

**CONSENT AGREEMENT
BETWEEN
KATRINA RENEE RAMSEY, M.T.
AND
THE STATE MEDICAL BOARD OF OHIO**

This Consent Agreement is entered into by and between Katrina Renee Ramsey, M.T., and the State Medical Board of Ohio [Board], a state agency charged with enforcing Chapter 4731., Ohio Revised Code.

Ms. Ramsey enters into this Consent Agreement being fully informed of her rights under Chapter 119., Ohio Revised Code, including the right to representation by counsel and the right to a formal adjudicative hearing on the issues considered herein.

BASIS FOR ACTION

This Consent Agreement is entered into on the basis of the following stipulations, admissions and understandings:

- A. The Board is empowered by R.C. 4731.22(B), to limit, revoke, suspend a certificate, refuse to register or reinstate an applicant, or reprimand or place on probation the holder of a certificate for any of the enumerated violations.
- B. The Board and Ms. Ramsey enter into this Consent Agreement in lieu of further formal proceedings based upon the allegations set forth in the Notice of Opportunity for Hearing issued on January 14, 2004, attached hereto as Exhibit A and incorporated herein by this reference. The Board expressly reserves the right to institute additional formal proceedings based upon any other violations of R.C. Chapter 4731., whether occurring before or after the effective date of this Consent Agreement.
- C. Ms. Ramsey is licensed to practice massage therapy in the State of Ohio, License # 33-01171.
- D. Ms. Ramsey admits that on or about June 7, 2002, in the Summit County Court of Common Pleas, she entered a plea of guilty to Theft, a felony of the fifth degree, in violation of Section 2913.02(A)(2), O.R.C. The Court accepted her pleas of guilty and ordered that the case be held in abeyance pending her successful completion of the Prosecutor's Diversionary Program. The facts underlying the theft offense include that the theft occurred on or about October 7, 2001, and that Ms. Ramsey was responsible for \$3,672.61 from her place of employment at Dollar General for which she could not account. Ms. Ramsey successfully completed the Court Diversion program on January 8, 2003. Ms. Ramsey further admits that the plea of guilt to the theft offense and subsequent Diversion program constitutes a violation of R.C. 4731.22(B)(9).

AGREED CONDITIONS

Wherefore, in consideration of the foregoing and mutual promises hereinafter set forth, and in lieu of further formal proceedings at this time, Ms. Ramsey knowingly and voluntarily agrees with the Board to the following terms, conditions and limitations:

REPRIMAND

1. Ms. Ramsey is hereby REPRIMANDED for her conduct as set forth in Paragraph D, above.

Required Reporting By Licensee

2. Within thirty days of the effective date of this Consent Agreement, Ms. Ramsey shall provide a copy of this Consent Agreement by certified mail, return receipt requested, to the proper licensing authority of any state or jurisdiction in which she currently holds any professional license. Further, for a period of one year following the effective date of this Consent Agreement, Ms. Ramsey agrees to provide a copy of this Consent Agreement by certified mail, return receipt requested, at the time of application to the proper licensing authority of any state in which she applies for any professional license or reinstatement of any professional license. Further, Ms. Ramsey shall provide this Board with a copy of the return receipt as proof of notification within thirty days of receiving that return receipt.
3. Within thirty days of the effective date of this Consent Agreement, Ms. Ramsey shall provide a copy of this Consent Agreement to all employers or entities with which she is under contract to provide massage therapy services or is receiving training. Further, for a period of one year following the effective date of this Consent Agreement, Ms. Ramsey shall provide a copy of this Consent Agreement to all employers or entities with which she contracts to provide massage therapy services, or applies for or receives training.

FAILURE TO COMPLY

If, in the discretion of the Secretary and Supervising Member of the Board, Ms. Ramsey appears to have violated or breached any term or condition of this Consent Agreement, the Board reserves the right to institute formal disciplinary proceedings for any and all possible violations or breaches, including, but not limited to, alleged violations of the laws of Ohio occurring before the effective date of this Consent Agreement.

ACKNOWLEDGMENTS/LIABILITY RELEASE

Ms. Ramsey acknowledges that she has had an opportunity to ask questions concerning the terms of this Consent Agreement and that all questions asked have been answered in a satisfactory manner.

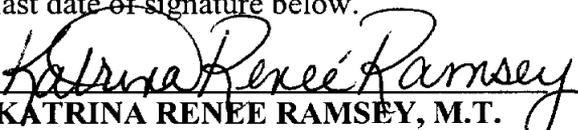
Any action initiated by the Board based on alleged violations of this Consent Agreement shall comply with the Administrative Procedure Act, Chapter 119., and Ohio Revised Code.

