

BEFORE THE STATE MEDICAL BOARD OF OHIO

IN THE MATTER OF :
:
RAMON W. VERA, M.D. :

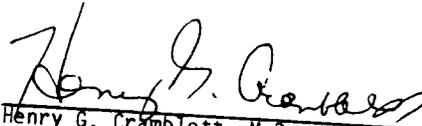
Entry of Order

On August 24, 1989, Ramon W. Vera, M.D., executed a Voluntary Surrender of his Certificate to Practice Medicine and Surgery with a consent to revocation, which document is attached hereto and fully incorporated herein.

In consideration of the foregoing and of Doctor Vera'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. 22466 authorizing Ramon W. Vera, M.D., to practice medicine and surgery be REVOKED, effective immediately.

This Order is hereby entered upon the Journal of the State Medical Board for the 6th day of September 1989, and the original thereof shall be kept with said Journal.

(SEAL)


Henry G. Cramblett, M.D.
Secretary

Date 9/6/89

VOLUNTARY OF SURRENDER OF CERTIFICATE
TO PRACTICE MEDICINE AND SURGERY

AUG 28 1986

I, Ramon W. Vera, M.D., 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, Ramon W. Vera, M.D., ADMIT that on or about October 26, 1986, in submitting an application for biennial license renewal to practice as a Doctor of Medicine in Ohio, I stated that no disciplinary action had been taken or initiated against me by any licensing agency, although in fact, the Florida Department of Professional Regulation had taken disciplinary action against me.

Further, I ADMIT that on or about October 10, 1988, in submitting an application for biennial license renewal to practice as a Doctor of Medicine in Ohio, I stated that no disciplinary action had been taken or initiated against me by any licensing agency although in fact, the Florida Department of Professional Regulation had initiated disciplinary action against me.

Further, I ADMIT that such responses on the applications for renewal constitute violations of Sections 4731.22(A) and 4731.22(B)(5), Ohio Revised Code.

I, Ramon Vera, M.D., do hereby voluntarily, knowingly, and intelligently surrender all rights to practice medicine under my certificate to practice medicine and surgery, No. 22466, to the Ohio State Medical Board.

I understand that as a result of the surrender herein that I am no longer permitted to practice 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 medicine and surgery No. 22466, or issuance of any other certificate pursuant to Chapters 4730. and 4731., Ohio Revised Code, on or after the date of signing this Voluntary Surrender of Certificate to Practice Medicine and Surgery.

AUG 25 1989

I hereby authorize the State Medical Board of Ohio to enter upon its Journal an Order revoking my certificate to practice medicine and surgery, No. 22466, 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 medicine and surgery.

I stipulate and agree that I am taking the action described herein in lieu of further formal disciplinary proceedings pursuant to Section 4731.22(A), and Section 4731.22(B)(5), Ohio Revised Code.

Signed this 24th day of August, 19 89 in the office of

Ramon W. Vera, M.D.

Eva Torres
WITNESS

Ada Diaz
WITNESS

Signed and sealed by Ramon W. Vera, personally known to me, in Carolina, Puerto Rico.

[Signature]
Notary Public

SEAL

AS
CAPAPCA

STATE OF OHIO
THE STATE MEDICAL BOARD
77 SOUTH HIGH STREET
17TH FLOOR
COLUMBUS OH 43215

July 12, 1989

Ramon Wilfredo Vera, M.D.
P.O. Box 6083
Caguas, Puerto Rico 00626

Dear Doctor Vera:

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 medicine and surgery or to reprimand or place you on probation for one or more of the following reasons:

1. On or about October 26, 1986, you submitted an application for biennial license renewal to practice as a Doctor of Medicine in Ohio. On the application for biennial license renewal you responded "No" to question number two, "At any time since the last renewal of your certificate have you had any disciplinary action taken or initiated against you by a state licensing agency?"

In fact, on or about June 20, 1986, the State of Florida Department of Professional Regulation filed an Administrative Complaint against you before the Board of Medical Examiners, a copy of which is attached hereto and fully incorporated herein.

On or about July 8, 1986, you received a certified copy of the Administrative Complaint.

Your acts, conduct, and/or omissions as described in the above paragraph (1), individually and/or collectively, constitute "fraud, misrepresentation, or deception in applying for or securing any license or certificate issued by the board", as that clause is used in Section 4731.22(A), Ohio Revised Code.

