

APR 27 1987 4:36

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OHIO STATE  
MEDICAL BOARD

CONSENT AGREEMENT  
BETWEEN  
ROBERT D. CEVASCO, M.D.  
AND  
THE STATE MEDICAL BOARD OF OHIO

This Consent Agreement is entered into by and between Robert D. Cevasco, M.D., and the State Medical Board of Ohio, a state agency charged with enforcing Chapters 4730 and 4731 of the Ohio Revised Code.

Robert D. Cevasco, M.D., enters into this agreement being fully aware of his rights, including his right to be advised by counsel and his right to a hearing on the issues considered herein.

This agreement is entered into on the basis of the following statements, admissions, and understandings:

1. Robert D. Cevasco, M.D., holds a certificate to practice medicine or surgery in the State of Ohio and is subject to all laws and rules of Ohio regulating the practice of medicine or surgery.
2. On October 9, 1986, the State Medical Board of Ohio sent notice to the office of Dr. Cevasco by certified mail that the Board intended to consider disciplinary action regarding his certificate to practice medicine or surgery in Ohio because Dr. Cevasco had not provided detailed evidence of his continuing medical education requirements, and that he was entitled to a hearing if such hearing was requested within thirty (30) days of the mailing of said notice. Such hearing did not in any way relate to the performance or delivery of medical services by Dr. Cevasco.
3. Said notice was received in the office of Dr. Cevasco. Dr. Cevasco states that he did not actually receive or have personal knowledge of said notice, and therefore, Dr. Cevasco did not request a hearing on the Board's proposed action.
4. On January 15, 1987, the State Medical Board of Ohio approved and confirmed a Findings, Order and Journal Entry suspending Robert D. Cevasco, M.D.'s certificate to practice medicine or surgery for an indefinite term, said

term to last a minimum of thirty (30) days; conditioning reinstatement of said certificate on Dr. Cevasco's submission of documentation of satisfactory completion of the statutorily required continuing medical education, payment of all appropriate fees, and submission of an application for reinstatement; and imposing probationary terms upon reinstatement. Said Findings, Order and Journal Entry was mailed by certified mail on January 26, 1987, and was received in the office of Dr. Cevasco on January 28, 1987. Dr. Cevasco represents that he did not actually read same.

5. The suspension of Dr. Cevasco's '87 <sup>May 15</sup> <sup>04:26</sup> practice medicine or surgery pursuant to the above-described Findings, Order and Journal Entry became effective February 25, 1987.
6. Dr. Cevasco, M.D., states that he was unaware of the suspension of his certificate prior to March 24, 1987, and that he has discontinued practice since March 24, 1987.
7. Dr. Cevasco has supplied the State Medical Board of Ohio with sufficient evidence that he has satisfied the continuing medical education requirements.
8. Robert D. Cevasco, M.D., has submitted an application for reinstatement and acceptable documentation of his continuing medical education.

Wherefore, in consideration of the foregoing and of the mutual promises set forth below, Robert D. Cevasco, M.D., and the State Medical Board of Ohio hereby consent and agree to the following terms and conditions upon Robert D. Cevasco's certificate to practice medicine or surgery in the State of Ohio:

- A. Robert D. Cevasco, M.D.'s certificate to practice medicine or surgery shall be reinstated on April 24, 1987.
- B. Subsequent to reinstatement of his certificate, Robert D. Cevasco, M.D., shall remain on probation for three biennial registration periods, subject to the terms set forth in the Findings, Order and Journal Entry approved by the State Medical Board of Ohio in the matter of Robert D. Cevasco, M.D., on January 15, 1987.

If Robert D. Cevasco, M.D. violates or breaches any terms or conditions 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, violations occurring before the effective date of this agreement.

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MEDICAL BOARD

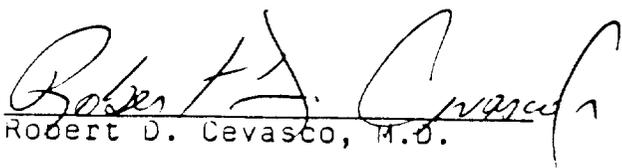
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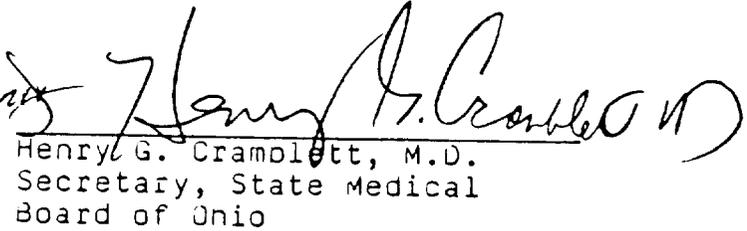
It is agreed and understood that Robert D. Cevalasco, M.D. hereby releases the members, employees, and agents of the State Medical Board of Ohio, jointly and severally, from any and all liability arising from the within matter, and hereby dismisses any and all pending actions against the members, employees and agents of the State Medical Board, jointly and severally.

