of the Peace. The Respondent appeared later before the administrative staff of the Board and agreed to the following pending resolution of the case.

**FINDINGS OF FACTS AND CONCLUSIONS OF LAW**

1. Respondent is a physician licensed to practice in Rhode Island since April of 1972. He is a 1969 graduate of the University of Bologna in Italy and practices in the specialty of radiology. The Department of Health received information from federal and state law enforcement that indicated that the Respondent had written prescriptions for controlled substances in other people's names and that the drugs were diverted for personal and family use..
2. The Respondent is aware that there are substance abuse issues that need professional assessment and possible treatment.

3. The complaints to the Board implicate the provisions of R.I.G.L.5-37-5.1 (26) for violation of state and federal law relating to controlled substances.

**The parties agree as follows:**

- (a) The Respondent is a physician licensed and doing business under the laws of the State of Rhode Island, allopathic license number M.D. 04413;
- (b) Respondent admits to the jurisdiction of the Board and hereby agrees to remain under the jurisdiction of the Board;
- (c) Respondent hereby acknowledges and waives:
  - (1) The right to appear personally or by counsel or both before the Board;
  - (2) The right to produce witnesses and evidence in his behalf at a hearing;
  - (3) The right to cross-examine witnesses;
  - (4) The right to have subpoenas issued by the Board;
  - (5) The right to further procedural steps except for those specifically contained herein;
  - (6) Any and all rights of appeal of this Consent Order;
  - (7) Any objection to the fact that this Consent Order will be presented to the Board for consideration and review;

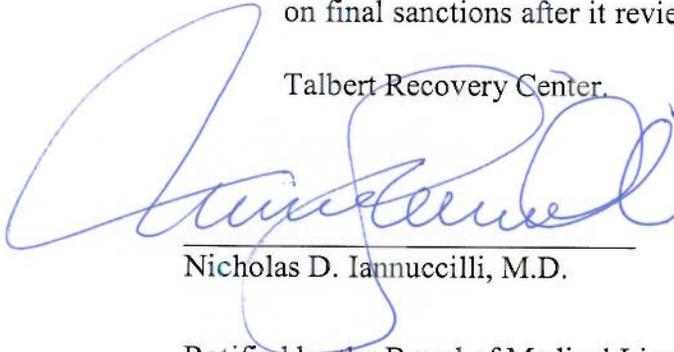
(8) Any objection to the fact that it will be necessary for the Board to become acquainted with all evidence pertaining to this matter in order to review adequately this Consent Order;

(9) Any objection to the fact that potential bias against the Respondent may occur as a result of the presentation of this Consent Order. The signing of this Consent Order is for settlement purposes only.

(10) Failure to comply with this Consent Order, when signed and accepted, shall subject the Respondent to further disciplinary action.

**ORDER**

Respondent agrees to cease practicing any branch of medicine. The Respondent agrees to go for an evaluation at the Talbert Recovery Center, Atlanta, GA. The evaluation report must be sent directly to the Board of Medical Licensure and Discipline. The Board will make a determination on final sanctions after it reviews and considers the evaluation report from Talbert Recovery Center.



Nicholas D. Iannuccilli, M.D.

8/21/09  
Date

Ratified by the Board of Medical Licensure and Discipline by its Chairman  
on \_\_\_\_\_, 2009.



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