Further, such acts, conduct and/or omissions as described in the above paragraph (1), individually and/or collectively, also constitute "publishing a false, fraudulent, deceptive, or misleading statement," as that clause is used in Section 4731.22(B)(5), Ohio Revised Code.

July 12, 1989

2. On or about October 10, 1988, you submitted an application for biennial license renewal to practice as a Doctor of Medicine in Ohio. On the application for biennial license renewal you responded "No" to question number two, "At any time since signing your last application for renewal of your certification have you had any disciplinary action taken or initiated against you by a state licensing agency?"

In fact, the Florida Department of Professional Regulation entered a Final Order on or about June 10, 1988, adopting the proposed Stipulation signed by you, a copy of which is attached hereto and fully incorporated herein. Such Final Order imposed certain limitations upon your license to practice medicine in Florida.

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

Further, such acts, conduct and/or omissions, as described in the above paragraph (2), individually and/or collectively, also constitute "publishing a false, fraudulent, deceptive, or misleading statement," as that clause is used in Section 4731.22(B)(5), Ohio Revised Code.

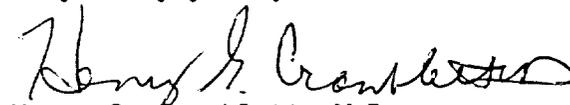
Pursuant to Chapter 119, Ohio Revised Code, you are hereby advised that you are entitled to a hearing in this matter. If you wish to request such hearing, that request must be received in the offices of the State Medical Board within thirty (30) days of the time of mailing of this notice.

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 the 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 medicine and surgery or to reprimand or place you on probation.

Copies of the applicable sections are enclosed for your information.

Very truly yours,



Henry G. Cramblett, M.D.

Secretary

HGC:jmb
Enclosures:

CERTIFIED MAIL #P 569 363 961
RETURN RECEIPT REQUESTED

PL 22

BEFORE THE BOARD OF MEDICINE

FILED

DEPARTMENT OF PROFESSIONAL
REGULATION,

Department of Professional Regulation
AGENCY CLERK

Petitioner,

CLERK Melinda H. Wagner

vs.

DATE 6/10/88

RAMON W. VERA, M.D.,

DPR CASE NOS. 0061673
0061677
LICENSE NO. ME 0013464

Respondent.

_____ /

FINAL ORDER

JUN 16 1988

THIS MATTER came before the Board of Medicine (Board) pursuant to Section 120.57(3), Florida Statutes, on June 4, 1988, in Tallahassee, Florida, for consideration of a Stipulation (attached hereto as Exhibit A) entered into between the parties in the above-styled case. Upon consideration of the Stipulation, the documents submitted in support thereof, the arguments of the parties, and being otherwise advised in the premises,

IT IS HEREBY ORDERED AND ADJUDGED that the Stipulation as submitted be and is hereby approved and adopted in toto and incorporated by reference herein. Accordingly, the parties shall adhere to and abide by all of the terms and conditions of the Stipulation.

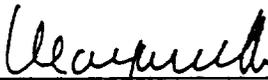
This Order takes effect upon filing with the Clerk of the Department.

E position: OIS Tampa

CERTIFIED TO BE A TRUE AND
CORRECT COPY ON FILE WITH THE
DEPARTMENT OF PROFESSIONAL
REGULATION
BY: [Signature]
DATE: 6/13/88

DONE AND ORDERED this 4 day of June, 1988.

BOARD OF MEDICINE


MARGARET C. S. SKINNER, M. D.
VICE CHAIRMAN

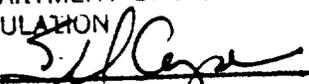
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Final Order has been provided by certified mail to Ramon W. Vera, M.D., Post Office Box 360, Franklin, Michigan 48025 and Clifford Somers, Attorney at Law, 3315 Henderson Boulevard, Tampa, Florida 33609-2913 and by interoffice delivery to Stephanie A. Daniel, Attorney at Law, Department of Professional Regulation, 130 North Monroe Street, Tallahassee, Florida 32399-0750, at or before 5:00 P.M., this 10 day of June, 1988.