It is hereby agreed and understood by and between the parties that this Consent Agreement settles all issues relating to the Notice of Opportunity of Hearing issued to Robert D. Cevalasco on October 18, 1986 and all matters related thereto.

It is agreed and understood by and between the parties that this Consent Agreement shall be considered a public record as that term is used in Section 149.43, Ohio Revised Code.

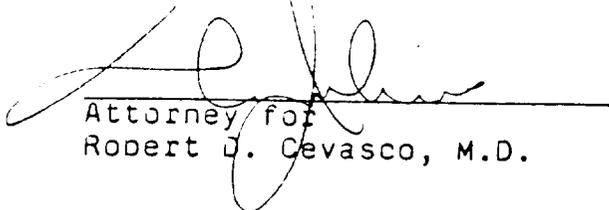
The terms and conditions of this Agreement shall become effective on April 21, 1987.

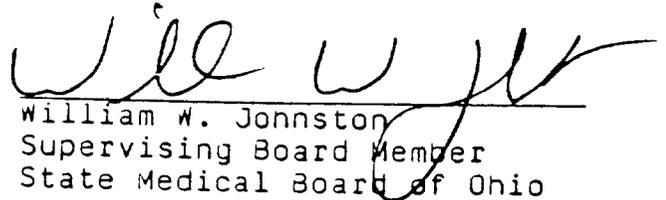
  
Robert D. Cevalasco, M.D.

  
Henry G. Cramollett, M.D.  
Secretary, State Medical Board of Ohio

4/21/87  
Date

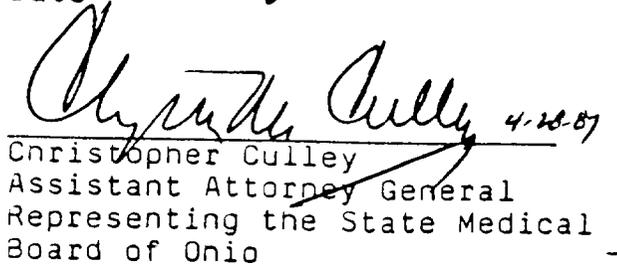
4/28/87  
Date

  
Attorney for  
Robert D. Cevalasco, M.D.

  
William W. Johnston  
Supervising Board Member  
State Medical Board of Ohio

4/21/87  
Date

28 Apr 87  
Date

  
Christopher Culley  
Assistant Attorney General  
Representing the State Medical Board of Ohio

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OHIO STATE  
MEDICAL BOARD

STATE OF OHIO  
THE STATE MEDICAL BOARD  
Suite 510  
65 South Front Street  
Columbus, Ohio 43215

January 16, 1987

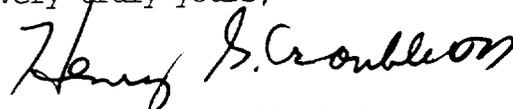
Robert Cevasco, M.D.  
970 E. Washington  
Medina, Ohio 44256

Dear Doctor Cevasco:

Please find enclosed a certified copy of the Findings, Order, and Journal Entry adopted by the State Medical Board of Ohio, meeting in regular session on January 15, 1987.

Section 119.12, Ohio Revised Code, may authorize an appeal from this Order. Such an appeal may be taken to the Court of Common Pleas in the county in which your place of business is located or to said court of the county in which you reside. If you are not a resident of and have no place of business in Ohio, you may appeal to the Court of Common Pleas in Franklin County, Ohio. Such an appeal setting forth the Order appealed from and 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 appropriate court 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,



Henry G. Cramblett, M.D.  
Secretary

HGC:em

Enclosures

CERTIFIED MAIL NO. P 026 072 713  
RETURN RECEIPT REQUESTED

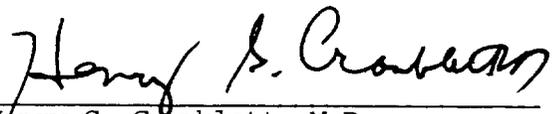
Mailed 1/26/87

STATE OF OHIO  
THE STATE MEDICAL BOARD  
Suite 510  
65 South Front Street  
Columbus, Ohio 43215

CERTIFICATION

I hereby certify that the attached copy of the Findings, Order, and Journal Entry, adopted by the State Medical Board, meeting in regular session on January 15, 1987, constitutes a true and complete copy of the Findings, Order, and Journal Entry in the matter of Robert Cevasco, M.D., as it appears in the Journal of the State Medical Board of Ohio.

(SEAL)

  
Henry G. Cramblett, M.D.  
Secretary

January 16, 1987

\_\_\_\_\_  
Date

BEFORE THE STATE MEDICAL BOARD OF OHIO

IN THE MATTER OF                   \*  
  \*  
ROBERT CEVASCO, M.D.            \*

FINDINGS, ORDER AND JOURNAL ENTRY

This matter came on for consideration after a citation letter was issued to Robert Cevasco, M.D., by the Ohio State Medical Board on October 9, 1986.

