

**STATE MEDICAL BOARD OF OHIO
FORMAL ACTION REPORT – June 2011**

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Listed below is a summary of the disciplinary actions taken or initiated by the State Medical Board of Ohio in June 2011 and an update of Board matters pending in courts as of the date of this document.

PRE-HEARING SUSPENSION

HOMISH, Jerome David (DO #34.005148) – Gallipolis, OH

Pursuant to Section 4731.22(G), ORC, and the 8/11/10 consent agreement, medical license summarily suspended based on Board's determination that there is clear and convincing evidence that doctor has violated the terms of the 8/11/10 consent agreement, is impaired in the practice of medicine due to the use or abuse of drugs, alcohol, or other substances, and is unable to practice according to acceptable and prevailing standards of care by reason of mental illness or physical illness, and that doctor's continued practice presents a danger of immediate and serious harm to the public. Effective date 6/8/11. (See also: Citations & Proposed Denials below)

DRAGASH, Terry Alan (DO #34.004340) – Columbus, OH

Pursuant to Section 3719.121(C), ORC, medical license immediately suspended based on doctor having entered a guilty plea to one felony count of Possession of Cocaine. Effective date 6/8/11. (See also: Citations & Proposed Denials below)

CITATIONS & PROPOSED DENIALS

DAWES, Michael Donovan (MD #35.068977) – Portsmouth, OH

Based on the DEA's immediate suspension of doctor's Certificate of Registration, the underlying basis being allegations concerning doctor's prescribing of large amounts of narcotics and controlled substances, including, but not limited to, continued prescribing to individuals who engage in conduct indicative of diversion or abuse of controlled substances. Notice of opportunity for hearing mailed 6/9/11.

DRAGASH, Terry Alan (DO #34.004340) – Columbus, OH

Based on doctor having entered a guilty plea to one felony count of Possession of Cocaine, for which doctor was placed into an Intervention in Lieu of Conviction status. Notice of opportunity for hearing mailed 6/9/11. (See also: Pre-hearing Suspension)

FANTAUZZI, Mark Rudolph (DO #34.005948) – Portland, ME

Based on the DEA's immediate suspension of doctor's Certificate of Registration, the underlying allegations including that doctor prescribed controlled substances for other than legitimate medical purposes or outside the usual course of professional practice, doctor made false statements in his application for a terminal distributor license, and that one of doctor's patients died from an overdose four days after doctor prescribed large dosage units of oxycodone and alprazolam for the patient. Notice of opportunity for hearing mailed 6/9/11.

HOMISH, Jerome David (DO #34.005148) – Gallipolis, OH

Based on allegations that doctor violated the terms of the 8/11/10 consent agreement, is impaired in the practice of medicine due to relapse on alcohol, and has been determined not capable of practicing medicine in a safe and competent manner in accordance with the minimal standards of care due to uncontrolled anxiety. Notice of opportunity for hearing mailed 6/9/11. (See also: Pre-hearing Suspension)

TEMPONERAS, John S. (MD #35.033066) – Portsmouth, OH

Based on the DEA's Immediate Suspension of doctor's Certificate of Registration, the underlying allegations including that between 2/24/09 and 1/31/11 doctor authorized over 3,000 prescriptions for controlled substances knowing that they would likely be filled by an unregistered dispensary owned by a family member, doctor's prescribing of controlled substances without an individualized treatment plan for each patient, and doctor's failure to keep inventory records on the receipt and disposition of 27,500 dosage units of controlled substances ordered in 2009 and 2010. Notice of opportunity for hearing mailed 6/9/11.

TEMPONERAS, Margy (MD #35.072571) – Wheelersburg, OH

Based on the DEA's Immediate Suspension of doctor's Certificate of Registration, the underlying allegations including that between 1/1/07 and 11/3/09 doctor made over 3,000 unauthorized distributions of controlled substances, ordered more than 800,000 dosage units of oxycodone products in 2010, prescribed or dispensed controlled substances for other than legitimate medical purpose, and prescribed a combination of controlled substances to three patients who died as a result of drug overdoses that likely involved the controlled substances doctor prescribed or dispensed. Notice of opportunity for hearing mailed 6/9/11.

