



YOUR REPORT

FROM THE STATE MEDICAL BOARD OF OHIO

WINTER 2007-2008

The State Medical Board

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A Word About Maintenance of Licensure

For more than 100 years, regulatory boards in the United States have protected the public by issuing medical licenses to qualified individuals who have completed requisite education and clinical training and successfully passed rigorous examinations measuring medical knowledge. For the most part, physicians obtain a license early in their careers, and maintain that license by completing the required CME to renew their license every two years. The majority of physicians will practice a lifetime without having to demonstrate to the Medical Board that they continue to have an acceptable level of competence to provide patient care. But times are changing.

The public's demand for greater accountability by the medical profession, coupled with revolutionary changes in technology and medical science, are forcing medical boards to consider developing standards for maintenance of licensure. Standards may be needed to safeguard the public and to demonstrate that those with active medical licenses are current in their medical knowledge and clinical skills.

While the concept of setting standards for the maintenance of licensure sounds reasonable, developing such standards will be challenging. Some ideas being discussed include: requiring CME to be related to the physician's primary area of practice; demonstrating ongoing quality improvement activities; demonstrating current knowledge/skill by passing a proctored examination or internet-based exam in the physician's current practice area which may tie in to specialty board certification or recertification processes. Regardless of the ultimate outcome, I assure you the status quo will no longer be sufficient.

In the meantime, we don't need to wait for formal standards to be adopted. As professionals, each of us has an obligation to continuously refresh our clinical knowledge and technical skills. Our patients deserve no less.

Deepak Kumar, M.D.
Immediate Past President

Governor Strickland Names Appointments to Medical Board

The Medical Board is comprised of twelve members: nine physicians and three non-physician public members. All Board members are appointed by the Governor. Board members serve five-year terms and they may be reappointed. Appointment terms are staggered to provide continuity on the Board. During 2007, Governor Strickland appointed the following persons to the Board:

Jack Amato, MD, a gynecologist from Irondale, Ohio, joined the Board in April 2007. His appointment continues until March 18, 2012. Dr. Amato replaces Patricia J. Davidson, MD, of Columbus, whose term expired.

In July 2007, **Raymond J. Albert** was reappointed to the Medical Board. His appointment continues until July 31, 2012. Mr. Albert, of Amanda, Ohio, is one of three consumer representatives on the Board. A member of the Medical Board since 1987, Mr. Albert serves as Supervising Member, one of the two Board members who oversee the Medical Board's investigative and enforcement processes.

W. Frank Hairston began his term as a consumer representative to the Board in December 2007. Mr. Hairston, of Ravenna, Ohio, is the Director of Marketing, Customer Service and EEO for the Portage Area Regional Transportation Authority (**PARTA**). His appointment continues until July 31, 2012. Mr. Hairston replaces Anquetette Sloan, of Columbus, whose term expired. ♦

DEA Rule Regarding "Do Not Fill Before" Prescriptions

*Summary prepared by
William J. Schmidt, J.D., Senior Counsel
Investigations, Compliance & Enforcement*

On Monday, November 19, 2007, the Drug Enforcement Administration published, at 72 Fed. Reg. 64921, its adoption of amendments to 21 CFR Part 1306, authorizing prescribers to issue prescriptions for Schedule II controlled substances using language to prevent filling before a date certain in the future. The amendments went into effect on December 19, 2007.

Under the new amendments, 21 C.F.R.1306.12(b) permits a prescriber to issue multiple prescriptions authorizing a patient to receive **up to a 90-day supply** of a Schedule II controlled substance by dating them all on the date of issuance and writing language on all but the first prescription stating that they can not be filled before a future date certain. 21 C.F.R. 1306.14 prohibits a pharmacist from filling such a prescription before the date designated on the prescription.

A few points bear mentioning:

- Although the common scenario involves three prescriptions written for a thirty-day supply each, the regulation does not require the use of three prescriptions. For example, a prescriber might write six prescriptions, each for a 30-day supply, or two prescriptions, each for a 45-day supply.

See DEA continued on page 5

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Definition and Medical Direction of Mobile Intensive Care Units

By Carol A. Cunningham, M.D., FACEP, FAAEM

State Medical Director

Ohio Department of Public Safety, Division of EMS

Physicians are constantly faced with the challenges of initiation of interfacility transfers and maintenance of compliance with federal Emergency Medical Treatment and Active Labor Act (EMTALA) regulations during this process. According to EMTALA, the transferring physician is responsible for decision to transfer the patient, confirmation of the patient's stability prior to transfer, and selection of the mode of transfer. The transferring physician is responsible for the patient until they arrive at the receiving facility. Pub. L. No. 99-272, Title IX, § 9121(b), 100 Stat. 164 [codified as amended at 42 U.S.C. § 1395dd (1995)].

Throughout the state of Ohio, mobile intensive care units are available for the transport of critically ill patients. As outlined in Section 4766.01 of the Ohio Revised Code, a mobile intensive care unit is an ambulance used only for maintaining specialized or intensive care treatment and used primarily for interhospital transport of patients whose conditions require care beyond the scope of a paramedic as provided in Section 4765.39 of the Ohio Revised Code. The legislated levels of ambulance services in Ohio are basic life support, intermediate life support, advanced life support, and mobile intensive care units. Although some agencies are marketing the availability of "critical care ground transport" units or services described with similar nomenclature, these levels of service are not recognized by the state of Ohio nor are they defined within the law. The use of varied terminology for levels of ambulance services creates confusion for the transferring physician in the expected level of ambulance staffing, and therefore, should not be used.

Depending upon the service, the staffing of mobile intensive care units may include a matrix of physicians, registered nurses, paramedics, and respiratory therapists. The levels of emergency medical services (EMS) certification are listed in Section 4765.01 of the Ohio Revised Code, and are first responder, emergency medical technician (EMT)-Basic, EMT-Intermediate, and EMT-Paramedic. Many agencies provide additional training to their mobile intensive care unit staff members, and often title the staff members and their job description as "critical care nurses" or "critical care paramedics". In the case of the paramedic, it is important to realize that the term "critical care paramedic" or other permutations of denoting a paramedic with additional training is not currently recognized within the Ohio Revised Code and should not be used.

Mobile intensive care units typically have patient care transport protocols that are written by the medical director of the service and utilized by their staff. Medical direction by a qualified physician who is licensed in Ohio is required for a certified paramedic to function. Regardless of the provision of additional training, EMS providers, including paramedics, must function strictly within their respective legislated scope of practice. In addition, medical directors of mobile intensive care units cannot exceed the paramedic scope of practice, which is outlined in Section 4765.39 of the Ohio Revised Code and Section 4765-17-03 of the Ohio Administrative Code, within their patient care transport protocols or during direct or on-line medical direction. Patient care delivery and procedures that exceed the scope of practice of the paramedic must be performed by a member of the intensive care unit team that has a higher level of licensure or certification issued by the appropriate state board within Ohio. ♦

LICENSING ISSUES FOR PRESCRIBERS

*By William F. McMillen, R.Ph.
Ohio State Board of Pharmacy
Licensing Administrator & Director of Internship*

What is the deal about a Terminal Distributor of Dangerous Drugs license?

Back in 1998, the Ohio legislature changed section 4729.51 of the Ohio Revised Code. That section defines to whom a registered Wholesale Distributor of Dangerous Drugs may sell or distribute dangerous drugs. That list now includes Terminal Distributors of Dangerous Drugs, Wholesale Distributors of Dangerous Drugs, Manufacturers, and Licensed Health Professionals authorized to prescribe drugs (Prescribers). A prescriber is defined as an individual who is authorized by law to prescribe drugs or dangerous drugs in the course of the individual's professional practice (4729.01(I) ORC). Previously, this section used the term "practitioners" instead of prescribers and defined "practitioner" as a person or professional association or partnership of individuals authorized by law to write prescriptions for drugs or dangerous drugs.

This information has been shared in the past with professional associations and Wholesale Distributors but has not been aggressively enforced by the Ohio State Board of Pharmacy. In the recent past there has been a national focus on the wholesale distribution of prescription drugs including "pedigree" legislation designed to track drugs from manufacturers to vendors to the patient. As we have been inspecting Wholesale Distributors and clinic facilities in Ohio, we have been asking how Wholesale Distributors are complying with Ohio law in the distribution of dangerous drugs.

When does a prescriber need to obtain a license from the Board of Pharmacy?

Dangerous drugs are defined in the Ohio Revised Code as any drug requiring a prescription or intended for injection into the human body. This includes antibiotics, vaccines, local anesthetic injectable

products and medical oxygen. If the prescriber practices as an independent, unincorporated prescriber then the prescriber would be legally allowed to purchase, possess and distribute dangerous drugs without a license from the Board of Pharmacy since the prescriber would "own" the drugs.

If the prescriber is incorporated on his/her own or is part of a group practice, whether this is a corporation, partnership, limited liability company or a health care association, the business entity (corporation, LLC, or partnership) is required to be licensed as a terminal Distributor of Dangerous Drugs with the Board of Pharmacy. There is a two page application available from the Board office. In completing this application, one of the group's prescribers must sign the application as the Responsible Person for the group. This Responsible Person is accepting the responsibility of overseeing that proper records are kept of the receipt, usage and distribution of dangerous drugs.

All dangerous drugs must be kept in an environment that deters and detects unauthorized access to those dangerous drugs. This helps avoid theft but is also intended to reduce the risk of tampering with the drugs in the office setting. Many prescribers forget that there are cleaning people and maintenance people that enter the office after the prescriber and office staff leave for the day.

DEA registration is required of all practitioners who possess, distribute or prescribe controlled substances. There are some exceptions for military and hospital employees. This registration is done through the Central Office in Washington D.C. There are forms available on the Internet (www.deadiversion.usdoj.gov). Look for On-Line Forms. Federal rules and regulations are also available on this site. DEA also requires separate registration for each principal place of business or professional practice where controlled substances are distributed or dispensed. This separate

registration is not necessary for an office used by a practitioner to prescribe controlled substances but neither administer or distribute controlled substances.

Does an individual prescriber need to be licensed to dispense?

Numerous telephone calls have been received in the Board of Pharmacy office regarding the necessity of a prescriber having a “dispensing” license with the Board of Pharmacy so that the prescriber may dispense drugs from their office. The Ohio Revised Code does not require a separate license for prescribers to “dispense” drugs. Ohio law states that only a Registered Pharmacist may dispense dangerous drugs (4729.28 ORC). However, there is a law that exempts licensed health professionals authorized to prescribe drugs (or prescribers) from this law and allows them to “personally furnish” their patients with drugs, within the scope of the prescriber’s professional practice, that seem proper to the prescriber (4729.29 ORC). A licensed healthcare professional authorized to prescribe drugs (or prescriber) is defined in the Ohio Revised Code as an individual who is authorized by law to prescribe drugs or dangerous drugs in the course of the individual’s professional practice, including, in part, a physician authorized under Chapter 4731. of the Revised Code to practice medicine and surgery, osteopathic medicine and surgery, or podiatry, a veterinarian licensed under Chapter 4741. of the Revised Code, a dentist licensed under Chapter 4715. of the Revised Code, an optometrist licensed under Chapter 4725. of the Revised code to practice optometry under a therapeutic pharmaceutical agents certificate. ♦

DEA continued from page 2

- The prescriptions may not total more than a 90-day supply of Schedule II controlled substances.
- A physician can still prescribe more than a 30-day supply of Schedule II controlled substances on a single prescription. A 90-day prescription is still acceptable if clinically appropriate.
- A physician is not required to use any “magic” language to prevent prescriptions from being filled early. Any wording that clearly prohibits filling before a date certain will suffice.
- All of the prescriptions must be filled within six months from the date of issuance. After six months, any unfilled prescription is void.♦

ACTIVE LICENSE COUNT AS OF DECEMBER 31, 2007

License Type	Number
Cosmetic Therapist	174
Massage Therapist	9,569
Doctor Of Osteopathic Medicine	4,684
Medical Doctor	35,613
Doctor Of Podiatric Medicine	955
Mechanotherapist	32
Naprapath	1
Physician Assistant	1,867
Restricted Cosmetic Therapist	31
MD Training Certificate	4,174
DO Training Certificate	844
DPM Training Certificate	73
Acupuncturist	136
Anesthesiologist Assistant	125
Telemedicine Licenses	87
Total licensees regulated by Medical Board	58,365

NEW ADDRESS?

Use the on-line change of address form to keep your records up-to-date
MED.OHIO.GOV

Legislative and Rules Update

House Bill 119: Operating Budget – Fiscal Year 2008-2009

Appropriations portion effective 6/30/07; all other provisions effective 9/29/07

The Medical Board's spending authority for FY08 and FY09 was included in HB119, Ohio's operating budget which went into effect June 30, 2007. The Board's spending authority included \$7,883,146 in FY08 and 8,225,945 in FY09. Payroll expenses supporting 87 full-time employees account for approximately 80% of the Board's budget, with the remainder related to operational support expenses. Medical Board operations are funded exclusively through licensure-related fees that are not part of the state's general revenue fund.

HB119 also included other provisions impacting agency operations that went into effect on September 29, 2007. The provisions include:

- ***Spoken English Proficiency Examination:*** The Board was authorized to adopt rules specifying an acceptable examination and establishing the minimum score on that examination that demonstrates proficiency in spoken English for foreign medical graduates wishing to receive a certificate to practice medicine and surgery or osteopathic medicine and surgery in Ohio (ORC 4731.143).
- ***Change in Summary Suspension Processing Timeframe:*** The bill increased the time in which the State Medical Board must issue a final adjudicative order regarding a summary suspension from 60 to 75 days after the completion of its hearing (ORC 4731.22).

