

**STATE OF RHODE ISLAND AND  
PROVIDENCE PLANTATIONS**

**DEPARTMENT OF HEALTH**

**BOARD OF MEDICAL LICENSURE  
AND DISCIPLINE**

**In the matter of:  
THOMAS J. MILLERICK, M.D.  
License Number MD07313  
Complaint Number C14-**

**VOLUNTARY AGREEMENT NOT TO PRACTICE MEDICINE**

Thomas J. Millerick (hereinafter "Respondent") is licensed as a physician in Rhode Island. After a review of the above-referenced complaints by the Board of Medical Licensure and Discipline's (hereinafter "Board") investigative committee, the Director of the Department of Health makes the following:

**FINDINGS OF FACT**

1. Respondent has been a licensed as a physician in Rhode Island since June 1, 1988. His practice is located at 1351 South County Trail, Building 1, Suite 115, East Greenwich, Rhode Island. He is a 1985 graduate of the Saint George's University School of Medicine.
2. A report was made to the Board by Respondent's employer indicating that Respondent's health condition was interfering with his ability to treat patients in March 2014. Respondent has taken a leave of absence from his employer.

3. Respondent agrees to enter into this Voluntary Agreement Not to Practice Medicine.

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**Based on the foregoing, the parties agree as follows:**

1. Respondent admits to and hereby agrees to remain under the jurisdiction of the Board.
2. Respondent has read this Voluntary Agreement Not to Practice Medicine and understands that it is a proposal and is subject to the final approval of the Director. This Voluntary Agreement Not to Practice Medicine is not binding on Respondent until signed by the Director.
3. 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 Voluntary Agreement Not to Practice Medicine;

- g. Any objection to the fact that this Voluntary Agreement Not to Practice Medicine may be presented to the Board for consideration and review;

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- h. Any objection to the fact that it may be necessary for the Board to become acquainted with all evidence pertaining to this matter in order to review adequately this Voluntary Agreement Not to Practice Medicine;
- i. Any objection to the fact that potential bias against the Respondent may occur as a result of any presentation of this Voluntary Agreement Not to Practice Medicine.
4. This Voluntary Agreement Not to Practice Medicine shall become part of the public record of this proceeding once it is approved by the Director, and it shall be reported to the National Practitioner Data Bank and Federation of State Medical Boards.
5. Failure to comply with this Voluntary Agreement Not to Practice Medicine, when approved by the Director, shall subject the Respondent to disciplinary action.
6. The Respondent shall continue to be responsible for providing a proper medical home for any of his patients who need continuity of care, and shall continue to be responsible to transfer any medical records of such patients immediately upon request or when needed.

7. Respondent agrees not to seek licensure or to practice medicine in another jurisdiction during the pendency of this Voluntary Agreement Not to Practice Medicine.

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Signed this 7<sup>th</sup> day of MAY, 2014.

  
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Thomas J. Millerick, M.D.

Approved this 14 day of July, 2014.

  
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Michael Fine, M.D.  
Director of Health  
Rhode Island Department of Health  
Cannon Building, Room 401  
Three Capitol Hill  
Providence, RI 02908