

STATE OF RHODE ISLAND
AND PROVIDENCE PLANTATIONS

DEPARTMENT OF HEALTH
HEALTH SERVICES REGULATION
BOARD OF HEARING AID DEALERS
AND FITTERS

Vs.

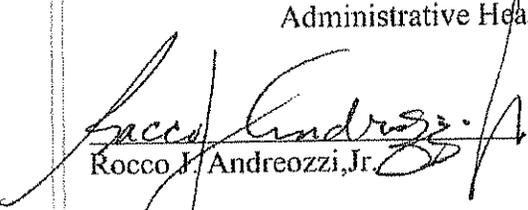
ROCCO J. ANDREOZZI, JR.

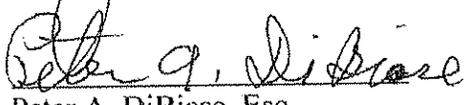
CONSENT ORDER

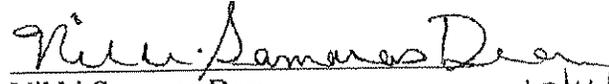
This matter is before the Department of Health, Health Services Regulation, Board of Hearing Aid Dealers and Fitters (hereinafter "Board"), upon matters contained in an Administrative Hearing Notice issued to Rocco J. Andreozzi, Jr. (hereinafter "Respondent"). Specifically, "Respondent" was informed that the "Board" proposed to revoke his license as a hearing aid dealer and fitter in that he was convicted of a felony upon a Plea of Nolo Contendere to the offenses of Medicaid Fraud on 12 December 2000. Respondent received a three (3) year suspended sentence; a three (3) year period of probation; and ordered to pay restitution in the amount of \$95,384.72. This conduct constitutes grounds for the imposition of disciplinary sanctions pursuant to R.I.G.L. Section 5-49-12 (1). Prior to the administrative hearing, it was agreed by and between the parties as follows:

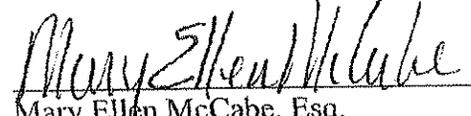
1. That Respondent's license as a hearing aid fitter and dealer shall be suspended for a period of three (3) years; provided, however, that the suspension shall be stayed and Respondent shall serve a three (3) year period of probation upon the terms and conditions set forth herein.
2. That said probationary period shall commence on the date of the execution of this Consent Order by all the Parties and will abate for the duration of any period in which Respondent ceases to engage in the practice of hearing aid dealing and fitting.
3. That Respondent shall comply with the terms and conditions of the Court ordered probation.

4. That during the period of probation, Respondent shall not be employed by or otherwise work for any entity that participates in the Medicaid program.
5. That should Respondent comply with the laws and regulations governing the practice of hearing aid dealers and fitters during the three (3) year period of probation and comply with the requirements of this Consent Order, he may apply to the Board for a relief from probation.
6. That should Respondent fail to comply with the laws and regulations governing the practice of hearing aid dealers and fitters and/or fail to comply with the terms of this Consent Order during the period of probation, his license as a hearing aid dealer and fitter shall be subject to suspension and/or other appropriate disciplinary action.
7. That the terms of this Order shall become effective upon signing by both parties.
8. That this Consent Order constitutes a final disposition of the matters forming the basis for this Order and obviates the necessity for an Administrative Hearing.


Rocco J. Andreozzi, Jr.


Peter A. DiBiase, Esq.
Attorney for Rocco J. Andreozzi, Jr.


Nikki Samaras Deary
Chief, Health Professions Regulation


Mary Ellen McCabe, Esq.
Assistant Director of Health
(Legal Services)

Dated: Oct 12 - 01