On October 9, 1986, notice was given to Robert Cevasco, M.D., that the State Medical Board of Ohio intended to consider disciplinary action regarding his license to practice medicine 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. Dr. Cevasco has not requested a hearing and thirty (30) days have elapsed since the mailing of aforesaid notice.

WHEREFORE, it is hereby ORDERED:

That the license of Robert Cevasco, M.D., to practice medicine and surgery in the State of Ohio be suspended for an indefinite term, which shall last a minimum of thirty (30) days.

The conditions for reinstatement are:

1. Dr. Cevasco shall provide documentation acceptable to the Board of satisfactory completion of 100 hours of approved continuing medical education, 40 hours of which shall be in category I, for the 1983-1984 biennium. These hours shall not be used to satisfy the CME requirement for any other biennium.
2. Dr. Cevasco shall provide documentation acceptable to the Board of satisfactory completion of 100 hours of approved continuing medical education, 40 hours of which shall be in category I, for the 1985-1986 biennium, and for each additional biennium during which his license is suspended for more than one year.
3. Dr. Cevasco shall submit an application for reinstatement and shall pay all appropriate fees.

Subsequent to reinstatement of his license, Dr. Cevasco shall remain on probation for three biennial registration periods. During this probationary term, Dr. Cevasco shall:

Robert Cevalco, M.D.

- A. Obey all federal, state and local laws and all rules governing the practice of medicine in Ohio; and
- B. Submit documentation acceptable to the Board of satisfactory completion of the requisite hours of Continuing Medical Education for each of the three biennial registration periods.

This ORDER shall become effective 30 days from the date of mailing of notification of approval by the State Medical Board of Ohio.

(SEAL)



Henry G. Cramblett, M.D.  
Secretary

January 16, 1987

Date

STATE OF OHIO  
THE STATE MEDICAL BOARD  
Suite 510  
65 South Front Street  
Columbus, Ohio 43215

October 9, 1986

Robert Cevasco, M.D.  
970 East Washington  
Medina, OH 44256

Dear Doctor Cevasco:

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 November 1, 1985, you received a letter by certified mail from the State Medical Board of Ohio informing you that you would be required to provide the Board with documentation that you had completed the requisite number of Continuing Medical Education hours as required by Section 4731.281, Ohio Revised Code. You failed to provide the Board with said documentation.
2. On or about January 13, 1986, you received a letter by certified mail from the State Medical Board of Ohio informing you that you would be required to provide the Board with documentation that you had completed the requisite number of Continuing Medical Education hours as required by Section 4731.281, Ohio Revised Code. You failed to provide the Board with said documentation.
3. On or about May 30, 1986, you received a letter by certified mail from the State Medical Board of Ohio informing you that you would be required to provide the Board with documentation that you had completed the requisite number of Continuing Medical Education hours as required by Section 4731.281, Ohio Revised Code. You failed to provide the Board with said documentation.

The acts or omissions set forth in paragraphs 1 and 2 constitute violations of Ohio Administrative Code Rule 4731-10-08(A)(1), to wit: The board may randomly select applications for verification that all CME requirements have been met. Licensees whose applications are selected shall submit additional documentation of compliance with CME requirements as the Board may require.

October 9, 1986

Further, the acts or omissions set forth in paragraphs 1 and 2 constitute violations of Section 4731.281, Ohio Revised Code, to wit: "every doctor of osteopathic medicine licensed to practice osteopathic medicine and surgery...within this state shall certify to the board that in the preceding two years the practitioner has completed one hundred hours of continuing medical education."

Further, the acts or omissions set forth in paragraphs 1 and 2 constitute violations of Section 4731.22(B)(16) of the Ohio Revised Code, to wit: Violating or attempting to violate, directly or indirectly any provisions of this chapter or any rule promulgated by the Board, to wit: Section 4731.281, Ohio Revised Code, and Ohio Administrative Code Rule 4731-10-08.

Further, your acts in certifying to the State Medical Board that you had completed the statutorily required continuing medical education, as set forth in the above Paragraph (1), when you had not, in fact, done so, constitutes "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.

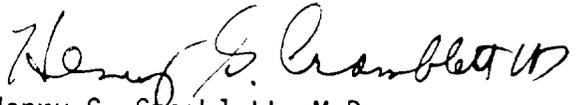
Pursuant to Chapter 119., Ohio Revised Code, you are hereby advised that you are entitled to a hearing in this matter. If you wish to request such hearing that request must be made within thirty (30) days of the time of mailing of this notice.

You are further advised that you are entitled to appear at such hearing in person, or by your attorney, or 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 made 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 569 364 092  
RETURN RECEIPT REQUESTED