



New York State Board for Professional Medical Conduct

433 River Street, Suite 303 Troy, New York 12180-2299 • (518) 402-0863

Barbara A. DeBuono, M.D., M.P.H.
Commissioner of Health

Patrick F. Carone, M.D., M.P.H.
Chair
Ansel R. Marks, M.D., J.D.
Executive Secretary

December 9, 1997

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Cesar Aquino Ramos, M.D.
PO Box 609
Delano, California 93216

RE: License No. 125240

Dear Dr. Ramos:

Enclosed please find Order #BPMC 97-293 of the New York State Board for Professional Medical Conduct. This Order and any penalty provided therein goes into effect upon receipt of this letter or seven (7) days after the date of this letter, whichever is earlier.

If the penalty imposed by the Order is a surrender, revocation or suspension of this license, you are required to deliver to the Board the license and registration within five (5) days of receipt of the Order.

Board for Professional Medical Conduct
New York State Department of Health
Hedley Park Place, Suite 303
433 River Street
Troy, New York 12180

Sincerely,

Ansel R. Marks, M.D., J.D.
Executive Secretary
Board for Professional Medical Conduct

Enclosure

cc: John P. Wagner, Esq.
Nossaman, Gunther, Knox & Elliott, LLP
Suite 1000, 915 L. Street
Sacramento, California 95814-3701

William J. Lynch, Esq.

STATE OF NEW YORK : DEPARTMENT OF HEALTH
STATE BOARD FOR PROFESSIONAL MEDICAL CONDUCT

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IN THE MATTER	:	CONSENT
OF	:	AGREEMENT
CESAR AQUINO RAMOS, M.D.	:	AND ORDER
	:	BPMC #97-293

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CESAR AQUINO RAMOS, M.D., says:

On or about September 15, 1975, I was licensed to practice as a physician in the State of New York, having been issued license number 12524 by the New York State Education Department.

My current address is P.O. box 609 Delano California 93216 and I will advise the Director of the Office of Professional Medical Conduct of any change of my address.

I understand that I have been charged with one specification of professional misconduct as set forth in the Statement of Charges, annexed hereto, made a part hereof, and marked as Exhibit A.

I do not contest the first specification.

I hereby agree to the following penalty:

A suspension of my license to practice medicine in the State of New York until such time as I provide the Office of Professional Medical Conduct of the State of New York with documentation establishing that I have successfully completed the three year probationary period imposed upon me by the Medical Board of California in the Stipulated Settlement and Disciplinary Order effective on December 4, 1996.

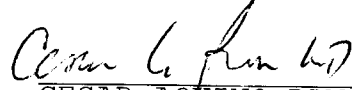
I agree that in the event that I am charged with professional misconduct in the future, this agreement and order shall be admitted into evidence in that proceeding.

I agree that, as a condition of this Order, I will maintain current registration of my license with the New York State Education Department, Division of Professional Licensing Services, and pay all registration fees. This condition will remain in effect except during periods of actual suspension, if any, imposed by this Order. This condition shall be in effect beginning thirty days after the effective date of this Order and will continue until the full term of the Order has run, and until any associated period of probation and all probation terms have been completed and satisfied. I understand that any failure by me to comply with this condition shall constitute misconduct as defined by New York State Education Law §6530(29).

I understand that, in the event that the Board does not grant this application, nothing contained herein shall be binding upon me or construed to be an admission of any act of misconduct alleged or charged against me; such application shall not be used against me in any way and shall be kept in strict confidence during the pendency of the professional misconduct disciplinary proceeding; and such denial by the Board shall be made without prejudice to the continuance of any disciplinary proceeding and the final determination by the Board pursuant to the provisions of the Public Health Law.

I agree that, in the event the State Board for Professional Medical Conduct grants my application, an order of the Chairperson of the Board shall be issued in accordance with same.

I make this application of my own free will and accord and not under duress, compulsion or restraint of any kind or manner.



CESAR AQUINO RAMOS, M.D.
RESPONDENT

Subscribed before me this
day of , 1997.

NOTARY PUBLIC

AGREED TO:

DATE: 11/13/97.



JOHN P. WAGNER, ESQ.
Attorney for Respondent

DATE: November 25, 1997



WILLIAM J. LYNCH
ASSISTANT COUNSEL
Bureau of Professional
Medical Conduct

DATE: Dec. 2 1997



ANNE F. SAILE
DIRECTOR
Office of Professional
Medical Conduct

ORDER

Upon the proposed agreement of CESAR AQUINO RAMOS, M.D. (Respondent) for Consent Order, which proposed agreement is made a part hereof, it is AGREED TO and

ORDERED, that the proposed agreement and the provisions thereof are hereby adopted; and it is further

ORDERED, that this order shall take effect as of the date of the personal service of this order upon Respondent, upon receipt by Respondent of this order via certified mail, or seven days after mailing of this order by certified mail, whichever is earliest.

DATED: 12/4/97



PATRICK F. CARONE, M.D., M.P.H.
Chair
State Board for Professional
Medical Conduct

EXHIBIT A

STATE OF NEW YORK : DEPARTMENT OF HEALTH
STATE BOARD FOR PROFESSIONAL MEDICAL CONDUCT

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IN THE MATTER : STATEMENT
OF : OF
CESAR AQUINO RAMOS, M.D. : CHARGES

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CESAR AQUINO RAMOS, M.D., the Respondent, was authorized to practice medicine in New York State on September 15, 1975, with the issuance of license number 125240 by the New York State Education Department. The Respondent is currently registered with the New York State Education Department to practice medicine for the period September 1, 1996, through August 31, 1998, with a registration address of P.O. Box 609, Delano, California 93216.

FACTUAL ALLEGATIONS

1. Respondent's license to practice medicine in the State of California became subject to disciplinary action by the issuance of an Accusation of the Medical Board of California dated March 26, 1996.

2. By Stipulated Settlement and Disciplinary Order effective on December 4, 1996, the Medical Board of the State of California revoked Respondent's license to practice medicine; however, the revocation was stayed and the Respondent was placed

on probation for three years. Among other requirements, the terms and conditions of that probation required an oral or written clinical examination in the subject of trauma, an educational course of not less than 25 hours per year for each year of probation, monitoring by another physician in Respondent's field of practice, and the submission of quarterly reports.

3. The stayed revocation and probationary period imposed upon Respondent by the Medical Board of the State of California was based on Respondent's admitted failure to diagnose the source of a patient's hemorrhage and failure to consider intrathoracic great vessel injury as the source of that hemorrhage.

4. The conduct resulting in the revocation and disciplinary action involving Respondent's license would constitute professional misconduct if committed in New York State.

FIRST SPECIFICATION

Respondent is charged with professional misconduct under New York Education Law § 6530(9)(d) (McKinney Supp. 1997) in that disciplinary action has been taken against Respondent's license by a duly authorized professional disciplinary agency of another state, where the conduct resulting in the disciplinary action would, if committed in New York State, constitute professional misconduct in that Petitioner charges the facts of paragraphs 1, 2, 3 and/or 4.

DATED: *November 25*, 1997
Albany, New York

Peter D. Van Buren

PETER D. VAN BUREN
Deputy Counsel
Bureau of Professional
Medical Conduct