



State Medical Board of Ohio

77 S. High Street, 17th Floor • Columbus, Ohio 43266-0315 • 614/ 466-3934 • Website: www.state.oh.us/med/

September 9, 1998

Virginia M. Marinoni, C.T.
4451 Gilmer Lane
Richmond Heights, OH 44143

Dear Ms. Marinoni:

Please find enclosed a certified copy of the Findings, Order and Journal Entry approved and confirmed by the State Medical Board meeting in regular session on September 9, 1998.

Section 119.12, Ohio Revised Code, may authorize an appeal from this Order. Such an appeal may be taken to the Franklin County Court of Common Pleas only.

Such an appeal setting forth the Order appealed from the grounds of the appeal must be commenced by the filing of a Notice of Appeal with the State Medical Board of Ohio and the Franklin County Court of Common Pleas within fifteen (15) days after the mailing of this notice and in accordance with the requirements of Section 119.12 of the Ohio Revised Code.

Very truly yours,

Anand G. Garg, M.D.
Secretary

AGG:jam
Enclosures

CERTIFIED MAIL RECEIPT NO. Z 233 840 103
RETURN RECEIPT REQUESTED

Mailed 9/10/98

CERTIFICATION

I hereby certify that the attached copy of the Findings, Order and Journal Entry, approved by the State Medical Board, meeting in regular session on September 9, 1998, constitute a true and complete copy of the Findings, Order and Journal Entry in the Matter of Virginia M. Marinoni, C.T., as it appears in the Journal of the State Medical Board of Ohio.

This Certification is made by the authority of the State Medical Board of Ohio in its behalf.

(SEAL)



Anand G. Garg, M.D.
Secretary

September 9, 1998
Date

BEFORE THE STATE MEDICAL BOARD OF OHIO

IN THE MATTER OF

*

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VIRGINIA M. MARINONI, C.T.

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FINDINGS, ORDER AND JOURNAL ENTRY

By letter dated June 10, 1998, and mailed on June 11, 1998, notice was given to Virginia M. Marinoni, C.T., that the State Medical Board intended to consider disciplinary action regarding her license to practice cosmetic therapy in Ohio, and that she was entitled to a hearing if such hearing was requested within thirty (30) days of the mailing of said notice. In accordance with Section 119.07, Ohio Revised Code, said notice was sent via certified mail, return receipt requested, to the address of record of Virginia M. Marinoni, C.T., that being 4451 Gilmer Lane, Richmond Heights, OH 44143. That notice was successfully served, as documented by the signed certified mail receipt returned to the Board's offices.

No hearing request has been received from Virginia M. Marinoni, C.T., and more than thirty (30) days have now elapsed since the mailing of the aforesaid notice.

WHEREFORE, for the reasons outlined in the June 10, 1998 letter of notice, which is attached hereto and incorporated herein, it is hereby ORDERED:

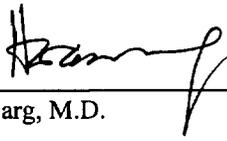
1. That the certificate of Virginia M. Marinoni, C.T., to practice cosmetic therapy in the State of Ohio shall be **SUSPENDED** for an indefinite term, which shall last a minimum of thirty (30) days.
2. Further, that the State Medical Board of Ohio shall not consider reinstatement of Ms. Marinoni's certificate unless and until all of the following minimum requirements are met:
 - A. Virginia M. Marinoni, C.T., shall submit an application for reinstatement, accompanied by appropriate fees.
 - B. Virginia M. Marinoni, C.T., shall provide documentation acceptable to the Board of her satisfactory completion of 25 hours of Continuing Cosmetic Therapy Education to be credited toward the June 1, 1993 - May 31, 1995 biennial Continuing Cosmetic Therapy Education acquisition period, and 25 hours of Continuing Cosmetic Therapy Education to be credited toward the June 1, 1995 - May 31, 1997 biennial Continuing Cosmetic Therapy Education acquisition period. It shall be the responsibility of Virginia M. Marinoni, C.T., to work with appropriate Board staff to ascertain what will be considered as satisfactory documentation and to obtain same.
 - C. If the certificate of Virginia M. Marinoni, C.T., remains suspended after May 31, 1999, she shall provide acceptable documentation of her satisfactory completion of 25 hours of Continuing Cosmetic Therapy Education credits for the June 1, 1997 - May 31, 1999 biennial Continuing Cosmetic Therapy Education acquisition period. Further, Virginia M. Marinoni, C.T., shall supply documentation acceptable to the Board of satisfactory completion of 25 hours of approved Continuing Cosmetic Therapy Education for each complete biennial Continuing Cosmetic Therapy Education acquisition period, if any, during which her certificate remains suspended after the 1997 - 1999 biennium.

- D. In the event that Virginia M. Marinoni, C.T., has not been engaged in the active practice of cosmetic therapy for a period of more than two (2) years prior to her application for reinstatement, Virginia M. Marinoni, C.T., shall take and pass the practical portion of the cosmetic therapy licensing examination or any similar examination which the Board may deem appropriate to assess her clinical competency.
3. Subsequent to reinstatement of her certificate, Virginia M. Marinoni, C.T., shall submit documentation acceptable to the Board of satisfactory completion of the requisite hours of Continuing Cosmetic Therapy Education for three (3) additional biennial registration periods. Such documentation shall be due in the Board's offices within thirty (30) days following the completion of each biennial Continuing Cosmetic Therapy Education acquisition period.

This ORDER shall become effective immediately upon mailing of notification of approval by the State Medical Board of Ohio.

