

File No: 03/01056
07/01396
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Ms Sondra Riley
Senior Solicitor
Avant Mutual Group Limited
DX 11583 SYDNEY DOWNTOWN

PRIVATE AND CONFIDENTIAL

Dear Ms Riley

RE: Dr John Philip Rolleston

I write further to the Office of the Health Care Complaints Commission letter to you of 10 March 2008.

The Commission has finalised the investigation of this complaint and the evidence supports a finding that Dr Rolleston's conduct in this matter fell significantly below the standard reasonably expected of a practitioner of an equivalent level of training or experience.

The Commission, in consultation with the NSW Medical Board, has decided to refer the matter to the Director of Proceedings for determination whether a complaint should be prosecuted before a disciplinary body, pursuant to section 39(1)(a) of the *Health Care Complaints Act 1993*.

The complainant has been advised the investigation has been finalised. Please note if the complainant is not satisfied with the outcome of the investigation, they have the right to request a review by the Commission, pursuant to section 41(3) of the Act.

If you have any enquiries in regard to the contents of this letter please contact Angela O'Gorman on 9219 7585 or by email to aogorman@hccc.nsw.gov.au.

Yours Sincerely



Kieran Pehm
Commissioner

11 APR 2008