

COLLEGE OF PHYSICIANS AND SURGEONS OF NEW BRUNSWICK

IN THE MATTER OF FENANDO ROJAS LIEVANO, M.D

**ORDER OF COUNCIL**

**UPON THE MEETING OF THE COUNCIL** on April 8<sup>th</sup>, 2016, at the City of Saint John, in the County of Saint John and Province of New Brunswick, with respect to the matter of Fenando Rojas Lievano, M.D., of Moncton; New Brunswick

**UPON HAVING** investigated allegations of professional misconduct against Dr. Fernando Rojas Lievano, M.D., respecting improper access of personal health information of individuals who were not his patients, and without any clinical justification to do.

**WHEREAS** the parties have agreed to forego a proceeding by way of Board of Inquiry and proceed directly to Council:

**WHEREAS** it is understood that Fernando Rojas Lievano, M. D., is continuing to receive counselling:

**AND WHEREAS** Fernando Rojas Lievano, M. D., has admitted, in writing, professional misconduct, said admission being filed with this Council;

**COUNCIL THEREFORE FINDS** Fernando Rojas Lievano, M.D., guilty of professional misconduct under Section 56 (c) of the *Medical Act*, S. N. B. 1981, c. 87.

**AND UPON CONSIDERING** the joint submission of the College of Physicians and Surgeons of New Brunswick and Fernando Rojas Lievano M. D., with respect to penalty;

**AND UPON CONSIDERING** the fact that Fernando Rojas Lievano's, M. D., privileges at the Georges L- Dumont Hospital were suspended from August 15<sup>th</sup>, 2015 to February 15<sup>th</sup>, 2016, as a result of these incidents;

**AND UPON CONSIDERING** the fact that Fernando Rojas Lievano's, M. D., practice is hospital-based and therefore he was unable to practise medicine from August 15<sup>th</sup>, 2015 through February 15<sup>th</sup>, 2016;

**IT IS THEREFORE ORDERED THAT** Fernando Rojas Lievano's, M. D., license to practise medicine be suspended for a period of six months;

**IT IS FURTHER ORDERED THAT** the suspension of privileges served by Fernando Rojas Lievano, M. D., from August 15<sup>th</sup>, 2015, through February 15<sup>th</sup>, 2016, be substituted for the suspension of license ordered by Council and that Fernando Rojas Lievano, M. D., shall serve no further suspension.

**ALL OF WHICH HAS BEEN DULY RESOLVED** by Council as an Order of Council of the College of Physicians and Surgeons of New Brunswick, pursuant to the terms and provisions of the *Medical Act*, S.N.B. 1982, c.87.

**DATED** at Saint John, New Brunswick this 8<sup>th</sup> day of April, 2016.

**I CERTIFY THAT THE FOREGOING IS AN ORDER OF COUNCIL OF THE COLLEGE OF PHYSICIANS AND SURGEONS OF NEW BRUNSWICK.**

Dated this 8<sup>th</sup> day of April, 2016.



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Ed Schollenberg, M.D., LLB, FRCPC  
Registrar, College of Physicians and  
Surgeons of New Brunswick