

OHIO STATE MEDICAL BOARD  
FEB 22 2000

**CONSENT AGREEMENT  
BETWEEN  
JESSE LEE BELVILLE, JR.,  
AND  
THE STATE MEDICAL BOARD OF OHIO**

This CONSENT AGREEMENT is entered into by and between JESSE LEE BELVILLE, JR., and THE STATE MEDICAL BOARD OF OHIO, a state agency charged with enforcing Chapter 4730., Ohio Revised Code.

JESSE LEE BELVILLE, JR., enters into this CONSENT AGREEMENT being fully informed of his 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 STATE MEDICAL BOARD OF OHIO is empowered by Section 4730.25(B)(18), Ohio Revised Code, 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 following actions taken by the state agency responsible for regulating the practice of physician assistants in another state, for any reason other than the nonpayment of fees: the limitation, revocation, or suspension of an individual's license to practice; acceptance of an individual's license surrender; denial of a license; refusal to renew or reinstate a license; imposition of probation; or issuance of an order of censure or other reprimand."
- B. THE STATE MEDICAL BOARD OF OHIO enters into this CONSENT AGREEMENT in lieu of formal proceedings based upon the violation of Section 4730.25(B)(18), Ohio Revised Code, as set forth in Paragraph D below, and expressly reserves the right to institute formal proceedings based upon any other violations of Chapter 4730. of the Revised Code, whether occurring before or after the effective date of this Agreement.
- C. JESSE LEE BELVILLE, JR., STATES that he is licensed as a Physician Assistant-Certified in the State of Montana.

- D. JESSE LEE BELVILLE, JR., ADMITS that he practiced as a physician assistant-certified in Montana on November 13, 14, 15, 28, and 29, 1998, and on December 12, 13, and 14, 1998, during which time and for which site he did not have a Utilization Plan approved by the Board of Medical Examiners, Department of Commerce, State of Montana [“Montana Board”] and that he was REPRIMANDED by the Montana Board for that conduct.

### **AGREED CONDITIONS**

Wherefore, in consideration of the foregoing and mutual promises hereinafter set forth, and in lieu of any formal proceedings at this time, the application for registration of JESSE LEE BELVILLE, JR., to practice as a physician assistant in the State of Ohio shall be granted upon receipt and appropriateness of necessary documentation, and JESSE LEE BELVILLE, JR., knowingly and voluntarily agrees with THE STATE MEDICAL BOARD OF OHIO, (hereinafter BOARD), to the following terms, conditions and limitations:

1. JESSE LEE BELVILLE, JR., shall be and hereby is REPRIMANDED;
2. JESSE LEE BELVILLE, JR., shall take and pass an examination to be administrated by the BOARD or its designee related to the content of Ohio statutes and BOARD rules relating to the practice of physician assistants within six (6) months of the effective date of this Consent Agreement. Further, failure to take and pass this examination within six (6) months of the effective date of this Consent Agreement shall automatically result in the INDEFINITE SUSPENSION of MR. BELVILLE, JR.’s registration. In the event that such indefinite suspension is imposed, the BOARD shall not consider reinstatement of MR. BELVILLE JR.’s registration to practice as a physician’s assistant unless and until MR. BELVILLE, JR. receives written notice form the BOARD that he has passed this examination. If MR. BELVILLE, JR., fails this examination, he must wait at least one (1) month between reexaminations;

### **Required Reporting by Licensee**

3. Within thirty (30) days of the effective date of this CONSENT AGREEMENT, MR. BELVILLE, JR. shall provide a copy of this CONSENT AGREEMENT to all employers or entities with which he is under contract to provide health care services or is receiving training; and the Chief of Staff at each hospital where he has privileges or appointments. Further, MR. BELVILLE, JR. shall provide a copy of this CONSENT AGREEMENT to all employers or entities with which he

contracts to provide health care services, or applies for or receives training, and the Chief of Staff at each hospital where he applies for or obtains privileges or appointments;

4. Within thirty (30) days of the effective date of this CONSENT AGREEMENT, MR. BELVILLE, JR. 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 he currently holds any professional license or registration. MR. BELVILLE, JR. further agrees to provide a copy of this CONSENT AGREEMENT by certified mail, return receipt requested, at time of application to the proper licensing authority of any state in which he applies for any professional license or registration or reinstatement of any professional license or registration. Further, MR. BELVILLE, JR. shall provide this BOARD with a copy of the return receipt as proof of notification within thirty (30) days of receiving that return receipt;

#### **FAILURE TO COMPLY**

If, in the discretion of the Secretary and Supervising Member of the BOARD, MR. BELVILLE, JR. 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.