AOG/Vera Ramon

CERTIFIED TO BE A TRUE AND
CORRECT COPY ON FILE WITH THE
DEPARTMENT OF PROFESSIONAL
REGULATION

BY: 

DATE: 6/13/88

STATE OF FLORIDA
DEPARTMENT OF PROFESSIONAL REGULATION

DEPARTMENT OF PROFESSIONAL
REGULATION,

Petitioner,

DOAH Case No. 86-2593
DPR Case No. 0061673
0061677

vs.

RAMON W. VERA, M.D.

Respondent.

STIPULATION

Ramon W. Vera, M.D., hereinafter referred to as "Respondent", and the Department of Professional Regulation, hereinafter referred to as the "Department", hereby stipulate and agree to the following joint Stipulation and a Final Order of the Board of Medicine, hereinafter referred to as "Board", incorporating this Stipulation and agreement in the above-style matter.

STIPULATED FACTS

1. For all times pertinent herein, Respondent was a licensed physician in the State of Florida having been issued license number ME 0013464.
2. Respondent was charged by an Administrative Complaint filed by the Department and properly served upon Respondent with violations of Chapter 458, Florida Statutes, and the rules enacted pursuant thereto. A true and correct copy the Administrative Complaint is attached hereto and incorporated by reference as Exhibit "A".

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REGULATION

BY: 
6/21/88

3. Respondent neither admits nor denies the allegations of fact contained in the Administrative Complaint attached hereto as Exhibit "A".

STIPULATED CONCLUSIONS OF LAW

1. Respondent, in his capacity as a licensed physician, admits that in such capacity he is subject to the provisions of Chapters 455 and 458, Florida Statutes, and the jurisdiction of the Department and the Board.

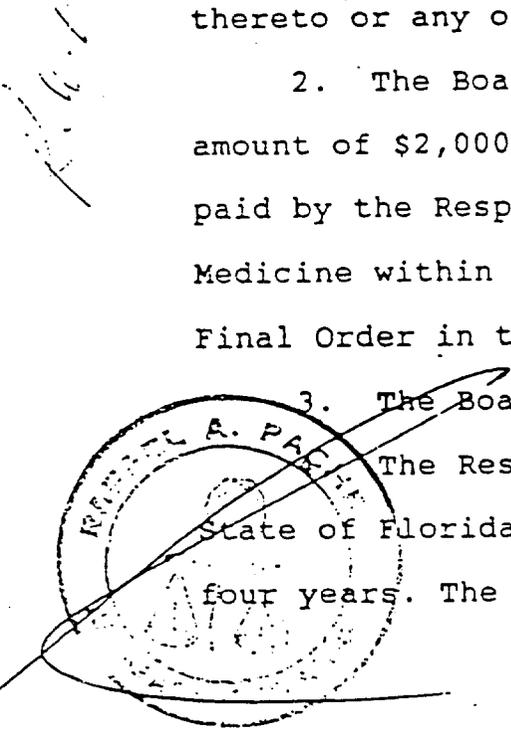
2. Respondent neither admits nor denies that the facts set forth in the foregoing Stipulated Facts constitute violations of Chapter 458, Florida Statutes, as alleged in the Administrative Complaint.

STIPULATED DISPOSITION

1. Respondent shall not in the future violate Chapters 455 and 458, Florida Statutes, or the rules promulgated pursuant thereto or any other state or federal law.

2. The Board shall impose an administrative fine in the amount of \$2,000.00 against the Respondent which fine shall be paid by the Respondent to the Executive Director of the Board of Medicine within 30 (thirty) days of the filing of the Board's Final Order in the cause.

3. The Board shall reprimand the Respondent. The Respondent's license to practice medicine in the State of Florida shall be placed on probation for a period of four years. The terms and conditions of probation are as follows:



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BY: [Signature]
DATE: 6/13/89

a. Respondent shall comply with all state and federal statutes, rules and regulations pertaining to the practice of medicine, including Chapters 893, 455 and 458, Florida Statutes, and Rule 21M, Florida Administrative Code.

b. Respondent shall appear before the Board before the Board or its designated probationer's committee at the first meeting of the Board or committee after said probation commences, at the last meeting of the Board or its probationer's committee, preceding termination of probation, or at such other times as directed by the Board or probationer's committee. Failure to appear as required or directed shall be considered a violation of the terms of this Stipulation and shall subject the Respondent to disciplinary action.

