



State Medical Board of Ohio

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

October 11, 2000

Jeffrey Thomas Fox, M.T.
1176 Perry Street
Columbus, OH 43201

Dear Mr. Fox:

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 October 11, 2000.

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

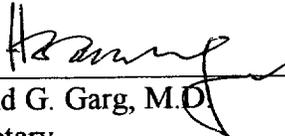
CERTIFIED MAIL RECEIPT NO. 7000 0600 0022 4402 8508
RETURN RECEIPT REQUESTED

Mailed 10-12-00

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 October 11, 2000, constitute a true and complete copy of the Findings, Order and Journal Entry in the Matter of Jeffrey Thomas Fox, M.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.



Anand G. Garg, M.D.
Secretary

(SEAL)

OCTOBER 11, 2000
Date

BEFORE THE STATE MEDICAL BOARD OF OHIO

IN THE MATTER OF

*

*

JEFFREY THOMAS FOX, M.T.

*

FINDINGS, ORDER AND JOURNAL ENTRY

By letter dated August 9, 2000, notice was given to Jeffrey Thomas Fox, M.T., that the State Medical Board proposed to deny his application for restoration of his license to practice massage therapy in Ohio, and that he 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 Mr. Fox, that being 1176 Perry Street, Columbus, OH 43201.

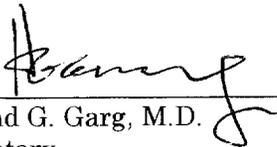
A signed certified mail receipt was returned to the Medical Board offices, documenting proper service of the notice. However, no hearing request has been received from Mr. Fox and more than thirty (30) days have now elapsed since the mailing of that notice.

WHEREFORE, for the reasons outlined in the August 9, 2000 letter of notice, which is attached hereto and incorporated herein, it is hereby ORDERED that the application for restoration of Jeffrey Thomas Fox, M.T., be DENIED.

This Order shall become effective IMMEDIATELY.

This Order is hereby entered upon the Journal of the State Medical Board of Ohio for the 11TH day of OCTOBER 2000, and the original thereof shall be kept with said Journal.

(SEAL)



Anand G. Garg, M.D.
Secretary

OCTOBER 11, 2000

Date



State Medical Board of Ohio

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

August 9, 2000

Jeffrey Thomas Fox, M.T.
1176 Perry Street
Columbus, OH 43201

Dear Mr. Fox:

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, permanently revoke, suspend, refuse to register or reinstate your certificate to practice massage therapy, or to reprimand or place you on probation for one or more of the following reasons:

- (1) On or about December 8, 1993, you were granted a license to practice massage therapy by the State Medical Board of Ohio. Your license to practice massage therapy in Ohio was suspended by operation of law for nonpayment of renewal fees on or about August 31, 1995. On or about November 30, 1999, you filed an application [hereinafter "Application"] for restoration of your license to practice massage therapy in Ohio. That Application is currently pending.
- (2) As part of your Application, you completed a form entitled "Resume - Massage Restoration" which required you to list all activities in chronological order since the lapse of your Ohio massage therapy license to the present. You indicated only that you "cleaned homes" and/or worked as a waiter from August 1995 to the present.

In fact, you admitted to staff members of the State Medical Board of Ohio on or about February 22, 2000, in or about late April or early May, 2000, and on or about June 27, 2000, that you had continued to practice massage therapy during the period of the lapse of your Ohio massage therapy license. On or about February 22, 2000, you informed a staff member of the State Medical Board of Ohio that you were continuing to practice massage therapy at that time because massage therapy "is [your] livelihood and [you have] to work to make a living," despite the staff member informing you that you could not practice without a current license.

Mailed 8/10/00

- (3) On or about June 27, 2000, you were personally served with a deposition subpoena duces tecum requiring you to appear at the offices of the State Medical Board of Ohio for deposition on July 5, 2000, at 9:30 a.m. On or about June 27, 2000, you informed two staff members of the State Medical Board of Ohio that you would not appear for the deposition scheduled for July 5, 2000. You failed to appear for the deposition scheduled for July 5, 2000.

Your acts, conduct, and/or omissions as alleged in paragraph (2) above, individually and/or collectively, constitute "fraud, misrepresentation, or deception in applying for or securing any certificate to practice or certificate of registration issued by the board," as that clause is used in Section 4731.22(A), Ohio Revised Code.

Further, your acts, conduct, and/or omissions as alleged in paragraph (2) above, individually and/or collectively, constitute "[m]aking a false, fraudulent, deceptive, or misleading statement in the solicitation of or advertising for patients; in relation to the practice of medicine and surgery, osteopathic medicine and surgery, podiatry, or a limited branch of medicine; or in securing or attempting to secure any certificate to practice or certificate of registration issued by the board," as that clause is used in Section 4731.22(B)(5), Ohio Revised Code.

Further, your acts, conduct, and/or omissions as alleged in paragraph (3) above, individually and/or collectively, constitute a "[f]ailure to cooperate in an investigation conducted by the board under division (F) of this section, including failure to comply with a subpoena or order issued by the board," as those clauses are used in Section 4731.22(B)(35), Ohio Revised 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 this notice.

You are further advised that, if you timely request a hearing, 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 massage therapy or to reprimand or place you on probation.

Please note that, whether or not you request a hearing, Section 4731.22(L), Ohio Revised Code, effective March 9, 1999, provides that “[w]hen the board refuses to grant a certificate to an applicant, revokes an individual’s certificate to practice, refuses to register an applicant, or refuses to reinstate an individual’s certificate to practice, the board may specify that its action is permanent. An individual subject to a permanent action taken by the board is forever thereafter ineligible to hold a certificate to practice and the board shall not accept an application for reinstatement of the certificate or for issuance of a new certificate.”

Copies of the applicable sections are enclosed for your information.

Very truly yours,

A handwritten signature in black ink, appearing to read "Anand G. Garg". The signature is fluid and cursive, with a large initial "A" and "G".

Anand G. Garg, M.D.
Secretary

AGG/bjs
Enclosures

CERTIFIED MAIL #Z 395 591 210
RETURN RECEIPT REQUESTED

C 177

SPM

Z 395 591 210

US Postal Service
Receipt for Certified Mail
No Insurance Coverage Provided

Jeffrey Thomas Fox, M.T.
1176 Perry Street
Columbus, OH 43201

PS Form 3800, April 1995

Postage	\$ 2.77
Certified Fee	1.40
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	1.25
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL POSTAGE & FEES	5.42
Postmark or Date	



SERIES

2001 AUG 14
 Jeffrey Thomas Fox, MT
 1176 Perry Street
 Columbus, OH 43201

PS Form 3800, November 1990. This form may also be used for domestic return receipts.

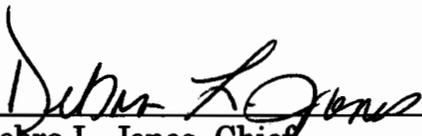
AFFIDAVIT

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 Jeffrey Thomas Fox, M.T.;
- 5) That based on such examination, I have found the last known address of record of Jeffrey Thomas Fox, M.T. to be:

1176 Perry Street
Columbus, OH 43201

- 6) Further, Affiant Sayeth Naught.



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

Sworn to and signed before me, , Notary
Public, this 12th day of September, 2000.



Notary Public



KRISTINE A. GOODMAN
Notary Public, State of Ohio
My Commission Expires
4/9/2002