

July 8, 1998

Dominick Cannavo, M.D.
16 Richmond Hill
Irvington, NY 10533

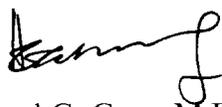
Dear Doctor Cannavo:

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 July 8, 1998.

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. Z 233 840 014
RETURN RECEIPT REQUESTED

Mailed 7/9/98

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 July 8, 1998, constitute a true and complete copy of the Findings, Order and Journal Entry in the Matter of Dominick Cannavo, M.D., 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.

(SEAL)



Anand G. Garg, M.D.
Secretary

July 8, 1998
Date

BEFORE THE STATE MEDICAL BOARD OF OHIO

IN THE MATTER OF

*

*

DOMINICK CANNAVO, M.D.

*

FINDINGS, ORDER AND JOURNAL ENTRY

This matter came on for consideration after a citation letter was mailed to Dominick Cannavo, M.D., by the State Medical Board of Ohio on May 14, 1998.

By letter dated May 13, 1998, notice was given to Dominick Cannavo, M.D., that the State Medical Board intended to consider disciplinary action against his license to practice medicine and surgery 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 last known address of record of Dominick Cannavo, M.D., that being 16 Richmond Hill, Irvington, NY 10533.

By letter received July 7, 1998, Dominick Cannavo, M.D., responded to the Board's notice and requested a hearing, but his request was not timely, more than thirty (30) days having elapsed since the mailing of the Board's May 13, 1998 notice.

WHEREFORE, for the reasons outlined in the May 13, 1998 letter of notice, which is attached hereto and incorporated herein, it is hereby ORDERED:

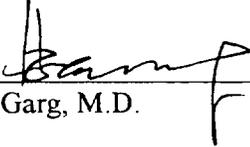
1. That the license of Dominick Cannavo, M.D., to practice medicine and surgery in the State of Ohio shall be **SUSPENDED** for an indefinite term, which shall last a minimum of thirty (30) days.
2. Further, that the State Medical Board of Ohio shall not consider reinstatement of Dominick Cannavo, M.D., certificate unless and until all of the following minimum requirements are met:
 - A. Dominick Cannavo, M.D., shall submit an application for reinstatement, accompanied by appropriate fees.

- B. Dominick Cannavo, M.D., shall provide documentation acceptable to the Board of his satisfactory completion of 100 hours of Continuing Medical Education credits for the July 1, 1994 - June 30, 1996 biennial Continuing Medical Education acquisition period, at least forty (40) hours of which shall be in Category I. It shall be the responsibility of Dominick Cannavo, M.D., to work with appropriate Board staff to ascertain what will be considered as satisfactory documentation and to obtain same.
- C. Further, Dominick Cannavo, M.D., shall provide acceptable documentation of his satisfactory completion of 100 hours of Continuing Medical Education credits for the July 1, 1996 - June 30, 1998 biennial Continuing Medical Education acquisition period, at least forty (40) hours of which shall be in Category I. Further, Dominick Cannavo, M.D., shall supply documentation acceptable to the Board of satisfactory completion of 100 hours of approved Continuing Medical Education, at least forty (40) hours of which shall be in Category I, for each complete Continuing Medical Education acquisition period, if any, during which his certificate remains suspended after the 1996 - 1998 biennium.
- D. In the event that Dominick Cannavo, M.D., has not been engaged in the active practice of medicine for a period of more than two (2) years prior to his application for reinstatement, Dominick Cannavo, M.D., shall take and pass the SPEX examination or any similar written examination which the Board may deem appropriate to assess his clinical competency.
3. Subsequent to reinstatement of his certificate, Dominick Cannavo, M.D., shall submit documentation acceptable to the Board of satisfactory completion of requisite hours of Continuing Medical Education for the next three (3) additional license registration periods. Such documentation shall be due in the Board's offices within thirty (30) days following the completion of each Continuing Medical Education acquisition period.

This ORDER shall become effective immediately upon mailing of notification of approval by the State Medical Board of Ohio.

This ORDER is hereby entered upon the Journal of the State Medical Board of Ohio for the 8TH day of JULY, 1998, and the original thereof shall be kept with said Journal.

(SEAL)



Anand G. Garg, M.D.
Secretary

July 8, 1998

Date

AFFIDAVIT

I, Sandra Caldwell, 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 Administrative Officer;
- 3) That in such position I oversee the division responsible for retaining custody 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 Dominick Cannavo, M.D.;
- 5) That based on such examination, I have found the last known address of record of Dominick Cannavo, M.D., to be:

16 Richmond Hill
Irvington, NY 10533

- 6) Further, Affiant Sayeth Naught.

Sandra K. Caldwell
Sandra Caldwell,
Administrative Officer

Sworn to and signed before me, Kristine A. Goodman, Notary Public, this
25th day of June, 1998.

Kristine A. Goodman
Notary Public



KRISTINE A. GOODMAN
Notary Public, State of Ohio
My Commission Expires
11/9/2002



State Medical Board of Ohio

77 S. High Street, 13th Floor • Columbus, Ohio 43260-2010 • (614) 466-3921 • Website: www.ohio.gov/med

May 13, 1998

Dominick Cannavo, M.D.
16 Richmond Hill
Irvington, NY 10533

Dear Doctor Cannavo:

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) In applying for registration of your certificate to practice medicine and surgery for the current registration period, you certified that you had completed during the last biennial period of acquisition of Continuing Medical Education (CME) (July 1, 1994-June 30, 1996) the requisite hours of CME as required by Section 4731.281, Ohio Revised Code.
- (2) By a certified mail letter for which your agent signed on April 16, 1997, the State Medical Board of Ohio informed you that you were required to complete a log listing your CME for the July 1, 1994-June 30, 1996 period and to provide documentation that you had actually completed at least forty (40) hours of Category I CME credits. By certified mail letter dated January 16, 1998, the State Medical Board again requested that you submit documentation of your CME credits for the July 1, 1994 to June 30, 1996, period. You have not responded to either of the above notices. You have failed to submit any documentation of CME completed for the above period.
- (3) Your lack of response to the notices as detailed in the above paragraph (2), rebuts the presumption under Rule 4731-10-08(A), Ohio Administrative Code, that you did complete the requisite hours of CME, and/or demonstrates that you failed to keep detailed records of CME taken.

Your acts, conduct and/or omissions in certifying to the State Medical Board that you had completed the statutorily required CME, as set forth in the above paragraph (1), when you had not, in fact, done so, 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.

Mailed 5/14/98

Further, your acts, conduct and/or omissions in certifying to the State Medical Board that you had completed the statutorily required CME, as set forth in the above paragraph (1), when you had not, in fact, done so, constitute "publishing a false, fraudulent, deceptive, or misleading statement," as that clause is used in Section 4731.22(B)(5), Ohio Revised Code.

Further, your failure to obtain the requisite CME, and/or to submit documentation of same, as alleged in the above paragraphs (2) and (3), constitutes "violating or attempting to violate, directly or indirectly, or assisting in or abetting the violation of, or conspiring to violate, any provisions of this chapter or any rule promulgated by the board," as that clause is used in Section 4731.22(B)(20), Ohio Revised Code, to wit: Section 4731.281, Ohio Revised Code, and Rules 4731-10-03 and 4731-10-08, Ohio Administrative 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 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 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 medicine and surgery or to reprimand or place you on probation.

Copies of the applicable sections and rules are enclosed for your information.

Very truly yours,



Anand G. Garg, M.D.
Secretary

AGG/jag
Enclosures

CERTIFIED MAIL # Z 233 895 117
RETURN RECEIPT REQUESTED