

BEFORE THE STATE MEDICAL BOARD OF OHIO

IN THE MATTER OF

:

:

JAMES A. MAZZI, D.O.

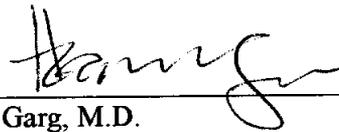
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ENTRY OF ORDER

On May 8, 2002, James A. Mazzi, D.O., executed a Voluntary Surrender of his Certificate to practice osteopathic medicine and surgery in the State of Ohio with a consent to revocation, which document is attached hereto and fully incorporated herein.

In consideration of the foregoing and of Dr. Mazzi's express waiver of the provision of Section 4731.22(B), Ohio Revised Code, requiring that six (6) Board members vote to revoke said certificate, it is hereby ORDERED that Certificate No. 34-000939 authorizing James A. Mazzi, D.O., to practice osteopathic medicine be permanently REVOKED, effective May 21, 2002.

This Order is hereby entered upon the Journal of the State Medical Board of Ohio for the 21st day of May, 2002, and the original thereof shall be kept with said Journal.



Anand G. Garg, M.D.
Secretary

(SEAL)

June 11, 2002
Date

**STATE OF OHIO
THE STATE MEDICAL BOARD
SURRENDER OF CERTIFICATE TO PRACTICE
OSTEOPATHIC MEDICINE AND SURGERY**

I, James A. Mazzi, D.O., am aware of my rights to representation by counsel, the right of being formally charged and having a formal adjudicative hearing, and do hereby freely execute this document and choose to take the actions described herein.

I, James A. Mazzi, D.O., do hereby voluntarily, knowingly, and intelligently surrender my certificate to practice osteopathic medicine and surgery, #34-000939, to the State Medical Board of Ohio, thereby relinquishing all rights to practice osteopathic medicine and surgery in Ohio. I understand that as a result of the surrender herein that I am no longer permitted to practice osteopathic medicine and surgery in any form or manner in the State of Ohio.

I agree that I shall be ineligible for, and shall not apply for, reinstatement of certificate to practice osteopathic medicine and surgery #34-000939 or issuance of any other certificate pursuant to Chapters 4730., 4731., 4760. or 4762., Ohio Revised Code, on or after the date of signing this Surrender of Certificate to Practice Osteopathic Medicine and Surgery. Any such attempted reapplication shall be considered null and void and shall not be processed by the Board.

I hereby authorize the State Medical Board of Ohio to enter upon its Journal an Order permanently revoking my certificate to practice osteopathic medicine and surgery, #34-000939, in conjunction with which I expressly waive the provision of Section 4731.22(B), Ohio Revised Code, requiring that six (6) Board Members vote to revoke said certificate, and further expressly and forever waive all rights as set forth in Chapter 119., Ohio Revised Code, including but not limited to my right to counsel, right to a hearing, right to present evidence, right to cross-examine witnesses, and right to appeal the Order of the Board revoking my certificate to practice osteopathic medicine and surgery.

I, James A. Mazzi, D.O., 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 document 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. I, James A. Mazzi, D.O., agree to provide my social security number to the Board and hereby authorize the Board to utilize that number in conjunction with that reporting.

I stipulate and agree that I am taking the action described herein in lieu of formal disciplinary proceedings pursuant to Section 4731.22(B)(11), Ohio Revised Code, based upon my having entered pleas of guilty, in the Court of Common Pleas of Trumbull County, Ohio, to thirteen misdemeanor counts of violation of Attempted Trafficking in Drugs. Copies of the court documents are attached hereto and incorporated herein.

Signed this 8 day of May, 2002.

Samuel C. Amendola
Witness

James A. Mazzi, D.O.
James A. Mazzi, D.O.

[Signature]
Witness

Sworn to and subscribed before me this 8 day of May, 2002.

Samuel C. Amendola
Notary Public
my Notary has no expiration

SEAL (This form must be either witnessed OR notarized)

Accepted by the State Medical Board of Ohio:

[Signature]
ANAND G. GARG, M.D.
SECRETARY

[Signature]
RAYMOND J. ALBERT
SUPERVISING MEMBER

05/21/02
DATE

5/21/02
DATE

STATE OF OHIO)
)
TRUMBULL COUNTY)

IN THE COURT OF COMMON PLEAS
CASE NO. 00-CR-107

STATE OF OHIO

Plaintiff

v

JOURNAL ENTRY

JAMES A. MAZZI, D.O.

Defendant

The defendant herein having, on a former day of court, entered a plea of guilty to Cts. 1-7: Attempted Trafficking in Drugs (M1), ORC Cts. 1-7: 2923.02 and 2925.03(A) and (C)(2)(a), was this day in court with his/her counsel present.

Thereupon, the court inquired of the said defendant if he/she had anything to say why judgement should not be pronounced against him/her; and having nothing but what he/she had already said and showing no good and sufficient cause why judgement should not be pronounced.