YAKHMI, Rajiv (MD #35.078313; MD Training Cert. #57.002161) – Springfield, OH

Based on doctor's Voluntary Surrender of Controlled Substances Privileges to the DEA, based upon doctor's alleged failure to comply with federal requirement pertaining to controlled substances. Notice of opportunity for hearing mailed 6/9/11.

DISMISSALS OF CITATIONS

NAUM, George Phillip, III (DO #34.005389) – Martins Ferry, OH (Late Report)

By Order issued 10/12/10, the Board dismissed without prejudice the 3/10/10 Notice of Opportunity for Hearing issued to doctor. Based on the determination that it would be administratively inefficient to pursue the matter at this time.

FINAL DISCIPLINARY ORDERS

FARR, Peter Donald (MD Applicant) – Rising Sun, IN (Corrected Order)

Original Order issued stating the application was permanently revoked. Original Order effective 6/8/11.

Corrected Order issued: Application for medical license permanently denied. Based on applicant having been convicted of one felony count of Illegal Kickbacks, one felony count of Medical Billing Fraud, and one felony count of False or Fraudulent Claims; on prior action by the US Department of Health and Human Services in excluding doctor from participation in all federal health programs for a minimum of 10 years; and on prior actions by the medical licensing agencies in

Indiana, Michigan, New York, and Illinois in suspending or accepting the surrender of doctor's license in that state. Corrected Order effective 6/20/11. (Journal Entry – no hearing requested)

FURICCHIA, James Vincent (MD #35.065087) – Toledo, OH

Medical license revoked. Based on Board's determination that doctor violated the terms of the 8/9/07 consent agreement by failing to submit required reports and drug and alcohol screens, announcing his decision to terminate the consent agreement, failing to notify the Board of his new address, and failing to appear for required personal appearances. Order effective 6/9/11. (Journal Entry – no hearing requested)

JOHNSTON, Seth Sage (MD #35.092050) – Newport, KY

Medical license revoked. Based on prior action by Kentucky's medical board in approving an Interim Order whereby doctor agreed not to practice in that state pending that board's action concerning the final resolution of criminal charges against him alleging two counts of third degree sexual abuse involving a patient. Order effective 6/8/11. (Journal Entry – no hearing requested)

REINGLASS, James Lowell (MD #35.031883) – Canton, OH

Medical license reinstated, license limited and restricted to the practice of addiction medicine until doctor has taken and passed the SPEX or has demonstrated that he is board certified by the American Board of Psychiatry and Neurology; license suspended indefinitely; interim monitoring conditions and conditions for reinstatement established; subsequent probationary terms, conditions, and limitations established for at least five years. Based on Board's determination that doctor's mental health appears to have improved sufficiently so that he is more likely to be able to comply with monitoring and probationary requirements, and he has passed the board specialty certification examination for addiction medicine. Order effective upon mailing.

RUSSELL, Jaimee Nicole (LMT #33.008851) – Miamisburg, OH

Massage therapy license revoked. Based on Board's determination that massage therapist is impaired in ability to practice in accordance with accepted 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 6/8/11. (Journal Entry – no hearing requested)

SCOTT, Van Edward (MD #35.062207) – New Castle, PA

Medical license revoked. Based on prior action by Pennsylvania's medical board in accepting doctor's surrender of his medical license in that state, the underlying basis including doctor's arrest for illegally prescribing controlled substances. Order effective upon mailing.

WESTGERDES, Anthony David (MT Applicant) – Coldwater, OH

Application for massage therapy license denied. Based on applicant's criminal history and impairment of ability to practice according to the prevailing standards of care due to habitual or excessive use or abuse of drugs, alcohol, or other substances that impair ability to practice. Order effective upon mailing.

CONSENT AGREEMENTS

HARPER, Michael Joseph (MD #35.065460) – Grove City, OH

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 admission of having engaged in sexual activity with one patient both in and outside of the office setting. Agreement effective 6/9/11.