c. In the event Respondent leaves the State of Florida for a period of thirty days or more, or in the event that Respondent leaves the active practice of medicine in Florida, for a period of thirty days or more, Respondent shall immediately notify the Board in writing of said fact, advising the Board of Respondent's current address and practice location, where applicable. In the

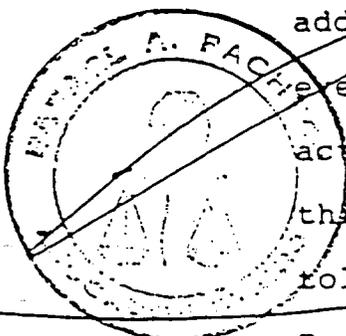
event that Respondent leaves the State of Florida or the active practice of medicine in Florida for a period of thirty days or more, Respondent's probation shall be tolled and shall remain in a tolled status until

Respondent returns to the State of Florida.

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CORRECT COPY OF THE
DEPARTMENT OF PROFESSIONAL
REGULATION

BY: J. G.

DATE: 9/13/88



to the active practice of medicine in the State of Florida. In the event that Respondent resumes active practice in Florida, Respondent shall immediately advise the Board, in writing, of his return to active practice in Florida, at which time the probationary status shall resume.

d. Respondent shall restrict his medical practice to one office location, and shall restrict his hospital privileges or memberships to no more than two hospitals.

e. Respondent shall obtain a monitoring physician, approved by the Board. Said physician shall be a board certified OB/GYN physician. The responsibilities of the monitoring physician shall include, but not be limited to:

i. Respondent's monitoring physician shall appear before the Board of Medicine or its designated probationer's committee at the first meeting of the Board or committee after said probation commences, at the last meeting of the Board or committee preceding the termination of probation, and at such other times as are directed by the Board or its committee.

ii. Respondent's monitor shall review on a monthly basis all hospital records and delivery records for hospitalization of patients or deliveries of babies by Respondent during the first six months of Respondent's probation. Thereafter, the monitor shall randomly review said records

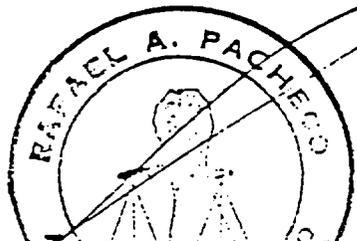
RUBEN A. PACHECO
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REGULATION

BY: [Signature]
DATE: 6/13/89

on a monthly basis. Said random review shall consist of a review of at least 25% of said records.

- iii. The review of hospital and delivery records by the monitoring physician shall be specifically directed to determining whether Respondent is providing appropriate and prompt responses to requests for physician assistance and to ascertain whether or not the physician has over-extended his medical practice.
- iv. The monitoring physician shall submit quarterly reports in affidavit form, the contents of which shall be specified by the Board. Said quarterly reports shall, of course, specifically address the matters addressed in paragraphs (4)(c)(ii) and (iii) above.
- v. The monitoring physician shall immediately advise the Board in writing if Respondent violates the terms of this Stipulation.

f. Respondent understands that during the course of the probation, quarterly reports shall be prepared by Investigators with the Department detailing Respondent's compliance with the terms and conditions of this probation. Respondent waives confidentiality of these reports as to the Department and the Board only so that the Board may review these reports.



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REGULATION
BY: [Signature]
DATE: 6/13/89

- g. Respondent agrees to pay all reasonable costs of compiling and preparing these investigative reports, including the time spent by investigators to gather necessary information for said reports.
 - h. Compliance with the terms and conditions of stipulation.
 - i. Respondent shall complete forty (40) hours per year of continuing medical education in risk management in addition to that amount required for renewal of licensure.
 - j. Respondent shall submit quarterly reports, in affidavit form, the contents of which shall be specified by the Board.
 - k. Respondent shall during the four (4) year probation perform 100 hours of community service per year in an non-profit setting other than in the physician's practice setting. Community service shall consist of medical service without fee for the good of the people of the State of Florida. Affidavits detailing the community service performed shall be filed with the Board on a quarterly basis.
1. With respect to Respondent's monitoring physician, Respondent is only authorized to practice medicine under the auspices of a Board approved physician. In this regard, Respondent may practice medicine under the auspices of his proposed approved monitor only until the first regularly scheduled



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BY: [Signature]
 DATE: 6/13/89

probationer's committee meeting following commencement of the probation. At that first meeting of the probationer's committee, Respondent's monitoring physician shall appear before the probationer's committee for approval by that committee. Failure of the monitor to appear as directed shall constitute a violation of this Stipulation and shall subject the Respondent to disciplinary action.