This ORDER is hereby entered upon the Journal of the State Medical Board of Ohio for the 9th day of September, 1998, and the original thereof shall be kept with said Journal.

(SEAL)



Anand G. Garg, M.D.
Secretary

September 9, 1998

Date

AFFIDAVIT

I, Debra Jones, being duly cautioned and sworn, do hereby depose and say:

- 1) That I am employed by the State Medical Board of Ohio (hereinafter, "The Board")
- 2) That I serve the Board in the position of Chief, Continuing Medical Education, Records, and Renewal;
- 3) That in such position I am the responsible custodian of all public licensee records maintained by the Board pertaining to individuals who have received certificates issued pursuant to Chapter 4731., Ohio Revised Code;
- 4) That I have this day carefully examined the records of the Board pertaining to Virginia M. Marinoni, C.T.
- 5) That based on such examination, I have found the last known address of record of Virginia M. Marinoni, C.T., to be:

4451 Gilmer Lane
Richmond Heights, OH 44143

- 6) Further, Affiant Sayeth Naught.



Debra L. Jones, Chief
Continuing Medical Education,
Records and Renewal

Sworn to and signed before me, Charles A. Woodbeck, Notary Public, this 27th
day of August, 1998.



Notary Public



CHARLES A. WOODBECK, Attorney At Law
NOTARY PUBLIC, STATE OF OHIO
My commission has no expiration date.
Section 147.03 R.C.



State Medical Board of Ohio

77 S. High Street, 17th Floor • Columbus, Ohio 43266-0315 • 614/466-3934 • Website: www.state.oh.us/med

June 10, 1998

Virginia M. Marinoni, C.T.
4451 Gilmer Lane
Richmond Heights, OH 44143

Dear Ms. Marinoni:

In accordance with Chapter 119., Ohio Revised Code, you are hereby notified that the State Medical Board of Ohio intends to determine whether or not to limit, revoke, suspend, refuse to register or reinstate your certificate to practice cosmetic therapy, or to reprimand or place you on probation for one or more of the following reasons:

- (1) For the June 1, 1993-May 31, 1995 registration period you were required to complete at least twenty-five (25) hours of continuing cosmetic therapy education (CCTE) in accordance with Section 4731.155, Ohio Revised Code. By a certified mail letter dated May 2, 1996, the State Medical Board of Ohio attempted to inform you that you were required to complete a log listing your CCTE for the June 1, 1993-May 31, 1995 period, and to provide documentation that you had actually completed at least twenty-five (25) hours of CCTE. By a certified mail letter dated November 18, 1996, the State Medical Board again attempted to inform you that you were required to complete a log listing your CCTE for the June 1, 1993-May 31, 1995 period, and to provide documentation that you had actually completed at least twenty-five (25) hours of CCTE.

By a certified mail letter dated October 14, 1997, the State Medical Board once again attempted to inform you that you were required to complete a log listing your CCTE for the June 1, 1993-May 31, 1995 period, and to provide documentation that you had actually completed at least twenty-five (25) hours of CCTE. This letter was returned to the State Medical Board of Ohio marked "Unclaimed."

Mailed 6/11/98

On or about March 24, 1998, a Board Investigator met you at the above address and delivered into your hands the above audit material telling you that you were required to complete the audit material and forward it to the State Medical Board of Ohio. You informed the Board Investigator that you had called someone at the Board, you didn't recall whom, and told them that you wanted your Ohio license placed "on hold" because you were in the process of moving to Georgia. You further stated that you have been in Georgia but the above Board letters were returned before you could claim them. You told the Board Investigator that you would contact the Board if you had questions.

There is no record in your Board licensure file of a phone call from you. As of this date, you have not responded to the above notices. You have failed to submit any documentation of CCTE completed during the above period.

- (2) Your inability to document at least twenty-five (25) hours of CCTE as detailed in the above paragraph (1) rebuts the presumption under Rule 4731-1-12(G), Ohio Administrative Code, that you did complete the requisite hours of CCTE, and/or demonstrates that you failed to keep detailed records of CCTE taken.

Your failure to obtain the requisite CCTE, and/or to submit documentation of same, as alleged in the above paragraphs (1) and (2), constitutes "violating or attempting to violate, directly or indirectly, or assisting in or abetting the violation of, or conspiring to violate, any provisions of this chapter or any rule promulgated by the board," as that clause is used in Section 4731.22(B)(20), Ohio Revised Code, to wit: Section 4731.155, Ohio Revised Code, and Rule 4731-1-12, Ohio Administrative Code.

Pursuant to Chapter 119., Ohio Revised Code, you are hereby advised that you are entitled to a hearing in this matter. If you wish to request such hearing, the request must be made in writing and must be received in the offices of the State Medical Board within thirty (30) days of the time of mailing of this notice.

You are further advised that you are entitled to appear at such hearing in person, or by your attorney, or by such other representative as is permitted to practice before this agency, or you may present your position, arguments, or contentions in writing, and that at the hearing you may present evidence and examine witnesses appearing for or against you.

In the event that there is no request for such hearing received within thirty (30) days of the time of mailing of this notice, the State Medical Board may, in your absence and upon

consideration of this matter, determine whether or not to limit, revoke, suspend, refuse to register or reinstate your certificate to practice cosmetic therapy or to reprimand or place you on probation.

Copies of the applicable sections and rules are enclosed for your information.

Very truly yours,



Anand G. Garg, M.D.
Secretary

AGG/jag
Enclosures

CERTIFIED MAIL # Z 233 895 149
RETURN RECEIPT REQUESTED