House Bill 694: Public Contracts – Limit Intra-Family Political Contributions

Effective 4/4/07 The legislation requires agencies to use model contracts, developed by the Attorney General, in any contract the agency enters into, and permits the agency to modify, alter, or add to the model contracts as the agency considers appropriate (ORC 109.96). The act also prohibits the agency from awarding a contract to an individual or organization that has made one or more contributions in violation of the applicable contribution limit. If an

individual or organization has been awarded a contract by a board the individual or organization will be subject to the contribution limit from the award of the contract until one year following the conclusion of that contract (ORC 3517.13(K) and (M)(1)).

Senate Bill 33: Chiropractors – Practice Acupuncture

Effective 8/22/07 This legislation included changes to the Acupuncture statutes in Section 4762, Ohio Revised Code, which are regulated by the Medical Board. Highlights of the law include:

- The act allows an acupuncturist to treat a patient who has received a written referral or prescription for acupuncture from either a physician or a chiropractor. It also permits an acupuncturist to practice under the supervision of a chiropractor or a physician (ORC 4762.10) subject to specific conditions when practicing under the supervision of a chiropractor.
- The law also permits an acupuncturist to consult with any physician, rather than just a supervising physician. The physician consultation requirement also applies to patients being treated under a chiropractor's referral or prescription (ORC 4762.10(E)).
- In the case of chiropractors who supervise acupuncturists, the act extends the same duties that apply to physicians who supervise acupuncturists.
- To conform to the act's establishment of certificates to practice acupuncture by chiropractors, the act makes changes in other statutes governing acupuncturists regulated by the State Medical Board including the addition of a provision specifying that acupuncturists are regulated in the performance of acupuncture procedures on the *human body* (ORC 4762.01, 4762.02, and 4762.09).

Contract for Hearing Examiner: SB 33 contained a provision allowing the State Medical Board, subject to Controlling Board approval, to enter into a personal service contract with one or more Ohio attorneys to serve on a temporary basis as hearing examiners (ORC 4731.23).

Impairment Rules Revised effective June 30, 2007

The Medical Board recently revised rules related to impairment which are found in Chapter 4731-16, Ohio Administrative Code. Two key changes in the rules include:

- Requirement that practitioner enter an aftercare contract with an approved treatment provider within one week after treatment (4731-16-10, OAC)
- Licensee prohibited from practicing while receiving a controlled substance for the treatment of opioid dependence.(4731-16-16, OAC)

Mental & Physical Impairment Rule effective June 30, 2007

The Medical Board also adopted Rule 4731-28-01, Ohio Administrative Code, which defines Mental and Physical impairment. This rule had previously been included as 4731-16-03, in the general impairment chapter.

Pronouncement of Death Rule revision effective June 30, 2007

Chapter 4731-14-01, Ohio Administrative Code, was recently revised to include a “coroner’s investigator” as a competent observer who may recite the facts regarding the deceased person’s medical condition to the physician. This change was required in HB 235, the Coroner’s Law, which revised Section 4731.053, Ohio Revised Code.

Physician Assistant Rules Adopted effective October 31, 2007

Rules related to Physician Assistants, found in Chapters 4730-1 and 4730-2, Ohio Administrative Code, went into effect October 31, 2007 and replace the rules formerly found in Chapter 4731-4, Ohio Administrative Code. The PA rules address several issues including:

- Physician Assistant practice
- Duties of the supervising physician

- Supervision of the Physician Assistant
- Quality assurance system
- Certificate to practice as a Physician Assistant
- Special services plan
- Educational requirements for prescriptive authority
- Application for a provisional certificate to prescribe
- Provisional period of physician-delegated prescriptive authority
- Certificate to prescribe
- Standards for prescribing
- Standards for personally furnishing drugs and therapeutic devices
- Standards for personally furnishing samples of drugs and therapeutic devices
- Definitions and miscellaneous provisions

WANTED

Medical Specialists

To serve as Medical Board Quality Intervention Panel Members or Case Consultants to review confidential complaints involving quality of care issues referred to the Medical Board’s Quality Intervention Program .

Must be Board Certified in any of the following specialties: Dermatology, ENT, Hematology-Oncology, Neurology, Neurosurgery, OB/GYN, Orthopedic Surgery, Pain Management, Plastic Surgery

Interested? Contact:

Kathleen Peterson, JD
Standards Review Supervisor
614-728-3677

Kathleen.Peterson@med.state.oh.us

Ohio Courts Sanction Frivolous Conduct

Provided by the Ohio State Medical Association's Frivolous Lawsuit Committee

A medical malpractice lawsuit is one of the greatest strains imposed on the physician-patient relationship. The emotional stress which both a physician and patient experience cannot be easily quantified. While some patients may elect to pursue a claim against a physician by filing a complaint with the Medical Board, most are pursued through the legal system. The personal and financial costs of resolving of a medical malpractice claim are dramatically compounded when the claim is non-meritorious or frivolous. Frivolous lawsuits are a burdensome drain of physician time, a waste of money and an emotional drain on physician defendants.

To combat the problem of non-meritorious lawsuits filed against physicians, the Ohio State Medical Association formed a special committee in 2003 to assist physicians in seeking judicial relief from the frivolous conduct of personal injury lawyers. The fight against frivolous lawsuits is one part of the strategy to combat the medical liability premium crisis. OSMA also successfully advocated for twenty-two pieces of tort-reform legislation.

In 2007 Ohio courts ruled on three egregious cases. In each case a judge imposed sanctions on a personal injury lawyer. One lawyer never produced expert witness testimony about the alleged negligence of a physician and kept the physician in a suit while he was deployed in Iraq for 13 months. One lawyer persisted in naming the wrong physician as a defendant against the wishes of the patient. In the third case it was revealed that the personal injury lawyer supplied erroneous information to the expert witness who then issued a report critical of the medical care provided. In addition, the case was re-filed multiple times.

"The Committee does not seek to stop legitimate claims, but opposes egregious cases and "shotgun" lawsuits. We encourage all physicians to ask their professional liability insurance companies what their policies are regarding frivolous lawsuits and the prompt disposition of non-meritorious claims," stated Committee Chair, William Kose, M.D.

Cases: Sigmon, et al. vs. Southwest General Health Center, et al, Ponder, et al., v. Robert W. Kamienski, MD and Callahan v. Akron General Medical Center, Et al.

Contact info@osma.org for more information.

PHYSICIAN ASSISTANT PRESCRIPTIVE AUTHORITY

*Summary prepared by
Sallie J. Debolt, J.D., Executive Staff Attorney*

1. In order to prescribe, a physician assistant [PA] must have both a certificate to practice as a PA and a certificate to prescribe issued by the State Medical Board of Ohio [Medical Board].
2. The PA's prescriptive practice is limited to the authority granted by the supervising physician and must be in accordance with all conditions placed on the PA's prescribing by the supervising physician.
3. The supervising physician may only grant prescriptive authority in compliance with the formulary.
4. The supervising physician may not grant prescriptive authority that exceeds that of the supervising physician.

See PA PRESCRIBING continued on page 10

“Partners in Professionalism” Program Launched

An educational pilot project between the State Medical Board of Ohio and Ohio University College of Osteopathic Medicine emphasizing personal and professional ethics

September 2007 marked the official start of “Partners in Professionalism,” an educational pilot project between the State Medical Board of Ohio and the Ohio University College of Osteopathic Medicine.

The pilot project aims to promote professionalism and the responsibilities of medical licensure to doctors-in-training in an effort to avoid problematic behavior or practices; increase awareness of Medical Board functions; increase knowledge of state law and regulations related to medical practice; and enhance the relationship between the Board and licensees. As part of their Clinical and Community Experiences (CCE) program, each student in the OU-COM class of 2011 is required to attend an introductory session given by Medical Board staff, followed by a videoconference with Board representatives before and after attending a Board meeting in Columbus.

Through December 2007, 50 first-year medical students have participated in the project. Some of the comments received from the students are listed below:

“It was intense to see how far doctors can fall from grace because of drugs.”

“I feel this was an excellent opportunity to see how the OSMB works and understand how a physician might interface with it.”

“Overall, this was a very eye-opening experience. It showed just how important professionalism and personal responsibility are to maintaining a good medical practice and long career.”

“Seeing other physicians talk to the Board and hearing about their problems really opened my eyes to the issues doctors can face with stress, overworking, patients and family members. Overall, I really enjoyed the experience. However, with driving and the meeting it made for a very time-consuming trip. Would it be possible to be able to leave the meeting after a few hours, if needed?”

“I really got a good feel for what not to do in regards to being a physician. The experience will definitely stay with me when I become a physician.”♦

PA PRESCRIBING continued from page 8

5. A PA may not prescribe any drug or device to perform or induce an abortion.
6. The first certificate to prescribe will be a “provisional certificate to prescribe.”
 - a. Entitles holder to participate in a provisional period of physician-delegated prescriptive authority.
 - b. The provisional period shall be, at a minimum, 1,000 hours during at least six months and no longer than 1,800 hours during a one year period, but may be extended by the supervising physician for up to one additional year.
 - c. The first 500 hours must be under the on-site supervision of the supervising physician.
 - d. The remaining hours of the provisional period may be conducted under off-site supervision or another level of supervision specified by the supervising physician.
 - e. If the Medical Board receives notice that the PA did not successfully complete the provisional period, the provisional certificate to prescribe shall be immediately revoked.
7. Once the PA successfully completes the provisional period, the PA may apply for a “certificate to prescribe.”
8. All rules in Chapter 4731 of the Administrative Code concerning prescriptive practices are applicable to PA prescribing.

9. The PA who holds a certificate to prescribe and has been granted prescriptive authority for controlled substances shall apply for and obtain DEA registration. The PA may not prescribe Schedule II controlled substances.
10. The PA shall include on each prescription the certificate number of the PA’s certificate to prescribe and, if applicable, the PA’s DEA number.
11. The PA who holds a certificate to prescribe may be authorized to personally furnish a sample of a drug or therapeutic device in accordance with Section 3719.81 of the Revised Code and other applicable state and federal laws, where the drug is listed on the formulary.
12. The PA who holds a certificate to prescribe may be authorized to personally furnish a complete or partial supply of drugs and therapeutic devices in accordance with applicable state and federal laws, where the drug is listed on the formulary. ♦



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STATE MEDICAL BOARD OF OHIO DISCIPLINARY ACTIONS January - December 2007

Disciplinary actions taken by the Medical Board between January and December 2007 are listed below. For the most current license status information, go to the Board's website, www.med.ohio.gov, and click on the **LICENSEE PROFILE AND STATUS** link.

ACKERMAN, Andrew Paul Lincoln (Massage Therapy applicant)
Columbus, OH

Board Order: Application for massage therapy license denied. Based on applicant's felony conviction for receiving stolen property. Order effective 3/14/07.

ADKINS, Paula Clark (MD #35-072775) Pinehurst, NC

Board Order: Reinstatement of medical license granted, with doctor reprimanded, and probationary terms, conditions, and limitations imposed to monitor doctor's practice for a period of at least four years. Based on doctor's impairment and failure to provide full information to an evaluating physician and in response to Board interrogatories, and in recognition that doctor, who resides in North Carolina, is monitored pursuant to an order of the North Carolina board. Order effective 3/16/07.

AITI, Mohammed Yasser (MD #35-048353) Massillon, OH

Voluntary Surrender: Board Order permanently revoking doctor's medical license as authorized by doctor in lieu of formal disciplinary proceedings based on, and as an essential part of, a plea agreement related to criminal charges pending against doctor in the U.S. District Court for the Northern District of Ohio, for which doctor agreed to plead guilty to one count of Conspiracy, and on doctor's admission of engaging in billing fraud. Effective 12/12/07.

AKHTAR, Jabir Kamal (MD applicant) Akron, OH

Board Order: Application for medical license permanently denied based on doctor's making a false, fraudulent, deceptive, or misleading statement in response to Board deposition questions; failure to cooperate in an investigation conducted by the Board; and failure to furnish evidence of good moral character. Order supersedes 3/8/06 Board Order. Order effective 7/12/07.

ALLEN, Steven Ray, Sr. (MD #35-086124) Cincinnati, OH

Consent Agreement: Doctor reprimanded; probationary terms, conditions, and limitations imposed to monitor practice based on doctor's diagnosis of bipolar II disorder and doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 8/9/07; agreement to remain in effect for at least two years prior to any request for termination.

ANSAR, Azber Azher (MD #35-078745) Minneapolis, MN

Board Order: Medical license suspended for six months. Based on doctor's guilty plea and Minnesota conviction for Falsely Reporting a Crime, the underlying basis of the conviction being that doctor stabbed self with knife, placed knife in spouse's car, and reported to police that spouse had stabbed doctor. Order effective 2/6/07. **Court Action:** Notice of Appeal of Board's 1/10/07 Order filed by doctor with the Franklin County Court of Common Pleas on 2/14/07. **Court Action:** Motion for Stay of Board's 1/10/07 Order filed by doctor with the Franklin County Court of Common Pleas on or about 2/20/07.

