

**BOARD OF MEDICAL LICENSURE AND
DISCIPLINE**

No. C06-167

**IN THE MATTER OF
Philip A. McAndrew, M.D.
License Number MD 10870**

Consent Order

Pursuant to R.I. Gen. Laws §5-37-5.2, 1956, as amended, (2002 Reenactment) a complaint was received by the Board of Medical Licensure and Discipline [Board] regarding Philip A. McAndrew, M.D. (“Respondent”). This matter was referred to an Investigating Committee of the board for review and recommendation. The complaint included allegations of alcohol abuse. The following are findings of fact and conclusions of law:

FINDINGS OF FACTS AND CONCLUSIONS OF LAW

1. The Respondent is a physician born in 1967 who has been licensed to practice medicine in Rhode Island since 2002. His primary area of practice is adult Gastroenterology. He is a 1995 graduate of the Royal College of Surgeons, Dublin Ireland.
2. The Board received a complaint from a family member including allegations of alcohol abuse outside of the workplace.

3. The investigatory subcommittee of the Board substantiated the allegations of alcohol abuse outside the workplace. The committee did not conclude that alcohol use or impairment had impacted upon Respondent's patient care.
4. On March 24, 2006 Respondent voluntarily surrendered his medical license and agreed to be evaluated and treated at either the Farley Center at Williamsberg Place or the Marworth Center, and by the Physician's Health Committee of the Rhode Island Medical Society [PHC].
5. Respondent has now completed an inpatient treatment and evaluation program and has contracted with the PHC.
6. Respondent failed to conform to the minimal standards of acceptable physician conduct in violation of § 5-37-5.1.

The parties agree as follows:

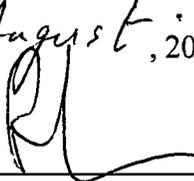
Respondent admits to the jurisdiction of the Board.

- (1) 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.
- (2) Acceptance of this Consent Order constitutes an admission by the Respondent that the findings of fact were made by the Board.
 - (3) This Consent Order shall become part of the public record of this proceeding once it is accepted by all parties.
 - (4) Failure to comply with this Consent Order, when signed and accepted, shall subject the Respondent to further disciplinary action.
 - (5) Respondent hereby consents to a sanction of probation for one year to retroactive to March 24, 2006.
 - (6) Respondent is required to contract with the PHC for monitoring and treatment for [5] five years, and to comply with recommendations of the PHC.
 - (7) Respondent agrees to pay an administrative fee of ONE THOUSAND (\$1000.00) DOLLARS within 120 days of ratification of this Order.

- (8) Respondent's license, surrendered effective March 24, 2006, is reactivated with the ratification of this order.

Signed this 29th day of August, 2006.



Philip A. McAndrew, M.D.

Ratified by the Board of Medical Licensure and Discipline at a meeting held on September 13, 2006.



(DD. For DR Gifford)

David R. Gifford, MD, MPH
Director of Health