



MEDICAL INQUIRY AND CONCILIATION PANEL
OFFICE OF ADMINISTRATIVE HEARINGS
DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS
STATE OF HAWAII

In the Matter of the Inquiry of

MICP No. _____

Inquiring Party(ies),

CERTIFICATE OF CONSULTATION

vs.

Health Care Provider(s).

CERTIFICATE OF CONSULTATION

Pursuant to Hawai'i Revised Statutes §671-12.5, the undersigned Inquiring Party or Inquiring Party's attorney, hereby certifies that (*check the **one** appropriate box below*):

	<p><i>Consultation with Physician in the Same Medical Specialty</i></p> <p>I have consulted with at least one physician who is licensed to practice in the State of Hawai'i or in another state, and who is knowledgeable or experienced in the same medical specialty as the health care professional against whom the above-captioned inquiry is made, and that I have concluded on the basis of such consultation that there is a reasonable and meritorious cause for filing the above-captioned inquiry; or</p>
	<p><i>Consultation with Physician in a Related Medical Specialty</i></p> <p>I was not able to consult with a physician in the same medical specialty as the health care professional against whom the above-captioned inquiry is being made, and instead, I consulted with a physician who is licensed to practice in the State of Hawai'i or in another state, and who is knowledgeable and experienced in a medical specialty that is as closely related as practicable to the medical specialty of the health care professional against whom the above-captioned inquiry is being made, and that I have concluded on the basis of such consultation that there is a reasonable and meritorious cause for filing the above-captioned inquiry; or</p>

	<p style="text-align: center;"><i>Not able to Obtain a Consultation</i></p> <p>I was not able to obtain the required consultation after I had made a good faith attempt to obtain such consultation and the physician contacted would not agree to such a consultation; or</p>
	<p style="text-align: center;"><i>Consultation Not Required – Claim Based Solely Upon Informed Consent</i></p> <p>I intend to rely solely on the failure to inform the Inquiring Party(ies) of the consequences of a procedure (informed consent), for that reason I am not required to file a certificate of consultation as required by this section; or</p>
	<p style="text-align: center;"><i>Deferral Based Upon a Statute of Limitations</i></p> <p>I was not able to obtain the required consultation because a statute of limitations would impair the action and that the required certificate of consultation could not be obtained before the impairment of the action. I will file the required certificate of consultation within ninety (90) days after filing the above-captioned inquiry. <u>I understand and acknowledge that if I do not file a certificate of consultation within ninety (90) days from the filing of this deferral, my inquiry will be dismissed as of the date I filed the above-captioned inquiry.</u></p>

I hereby certify that the information provided above is true and correct and accurate to the best of my knowledge. I understand and acknowledge that the Medical Inquiry and Conciliation Panel may require me to disclose the name of any physician consulted to fulfill the requirements of Hawai'i Revised Statutes §671-12.5, and that the Medical Inquiry and Conciliation Panel may contact the physician that I consulted to verify the information stated above. I also understand and acknowledge that if the information I have provided above is determined to be untruthful or inaccurate, ***my inquiry will be dismissed as of the date I filed the above-captioned inquiry***, in addition to any other sanctions that may be imposed.

DATED: Honolulu, Hawai'i, _____

Signature

I am the:

Inquiring Party

Attorney for the Inquiring Party