ANVARI-HAMEDANI, Mohammad (MD #35-032727) Fostoria, OH

Board Order: Medical license permanently revoked based on doctor's plea of guilty to 20 felony counts of Illegal Export to Iran, one felony count of Attempt to Illegally Export to Iran, eight felony counts of Money Laundering, four felony counts of False Tax Returns, and three felony counts of Foreign Bank Reports. Order effective 8/22/07.

AXELSON, David Brian (MD #35-064318) Chillicothe, OH

Consent Agreement: Medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 4/11/07; agreement to remain in effect for at least five years prior to any request for termination.

BADOUR, Ashraf Soliman (MD #35-055004) Martins Ferry, OH

Consent Agreement: Probationary terms, conditions, and limitations imposed on doctor's medical license to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Based on doctor's court-ordered hospitalization for mental health treatment and subsequent diagnosis of Bipolar Disorder. Agreement effective 11/15/07; agreement to remain in effect for at least five years prior to any request for termination.

BHAMA, Savitri (MD applicant) Clinton Twp., MI

Board Order: Application for medical license permanently denied. Based on Board's determination that doctor made false, fraudulent, deceptive, or misleading statements on licensure application and failed to furnish satisfactory proof of good moral character. Order effective 11/16/07.

BLAZEY, Kristine Marie (LMT #33-016546) Toledo, OH

Board Order: Application for massage therapy license granted on condition that applicant otherwise meets all statutory and regulatory requirements, then suspended for 90 days; subsequent probationary terms, conditions, and limitations established for at least three years. Based on applicant's finding of guilt on one count of Attempt to Commit Forgery and false, fraudulent, deceptive, or misleading statements in attempting to secure a massage therapy license. Order effective 8/9/07; Suspension effective 10/26/07.

BOGIN, Ruben A. (MD applicant, MD Training Certificate #57-003284)
Westerville, OH

Application Withdrawn: Request for permanent withdrawal of application for medical licensure accepted by Board in lieu of formal disciplinary proceedings. Based on applicant's admission to falsely testifying under oath in an investigatory deposition taken by Board staff, and that such act constitutes a failure to cooperate in a Board investigation. Effective 12/12/07.

BOOTH, John Wesley (LMT #33-008266) Parma, OH

Voluntary Surrender: Board Order issued 8/8/07 permanently revoking massage therapist's license as authorized by massage therapist in document by which massage therapist surrendered the massage therapy license in lieu of formal disciplinary proceedings on allegations of violation of the Code of Ethics of the American Massage Therapy Association. Surrender effective 8/9/07.

BOWERS, Kevin Wayne (DO #34-007885) Grove City, OH

Consent Agreement: Medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 5/9/07; agreement to remain in effect for at least five years prior to any request for termination.

BRANDT, Robert L., Jr. (MD #35-046724) Dayton, OH

Consent Agreement: Medical license revoked, with revocation stayed and medical license suspended for at least 90 days; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions, and limitations to monitor practice; and 5/10/06 Consent Agreement terminated. Based on doctor's admitted relapse by ingestion of Darvon. Agreement effective 8/9/07.

BREWER-EDWARDS, Celeste Daneen (PA #50-001976) Euclid, OH

Consent Agreement: Physician assistant license suspended for an indefinite period of time; interim monitoring conditions and conditions for reinstatement established, including requirement that physician assistant enter into subsequent consent agreement incorporating probationary terms, conditions, and limitations to monitor practice. Based on physician assistant's admission of having been diagnosed with marijuana abuse, for which physician assistant completed treatment at a Board-approved treatment provider, and of having been found to be impaired in ability to practice as a physician assistant according to acceptable and prevailing standards of care due to habitual chemical abuse. Agreement effective 11/15/07.

BRINDLE, Fred Andrew (MD #35-052438) Sandusky, OH

Voluntary Retirement: Doctor's permanent voluntary retirement and permanent surrender of medical license accepted by Board in lieu of completion of formal disciplinary proceedings pending as a result of the 5/18/05 citation and on doctor's admission of violation of the conditions of limitation imposed on doctor's medical license by the 11/10/04 Board Order. Effective 4/11/07.

BROWN, Clyde Dennis (MD #35-043905) Cincinnati, OH

Board Order: Medical license revoked based on prior action by Kentucky's board in permanently restricting the doctor's medical license in that state. Order effective 8/9/07.

BROWN, Erica R. (MD Training Certificate #57-012531) Columbus, OH

Consent Agreement: Doctor reprimanded and probationary terms, conditions, and limitations established for at least one year. Based on doctor's prior actions in a domestic dispute for which criminal charges against the doctor were dismissed following doctor's successful completion of a deferred prosecution program. Agreement effective 6/13/07.

BROWNLEE, John David (MD #35-074364) East Cleveland, OH

Consent Agreement: Medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 8/9/07; agreement to remain in effect for at least five years prior to any request for termination.

CALLISTO, Daniel Michael (DO #34-004687) Massillon, OH

Child Support Default Suspension: Pursuant to determination by Stark County Child Support Enforcement Agency that doctor is in default under a child support order, medical license immediately suspended until such time as Board receives notice from that agency that doctor is no longer determined to be in default. Notice mailed 8/28/07; suspension effective 8/28/07. **Reinstatement:** Doctor's medical license reinstated effective 9/7/07 pursuant to notice from the Stark County Child Support Enforcement Agency to reinstate/reissue professional license.

CAMP, Gregory Burnham (MD #35-028433) Wilmington, NC

Consent Agreement: Medical license suspended for at least one year; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions, and limitations to monitor practice. Based on doctor's admitted diagnosis of alcohol dependence and relapses following treatment by a provider not approved by the Board, doctor's admission of inability to practice according to acceptable and prevailing standards of care due to habitual or excessive use or abuse of alcohol and mental or physical illness, and admission of having made false statements on Ohio license renewal applications. Agreement effective 11/15/07.

CARRAN, Todd S. (MD #35-070896) Crestview Hills, KY

Consent Agreement: Medical license suspended for at least 18 months from 9/13/06; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions, and limitations to monitor practice. Based on doctor's disclosure of conduct resulting in doctor's criminal indictment in 2006 on felony counts of Aggravated Possession of Drugs, to which doctor has entered a plea of guilty, and Carrying Concealed Weapons, which charge was dismissed. Agreement effective 6/13/07.

CARVER, Joseph Claude (MD #35-062026) Washington Court House, OH

Consent Agreement: Medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice based on doctor's substantial compliance with reinstatement terms and conditions of doctor's October 12, 2005 consent agreement. Agreement effective 1/10/07; agreement to remain in effect for at least three years prior to any request for termination.

CHANG, Li-Ing (MD #35-071105) Travis AFB, CA

Consent Agreement: Probationary terms, conditions, and limitations imposed on doctor's medical license to monitor practice based on doctor's admission of having been or currently being treated for attention deficit hyperactive disorder, involuntional melancholia in full remission, and recurrent major depression; and doctor's admission of requiring continuing therapy and treatment in order to be able to practice according to acceptable and prevailing standards of care. Agreement effective 11/15/07; agreement to remain in effect for at least three years prior to any request for termination.

CIMO, Jessica Lynne (Massage Therapy applicant) Sharon, PA

Application Withdrawn: Request for withdrawal of application for massage therapy licensure accepted by Board in lieu of further investigation and/or formal disciplinary action related to applicant's having been convicted of two misdemeanor drug-related offenses. Withdrawal effective 4/11/07.

COLLA, Ralph William (MD #35-036088) Lake Havasu City, AZ

Board Order: Medical license revoked. Based on prior action of Arizona's board in censuring doctor and restricting doctor's practice, the underlying basis for the Arizona action being doctor's falling below the minimal standard of care with respect to treatment of specified patients. Order effective 1/10/07.

CORSER, Bruce C. (MD #35-046569) Cincinnati, OH

Consent Agreement: Medical license suspended for 45 days; interim monitoring conditions and subsequent probationary terms, conditions and limitations established. Based on doctor's admission of having written prescriptions for controlled and non-controlled substances for a member of doctor's family and failing to maintain medical records for the family member during the period of the prescribing, and of making a false statement to a Board investigator. Agreement effective 12/12/07; agreement to remain in effect for at least three years prior to any request for termination.

CREPS, Philip L. (DO #34-005726) Saginaw, MI

Board Order: Doctor reprimanded, reporting requirements established, and all terms and conditions of the 2/8/06 Board Order to remain in effect. Based on prior action by Missouri medical board, which reprimanded doctor's Missouri license. Order effective 4/11/07.

DAVIS, Mark Allen (LMT #33-004464) Mansfield, OH

Board Order: Massage therapy license permanently revoked. Based on massage therapist having been found guilty of one felony count of Practice of Medicine or Surgery without a Certificate, one felony count of Engaging in a Pattern of Corrupt Activity, two felony counts of Forgery, and one felony count of Theft by Deception. Order effective 3/16/07.

DAY, Richard Graham (MD #35-061831) Cambridge, OH

Consent Agreement: Medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 3/14/07; agreement to remain in effect for at least five years prior to any request for termination.

DEAN, Wendy Kay (MD #35-068559) Bethesda, OH

Consent Agreement: Medical license suspended for an indefinite period of time; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions, and limitations to monitor practice. Based on doctor's admission of being impaired in ability to practice medicine according to acceptable and prevailing standards of care due to habitual or excessive use or abuse of drugs. Agreement effective 11/15/07.

DEHAAS, Edward Douglas (MD #35-029217-EMER) Canton, OH

Board Order: Medical license permanently revoked based on doctor having pled guilty to one felony count of Distribution of a Controlled Substance, related to doctor's distribution of a Schedule III controlled substance outside the scope of professional practice and not for legitimate medical purposes. Order effective 9/12/07.

DeLOACH, Bianca Shane (Massage Therapy applicant) Columbus, OH

Application Withdrawn: Request for withdrawal of application for massage therapy licensure accepted by Board in lieu of formal disciplinary proceedings. Based upon applicant's admission of impairment of ability to practice massage therapy according to acceptable and prevailing standards of care due to chemical dependency (alcohol dependence and cannabis abuse). Effective 12/12/07.

DIERUF, William James (MD #35-032298) Dayton, OH

Voluntary Surrender: Board Order permanently revoking doctor's medical license as authorized by doctor in lieu of further investigation related to possible violations of the AMA's Principles of Medical Ethics. Effective 12/12/07.

DORIOTT, Elizabeth Anne (DO #34-006593) Springboro, OH

Court Action: Notice of Appeal of the 12/19/06 Entry of the Franklin County Court of Common Pleas, which had remanded the matter to the Board with orders to issue doctor a notice of opportunity for hearing on the allegations for which the Board's 2/9/05 Order indefinitely suspended doctor's license, filed with the 10th District Court of Appeals on 1/17/07. **Court Action:** By Judgment on Agreed Entry of Remand filed 7/11/07, the Tenth District Court of Appeals remanded the matter to the Franklin County Court of Common Pleas for further proceedings consistent with the settlement agreement between the doctor and the Board. **Court Action:** By Agreed Entry of Remand filed 7/11/07, the Franklin County Court of Common Pleas remanded the matter to the Board for further proceedings consistent with the settlement agreement between the doctor and the Board. **Consent Agreement:** Medical license suspended for an indefinite period of time, conditions for reinstatement established, and subsequent probationary terms, conditions, and limitations established for a period of at least five years after licensure reinstatement or restoration. Based on doctor's admission of refusing to answer Board interrogatories and attend a Board-ordered evaluation to determine whether doctor is an impaired physician in light of the pending criminal matter related to the doctor's alleged illegal use of drugs. Agreement effective 7/11/07; agreement to remain in effect for at least five years following reinstatement or restoration of doctor's medical license prior to any request for termination. **License Restoration:** Doctor's request for restoration of medical license, subject to probationary terms and conditions established by the 7/11/07 consent agreement, approved by vote of the Board on 12/13/07.

D'SOUZA, Leo (MD #35-066032) Cincinnati, OH

Interim Agreement: By Interim Agreement effective 9/27/07, doctor agreed to have a chaperone present during the examinations of minors in the examination or consultation room until the allegations in the 8/9/07 notice of opportunity for hearing have been fully resolved.

DUMA, Gregory G. (MD #35-068722) Cincinnati, OH

Consent Agreement: Medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 9/12/07; agreement to remain in effect for at least five years prior to any request for termination.

DUNCAN, Paul E. (MD #35-073208) Dayton, OH

Consent Agreement: Medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice based on doctor having

been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 5/9/07; agreement to remain in effect for at least five years prior to any request for termination.

EATON, Lynne Antoinette (MD #35-060149) Columbus, OH

Consent Agreement: Consent Agreement dated 10/15/04 terminated. Medical license suspended for at least 90 days; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions, and limitations to monitor practice. Based on doctor's admitted non-compliance with terms of the 10/15/04 Consent Agreement and relapse on Percocet, for which doctor has sought treatment through a Board-approved provider. Agreement effective 3/14/07. **Consent Agreement:** Medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 12/12/07; agreement to remain in effect for at least five years prior to any request for termination.

