

STATE OF CONNECTICUT
DEPARTMENT OF HEALTH SERVICES
DIVISION OF MEDICAL QUALITY ASSURANCE
1982 1203 036 004

CONSENT ORDER

IN THE MATTER OF
JAY FISHER, N.H.A.

WHEREAS, Jay Fisher of Greenwich, Connecticut, has been issued license No. 000047 to practice as a Nursing Home Administrator (N.H.A.) by the Department of Health Services pursuant to Chapter 368 of the General Statutes of Connecticut; and

WHEREAS, Jay Fisher was the licensed Nursing Home Administrator of the Putnam-Weaver Nursing and Convalescent Home, Greenwich, Connecticut (the "Facility") on or about March, 1982; and

WHEREAS, during this period the Facility maintained a rule or regulation which was not in conformity with §19a-550(4) (formerly 19-622) and §19a-535 (formerly §19-616) of the General Statutes of Connecticut; i.e. the provision of fourteen (14) days' notice in the case of an involuntary transfer or discharge of a patient instead of thirty (30) days as required by statute; and

WHEREAS, in March of 1982 the Medical Director of the Facility gave fourteen (14) days' notice to a patient of an impending involuntary transfer or discharge; and

WHEREAS, despite the above notice, no patient was ever discharged or transferred involuntarily by the Facility in accordance with said non-conforming rule or regulation and

WHEREAS, said non-conforming rule or regulation violates §19a-517(b) of the Connecticut General Statutes; and

WHEREAS, upon notification by the Department of Health Services in 1982, the non-conforming rule or regulation was voluntarily and immediately brought into compliance with the Connecticut General Statutes prior to allegations in 1984 by the Division of Medical Quality Assurance of a violation of §19-517 of the Connecticut General Statutes.

NOW THEREFORE, pursuant to §19a-17 and §19a-517 of the General Statutes of Connecticut, as amended, Jay Fisher, N.H.A. hereby stipulates and agrees to the following:

1. That he waives his right to a hearing on the merits of this matter.
2. That he is hereby reprimanded.
3. That henceforth he shall provide that Connecticut facilities for which he is the Nursing Home Administrator maintain rules and regulations which conform with the General Statutes of Connecticut.
4. That this Consent Order may be considered as evidence of the above-stated violation of §19a-517(b) in any future proceeding before the Department of Health Services (1) in which his compliance with this same order is at issue, or (2) in which his compliance with §19-517 of the General Statutes of Connecticut is at issue.

5. That he understands that notice of this Consent Order is a matter of public record and can be disseminated to the licensing bodies of other states.

6. That this Consent Order and the terms set forth herein are not subject to reconsideration, collateral attack or judicial review under any form or in any forum; and that this Order is not subject to appeal under the provisions of Chapter 54 and 368a of the General Statutes of Connecticut, provided, however, that this stipulation shall not deprive him of any other rights that he may have under the laws of the State of Connecticut or of the United States of America.

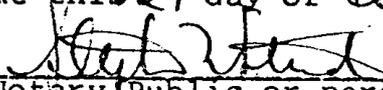
7. That he has the right to consult with his attorney prior to signing this document.

I, Jay Fisher, hereby affix my signature, agreeing and admitting to the above, and declare this agreement to be an act performed of my own free will.



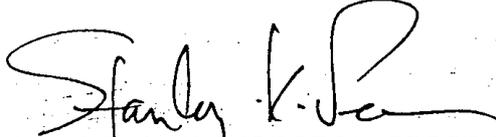
Jay Fisher

Subscribed and sworn to before me this 27th day of December, 1984.



Notary Public or person authorized by law to administer an oath or affirmation
Commissioner of the Superior Court

The above Consent Order having been presented to the duly appointed agent of the Commissioner of Health Services on the 8th day of *January*, 1984⁵, it is hereby accepted, and the proceedings commenced against Jay Fisher by the Division of Medical Quality Assurance as set forth in the statement of charges dated December 4, 1984 are hereby concluded.



Stanley K. Peck, Director Division of
Medical Quality Assurance