State of New Hampshire Board of Medicine Concord, New Hampshire

In the Matter of:

Docket #18-03

Ronald J. Nasif, M.D. (Application for Reinstatement of License)

ORDER DENYING MOTION BY RESPONDENT FOR RECONSIDERATION

The Board of Medicine ("Board") received an application for reinstatement of license from Ronald J. Nasif, M.D. dated November 13, 2017 ("first reinstatement application"). The application was not sufficiently complete to permit Board action until March 26, 2018. The Board reviewed Dr. Nasif's first reinstatement application at its regularly scheduled meeting of April 4, 2018. At that meeting, the Board voted to deny Dr. Nasif's first reinstatement application. The grounds for denial were based upon a determination, under RSA 329:12 and RSA 329:14, II, that Dr. Nasif had not demonstrated to the reasonable satisfaction of the Board that he met the requirements under the law. The Board based this denial, in part, on the number of malpractice cases involving Dr. Nasif from 2003 to 2015, and Dr. Nasif's disciplinary action in the State of Massachusetts. Based on all of the information available, the Board was not satisfied that Dr. Nasif possessed the fitness or character necessary for a license in New Hampshire.

Accordingly, on April 23, 2018, the Board issued an *Order of Conditional Denial* regarding Dr. Nasif's first reinstatement application. This Order gave Dr. Nasif 30 days to request a hearing. On May 2, 2018, the Board received a request for a hearing from Dr. Nasif, requesting the hearing be scheduled as soon as reasonably possible. The Board, at its June 6, 2018 meeting, approved Dr. Nasif's request for a hearing and scheduled the hearing for August 1, 2018, at 1:00 p.m. A Notice of Hearing to Show Cause dated June 26, 2018, was sent to Dr. Nasif both by certified mail and regular mail, scheduling the hearing for August 1, 2018. The Board held the hearing on August 1, 2018, as scheduled, and neither Dr. Nasif nor counsel for Dr. Nasif attended the hearing. Following the hearing, the Board voted to deny Dr. Nasif's first reinstatement application.

Subsequent to the hearing, but prior to an Order being issued, the Board received a request from Dr. Nasif to reschedule the hearing. After confirming through USPS Tracking that the Notice of Hearing to Show Cause had been delivered to Dr. Nasif's address in Falmouth, Massachusetts on June 29, 2018, at 10:50 a.m. and left with an individual at that address, the Board voted at its September 5, 2018

meeting to deny Dr. Nasif's late request to reschedule the hearing, finding he provided no good cause for

the rescheduling, and voted again to deny Dr. Nasif's first reinstatement application.

On February 19, 2019, the Board received an Application for Reinstatement of License for Ronald

J. Nasif, M.D. ("second reinstatement application"). The application, which was essentially the same as

the first reinstatement application, was not sufficiently complete to permit Board review until May 10,

2019. The Board reviewed Dr. Nasif's application for reinstatement of license at its regularly scheduled

meeting of June 5, 2019. At this meeting, the Board voted to deny Dr. Nasif's second reinstatement

application and issued an Order of Denial dated June 12, 2019. The grounds for denial were again based

upon a determination, under RSA 329:12, and RSA 329:14, II that Dr. Nasif had not demonstrated to the

reasonable satisfaction of the Board that he has met the requirements under the law. Among other

things, given his number of malpractice cases from 2003 to 2015 and his disciplinary action in the State of

Massachusetts, the Board was not satisfied that Dr. Nasif possessed the fitness or character necessary

for a license in New Hampshire.

Now before the Board is Dr. Nasif's Motion by Respondent for Reconsideration (Response to

Order of Denial, June 12, 2019) ("Motion"). In the Motion, Dr. Nasif requests a hearing in response to the

June 12, 2019 Order of Denial, indicating there are "multiple errors of reasoning and conclusion upon

which this honorable Board has based its decision." Pursuant to Med. 208.01(e), the board shall grant or

deny a motion for reconsideration, in whole or in part, "to the extent the motion has revealed errors of law,

fact or policy in the board's prior decision." The Board, at its regularly scheduled meeting on August 7,

2019, reviewed Dr. Nasif's Motion and determined that it did not identify any errors of law, fact or policy. .

As such, the Board voted unanimously to deny the Motion.

THEREFORE, IT IS ORDERED that the Motion by Respondent for Reconsideration (Response to

Order of Denial, June 12, 2019) in this matter is **DENIED**.

*\BY ORDER OF THE BOARD

Dated: August 20, 2019

Penny Taylor Administrator

Authorized Representative of the New Hampshire Board of Medicine

*\Board Member, Daniel Potenza, M.D., was absent from the vote and did not participate.