EBNER, Gregory Lee (DO #34-003080) Cincinnati, OH

Pre-Hearing Suspension: Pursuant to Section 3719.121(C), O.R.C., doctor's medical license immediately suspended based on doctor's plea of guilty in U.S. District Court, Southern District of Ohio, to one felony count of Money Laundering and one felony count of Structuring Monetary Transactions, arising from activities involving illicit concealing of monies obtained as a result of the illegal distribution of Schedule III and IV controlled substances. Suspension effective 3/14/07. **Board Order:** Doctor's license permanently revoked. Based on doctor's guilty plea and/or judicial finding of guilt to one felony count of Money Laundering and one felony count of Structuring Money Transactions, and the Board's determination that such guilty pleas and/or judicial findings of guilt constitute selling, giving away, personally furnishing, prescribing, or administering drugs for other than legal and legitimate therapeutic purposes or pleas of guilty to or judicial findings of guilt of a violation of any federal or state law regulating the possession, distribution, or use of any drug. Order effective 11/16/07.

FINKS, Robert James (Massage Therapy applicant) Newark, OH

Board Order: Application for massage therapy license denied. Based on applicant having been convicted of two felony counts of receiving stolen property. Order effective 3/14/07.

FISCHKELTA, Joseph William (PA #50-001459) Springfield, OH

Board Order: Physician assistant's license permanently revoked. Based on the physician assistant's impairment of ability to practice according to acceptable and prevailing standards of care because of habitual or excessive use or abuse of drugs, alcohol, or other substances that impair ability to practice and violation of conditions imposed on physician assistant's license by 2/11/04 Board Order by submitting three urine specimens that tested positive for alcohol and/or the metabolites of alcohol. Order effective 11/16/07.

FISCO, James Robert (DO #34-004435) Springboro, OH

Consent Agreement: Doctor reprimanded; terms, conditions, and limitations established. Based on doctor's admission of failing to comply with requirements related to utilizing controlled substances in the treatment of one patient. Agreement effective 12/12/07.

FONN, Sonjay Joseph (DO Training Certificate #58-001982) Dayton, OH

Consent Agreement: Doctor reprimanded and required to successfully complete personal ethics. Based on doctor's admitted false, fraudulent, deceptive, or misleading statement in securing a medical license, failure to provide satisfactory proof of good moral character, and failure to cooperate in an investigation conducted by the Board. Agreement effective 10/10/07.

FORD, Justin Gregor (MD Training Certificate #57-012537) Kettering, OH

Pre-Hearing Suspension: Pursuant to Section 4731.22(G), O.R.C., medical license summarily suspended based on Board's determination that there is clear and convincing evidence that doctor is impaired in the ability to practice due to use and/or abuse of drugs and alcohol, for which impairment doctor has not entered treatment, and that doctor's continued practice presents a danger of immediate and serious harm to the public. Suspension effective 6/13/07.

Consent Agreement: Conditions for reinstatement of doctor's summarily suspended training certificate or other license issued by the Board established. Based on doctor's admission of impairment of ability to practice according to acceptable and prevailing standards of care because of habitual or excessive use or abuse of drugs, alcohol, or other substances that impair ability to practice, for which doctor has not completed treatment through a Board-approved treatment provider. Agreement effective 10/10/07.

FRANKOWSKI, Deborah Lynne (MD #35-071191) Loveland, OH

Consent Agreement: Medical license suspended for an indefinite period of time, at least until doctor cooperates fully in providing to the Board requested information relative to doctor's obtaining controlled substances for self-use; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions, and limitations to monitor practice. Based on doctor's admitted impairment of ability to practice medicine according to acceptable and prevailing standards of care due to the habitual or excessive use or abuse of drugs, with the doctor's drug of choice being hydrocodone, for which doctor has sought treatment through a Board-approved treatment provider. Agreement effective 6/13/07.

FURICCHIA, James Vincent (MD #35-065087) Toledo, OH

Consent Agreement: Medical license suspended for an indefinite period of time; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions, and limitations to monitor practice. Based on doctor's diagnosis, pursuant to a Board-ordered evaluation, of chemical dependence, with the drug of choice being alcohol, and determination of doctor's inability to practice according to acceptable and prevailing standards due to habitual or excessive use or abuse of alcohol, for which doctor has sought treatment through a Board-approved provider. Agreement effective 5/9/07. **Consent Agreement:** Medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 8/9/07; agreement to remain in effect for at least five years prior to any request for termination.

GAINEY, Michael Shane (MD #35-048972) Park Hills, KY

Board Order: Medical license permanently revoked based on prior action by Kentucky's medical board in suspending and imposing other restrictions on doctor's medical license in that state, the underlying basis for the Kentucky action being doctor's voluntary surrender of clinical privileges at a hospital while under investigation for falsification of medical records and narcotics violations and doctor's prescribing controlled substances to multiple patients who were not registered and/or admitted to the emergency room. Order effective 1/4/08.

GALLAGHER, Patrick Joseph (MD #35-044970) Shaker Hts., OH

Consent Agreement: Medical license suspended for at least one year; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions, and limitations to monitor practice. Based on doctor's admission of being diagnosed with alcohol dependence and major depression for which doctor has been determined to be impaired in the ability to practice medicine according to acceptable and prevailing standards of care, and for which doctor has sought treatment through a Board-approved provider, and on doctor's admission of providing false statements to the Board on a licensure renewal application and in written sworn statements. Agreement effective 10/10/07.

GANZ, Michael Bruce (MD #35-062000) Cleveland, OH

Consent Agreement: Doctor reprimanded. Based on doctor's admission of violating the AMA Code of Ethics by providing false data on research findings in a federal grant application and being dishonest in a subsequent university inquiry. Agreement effective 10/10/07.

GAUDETT, Russell Louis (Massage Therapy applicant) Cincinnati, OH

Board Order: Application for massage therapy license denied; conditions placed upon any future application for licensure. Based on applicant's impairment of ability to practice according to acceptable and prevailing standards of care because of habitual or excessive use or abuse of drugs, alcohol, or other substances that impair ability to practice. Order effective 1/4/08.

GEMMER, Thomas Leon (PA #50-000511) Port Clinton, OH

Board Order: Physician assistant license revoked based on prior action by Indiana's board revoking Indiana license due, in part, to physician assistant writing and signing more than 200 prescriptions using an invalid DEA number and writing and signing over 300 prescriptions for controlled substances despite the lack of prescriptive authority for Indiana physician assistants. Order effective 3/16/07.

GILL, Benjamin Lee (DO #34-001453) Akron, OH

Board Order: Medical license permanently revoked based on doctor's improper prescribing and failure to conform to minimal standards of care in the care rendered to 27 specified patients. Order effective 9/21/07; prior to effective date of Order doctor not to undertake the care of any patient not already under care. **Court Action:** Notice of Appeal of Board's 8/8/07 Order filed by doctor with the Franklin County Court of Common Pleas on or about 9/4/07. **Court Action:** By Decision and Entry filed 9/14/07, the Franklin County Court of Common Pleas denied doctor's motion for stay of the Board's 8/8/07 Order.

GOLDEN, Eileen Choi (MD #35-075052) Akron, OH

Board Order: Doctor reprimanded, based on prior action by New Hampshire's board in reprimanding doctor and requiring doctor's participation in an accredited review program. Order effective 5/7/07.

GOTHAM, David, Jr. (DO #34-007559) Sacramento, CA

Consent Agreement: Revocation of medical license stayed, with medical license suspended for at least one year; conditions for reinstatement, and subsequent probationary terms, conditions, and limitations established based on doctor's admission that prior action by California's board imposed limitations on doctor's license in that state, and that doctor made false, fraudulent, deceptive, or misleading statements to the Ohio Board. Agreement effective 1/10/07; agreement to remain in effect for at least one year prior to any request for termination.

GRAMS, Mark Leon (MD #35-048365) Sonoita, AZ

Board Order: Medical license revoked based on prior action by Arizona's board in reprimanding and restricting doctor's Arizona medical license. Order effective 7/11/07.

GRAY, Anthony (MD Training Certificate #57-009128) Cleveland, OH

Consent Agreement: Doctor's training certificate permanently revoked, with revocation stayed and doctor's training certificate suspended for at least 18 months, 9/13/06 consent agreement terminated; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions, and limitations to monitor practice. Based on doctor's admitted second relapse on alcohol and cocaine, for which doctor has not sought treatment through a Board-approved provider, and on pleas of guilty to three fourth degree felony counts of Theft, the underlying basis being drug-related charges, for which doctor was found eligible for Intervention in Lieu of Conviction. Agreement effective 10/10/07.

GRECZANIK, Richard David (DO Training Certificate #58-001880)

Cuyahoga Falls, OH

Consent Agreement: Medical license suspended for at least 180 days; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions, and limitations to monitor practice. Based on doctor's admitted history of alcohol, marijuana, and Ambien abuse, for which doctor has sought treatment through a Board-approved provider; admitted impairment in ability to practice according to acceptable and prevailing standards of care due to habitual and excessive use or abuse of alcohol and other substances that impair ability to practice; and admitted unauthorized prescribing of a Schedule III controlled substance without maintaining patient records. Agreement effective 9/12/07.

GREER, Steven Franklin (MD Training Certificate #57-007242)

Cleveland, OH

Board Order: Permanent revocation of training certificate stayed, with training certificate suspended for at least three years; interim monitoring conditions, conditions for reinstatement, and subsequent probationary terms, conditions, and limitations for at least five years established. Based on doctor's violation of conditions of limitation imposed on training certificate by 1/12/05 Board Order

and 3/8/06 consent agreement; making false, fraudulent, deceptive, or misleading statements in documents submitted to the Board; and impaired ability to practice due to use and/or abuse of drugs, alcohol, or other substances. Order effective 6/26/07.

GROSS, Carey Kathleen (DO Training Certificate #58-002297) Cincinnati, OH

Consent Agreement: Probationary terms, conditions, and limitation established. Based on doctor's admitted history of alcohol dependence, for which doctor has sought treatment through a Board-approved provider, and diagnosis of atypical depression and doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 3/14/07; agreement to remain in effect for at least five years prior to any request for termination.

GROSS, Robert (DO #34-005966) Sterling Heights, MI

Board Order: Doctor's license temporarily limited and restricted by requiring doctor to receive Board approval prior to commencing practice in Ohio, conditions for Board approval to commence practice in Ohio established, and subsequent probationary terms, conditions, and limitations established for a period of at least three years should doctor commence practice in Ohio. Based on prior action by Colorado's board in permanently placing doctor's license in that state on inactive status. Order effective 8/22/07. **Court Action:** Notice of Appeal of Board's 7/11/07 Order filed by doctor with the Franklin County Court of Common Pleas on or about 8/29/07. **Court Action:** By Entry filed 9/21/07, the Franklin County Court of Common Pleas provisionally granted doctor's motion to stay Board's 7/11/07 Order on the condition that doctor shall not practice medicine in Ohio during the pendency of the appeal.

GUSTILO-ASHBY, Arlan Marcus (MD #35-084685) Cleveland, OH

Consent Agreement: Medical license reinstated subject to probationary terms, conditions, and limitation imposed to monitor practice based on doctor having been found capable of practice according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 8/9/07; agreement to remain in effect for at least three years prior to any request for termination.

HAIMES, Jonathan L. (MD #35-066575) Wilmington, OH

Consent Agreement: Permanent revocation of medical license stayed, subject to suspension of at least 21 months; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions, and limitations to monitor practice. Based on doctor's admitted chemical dependency, for which doctor has sought treatment through a Board-approved provider; doctor's admission of inability to practice according to acceptable and prevailing standards of care due to habitual or excessive use or abuse of drugs; doctor's admission of inappropriately obtaining controlled substances (Fentanyl patches, oxycodone, and hydrocodone) for self use; and doctor's admitted prescribing of controlled substances to a family member for whom an accurate patient chart was not maintained. Agreement effective 4/11/07.

HALL, Adam Patrick (DO #34-008707) Greenwood, MO

Consent Agreement: Medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 3/14/07; agreement to remain in effect for at least five years prior to any request for termination.

HARLAN, William Clark (DO #34-004345) Dayton, OH

Consent Agreement: Medical license suspended for at least 180 days; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions, and limitations to monitor practice. Based on doctor's admitted Ritalin addiction for which doctor will seek treatment through a Board-approved provider, and doctor's admission of inability to practice according to acceptable and prevailing standards of care due to use or abuse of drugs. Agreement effective 5/19/07.

HARRIS, Erin Sarah (DO #34-007191) Marysville, OH

Voluntary Surrender: Board Order permanently revoking doctor's medical license as authorized by doctor in lieu of formal disciplinary proceedings based on, and as an essential part of, a negotiated plea agreement related to criminal charges pending against doctor in the Common Pleas Court of Union County, OH, related to acts constituting drug felonies. Effective 10/10/07.

HENSON, Mark Owen (MD #35-076766) Greenfield, OH

Consent Agreement: Medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 6/13/07; agreement to remain in effect for at least five years prior to any request for termination.

HETMAN, Ronald Carl (DPM #36-001421) Centerville, OH

Consent Agreement: Medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice based on doctor having fulfilled reinstatement conditions as established in 2/8/06 Consent Agreement. Agreement effective 3/14/07; agreement to remain in effect for at least five years prior to any request for termination.

HOLLIFIELD, William Wayne (MD applicant) Winston-Salem, NC

Consent Agreement: Application for medical licensure approved, with reprimand issued. Based on doctor's admitted history of diagnosed alcohol abuse and recurrent major depression; admitted denial of licensure by Georgia's medical board based on doctor's providing false information on licensure application; admitted diagnosis of chemical dependency, for which doctor has sought treatment through a Board-approved treatment provider; admitted diagnosis of Bipolar Disorder, for which doctor has sought treatment; and doctor having been deemed capable of practicing medicine according to acceptable and prevailing standards of care so long as certain treatment and monitoring requirements are in place. Agreement effective 9/12/07; agreement to remain in effect for at least five years prior to any request for termination.