In the event that Respondent's monitoring physician is not approved at the meeting of the probationer's committee immediately following commencement of the probation, Respondent shall not practice medicine until an appropriate monitoring physician appears before the Committee and is approved by the committee.

In the event that Respondent seeks changes in his monitoring physician, he shall immediately notify the Board, in writing. Respondent may not practice under the auspices of a new monitoring physician, without prior approval of the probationer's committee.

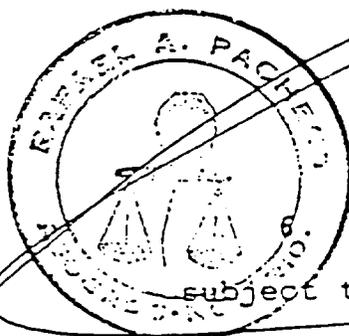
It is expressly understood that this Stipulation is subject to the approval of the Board and the Department and has no force and effect until an order based upon this Stipulation is issued by the Board.

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REGULATION

BY: _____

DATE: _____

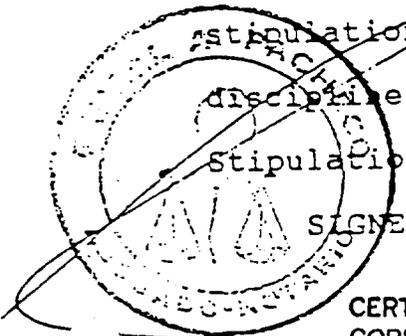
[Signature]
6/13/89



7. This Stipulation is executed by the Respondent for the purpose of avoiding further administrative action with respect to this cause. In this regard, Respondent authorizes the Board to review and examine all investigative files materials concerning Respondent prior to or in conjunction with consideration of the Stipulation. Furthermore, should this joint Stipulation not be accepted by the Board, it is agreed that presentation to and consideration of this Stipulation and other documents and matters by the Board shall not unfairly or illegally prejudice the Board or any of its members from further participation in, consideration of, or resolution of these proceedings.

8. The Respondent and the Department fully understand that this joint Stipulation and subsequent Final Order incorporating same will in no way preclude additional proceedings by the Board and/or Department against the Respondent for acts or admissions not specifically set forth in the Administrative Complaint attached hereto and incorporated by reference as Exhibit "A".

9. Respondent expressly waives all further procedural steps, and expressly waives all rights to seek judicial review of or otherwise to challenge or contest the validity of the joint stipulation of facts, conclusions of law and imposition of discipline, and the Final Order of the Board incorporating such Stipulation.



SIGNED this 27th day of April, 1988.

CERTIFIED TO BE A TRUE AND CORRECT COPY ON FILE WITH THE DEPARTMENT OF PROFESSIONAL REGULATION

Ramon Vera, M.D.
Respondent

BY: [Signature]
DATE: 6/13/89

Sworn to and subscribed
before me this 27th day
of April, 1988.

[Signature]
NOTARY-PUBLIC

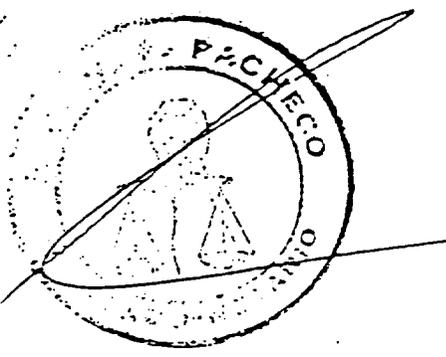
My Commission/ Expires
is for life.



APPROVED this 13th day of May, 1988.

[Signature]
Tom Gallagher, Secretary
Dept. of Professional
Regulation

SAD/sdc
3-14-88



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REGULATION

BY: [Signature]
DATE: 5/13/88

STATE OF FLORIDA
DEPARTMENT OF PROFESSIONAL REGULATION
BOARD OF MEDICAL EXAMINERS

DEPARTMENT OF PROFESSIONAL
REGULATION,

CASE NOS. 0061673
0061677

Petitioner,

vs.