Ms. Ramsey hereby releases the Board, its members, employees, agents, officers and representatives jointly and severally from any and all liability arising from the within matter.

This Consent Agreement shall be considered a public record as that term is used in Section 149.43, Ohio Revised Code, and may be reported to appropriate organizations, data banks, and governmental bodies. Ms. Ramsey agrees to provide her social security number to the Board and hereby authorizes the Board to utilize that number in conjunction with that reporting.

EFFECTIVE DATE

It is expressly understood that this Consent Agreement is subject to ratification by the Board prior to signature by the Secretary and Supervising Member and shall become effective upon the last date of signature below.

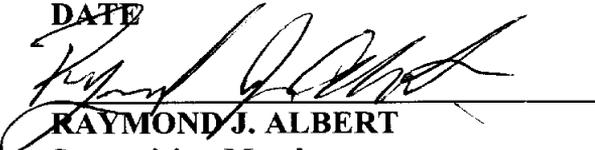

KATRINA RENEE RAMSEY, M.T.


LANCE TALMAGE, M.D.
Secretary

5-25-04
DATE

6-9-04
DATE


WALTER J. BENSON, III
Attorney for Ms. Ramsey


RAYMOND J. ALBERT
Supervising Member

6-1-04
DATE

6/9/04
DATE


KYLE C. WILCOX
Assistant Attorney General

6-8-04
DATE



State Medical Board of Ohio

77 S. High St., 17th Floor • Columbus, OH 43215-6127 • (614) 466-3934 • Website: www.state.oh.us/med/

January 14, 2004

Katrina Renee Ramsey, M.T.
1924 County Hwy 57
Irondale, Ohio 43932

Dear Ms. Ramsey:

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 June 7, 2002, in the Summit County Court of Common Pleas, you entered a plea of guilty to Theft, a felony of the fifth degree, in violation of Section 2913.02(A)(2), Ohio Revised Code. On or about June 7, 2002, the Court accepted your plea of guilty and ordered that the case be held in abeyance pending your successful completion of the Prosecutor's Diversionary Program. The facts underlying the offense of theft, as set forth in the indictment to which you entered your plea of guilty, include the following: that the theft occurred on or about October 7, 2001; that the victim was Dollar General; and that the amount of the theft was \$3,672.61. Copies of the Summit County Indictment with Case No. CR 2002-03-0795 and the Journal Entry of Defendant's Plea of Guilty in Summit County Case No. CR 02 03 0795 are attached hereto and incorporated herein.

Your plea of guilty as alleged in paragraph (1) above constitutes "[a] plea of guilty to, a judicial finding of guilt of, or a judicial finding of eligibility for intervention in lieu of conviction for, a felony," as that clause is used in Section 4731.22(B)(9), 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 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

Mailed 1-15-04

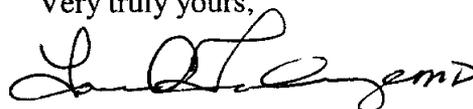
to practice before this agency, or you may present your position, arguments, or contentions in writing, and that at the hearing you may present evidence and examine witnesses appearing for or against you.

In the event that there is no request for such hearing received within thirty 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, 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 "Lance A. Talmage, M.D.", written in a cursive style.

Lance A. Talmage, M.D.
Secretary

LAT/blt
Enclosures

CERTIFIED MAIL # 7000 0600 0024 5150 7292
RETURN RECEIPT REQUESTED

IN THE COURT OF COMMON PLEAS
DIANA ZALESKI COUNTY OF SUMMIT

2002 JUN 10 PM 2:35 MAY

Term 20 02

SUMMIT COUNTY
THE STATE OF OHIO
CLERK OF COURTS
vs.

No. CR 02 03 0795

JOURNAL ENTRY

KATRINA RAMSEY

THIS DAY, to-wit: The 7th day of June, A.D., 2002, now comes the Prosecuting Attorney on behalf of the State of Ohio, the Defendant, KATRINA RAMSEY, being in Court with counsel, WALTER BENSON, for pretrial, and said Defendant was fully advised of her Constitutional rights and her rights as required under Rule 11 of the Ohio Rules of Criminal Procedure.

Thereupon, said Defendant retracted her former plea of Not Guilty heretofore entered, and for plea to said Indictment says she is GUILTY of THEFT, as contained in Count One (1) of the Indictment, Ohio Revised Code Section 2913.02(A)(2), a felony of the fifth (5th) degree, which offense occurred after July 1, 1996, and which plea, voluntarily made and with a full understanding of the consequences is accepted by the Court.

