

1                                   BEFORE THE BOARD OF MEDICAL EXAMINERS

2   IN THE STATE OF ARIZONA

3  
4 In the Matter of

5 **JAROMIR J. ROZACI, M.D.**

6 Holder of License No. **15935**  
7 For the Practice of Medicine  
8 In the State of Arizona.

**INVESTIGATION NO. 11586**

**FINDINGS OF FACT, CONCLUSIONS  
OF LAW AND ORDER FOR DECREE  
OF CENSURE**

9   **FINDINGS OF FACT**

10           1.     The Board is the duly constituted authority for the regulation and control of  
11 the practice of medicine in the State of Arizona.

12           2.     Dr. Rozaci is the holder of License No. 15935 for the practice of medicine in  
13 the State of Arizona.

14           3.     On January 5, 1995, Dr. Rozaci performed an uneventful left carotid  
15 endarterectomy on patient D.E., a 71 year old man. As a result of this operation, Dr.  
16 Rozaci was named in a medical malpractice lawsuit. The lawsuit was eventually settled.  
17 Pursuant to the malpractice settlement report received by the Board, Investigation No.  
18 11586 was initiated. The malpractice settlement report alleged that Dr. Rozaci  
19 inappropriately used Heparin postoperatively; failed to control postoperative bleeding in a  
20 timely manner; used a heating pad to the surgical site in the presence of persistent  
21 bleeding; and inappropriately used antibiotics postoperatively prophylactically beyond one  
22 or two doses.

23           4.     Postoperatively, Dr. Rozaci kept patient D.E. anticoagulated with Heparin  
24 and prescribed a gram of Ancef every 6 to 8 hours. Patient D.E. had serosanguineous  
25 drainage around the Penrose drain. Patient D.E. also had a hoarse voice.

1           5.       On the first postoperative day, January 6, 1995, Dr. Rozaci examined patient  
2 D.E., and indicated he had minimal post-surgical edema in the operative site and the  
3 drainage was serosanguineous, but not excessive. Dr. Rozaci continued to prescribe  
4 Heparin and antibiotics.

5           6.       The following morning, January 7, 1995, Dr. Rozaci did not see patient D.E.,  
6 but was informed that he had bloody drainage and swelling on the left side of the neck,  
7 and difficulty swallowing. Dr. Rozaci discontinued the Heparin and prescribed a heating  
8 pad. Dr. Rozaci was later informed that patient D.E. had more difficulty swallowing and  
9 difficulty breathing. Dr. Rozaci recommended that patient D.E. be seen by a  
10 pulmonologist. The pulmonologist was unable to intubate patient D.E., who then went into  
11 respiratory arrest. After another unsuccessful intubation was attempted, a tracheostomy  
12 was performed. Patient D.E. did not regain consciousness.

13          7.       Later that afternoon, Dr. Rozaci arrived at the hospital and took patient D.E.  
14 into surgery to re-explore the wound site, and found a very small hematoma and extensive  
15 soft tissue edema. Patient D.E. remained in a comatose state and died on January 23,  
16 1995.

17          8.       Dr. Rozaci's postoperative management of patient D.E. was inappropriate.  
18 Dr. Rozaci inappropriately responded to patient D.E.'s reported persistent bleeding and  
19 swelling and failed to consider reversing anticoagulation. In addition, Dr. Rozaci's use of  
20 antibiotics postoperatively prophylactically beyond 24 hours and Dr. Rozaci's use of a  
21 heating pad to the surgical site in the presence of persistent bleeding was in error.

#### 22                               CONCLUSIONS OF LAW

23          1.       The Board possesses jurisdiction over the subject matter hereof and over Dr.  
24 Rozaci.

25          2.       The conduct and circumstances described above in paragraphs 3 through 8

1 constitute unprofessional conduct pursuant to A.R.S. § 32-1401(25)(q) (any conduct or  
2 practice which is or might be harmful or dangerous to the health of the patient or the  
3 public).

4 ORDER

5 Based on the foregoing Findings of Fact and Conclusions of Law, it is hereby  
6 ordered that Dr. Rozaci be issued a Decree of Censure for inappropriate post-operative  
7 management.

8 RIGHT TO PETITION FOR REVIEW

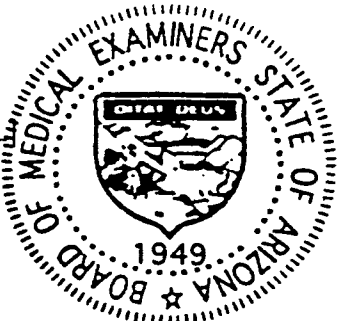
9 Dr. Rozaci is hereby notified that he has the right to petition for a rehearing.  
10 Pursuant to A.R.S. § 41-1092.09, as amended, the petition for rehearing must be filed with  
11 the Board's Executive Director within thirty-five (35) days after service of this Order and  
12 pursuant to A.A.C. R4-16-102, it must set forth legally sufficient reasons for granting a  
13 rehearing. If a petition for rehearing is not filed, the order becomes effective thirty-five (35)  
14 days after it has been mailed.

15 Dr. Rozaci is further notified that the filing of a petition for rehearing is required to  
16 preserve any rights of appeal to the superior court that he may wish to pursue.

17 DATED this 26<sup>th</sup> day of May, 1999.

18 BOARD OF MEDICAL EXAMINERS  
19 OF THE STATE OF ARIZONA

20 [SEAL]



21 By Claudia Foutz  
22 CLAUDIA FOUTZ  
Executive Director

23 ORIGINAL of the foregoing filed this  
24 1<sup>st</sup> day of JUNE, 1999, with:

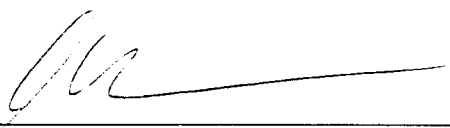
25 The Arizona Board of Medical Examiners  
1651 East Morten, Suite 210  
Phoenix, Arizona 85020

1 **ORIGINAL** of the foregoing filed this  
2 1<sup>st</sup> day of JUNE, 1999, with:

3 The Arizona Board of Medical Examiners  
4 1651 East Morten, Suite 210  
5 Phoenix, Arizona 85020

6 **COPY** of the foregoing mailed by Certified  
7 Mail this 1<sup>st</sup> day of JUNE, 1999, to:

8 Jaromir J. Rozaci, M.D.  
9 215 S. Power Rd., Ste. 201-N  
10 Mesa, AZ 85206

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13 Board Operations  
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