HOPPEs, William L. (MD #35-028452) Canton, OH

Consent Agreement: Permanent revocation of medical license stayed, with license suspended for at least three years; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions, and limitations to monitor practice. Based on doctor's relapse on alcohol, for which doctor has sought treatment through a Board-approved provider, and failure to comply with conditions of limitations imposed by the 9/13/06 consent agreement. Agreement, which supersedes the 9/13/06 consent agreement, effective 7/11/07.

HUMPHREY, Dale Anthony, Jr. (Massage Therapy applicant) Dayton, OH

Board Order: Application for massage therapy license denied based on applicant's having been convicted on one felony count of Conspiracy to Commit Wire Fraud. Order effective 9/7/07.

HUMPHREY, Stephen Henry (DPM #36-002754) Bryan, OH

Board Order: Podiatry license permanently revoked based on doctor having been found guilty of felony counts of Grand Theft, Vandalism, Theft and Receiving Stolen Property and on inability to practice according to acceptable and prevailing standards of care by reason of mental illness. Order effective 9/14/07.

ISAAC, Gregory Lee (MD #35-048764) Cincinnati, OH

Voluntary Surrender: Board Order permanently revoking doctor's medical license as authorized by doctor in lieu of further investigation and/or formal disciplinary proceedings pursuant to Section 4731.22(B)(26), O.R.C. Effective 3/14/07.

JOHNSON, Cynthia Joan (PA #50-001350) Cleveland, OH

Board Order: Revocation of physician assistant license stayed subject to suspension for at least 30 days; interim monitoring conditions, conditions for reinstatement, and subsequent probationary terms, conditions, and limitations established for at least one year. Order supersedes the 1/8/03 consent agreement. Based on physician assistant's impairment of ability to practice

according to acceptable and prevailing standards of care because of habitual or excessive use or abuse of alcohol and violation of conditions placed on the physician assistant's license by the 1/8/03 consent agreement. Order effective 1/4/08.

JOHNSON, James Cameron (DO #34-007672) Grove City, OH
Consent Agreement: Medical license suspended for at least 180 days; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions, and limitations to monitor practice. Based on doctor's admitted diagnosis of chemical dependency (alcohol), for which doctor has sought treatment through a Board-approved provider; and on doctor's admitted inappropriate relationship with a patient. Agreement effective 12/12/07.

KANNAPIRAN, Kandhasamy (MD #35-048702) Mansfield, OH
Board Order: Medical license permanently revoked. Based on doctor's failure to conform to minimal standards of care and violation of Principle II of the AMA's Principles of Medical Ethics with respect to the treatment of one specified patient, and doctor's making false, fraudulent, deceptive, or misleading statements in relation to the practice of medicine and surgery and commission of acts constituting the felony of forgery and with respect to the treatment of three specified patients. Order effective 1/13/08, with doctor not to undertake care of any patient not already under care between the 12/14/07 mailing date and the Order's effective date.

KATA, Martin H. (MD #35-038796) Augusta, GA
Board Order: Medical license permanently revoked. Based on doctor's plea of guilty in Georgia to one felony count of Possession of a Synthetic Narcotic with Intent to Distribute, one felony count of Possession of Cocaine, and one felony count of Possession of Oxycodone and failure to cooperate in a Board investigation. Order effective 1/10/07.

KAVOKLIS, Nicholas (DO #34-002457) Youngstown, OH
Voluntary Retirement: Doctor's permanent retirement from the practice of medicine accepted by Board in lieu of further investigation related to possible violation of Section 4731.22(B)(19), O.R.C. Effective 3/14/07.

KELNER, Paul Evan (MD #35-061460) Lexington, OH
Board Order: Medical license permanently revoked. Based on doctor's failure to conform to minimal standards of care with respect to treatment of one specified patient. Order effective 4/12/07.

KENNEN, James Michael (DO #34-009065) Lakewood, OH
Consent Agreement: Medical license granted, then suspended for at least two years; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions, and limitations to monitor practice. Based on doctor's admission of inability to practice according to acceptable and prevailing standards of care due to relapse on alcohol. Agreement effective 6/13/07.

KHALED, Mounir Khaled (MD training certificate #57-009158) Toledo, OH
Board Order: Application for training certificate for the period 7/1/04 through 6/30/07 granted, provided doctor meets all statutory and regulatory requirements; conditions imposed on any future certificate granted by the Board to include suspension of such certificate for at least 90 days, with reinstatement or restoration conditions and probationary terms, conditions, and limitations for a period of at least one year established. Based on the doctor (1) having made a false, fraudulent, deceptive, or misleading statement in securing or attempting to secure a training certificate; (2) having been found guilty of one misdemeanor count of attempted practicing medicine without a license; (3) having knowingly made a false statement in a Board deposition with purpose to secure a training certificate; and (4) failing to cooperate in an investigation conducted by the Board. Order effective 10/12/07.

KHAN, Ali (MD #35-082837) Perrysburg, OH
Board Order: Permanent revocation of medical license stayed subject to suspension for 30 days; subsequent probationary terms, conditions, and limitations established for at least two years. Based on doctor's having pled guilty to one misdemeanor count of Theft. Order effective 2/4/08, with doctor not

to undertake care of any patient not already under care between the 1/4/08 mailing date and the Order's effective date.

KISER, Donald R. (DO #34-006053) Marietta, OH
Voluntary Surrender: Board Order issued 8/8/07 permanently revoking doctor's medical license as authorized by doctor in document by which doctor surrendered the medical license in lieu of formal disciplinary proceedings by the Board, pursuant to a plea agreement related to criminal charges pending against doctor in the U.S. District Court for the Southern District of West Virginia, and on doctor's admission of having made a false statement on application for licensure in West Virginia and of denial of licensure by West Virginia's board. Surrender effective 8/9/07.

KNOX, Robert Alan (DPM #36-002382) Columbiana, OH
Interim Agreement: By Interim Agreement effective 9/25/07, doctor agreed not to practice medicine and surgery in Ohio in any form or manner until the allegations in the 3/14/07 notice of opportunity for hearing have been fully resolved.

KOCZAN, Katherine Anna (DO applicant) Warrensville Hts., OH
Consent Agreement: Application for medical licensure approved, upon receipt of all necessary and appropriate documentation, and subject to probationary terms, conditions, and limitations. Based on doctor's admission of making a false, fraudulent, deceptive, or misleading statement in securing or attempting to secure a medical license by failing to notify the Board that answers to questions on the licensure application should be changed to reflect doctor being put on probation by residency program subsequent to the submission of the licensure application. Agreement effective 9/12/07; agreement to remain in effect for at least five years prior to any request for termination.

KOVALIK, Simon G. (MD #35-046207) Ft. Meade, SD
Consent Agreement: Doctor reprimanded; probationary terms, conditions, and limitations established based on doctor's self-report of providing medical services to an individual with whom the doctor had an intimate relationship, a violation of Principle II of the AMA Code of Ethics. Agreement effective 1/10/07; agreement to remain in effect for at least two years prior to any request for termination.

LANCE, Darold R., Jr. (DO #34-004630) Jackson, OH
Consent Agreement: Medical license revoked, with revocation stayed and medical license suspended for at least 180 days; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions, and limitations to monitor practice; and suspension of medical license pursuant to 9/13/06 Consent Agreement terminated. Based on doctor's admission to having violated condition of limitation placed on medical license by 9/13/06 Consent Agreement. Agreement effective 8/9/07.

LEAK, Byron Christopher (MD #35-085467) University Heights, OH
Consent Agreement: Medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 8/9/07; agreement to remain in effect for at least five years prior to any request for termination.

LEE, Chee Yan (MD #35-076903) Palm Bay, FL
Consent Agreement: Doctor reprimanded; probationary terms, conditions, and limitations imposed for at least two years. Based on doctor's admission of prior action by Florida's medical board, the underlying basis for the Florida action being doctor's having pre-signed prescription forms, one of which was used by a person in an attempt to obtain a prescription drug. Agreement effective 12/12/07; agreement to remain in effect for at least two years prior to any request for termination.

LONTOC, Manolito Manabo (MD #35-038534) South Point, OH
Board Order: Medical license permanently revoked based on doctor's failure to maintain records of controlled substances ordered, received, administered, or dispensed, failure to cooperate in a Board investigation, and making a false, fraudulent, deceptive, or misleading statement in relation to the practice of medicine and surgery and/or in securing or attempting to secure a medical license. Order effective 10/11/07.

MAI, David Chi (DPM Training Certificate #59-000197) Lorain, OH
Board Order: Doctor's application for examination permanently denied and doctor's podiatric training certificate permanently revoked based on doctor having been found guilty of a felony count of Theft of Currency and failure to establish proof of good moral character. Order effective 9/20/07.

MANN, Donald C. (MD #35-071870) Oak Park, IL
Consent Agreement: Medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 4/11/07; agreement to remain in effect for at least five years prior to any request for termination.

MASSIE, David Walter (MD #35-049431) Mansfield, OH
Consent Agreement: Medical license suspended for at least 18 months; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions, and limitations to monitor practice. Based on doctor's admission of being dependent on Oxycontin and of being impaired in ability to practice medicine according to acceptable and prevailing standards of care due to habitual or excessive use or abuse of alcohol or drugs. Agreement effective 11/15/07.

MATYAS, Florence Beth (MD #35-070026) Perrysburg, OH
Consent Agreement: Medical license subject to probationary terms, conditions, and limitations imposed based on doctor, pursuant to a Board-ordered evaluation, having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment conditions are in place to address doctor's multiple mental health diagnoses. Agreement effective 7/11/07; agreement to remain in effect for at least five years prior to any request for termination.

MCNAMARA, Ladd Ryan (MD #35-081069) Oceanside, CA
Voluntary Surrender: Board Order permanently revoking doctor's medical license as authorized by doctor in lieu of formal disciplinary proceedings related to doctor's surrender of Georgia medical license. Effective 5/9/07.

MENON, Venu Gopal (MD #35-054426) Troy, OH
Board Order: Medical license permanently revoked. Based on doctor's violation of conditions of limitation placed on medical license by the Board's 5/14/03 Order due to doctor's failure to submit required reports and notifications, and on prior action by Nebraska's medical board in accepting doctor's surrender of licensure in that state for at least two years. Order effective 6/15/07.

MEYER, Jeffrey Vaughn (MD #35-088466) Columbus, OH
Board Order: Revocation of medical license stayed, with medical license suspended for at least 90 days from date of summary suspension on 11/8/06; interim monitoring conditions and conditions for reinstatement or restoration imposed; subsequent probationary terms, conditions, and limitations for at least five years established. Based on doctor's impairment of ability to practice according to acceptable and prevailing standards of care because of habitual or excessive use or abuse of drugs, alcohol, or other substances and violation of conditions of limitation imposed on doctor's license by 8/9/06 Consent Agreement. Order effective 3/16/07. **Voluntary Surrender:** Doctor's surrender of medical license accepted by Board vote on 10/10/07 in lieu of formal disciplinary proceedings; terms and conditions for eligibility for any future license from the Board established. Based on doctor's admitted failure to comply with the terms and conditions of the Board's 3/14/07 Order by failing to submit required documentation. Effective 10/10/07.

MIKHLI, Aila (DPM #36-002690) Cleveland Hts, OH
Board Order: Permanent revocation of podiatric medical license stayed, with license suspended for at least one year; conditions for reinstatement or restoration established; and subsequent probationary terms, conditions, and limitations for at least three years established. Based on doctor having been found guilty of one felony count of Health Care Fraud. Order effective 5/7/07.

MILLER, Roger Alan (MD #35-057893) Columbus, OH
Consent Agreement: Doctor reprimanded; medical license suspended for 30 days; interim monitoring conditions and probationary terms, conditions, and limitations established. Based on doctor's admission of having been found guilty of public indecency, a fourth degree misdemeanor; and on doctor, after assessment at the Center for Marital and Sexual Health, having been deemed capable of practicing according to acceptable and prevailing standards of care without restriction or supervision. Agreement effective 12/12/07; agreement to remain in effect for at least three years prior to any request for termination.

MOORE, Robert Martin (LMT #33-005588) Alliance, OH
Board Order: Impairment examination originally scheduled for 7/30/07 ordered to be rescheduled. Based on Board's determination that massage therapist made a good-faith effort to cooperate with the examination order and had attempted in a reasonable manner to communicate concerning rescheduling the examination date. Order effective 12/14/07.

MORGAN, Breton Lee (MD #35-066241) Point Pleasant, WV
Consent Agreement: Medical license suspended for an indefinite period of time, with application for reinstatement or renewal of license not to be made prior to 270 days from the effective date of the agreement; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions, and limitations to monitor practice. Based on doctor's admitted history of obtaining hydrocodone for personal use by writing prescriptions in the names of others and from office samples, and of diagnosis of opioid dependence, for which doctor sought treatment through a Board-approved provider; doctor's admission of having pled guilty in U.S. District Court, Southern District of West Virginia, to one felony count of Obtaining a Schedule III Controlled Substance by Fraud; and doctor's admission of prior actions by West Virginia's medical board, including the revocation of doctor's West Virginia medical license based upon doctor's plea of guilty to a felony involving administering and dispensing a controlled substance for other than generally accepted therapeutic purposes. Agreement effective 12/12/07.