If the Secretary and Supervising Member of the BOARD determine that there is clear and convincing evidence that MR. BELVILLE, JR. has violated any term, condition or limitation of this CONSENT AGREEMENT, MR. BELVILLE, JR. agrees that the violation, as alleged, also constitutes clear and convincing evidence that his continued practice presents a danger of immediate and serious harm to the public for purposes of initiating a summary suspension pursuant to Section 4730.25(G), Ohio Revised Code.

#### **DURATION/MODIFICATION OF TERMS**

MR. BELVILLE, JR. shall not request modification to the terms, limitations and conditions contained herein for at least one (1) year. Otherwise, the above described terms, limitations and conditions may be amended or terminated in writing at any time upon the agreement of both parties.

#### **ACKNOWLEDGMENTS/LIABILITY RELEASE**

MR. BELVILLE, JR. acknowledges that he 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.

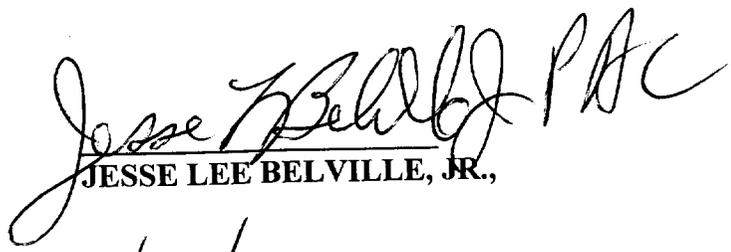
Any action initiated by the BOARD based on alleged violations of this CONSENT AGREEMENT shall comply with the Administrative Procedure Act, Chapter 119., Ohio Revised Code.

MR. BELVILLE, JR. hereby releases THE STATE MEDICAL BOARD OF OHIO, its members, employees, agents, officers and representatives jointly and severally from any and all liability arising from the within matter.

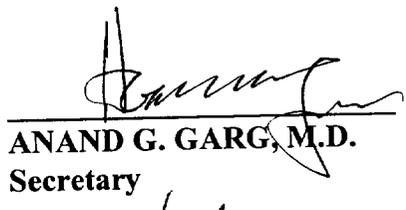
This CONSENT AGREEMENT shall be considered a public record as that term is used in Section 149.43, Ohio Revised Code. Further, this information may be reported to appropriate organizations, data banks and governmental bodies.

**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 that it shall become effective upon the last date of signature below.

  
JESSE LEE BELVILLE, JR.,

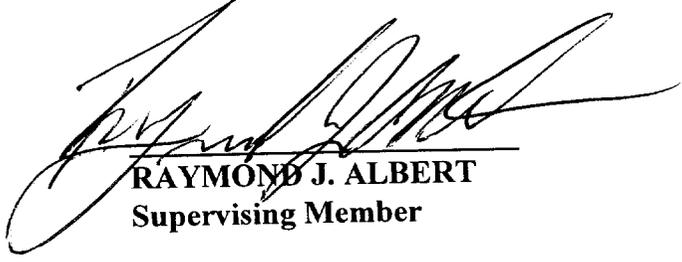
2/16/2000  
DATE

  
ANAND G. GARG, M.D.  
Secretary

2/8/00  
DATE

\_\_\_\_\_  
, Esq.  
Attorney for MR. BELVILLE

\_\_\_\_\_  
DATE

  
RAYMOND J. ALBERT  
Supervising Member

2/8/00  
DATE

  
\_\_\_\_\_  
**ANNE B. STRAIT, ESQ.**  
**Assistant Attorney General**

  
\_\_\_\_\_  
**DATE**

Rev. 10/99