

**STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
HEALTHCARE SYSTEMS BRANCH**

Re: James D. Mitchell
License No.: 001837

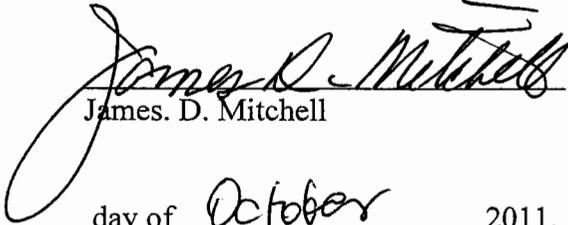
Petition No. 2011-55

VOLUNTARY SURRENDER OF LICENSE AFFIDAVIT

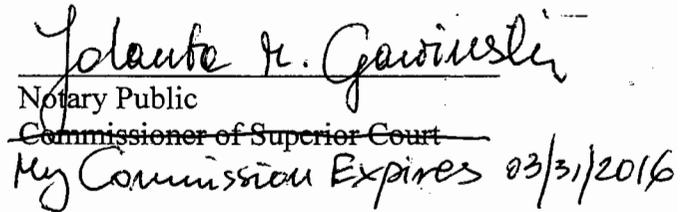
James. D. Mitchell, being duly sworn, deposes and says:

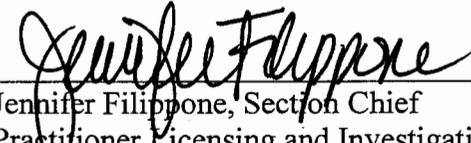
1. I am over the age of majority and understand the obligations of an oath.
2. I make this affidavit on the basis of personal knowledge.
3. I am licensed by the Department of Public Health (hereinafter "the Department") to practice respiratory therapy. I presently hold license number 001837.
4. I hereby voluntarily surrender my license to practice respiratory therapy in the State of Connecticut.
5. I understand and agree that if I seek a new license or to reinstate my license at any time in the future, the allegations contained in Petition Number 2011-55 shall be deemed true by the Department. I further understand that any such application must be made to the Department which shall have absolute discretion, as to whether said license shall be issued or reinstated and, if so, whether said license shall be subject to conditions.
6. I hereby waive any right to a hearing I may have regarding any request that my license be reinstated or that a new license be issued and also waive any right that I may have to appeal or otherwise challenge the disposition of any such request.
7. I understand and agree that this affidavit and the case file in Petition Number 2011-55 are public documents, and I am executing this affidavit in settlement of the allegations contained in the above-referenced petition.
8. I understand that this surrender of my license is reportable to the National Practitioner Data Bank and is public information.
9. I understand that this document has no effect unless and until it is executed by the Department; and that, upon execution; the Department will dismiss Petition No. 2011-55.
10. I understand that I have the right to consult with an attorney prior to signing this affidavit.

11. I understand that the execution of this document has no bearing on any criminal liability without the written consent of the Director of the Medicaid Fraud Control Unit or the Bureau Chief of the Division of Criminal Justice's Statewide Prosecution Bureau.
12. I understand that the purpose of this agreement is to resolve the pending matter against my license and is not intended to affect any claim of civil liability that might be brought against me.
13. If applicable, I agree to comply with the provision of Section 19a-14-44 Regulations Connecticut State Agencies.


James. D. Mitchell

Subscribed and sworn to before me this 12th day of October 2011.


Notary Public
~~Commissioner of Superior Court~~
My Commission Expires 03/31/2016

Accepted: 
Jennifer Filippone, Section Chief
Practitioner Licensing and Investigations
Healthcare Systems Branch

10/25/11
Date