NASSIF, Anthony Constantin (MD #35-029158) Cleveland, OH
Voluntary Retirement: Doctor's permanent voluntary retirement of medical license accepted by Board in lieu of further investigation and/or formal disciplinary proceedings related to doctor's physical disability. Effective 5/9/07.

NORTH, Phillip Thiele (MD #35-057152) Columbus, OH
Consent Agreement: Medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice based on doctor having met the conditions for reinstatement specified in the 10/12/06 Consent Agreement. Agreement effective 3/14/07; agreement to remain in effect for at least five years prior to any request for termination.

NOWICKI, Philip Theodore (MD #35-048915) Pickerington, OH
Voluntary Surrender: Board Order permanently revoking doctor's medical license as authorized by doctor in lieu of formal disciplinary proceedings based on doctor's alleged commission of an act that constitutes a felony in Ohio. Effective 9/12/07.

NUCKLOS, William W. (MD #35-058738) Columbus, OH
Summary Suspension: Pursuant to Section 4731.22(G), O.R.C., medical license summarily suspended based on Board's determination that there is clear and convincing evidence of doctor's failure to conform to minimal standards of care with respect to the treatment of 28 specified patients, and that doctor's continued practice presents a danger of immediate and serious harm to the public. Suspension effective 10/10/07.

OTIS, James John (MD #35-011441) Celina, OH
Voluntary Surrender: Order permanently revoking doctor's medical license entered on 11/14/07 as authorized by doctor in lieu of formal disciplinary proceedings based on allegations that doctor violated regulations and minimal standards in utilizing controlled substances. Surrender effective 11/15/07.

PARKS, Alan Joseph (MD #35-054686) Columbus, OH
Board Order: Medical license suspended for 180 days, with suspension stayed subject to probationary terms, conditions, and limitations imposed to monitor doctor's practice for at least three years. Based on doctor's failure to conform to minimal standards of care with respect to treatment of three specified patients. Order effective 3/16/07.

Court Action: Notice of appeal of Board's 3/14/07 Order filed by doctor with the Franklin County Court of Common Pleas on or about 3/30/07.

PERLER-TOMBOLY, Samuel Elmer (MD #35-081110) Cincinnati, OH
Consent Agreement: Medical license suspended for an indefinite period of time; interim monitoring conditions and conditions for reinstatement of license established, including that all pending criminal charges against doctor and the Board's investigation concerning the doctor be fully, finally, and completely resolved, and that doctor has been found to be capable of practicing according to acceptable and prevailing standards of care pursuant to a comprehensive psychiatric and sexual assessment by a Board-approved physician evaluator. Consent agreement entered in lieu of formal proceedings based upon doctor's admission that indictments have been returned against doctor in Hamilton County, Ohio, for two counts of Gross Sexual Imposition, felonies of the fourth degree; one count of Rape, a felony of the first degree; and one count of Sexual Battery, a felony of the third degree. Board reserves right to pursue separate action against doctor for any and all violations of the Medical Practices Act. Agreement effective 11/15/07.

PHEN, Lovsho (MD #35-055007) Portola, CA
Board Order: Permanent revocation of medical license stayed, with license suspended for at least one year; conditions for reinstatement and subsequent probationary terms, conditions, and limitations for at least three years established. Based on doctor's guilty plea to six first degree misdemeanor counts of Attempted Illegal Processing of Drug Documents pertaining to false or forged prescriptions for a Schedule IV controlled substance. Order effective 4/11/07.

PROCTER, David H. a.k.a. David H. Proctor (MD #35-041745) South Shore, KY
Board Order: Medical license permanently revoked. Based on doctor's being found guilty of one felony count of Conspiracy to Distribute and Possession with Intent to Distribute Schedule II, III, and IV Controlled Substances, two felony counts of Distribution of Schedule III and IV Controlled Substances, and one felony count of Conspiracy to Commit Offense Against the U.S., and doctor's exclusion from federal health programs. Order effective 4/12/07.

QUIGLEY, Jack B. (MD #35-051017) Flagstaff, AZ
Consent Agreement: Doctor reprimanded, probationary terms, conditions, and limitations established for at least three years. Based on doctor's admission that doctor's Arizona medical license had been limited and restricted, the underlying basis being doctor's practice below the standard of care with respect to treatment provided to one patient. Agreement effective 10/10/07; agreement to remain in effect for at least three years prior to any request for termination.

RABB, Willie Calvin, Jr. (DPM #36-003351) East Cleveland, OH
Board Order: Podiatric medical license permanently revoked. Based on prior action by Maryland's podiatric medical board in permanently revoking doctor's license in that state, the underlying basis for the Maryland action being doctor's providing false answers on a license renewal application, abandoning patients, allowing an unlicensed person to assist with surgeries, falsifying insurance applications, arriving at the podiatric office smelling of alcohol and/or marijuana, and failing to comply with accepted standards for patient care and record-keeping. Order effective 12/14/07.

RAFIE, Ramin (MD Training Certificate #57-009735) Columbus, OH
Board Order: Application for medical license permanently denied. Based on applicant's fraud, misrepresentation, or deception in applying for a medical license, making a false, fraudulent, deceptive or misleading statement in securing or attempting to secure a medical license, failure to furnish satisfactory proof of good moral character, and failure to successfully complete an examination sequence acceptable to the Board. Order effective 10/12/07.

RATCLIFF, Mary Ellen (Massage Therapy applicant) McArthur, OH
Board Order: Application for massage therapy license denied; conditions placed upon any future application for licensure. Based on massage therapist's impairment of ability to practice according to acceptable and prevailing standards of care because of habitual or excessive use or abuse of drugs, alcohol, or other substances that impair ability to practice. Order effective 1/4/08.

REINHOLD, Robert Vancourt (MD #35-044601) Troy, OH
Consent Agreement: Medical license suspended for an indefinite period of time; interim monitoring conditions and conditions for reinstatement of license established, including that all pending criminal charges against doctor, including all appeals, and the Board's investigation concerning the doctor be fully, finally, and completely resolved, and that doctor has been found to be capable of practicing according to acceptable and prevailing standards of care pursuant to a comprehensive psychiatric and sexual assessment by a Board-approved physician evaluator. Consent agreement entered in lieu of formal proceedings based upon doctor's admission that charges of Possession of Child Pornography are pending against doctor in the U.S. District Court, Southern District of Ohio. The Board reserves the right to pursue separate action against doctor for any and all violations of the Medical Practices Act. Agreement effective 11/15/07.

RIDGEWAY, Joseph Aloysius, IV (MD #35-062021) Columbus, OH
Consent Agreement: Medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 11/15/07; agreement to remain in effect for at least five years prior to any request for termination.

RIMLAWI, Bassem Mehrim (MD #35-051705) Sidney, NY
Board Order: Doctor reprimanded; conditions for restoration of expired license established; subsequent probationary terms, conditions, and limitations established for a period of at least three years. Based on prior action by New York's board, which had permanently restricted doctor's practice in that state, the underlying basis being doctor's care rendered to seven patients. Order effective 5/30/07.

RISE, Leroy P. (MD #35-088474) Baltimore, OH
Consent Agreement: Consent Agreement dated 12/14/05 terminated. Revocation of medical license stayed, and suspended for at least 90 days; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions, and limitations to monitor practice. Based on doctor's admitted relapse on alcohol, for which doctor sought evaluation and treatment recommendations from a Board-approved provider. Agreement effective 3/14/07. **Consent Agreement:** Medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 7/11/07; agreement to remain in effect for at least five years prior to any request for termination.

ROLFE, Stephen J. (MD #35-051023) Columbus, OH
Consent Agreement: Medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 10/10/07; agreement to remain in effect for at least five years prior to any request for termination.

RYAN, Jon Patrick (DO #34-008006) Dayton, OH
Consent Agreement: Medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 1/10/07; agreement to remain in effect for at least five years prior to any request for termination.

SANDHU, Gurpal Singh (MD #35-086710) Oakland, CA
Board Order: Medical license revoked based on doctor's failure to cooperate in Board's investigation of prior action taken by Idaho's board. Order effective 5/9/07.

SASSOON, Eddie Elie (MD applicant) Plantation, FL
Application Withdrawal: Request for permanent withdrawal of application for medical licensure accepted by Board in lieu of formal disciplinary proceedings in lieu of further investigation into applicant's possible practice of medicine without a license. Effective 10/10/07.

SAVAGE, Terri Lynne (MD #35-075415) Dayton, OH
Voluntary Surrender: Board Order permanently revoking doctor's medical license as authorized by doctor in lieu of formal disciplinary proceedings based upon, and as an essential part of, a negotiated plea agreement related to criminal charges pending against doctor for conduct relative to doctor's use and/or abuse of drugs. Effective 6/13/07.

SCHLOTTERER, William L. (DO #34-003224) Sandusky, OH
Consent Agreement: Medical license suspended for at least 90 days; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions, and limitations to monitor practice. Based on diagnosis of alcohol dependence, for which doctor has sought treatment through a Board-approved provider, and doctor's inability to practice according to acceptable and prevailing standards of care due to use or abuse of alcohol. Agreement effective 3/14/07. **Consent Agreement:** Medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 9/12/07; agreement to remain in effect for at least five years prior to any request for termination.

SCHRAMM, Arthur Richard (MD #35-031253) Dayton, OH
Board Order: Medical license permanently revoked. Based on doctor's violation of AMA Principles of Medical Ethics, failure to maintain minimum standards of care, and failure to maintain medical records to accurately reflect controlled substance prescriptions in the care of three specified patients. Order effective 3/16/07.

SEDA, Norbert Jose (MD applicant, MD Training Certificate #57-009599) Canton, OH

Application Withdrawal: Request for withdrawal of application for medical licensure accepted by Board in lieu of further investigation related to acts that possibly constitute a felony and in lieu of providing the Board with information related to alleged conduct underlying criminal charges pending against the applicant in U.S. District Court for the District of Puerto Rico. Effective 12/12/07.

SEMCHYSHYN, Stefan (MD #35-041473) Kingsport, TN

Interim Agreement: By Interim Agreement effective 8/16/07, doctor agreed not to practice medicine and surgery in Ohio in any form during the pendency of the administrative matter arising from the notice of opportunity for hearing issued to the doctor by the Board on 4/12/07.

SHAW, Christopher S. (MD Training Certificate #57-006421) Akron, OH

Consent Agreement: Training certificate reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 6/13/07; agreement to remain in effect for at least five years prior to any request for termination.

SHAW, John Wesley (MD #35-068596) Defiance, OH

Consent Agreement: Medical license permanently revoked, with permanent revocation stayed and doctor's medical license suspended for at least 180 days; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions, and limitations to monitor practice; 6/14/06 consent agreement terminated. Based on doctor's admitted relapse on Ultram, admitted violation of conditions of limitation imposed by the 6/14/06 consent agreement, and admitted false statement to the Board in a required report. Agreement effective 9/12/07.

MEDICAL BOARD DISCIPLINARY ACTIONS

	2003	2004	2005	2006	2007
Revocations	31	38	31	41	35
Indefinite Suspensions	42	60	56	44	46
Definite Suspensions	6	10	10	4	5
Probations	34	30	37	42	47
Reprimands	6	12	4	11	12
Practice Limitations	2	1	4	5	1
Surrenders/Retirements	9	19	7	11	7
Licensure denials or withdrawals for disciplinary reasons	10	10	12	14	13
Summary Suspensions	5	15	12	5	3
Automatic Suspensions	1	2	2	1	2
Immediate Suspensions	9	5	1	3	1
Interim Agreement pending final disciplinary action	0	0	0	0	3
No penalty imposed following hearing	0	0	2	2	0
TOTAL DISCIPLINARY ACTIONS	155	202	178	183	175

SHONKWILER, Walter Stephen (DPM #36-002282) Westerville, OH
Board Order: Podiatry license permanently revoked based on doctor's false, fraudulent, deceptive, or misleading statement in relation to the practice of podiatric medicine; false, fraudulent, deceptive, or misleading statement in securing or attempting to secure a podiatry license; guilty plea to a misdemeanor involving moral turpitude; and guilty plea to a felony. Order effective 9/14/07.

SMITH E INCAS, Jaime C. (MD #35-019855) Columbus, OH
Voluntary Surrender: Board Order permanently revoking doctor's medical license as authorized by doctor in lieu of further investigation related to doctor's alleged failure to conform to minimal standards of care and alleged inability to practice according to minimal standards of care by reasons of mental or physical illness. Effective 9/12/07.

SMITH, Albert W., III (MD #35-031140) Bowling Green, OH
Board Order: Permanent revocation of medical license stayed, with license suspended for at least two years; conditions for reinstatement or restoration established; subsequent probationary terms, conditions, and limitations for at least three years established. Based on doctor's failure to use reasonable care discrimination in the administration of drugs, or failure to employ acceptable scientific methods in the selection of drugs or other modalities of treatment; failure to maintain minimal standards of care applicable to selection or administration of drugs; failure to conform to minimal standards of care; and failure to complete and maintain accurate medical records reflecting utilization of controlled substances with respect to treatment rendered to one specified patient. Order effective 4/11/07.

