

**STATE OF RHODE ISLAND  
DEPARTMENT OF HEALTH  
BOARD OF LICENSURE OF PHYSICIAN ASSISTANTS**

**C09-746**

**In the Matter of:  
Michael J. Martino, PA  
Physician's Assistant License #PA00144**

**CONSENT AGREEMENT**

The following is agreed, by and between The Department of Health, Board of Licensure of Physician Assistants (the "Board") and Michael Martino, PA-C (the "Respondent"), after a complaint was made concerning regarding PA Martino's professional actions.

**FINDINGS OF FACT AND CONCLUSIONS OF LAW**

1. The Respondent is employed as a Physician Assistant at the offices of Dr. James K. Cardi, 677 Atwood Avenue, Cranston, RI, working under the supervision of Dr. Cardi.
2. The Respondent has been licensed by the Board since January of 1995.
3. A complaint was made by the husband of one of the Respondent's former patients alleging unprofessional conduct when the Respondent became personally involved with his patient.
4. The Respondent asserts that he was under the belief that the PA/patient relationship had ended before a personal relationship ensued
5. The Board finds that the "discharge" of the patient failed to meet acceptable standards of the profession because another physician had not assumed the patient's care until months after the personal relationship began in violation of RIGL § 5-54-2(10)(xxi).

**The parties agree as follows:**

- (a) Mr. Martino is a licensed and practicing Physician Assistant. His license is PA 00144.
- (b) Mr. Martino submits to the jurisdiction of the Board and agrees to remain under its jurisdiction.
- (c) The Respondent acknowledges and waives:

- (1) The right to appear personally, by counsel, or both, before the Board;
- (2) The right to produced witnesses and evidence at a hearing;
- (3) The right to cross-examine witnesses;
- (4) The right to have subpoenas issued by the Board;
- (5) The right to further procedural steps except as provided herein;
- (6) The right to object to potential bias as a result of presentation of this Agreement.

(d) The Respondent acknowledges that The Board will review and consider this Agreement and in doing so will acquaint itself with evidence pertaining to the matter.

(e) The Respondent and the Board acknowledge that the signing of this Consent Agreement is for settlement purposes only.

(f) Failure to abide by the terms of this Consent Agreement, once signed and accepted by both parties, may subject the Respondent to further disciplinary action.

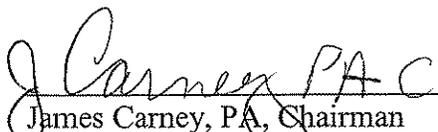
### ORDER

The Respondent is hereby issued a Reprimand by the Board for his failure to comport with the professional dictates of the Physician Assistant profession. The Respondent agrees to a contract with the Physician's Health Committee (hereinafter referred to as the "PHC") at the Rhode Island Medical Society. The Respondent agrees to follow the recommendations of the Physician Health Committee.

  
Michael J. Martino, PA-C

3/19/10  
Date

This Agreement is ratified by The Board of Licensure of Physician Assistants on March 30th, 2010.

  
James Carney, PA, Chairman  
Board of Physician Assistants

3/30/2010  
Date