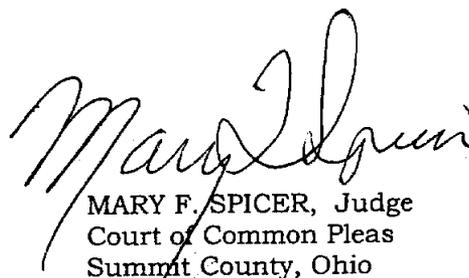
IT IS FURTHER ORDERED that this case be held in abeyance pending the Defendant's successful completion of the Prosecutor's Diversionary Program.

IT IS FURTHER ORDERED that as a condition of Defendant's participation in the Prosecutor's Diversionary Program, she is to pay the costs of this prosecution for which execution is hereby awarded; and further, the Defendant shall re-imburse the County of Summit, Ohio, for all attorney's fees incurred in this case, and said monies to be paid to the Summit County Clerk of Courts, County Safety Building, 53 University Avenue, Akron, Ohio 44308.

IT IS FURTHER ORDERED that the Defendant shall obtain permanent full time employment, forthwith, and further, that she make full and complete restitution to Dollar General Store, to be paid in regular monthly payments, as directed.

APPROVED:
June 7, 2002
jam

cc: Prosecutor Leonard Hazelett
Criminal Assignment
Attorney Walter Benson
Anne Gatti - Prosecutor's Office



MARY F. SPICER, Judge
Court of Common Pleas
Summit County, Ohio

I certify this to be a true copy of the original.
Diana Zaleski, Clerk of Courts

Deputy

DIANA ZALESKI

2002 APR -9 PM 1:32

IN THE COURT OF COMMON PLEAS
COUNTY OF SUMMIT, OHIO SUMMIT COUNTY
CLERK OF COURTS

INDICTMENT TYPE: OPEN

CASE NO. 2002-03-0795

3

INDICTMENT FOR: THEFT (1) 2913.02(A)(2)

In the Common Pleas Court of Summit County, Ohio, of the term of MARCH in the year of our Lord, TWO THOUSAND TWO.

The Jurors of the Grand Jury of the State of Ohio, within and for the body of the County aforesaid, being duly impaneled and sworn and charged to inquire of and present all offenses whatever committed within the limits of said County, on their oaths, IN THE NAME AND BY THE AUTHORITY OF THE STATE OF OHIO,

COUNT ONE

DO FIND AND PRESENT That **KATRINA RAMSEY** on or about the 7th day of October, 2001, in the County of Summit and State of Ohio, aforesaid, did commit the crime of **THEFT** in that she did, with purpose to deprive the owner, Dollar General, of property or services, to wit: \$3,672.61 knowingly obtained or exerted control over either the property or services beyond the scope of the express or implied consent of the owner or person authorized to give consent said property and/or services being five hundred dollars, or more, but less than five thousand dollars in value, in violation of Section 2913.02(A)(2) of the Ohio Revised Code, a **FELONY OF THE FIFTH DEGREE**, contrary to the form of the statute in such case made and provided and against the peace and dignity of the State of Ohio.

SI SHERRI BEVAN WALSH
SHERRI BEVAN WALSH, Prosecutor MEC/MS
County of Summit, Ohio MEC

Prosecutor, County of Summit, by

SI Michael E. Carroll
Assistant Prosecuting Attorney

Jana K Rathjff
Grand Jury Foreperson/Deputy Foreperson

A TRUE BILL

I certify this to be a true copy of the original.
Diana Zaleski, Clerk of Courts

[Signature] Deputy

CRIMINAL INDICTMENT

Case Number: 2002-03-0795

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ORDER

TO: DREW ALEXANDER, Sheriff
County of Summit, Ohio

KATRINA RAMSEY

THAT she has been indicted by the Grand Jury of the County of Summit and that each person named in the indictment is hereby ordered to personally appear for the purpose of arraignment at 8:00 AM on the 24th day of APRIL, 2002, before the Honorable, MAGISTRATE JOHN H. SHOEMAKER, Judge of the Court of Common Pleas in the County of Summit Court House at 209 South High Street, Akron, Ohio: and THAT FAILURE TO APPEAR WILL RESULT IN A WARRANT FOR ARREST, FORFEITURE OF BOND, IF ANY, OR ADDITIONAL CRIMINAL CHARGES FOR FAILURE TO APPEAR UNDER O.R.C. SEC. 2937.99.

I certify that this is a true copy of the original indictment on file in this office.

DIANA ZALESKI, Clerk
Court of Common Pleas

By _____
Deputy

/vs