SPIESS, Patricia Ann (MD #35-049816) Wooster, OH
Consent Agreement: Medical license restored subject to probationary terms, conditions, and limitations imposed to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 3/14/07; agreement to remain in effect for at least two years prior to any request for termination.

STRAYER, Michael Gregory (Massage therapy applicant) South Euclid, OH
Board Order: Massage therapy license granted, subject to probationary terms, conditions, and limitations for at least two years. Based on applicant having been convicted of a felony for one count of possession of drugs. Order effective 5/10/07.

SUMMERS, Robert Rowan (DO #34-006606) Defiance, OH
Summary Suspension: Pursuant to Section 4731.22(G), O.R.C., medical license summarily suspended based on Board's determination that there is clear and convincing evidence that (1) doctor's ability to practice is impaired due to use and/or abuse of drugs, alcohol, or other substances that impair ability to practice, (2) doctor violated conditions of limitation placed by the Board upon doctor's license, and (3) doctor's continued practice presents a danger of immediate and serious harm to the public. Suspension effective 10/10/07.
Board Order: Medical license suspended for at least 90 days from 10/15/07; interim monitoring conditions, conditions for reinstatement, and subsequent probationary terms, conditions and limitations for at least seven years established. Based on doctor's impairment of ability to practice according to acceptable and prevailing standards of care because of habitual or excessive use or abuse of drugs, alcohol, or other substances that impair ability to practice and doctor's violation of conditions of limitation placed on doctor's medical license by the 4/2/03 consent agreement. Order effective 1/4/08.

SWEDA, Susan Gail (MD #35-058466) Newark, OH
Consent Agreement: Medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 11/15/07; agreement to remain in effect for at least five years prior to any request for termination.

SZOKOLOCZY-SYLLABA, Andreas Herbert (DO #34-007391) Dayton, OH
Consent Agreement: Medical license suspended indefinitely; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions, and limitations to monitor practice. Based on

doctor's diagnosis of manic-depressive disorder and admitted inability to practice medicine according to acceptable and prevailing standards of care due to doctor's present psychiatric condition. Agreement effective 9/12/07.

TELMANIK, Kimberly M. (PA #50-000380) Lorain, OH
Consent Agreement: Physician assistant license suspended for at least 180 days; interim monitoring conditions and conditions for reinstatement established, including requirement that physician assistant enter into subsequent consent agreement incorporating probationary terms, conditions, and limitations to monitor practice. Based on physician assistant's admission of having authorized for personal use prescriptions for Tramadol; admission of having been diagnosed as opioid and alcohol dependent, for which physician assistant has sought treatment through a Board-approved provider; admission of having been diagnosed with depression, obsessive compulsive disorder, and dythymia; admission of having been granted treatment in lieu of conviction by the Lorain County Court of Common Pleas on one felony count of Deception to Obtain Dangerous Drugs; and admission of being impaired in ability to practice as a physician assistant according to acceptable and prevailing standards of care due to habitual or excessive use or abuse of drugs. Agreement effective 12/12/07.

THOMAS, Gregory Michael (MD #35-048215) Toledo, OH
Consent Agreement: Permanent revocation of medical license stayed, with medical license suspended for at least two years; conditions for reinstatement and subsequent probationary terms, conditions, and limitations for at least five years established. Based on doctor's admission of improper prescribing and failure to conform to minimal standards of care in the course of treatment of 16 specified patients. Consent agreement effective 4/28/07; agreement to remain in effect for at least five years following reinstatement or restoration of doctor's medical license, prior to any request for termination.

TIRMONIA, Virgil (MD #35-021281) Canton, OH
Voluntary Surrender: Order permanently revoking doctor's medical license entered on 11/14/07 as authorized by doctor in lieu of further investigation of allegations that doctor failed to comply with the minimal standards of care and committed an act in the course of practice that constitutes a misdemeanor. Surrender effective 11/15/07.

TOWARD, Brett Edward (MD #35-075173) Mansfield, OH
Consent Agreement: Revocation of medical license stayed, with medical license suspended for at least one year, beginning 1/11/07; conditions for reinstatement established; and subsequent probationary terms, conditions, and limitations established for at least five years following license reinstatement based on doctor's admission of failing to provide complete and accurate information on licensure, insurance, and credentialing applications and failing to arrange on-call coverage for doctor's private practice during the time doctor was working in hospital emergency departments. Agreement effective 1/11/07; agreement to remain in effect for at least one year following licensure reinstatement prior to request for modification of probationary terms, limitations, and conditions.

TRUONG, Hans Hoffman (MD applicant) Spring, TX
Board Order: Application for medical license granted, provided that doctor meets all statutory and regulatory requirements, with reprimand imposed. Order effective 7/12/07.

TURNER, Ross Putnam (DO Training Certificate #58-001438) Columbus, OH
Consent Agreement: Osteopathic training certificate suspended for at least 180 days; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions, and limitations to monitor practice. Based on doctor's admitted inability to practice according to acceptable and prevailing standards of care due to habitual or excessive use or abuse of drugs, for which doctor has sought treatment through a Board-approved provider. Agreement effective 3/14/07.

VAN WAGONER, Kerrie (PA #50-001795) Centerville, OH
Consent Agreement: Physician assistant license suspended for an indefinite period of time, at least until physician assistant cooperates fully in providing the Board with requested information relative to obtaining controlled substances for self-use; interim monitoring conditions and conditions for reinstatement

established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions, and limitations to monitor practice. Based on physician assistant's admission of having been diagnosed with depression and opiate dependence, with the drug of choice being Vicoprofen, for which physician assistant has sought treatment by a Board-approved treatment provider, and of having been determined to be impaired in ability to practice medicine according to acceptable and prevailing standards of care due to the habitual or excessive use or abuse of drugs. Agreement effective 6/13/07.

WANKEWYCZ, Kristopher Nicholas (LMT #33-013247) Parma, OH
Board Order: Massage therapy license permanently revoked based on massage therapist's impaired ability to practice according to acceptable and prevailing standards of care due to habitual or excessive use or abuse of alcohol or other substances that impair ability to practice and violation of conditions of limitations placed on massage therapy license by 6/9/04 Board Order. Order effective 8/9/07.

WASSIL, John George, III (MD #35-077968) Sharon, PA
Child Support Default Non-Renewal: Pursuant to determination of the Trumbull County Child Support Enforcement Agency that doctor is in default under a child support order, doctor's lapsed medical license can not be renewed or reinstated until such time as the Board receives notice from the Trumbull County Child Support Enforcement Agency that doctor is no longer determined to be in default. Non-renewal effective 6/6/07.

WELDEN, Scott Robert (MD #35-075182) Cincinnati, OH
Consent Agreement: Medical license suspended for at least 180 days; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions, and limitations to monitor practice. Based on doctor's admitted history of chemical dependency and inappropriately obtaining controlled substances for doctor's own use, for which doctor has sought treatment through a Board-approved provider, and doctor's admission of impairment in ability to practice according to acceptable and prevailing standards of care due to habitual or excessive use or abuse of drugs. Agreement effective 7/11/07.

WERNER, Joseph Gregory (MD Training Certificate #57-008700) Columbus, OH
Consent Agreement: Medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 1/10/07; agreement to remain in effect for at least five years prior to any request for termination.

WHALEN, John Kevin (MD #35-073148) Covington, KY
Consent Agreement: Medical license restored subject to probationary terms, conditions, and limitations imposed to monitor practice based on doctor having been deemed capable of practice according to acceptable and prevailing standards of care, so long as certain treatment and monitoring conditions are in place. Agreement effective 3/14/07; agreement to remain in effect for at least two years prior to any request for termination.

WHITLOCK, Randall Gregory, Jr. (PA #50-001262) Cincinnati, OH
Consent Agreement: Physician assistant license suspended for at least 180 days; interim monitoring conditions and conditions for reinstatement established, including requirement that physician assistant enter into subsequent consent agreement incorporating probationary terms, conditions, and limitations to monitor practice. Based on physician assistant's admitted history of chemical dependency (alcohol, cocaine, and crack cocaine), for which physician assistant has sought treatment through a Board-approved provider, and physician assistant's admission of inability to practice according to acceptable and prevailing standards of care. Agreement effective 3/14/07.
Consent Agreement: Physician assistant license suspended for at least one year; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions, and limitations to monitor practice. Based on physician assistant's relapse on cocaine, for which physician assistant has sought treatment through a Board-approved provider, and failure to comply with conditions of limitations imposed by the 3/14/07 consent

agreement. Agreement, which supersedes the 3/14/07 consent agreement, effective 7/11/07.

WHITTY, Heather Louise (Massage Therapy applicant) Perrysburg, OH
Consent Agreement: Massage therapy license granted, subject to probationary terms, conditions, and limitations imposed based, pursuant to a Board-ordered evaluation, on massage therapist's diagnosis of Bipolar Disorder, in full remission, and on massage therapist having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment conditions are in place. Agreement effective 7/11/07; agreement to remain in effect for at least two years prior to any request for termination.

WISE, Matthew Jay (MD #35-085837) Gallup, NM
Board Order: Medical license revoked based on prior action by Florida's board in accepting the voluntary relinquishment of doctor's license in that state. Order effective 7/11/07.

WORKMAN, Robert Gerald (MD #35-034048) Akron, OH
Voluntary Surrender: Order permanently revoking doctor's medical license entered on 11/14/07 as authorized by doctor in lieu of further investigation of allegations that doctor is impaired in the practice of medicine due to habitual or excessive use or abuse of drugs, alcohol, or substances that impair ability to practice. Surrender effective 11/15/07.

WRIGHT, Jamey D. (Telemedicine-Doctor of Medicine applicant) Columbia, MO
Consent Agreement: Application for telemedicine license granted provided doctor otherwise meets all statutory and regulatory requirements, with doctor reprimanded; terms, conditions, and limitations established for a period of two years. Agreement effective 8/9/07.

ZINNI, Richard Allan (DO #34-003785) Madison, OH
Consent Agreement: Medical license suspended for at least 90 days, with 12/14/05 Consent Agreement terminated; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions, and limitations to monitor practice. Based on doctor's admitted relapse on tramadol and admitted failure to comply with conditions of limitation imposed by 12/14/05 Consent Agreement. Agreement effective 10/10/07.

CME Actions

CHEN, Jing Xuan (MD #35-081375) Westerville, OH
Consent Agreement: Doctor reprimanded, fined \$5,000, and required to submit documentation of compliance with required CME for specified CME acquisition periods. Based on doctor's admission of having certified on license renewal application that requisite CME had been completed, when, in fact, it was not completed. Agreement effective 4/11/07.

ESCOBAR, Martin (MD #35-079291) Lake Milton, OH
Consent Agreement: Doctor reprimanded, fined \$750, and required to submit documentation of compliance with required CME for specified CME acquisition periods. Based on doctor's admission of having certified on license renewal application that requisite CME had been completed, when, in fact, it was not completed. Agreement effective 4/11/07.

MCKAKEN, David Allen (MD #35-060233) Columbus, OH
Board Order: Doctor reprimanded and fined \$5,000, with CME, reporting, and audit requirements established. Based on doctor's false report on renewal application of having obtained requisite CME during the 2002 – 2004 and failure to timely obtain requisite CME for the 2004 – 2006 CME periods. Order effective 1/12/07.

METZ, Joseph Michael (MD #35-082844) Urbana, OH
Consent Agreement: Doctor reprimanded, fined \$3,000, and required to submit documentation of compliance with required CME for specified CME acquisition periods. Based on doctor's admission of having certified on license renewal application that requisite CME had been completed, when, in fact, it was not completed. Agreement effective 4/11/07.

CME Actions continued from page 21

STRICKLAND, Susan Kay (MD #35-065274) Chagrin Falls, OH
Consent Agreement: Doctor reprimanded, fined \$500, and required to submit documentation of compliance with required CME for specified CME acquisition periods. Based on doctor's admission of having certified on license renewal application that requisite CME had been completed, when, in fact, it was not completed. Agreement effective 4/11/07.

YOUNG, Hazel Green (MD #35-045806) Cleveland, OH
Consent agreement terminated upon verification of doctor's compliance with terms for three biennial registration periods. Effective 11/9/07.

Comments? Suggestions?