RAMON W. VERA, M.D.,

Respondent.

ADMINISTRATIVE COMPLAINT

COMES NOW Petitioner, Department of Professional Regulation, hereinafter referred to as "Petitioner," and files this Administrative Complaint before the Board of Medical Examiners against, Ramon W. Vera, M.D., hereinafter referred to as "Respondent," and alleges:

1. Petitioner is the state agency charged with regulating the practice of medicine pursuant to Section 20.30, Florida Statutes, Chapter 455, Florida Statutes, and Chapter 458, Florida Statutes.

2. Respondent is and has been at all times material hereto, a licensed physician in the State of Florida, having been issued license number ME 0013464. Respondent's last known address is 1509 West Reynolds Street, Plant City, Florida 33566.

COUNT ONE

3. On or about October 22, 1984, Respondent admitted patient "M.C." to South Florida Baptist Hospital, Plant City, Florida. The patient was in labor and Respondent admitted the patient to deliver the baby. Although Respondent was at the hospital and aware that delivery of the baby was imminent, Respondent proceeded to perform a surgical procedure upon another patient. A hospital nurse delivered the baby because of Respondent's unavailability.

4. On or about December 20, 1984, Respondent admitted patient "G.M." to South Florida Baptist Hospital, Plant City, Florida. The patient was in labor and Respondent admitted the patient to deliver the baby. Although Respondent was aware of

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REGULATION

BY: [Signature]

DATE: 6/13/89

the patient's medical condition and could have otherwise been present, Respondent was not available when the patient began delivery. The patient's attending nurses were required to provide the patient with treatment until Respondent returned to the hospital.

5. On or about March 4, 1985, Respondent admitted patient "A.E." to South Florida Baptist Hospital, Plant City, Florida. The patient was in labor and Respondent admitted the patient to deliver the baby. The patient's attending nurses made repeated attempts to contact Respondent with regard the condition of the patient. However, the nurses' attempts to contact Respondent were unsuccessful and Respondent was not available to provide the patient proper medical treatment.

6. On or about May 5, 1985, patient "A.L." was admitted to South Florida Baptist Hospital, Plant City, Florida. The patient was in labor and Respondent admitted the patient to deliver the baby. Respondent was not available to deliver the baby even though Respondent was aware of the patient's medical condition. The patient was attended to by another physician who delivered the baby.

7. For one or more of the following reasons, Respondent failed to practice medicine with that level of care, skill, and treatment which is recognized by a reasonably prudent similar physician as being acceptable under similar conditions and circumstances:

- (a) Respondent failed to properly examine and diagnose the patients;
- (b) Respondent failed to timely provide proper medical treatment to the patients and babies; and/or
- (c) Respondent failed to take measures to insure the patients received proper medical treatment.

8. Respondent failed to practice medicine with that level of care, skill, and treatment which is recognized by a reasonably prudent similar physician as being acceptable under similar conditions and circumstances.

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REGULATION

BY: *[Signature]*

DATE: 6/13/85

9. Based upon the preceding, Respondent violated Section 458.331(1)(t), Florida Statutes, by committing gross or repeated malpractice or failing to practice medicine with that level of care, skill, and treatment which is recognized by a reasonably prudent similar physician as being acceptable under similar conditions and circumstances.

WHEREFORE, Petitioner respectfully requests the Board of Medical Examiners to enter an order imposing one or more of the following penalties: revocation or suspension of the Respondent's license, restriction of the Respondent's practice, imposition of an administrative fine, issuance of a reprimand, placement of the Respondent on probation, and/or any other relief that the Board deems appropriate.

SIGNED this 18 day of June, 1986.

Fred Roche
FRED ROCHE, SECRETARY
DEPARTMENT OF PROFESSIONAL
REGULATION

COUNSEL FOR DEPARTMENT:

Stephanie A. Daniel
Staff Attorney
Department of Professional Regulation
130 North Monroe Street
Tallahassee, Florida 32301
(904) 488-0062

WDB/lcm
4/14/86
PCP: EE, HRL
05/08/86

FILED
DEPARTMENT OF PROFESSIONAL REGULATION

Melinda H. Wagon
CLERK
DATE June 22, 1986

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REGULATION

BY: *J. Lopez*
DATE: 6/13/86