It is therefore, ordered and adjudged by the court that said defendant, James A. Mazzi, is sentenced to Trumbull County Jail for a term of 6 months, and pay court costs. Sentence suspended, defendant placed on 2 years probation commencing May 8, 2002, with the following conditions:

1. Payment of court costs and \$3,500.00 fine.
2. Surrender certificate to practice osteopathic medicine and surgery and sign document indicating same.

5-10 02
This is a true and correct copy of the original
order
MARGARET H. O'BRIEN, Clerk
By MW Deputy

3. \$10.00 Monthly probation supervision fee.

W. M. J. ...
Judge
5/10/02
Date

MAY 10 11 40 AM '02
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IN THE COURT OF COMMON PLEAS
TRUMBULL COUNTY, OHIO

STATE OF OHIO,)	CASE NO. 00-CR-107
)	
Plaintiff)	JUDGE W. WYATT McKAY
)	
-vs-)	
)	FINDING ON GUILTY PLEA
JAMES A. MAZZI, D.O.,)	TO AMENDED INDICTMENT
)	
Defendant)	

MAY 14 2002
MAR 1 6 56 AM '02

After being fully informed by my counsel and by the Court of the charge against me, I am making a plea voluntarily with the understanding of the nature of the charge and the consequences, including the penalty of the plea, which can be from:

COUNTS 1-7: Up to six (6) months in the Trumbull County Jail, and/or up to \$1,000.00 fine or both as to each count;

in the appropriate penal institution. I understand that the Court upon acceptance of a plea of guilty may proceed with judgment and sentencing. I understand I have the right to a jury trial. I understand that at trial I have the right to confront and cross-examine the witnesses against me, and the right to have compulsory process for obtaining witnesses in my favor and to require the State to prove my guilt beyond a reasonable doubt at a trial at which I cannot be compelled to testify against myself. Upon conviction, I would have the further right of Appeal. However, I waive all those rights, including right to a trial by jury. I withdraw my former plea of "not guilty" and enter a plea of "guilty" to the amended indictment charging me with the crime of:

COUNTS 1-13: ATTEMPTED TRAFFICKING IN DRUGS (M1)

(ORC 2923.02 & 2925.03(A)(C)(2)(a))

7
RB
2/27/02

0365 781

May 14 2002
This is a true and correct copy to the original
Margaret R. O'Brien
MARGARET R. O'BRIEN, Clerk
By [Signature] Deputy

furthermore, I am entering the plea of guilty after being fully informed by my counsel and by the Court of the elements of the charge. Those elements are:

COUNTS 1-7: The Defendant did in Trumbull County, Ohio, knowingly engage in conduct which, if successful, would result in the offense of Trafficking In Drugs, to wit: did knowingly, sell or offer to sell, Phentermine (Adipex), a schedule IV controlled substance.

Furthermore, I have been informed by the Court and understand that I am (not) eligible for probation or (if applicable) that my plea of guilty may result in an additional sentence for a parole or probation violation and such sentence shall be consecutive. Furthermore, my counsel and I have fully discussed the facts and circumstances surrounding this case including the names of all witnesses. My attorney has investigated these facts and circumstances to the best of my knowledge and has discussed with me the making of or the necessity of pre-trial motions. I am, therefore, satisfied that I am now entering this plea with full understanding of my legal rights under the facts and circumstances as explained me by my attorney and the Court. I have further advised my counsel and this Court that I am (not) a citizen of the United States of America.

If you are not a citizen of the United States you are hereby advised that conviction of the offense to which you are pleading guilty (or no contest, when applicable) may have the consequences of deportation, exclusion from admission to the United States, or denial of naturalization pursuant to the laws of the United States

The underlying agreement upon which the plea is based is as follows:

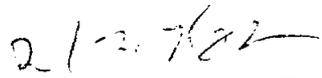
Defendant enters plea of guilty to Counts 1-7 as amended and undergo PSI. State to Nolle Counts 8-13 and recommends a sentence in accordance with the pre-sentence investigation. Defendant to surrender certificate to practice and sign document indicating the same to the

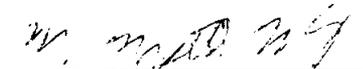
Ohio State Medical Board. Defendant ordered to pay \$500.00 fine on each count pursuant to Section 2929.18(A)(2)&(3) of the Ohio Revised Code, for a total fine of \$3,500.00


ATTORNEY FOR DEFENDANT


DEFENDANT

The Court is satisfied that there is a factual basis for the plea; that the Defendant was advised of all his/her constitutional rights and that he/she understood and waived them before entering the plea. The above plea of guilty is accepted.


DATE


HONORABLE W. WYATT MCKAY
JUDGE, COURT OF COMMON PLEAS
TRUMBULL COUNTY, OHIO