We welcome your feedback about
Your Report and the Medical Board's website

Send your comments or suggestions to:

*Joan Wehrle, CPMSM
Executive Staff Coordinator
Joan.Wehrle@med.state.oh.us*

PROBATION COMPLETED

The following licensees have completed the terms of probation defined by Board Order or Consent Agreement:

NAME	LICENSE NUMBER	CITY	EFFECTIVE DATE
BALDWIN, Mark Denison	DO #34-005880	Columbus, OH	8/14/07
BOEHM, Gregory Xavier	MD #35-041394	North Olmsted, OH	8/31/07
BROCK, David Todd	DO #34-007161	London, OH	7/11/07
BRUENING, Frank Raymond	MD #35-032119	Marblehead, OH	1/12/07
BYKOV, Victor	MD #35-068421	Garrettsville, OH	8/14/07
CURTIS, Boyd D	MD #35-059531	Columbus, OH	3/15/07
DYE, Leslie R.	MD #35-056829	Cincinnati, OH	6/13/07
FLEMING, James Edward	MD #35-029707	Bratenhal, OH	3/15/07
GEORGE, Walter Lloyd, Jr.	MD #35-043159	Medina, OH	9/12/07
GOODEN, Timothy Alwyn	MD #35-048868	Birmingham, Al	3/15/07
GOTTSCHALK, Todd Gilbert	DO #34-006902	Las Vegas, NV	6/22/07
HABERBERGER, Tammy Marie	DO #34-009050	Massillon, OH	6/13/07
HALL, Darrell Andre	MD #35-072948	Toledo, OH	10/10/07
HIGHBERGER, W. Andrew	MD #35-056976	Marysville, OH	8/8/07
ISKANDER, Hany Maurice	MD #35-074030	Bucyrus, OH	3/15/07
JONES, Jeffrey Thomas	PA #50-001782	Canton, OH	8/8/07
KLEINER, Laurence Irwin	MD #35-080822	Dayton, OH	3/15/07
MCCOY, Terrence Francis	MD #35-058974	Cincinnati, OH	1/30/07
MCINTOSH, Michael Stephen	MD #35-049922	Charleston, WV	4/11/07
MIKHAIL, Michael Soliman	MD #35-043221	Elyria, OH	3/15/07
OSTING, Ralph George	DPM #36-002996	Grafton, OH	1/12/07
PAAT, Erdulfo Paz	MD #35-034225	Parma, OH	9/12/07
POJE, Joanne	MD #35-078117	Chillicothe, OH	12/12/07
PROCHOROFF, Andre	MD #35-087023	Cleveland, OH	10/10/07
ROTHSTEIN, Lawrence Brian	MD #35-057342	Dayton, OH	4/11/07
SALUKE, Julia Kathryn	MD #35-069357	Grover, NC	5/8/07
SCHEIDLER, Joseph Stanley	DO #34-004803	Hamilton, OH	8/14/07
SHAHAMAT, Ahmad	MD #35-039134	Westlake, OH	10/13/07
SMITH, Leonard K.	MD #35-036580	Kenton, OH	7/11/07
SNYDER, Charles William	MD #35-071606	Granville, OH	10/29/07
SOUTHIERE, George Armand, Jr.	MD #35-070885	Providence, RI	5/12/07
STANEK, Michael James	DO #34-004882	Phoenix, AZ	8/14/07
STARR, Tom Reutti	MD #35-026557	Dayton, OH	5/9/07
TARESHAWTY, Eugene Frank, Jr.	MD #35-058757	Boardman, OH	5/9/07
TRUMBO, John Rolla	MD #35-050813	Caldwell, ID	1/10/07
VAN KIRK, Robert John, Jr.	MD #35-086613	Euclid, OH	7/13/07
WAHL, Kelli Dawn	LMT #33-005757	Zanesville, OH	6/13/07
WOODROW, Virginia Catherine	MD #35-047163	Sidney, OH	4/11/07
YANG, Paul Po-Tsang	MD #35-071034	Wilmington, OH	6/15/07



Court Action Update

Court Appeals and Decisions entered between January and December 2007 related to Medical Board disciplinary actions taken prior to January 2007

AKHTAR, Jabir Kamal (MD applicant) Scotts Valley, CA
Court Action: Notice of Appeal of Board's 7/11/07 Order filed by doctor with the Franklin County Court of Common Pleas on 7/26/07.

APPLEGATE, Gerald Brian (MD #35-065717) Miami, FL
Court Action: By Decision and Entry filed 1/16/07, the Franklin County Court of Common Pleas affirmed the Board's 6/14/06 Order, which Order suspended doctor's license for one year and established reinstatement conditions and subsequent probationary terms based on doctor's failure to provide complete and accurate information on Ohio licensure applications and prior actions against doctor's medical licenses by the Pennsylvania and New York boards. **Court Action:** Notice of Appeal of the 1/16/07 Judgment Entry of the Franklin County Court of Common Pleas, which had affirmed the Board's 6/14/06 Order, filed with the 10th District Court of Appeals on or about 1/26/07. **Court Action:** By Opinion rendered 11/29/07 and Entry filed 11/30/07, the 10th District Court of Appeals affirmed in part and reversed in part the judgment of the Franklin County Court of Common Pleas, which had upheld the Board's 6/14/06 Board Order, and ordered the matter be remanded to the Board to determine the appropriate sanction.

BHAMA, Savitri (MD applicant) Clinton Twp., MI
Court Action: Notice of Appeal of Board's 11/14/07 Order permanently denying doctor's application for licensure filed by doctor with the Franklin County Court of Common Pleas on or about 12/3/07.

COLEMAN, Robert Stanley, Jr. (MD #35-075738) Chardon, OH
Court Action: By Opinion and Entry filed on 9/25/07, the 10th District Court of Appeals affirmed in part and reversed in part the 12/29/06 judgment of the Franklin County Court of Common Pleas, which had affirmed the Board's 1/11/06 Order suspending the doctor's license, and remanded the matter to the Franklin County Court of Common Pleas with instructions to remand it to the Board for reconsideration of an appropriate sanction in light of the decision.

COLTON, Danny Maurice (MD applicant) Newtown, OH
Court Action: By Agreed Judgment Entry filed 2/16/07, the Franklin County Court of Common Pleas vacated the Board's 2/13/02 Notice of Opportunity for Hearing and 9/10/03 Order, and directed that the Board deem the doctor's 9/7/00 application for licensure as abandoned.

CONIGLIO, Gerald Anthony (MD #35-047981) Mt. Morris, NY
Court Action: By decision filed 3/5/07 and Judgment Entry filed 3/13/07, the Franklin County Court of Common Pleas affirmed the Board's 10/11/06 Order. **Court Action:** Notice of Appeal of the 3/13/07 Entry and 3/05/07 Decision of the Franklin County Court of Common Pleas filed with the 10th District Court of Appeals on 4/11/07. **Court Action:** By Entry filed on 9/29/07 and Opinion filed on 9/25/07, the 10th District Court of Appeals affirmed the 3/5/07 decision and 3/13/07 Entry of the Franklin County Court of Common Pleas. **Court Action:** Notice of appeal of the 9/29/07 decision of the 10th District Court of Appeals, which had affirmed the 3/5/07 decision of the Franklin County Court of Common Pleas, filed with the Ohio Supreme Court on 11/9/07.

DERAKHSHAN, Iraj (MD #35-037499) Charleston, WV
Court Action: By Decision and Entry filed 3/9/07, the Franklin County Court of Common Pleas dismissed doctor's appeal of the Board's 1/11/06

Order. **Court Action:** Notice of Appeal of the 3/9/07 Entry and Decision of the Franklin County Court of Common Pleas filed by doctor with the 10th District Court of Appeals on 4/2/07. **Court Action:** By Opinion rendered and Entry filed on 10/30/07, 10th District Court of Appeals reversed the judgment of the Franklin County Court of Common Pleas, which had dismissed doctor's appeal of the 1/11/06 Board Order, and remanded the matter to the Court of Common Pleas for consideration of the appeal.

DOUGLAS, Janice Electa Green a.k.a. Janice Douglas Baltimore (MD #35-039559) Bratenahl, OH
Court Action: By Decision and Entry filed on 5/31/07, the Franklin County Court of Common Pleas affirmed Board's 6/14/06 Order suspending medical license for at least three years.

GILL, Benjamin Lee (DO #34-001453) Akron, OH
Court Action: Notice to Withdraw Appeal pending in the Franklin County Court of Common Pleas filed by doctor on 11/13/07.

HAIJ-HAMED, GHASSAN (MD #35-069745) Cincinnati, OH
Court Action: By opinion filed on 5/24/07 and Entry filed on 5/25/07, the 10th District Court of Appeals affirmed the judgment of the Franklin County Court of Common Pleas, which had affirmed the Board's 1/12/05 permanent revocation Order.

HOLZHAUSER, Ruth Ann (MD #35-045292) Columbus, OH
Court Action: By Opinion and Entry filed 9/25/07, the 10th District Court of Appeals affirmed the 10/3/06 Judgment of the Franklin County Court of Common Pleas, which had affirmed the Board's 2/8/06 Order permanently revoking doctor's medical license. **Court Action:** By Journal Entry filed 11/5/07, the 10th District Court of Appeals continued the stay of the 2/8/06 Board Order pending doctor's appeal to the Ohio Supreme Court. **Court Action:** Notice of appeal of the 9/25/07 Opinion of the 10th District Court of Appeals, which had affirmed the 10/3/07 judgment of the Franklin County Court of Common Pleas, filed with the Ohio Supreme Court on 11/8/07.

LEUVOY, Randall Don (DO #34-004367) Lancaster, OH
Court Action: By Final Judgment filed 1/8/07, Franklin County Court of Common Pleas dismissed doctor's appeal of Board's 9/13/06 Order, which had revoked doctor's medical license.

MARTINEZ, Jorge Arturo (MD #35-050822) Boardman, OH
Court Action: By Decision and Entry filed on 8/22/07, the Franklin County Court of Common Pleas affirmed the Board's 8/9/06 Order.

MOORE, John Pease, III (MD #35-069259) Dayton, OH
Court Action: By decision filed 3/9/07 the Franklin County Court of Common Pleas affirmed the Board's 5/14/03 Order which suspended the doctor's license for at least two years and established conditions for reinstatement and subsequent probationary terms, conditions, and limitations..

POLITI, Barry Joseph (MD applicant) Jackson, MS
Court Action: By opinion rendered on 5/10/07 and Entry filed on 5/23/07, 10th District Court of Appeals affirmed the judgment of the Franklin County Court of Common Pleas, which had affirmed the Board's 11/9/05 Order.

COURT ACTIONS continued from page 23

PORTER, Stephen Randall (MD #35-069802) Harrison, OH
Court Action: By Amended Judgment Entry filed 4/16/07, the Franklin County Court of Common Pleas ordered the Board to vacate the 4/13/05 Order, which had revoked doctor's medical license. Accordingly, the terms, conditions, and limitations established in the 9/10/03 Consent Agreement remain in effect.

RIDGEWAY, Joseph Aloysius, IV (MD #35-062021) Columbus, OH
Court Action: By Decision filed on 4/13/07 and Entry filed on 4/27/07, the Franklin County Court of Common Pleas affirmed Board's 2/8/06 indefinite suspension Order. **Court Action:** Notice of Appeal of the 4/27/07 Entry of the Franklin County Court of Common Pleas, which affirmed the Board's 2/8/06 Order, filed with the 10th District Court of Appeals on 5/30/07. **Court Action:** By Opinion rendered and Entry filed on 10/23/07, 10th District Court of Appeals affirmed the 11/1/06 judgment of the Franklin County Court of Common Pleas, which had dismissed doctor's injunctive action and appeals from the 11/9/05 and 2/8/06 Board Orders.

ROSENBERG, Mark Robert (MD #35-065727) Elisville, MO
Court Action: By Decision and Entry filed 1/11/07, the Franklin County Court of Common Pleas denied doctor's request for a stay of the Board's 12/1/06 suspension Order. **Court Action:** By Decision and Entry filed 11/30/07, the Franklin County Court of Common Pleas affirmed the Board's 12/1/06 Order, by which the Board had permanently revoked doctor's license, but stayed the revocation and suspended doctor's license for at least one year with conditions for reinstatement.

SIMONS, Mitchell Edward (MD #35-050545) Cincinnati, OH
Court Action: By Journal Entry filed 1/8/07, the 10th District Court of Appeals dismissed doctor's administrative appeal of Board's 7/12/06 Order, which had permanently limited and restricted doctor's practice.

**License Reinstatements
Following Suspension**

APPLEGATE, Gerald Brian (MD #35-065717) Miami, FL
One year definite suspension completed on 6/17/07 subject to probationary terms and conditions established by 6/14/06 Board Order.

KARASIK, Gregory (MD #35-068821) Bellevue, OH
Doctor's request for reinstatement of license approved by Board vote on 3/15/07 subject to probationary terms and conditions established in the 11/16/06 Consent Agreement. Reinstatement effective 3/15/07.

LEON, Alberto A. (MD #35-046211) Middletown, OH
Doctor's request for restoration of medical license approved by vote of the Board on 7/11/07, subject to probationary terms and conditions established by 11/10/04 Board Order. Restoration effective upon doctor's successful completion of the SPEX.

O'BRIEN, Michael J. (DO #34-006651) Shadyside, OH
Doctor's request for restoration of license approved by Board vote on 3/15/07 subject to probationary terms and conditions established by 9/11/02 Board Order. Restoration effective 3/15/07.

RATH, David A. (MD (35-057898) Sunbury, OH
Doctor's request for reinstatement approved by vote of the Board on 7/11/07, subject to probationary terms and conditions established by 4/12/06 Board Order.

STRASEK, Frank Murray (DPM #36-001720) Rocky River, OH
Doctor's request for reinstatement approved by vote of the Board on 7/11/07, subject to probationary terms and conditions established by 7/12/06 Board Order. ♦

STATE OF OHIO
THE STATE MEDICAL BOARD
30 E. Broad St., 3rd Floor
Columbus, Ohio 43215-6127



YOUR REPORT

FROM THE STATE MEDICAL BOARD OF OHIO

WINTER 2007-2008

CLARIFICATION:

The article entitled *DEA Rule Regarding “Do Not Fill Before” Prescriptions*, which appears on page 2 of the Winter 2007-2008 issue of Your Report, contains a typographical error. The article states that “a prescriber might write six prescriptions, each for a 30-day supply.” The statement should read, “a prescriber might write six prescriptions, each for a **15-day** supply.”

4-17-08