PURVIS, Jerry Gaines, Jr. (MD #35.080726) – South Bloomfield, OH

Summary suspension of medical license terminated, 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 according to acceptable and prevailing standards of care due to habitual or excessive use or abuse of drugs, alcohol, or other substances that impair ability to practice. Agreement effective 6/9/11.

RYU, Dan (MD #35.067499) – Brook Park, OH

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 6/9/11; agreement to remain in effect for at least five years prior to any request for termination.

SALAS, Neil Alejandro (MD Training Cert. #57.018706) – Canton, OH

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 6/9/11; agreement to remain in effect for at least five years prior to any request for termination.

SIGNS, Denise J. (MD #35.049278) – Wooster, OH

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 6/9/11; agreement to remain in effect for at least five years prior to any request for termination.

WHITLOCK, Randall Gregory, Jr. (PA #50.001262; Prov. Prescrip. Auth. #54.000851) – Cincinnati, OH

Physician assistant license suspended for at least three years; prior surrender of provisional certificate to prescribe remains in effect; and interim monitoring conditions and conditions for reinstatement established. Based on physician assistant's admission that he is chemically dependent and relapsed on cocaine. Agreement effective 6/9/11.

VOLUNTARY SURRENDERS/RETIREMENTS

LEVINE, Isaac J. (MD #35.017298) – Cincinnati, OH

Board Order permanently revoking doctor's medical license as authorized by doctor in lieu of further investigation of an allegation that doctor prescribed to a person he had not personally examined and diagnosed. Effective 6/9/11.

SCHOFIELD, Kira (MD #35.067598) – Middletown, OH

Board Order permanently revoking doctor's medical license as authorized by doctor in lieu of formal disciplinary proceedings based upon doctor's admission of no longer being able to perform duties as a physician as the result of physical disabilities, which disabilities also impact her mental health. Effective 6/9/11.

LICENSE REINSTATED

STRAUBING, Stephen Alan (MD #35.040988) – Cincinnati, OH

Doctor's request for license reinstatement granted, subject to probationary terms, conditions and limitations for at least five years as outlined in the 7/14/10 Board Order. Reinstatement effective 6/8/11.

PROBATION COMPLETED

FRYMAN, Ryan Steven (DO #34.008473; DO Training Cert. #58.000667) – Columbus, OH

Doctor's request for release from the terms of the 6/14/06 consent agreement granted by 6/8/11 Board vote. Release from probation effective 6/14/11.

KHAJA, Azamuddin (MD #35.095412) – Springfield, OH

Doctor's request for release from the terms of the 5/12/10 Board Order granted by 6/8/11 Board vote. Release from probation effective 6/8/11.

PRINCELL, Roger Holman (MD #35.026545) – Oxford, OH

Doctor's request for release from the terms of the 3/10/10 consent agreement granted by 6/8/11 Board vote. Release from probation effective 6/8/11.

STEVENSON, William C. (MD #35.046537) – Washington Court House, OH

Doctor's request for release from the terms of the 6/15/06 consent agreement granted by 6/8/11 Board vote. Release from probation effective 6/15/11.

PROBATION – MONITORING TERMS MODIFIED

COOPER, L. Jean (MD #35.069638) – Charleston, IL

Doctor's request to reduce required psychiatric sessions to every other week granted by 6/9/11 Board vote.

FRAGATOS, Peter (MD #35.083165) – Parma, OH

Monitoring physician approved and frequency and number of charts for review established by 6/9/11 Board vote.

GRIFFIN, George D. J., III (MD #35.038479) – Cincinnati, OH

Monitoring physician approved and frequency and number of charts for review established by 6/9/11 Board vote.

KENNEN, James Michael (DO #34.009065; #34.004546) – Lakewood, OH

Monitoring physician approved and frequency and number of charts (films) for review established by 6/9/11 Board vote.

MAYCON, Zev R. (MD #35.072264) – Alliance, OH

Doctor's request to reduce required personal appearances to every six months and reduce required drug and alcohol rehabilitation meetings to two per week, with a minimum of 10 per month granted by 6/9/11 Board vote.

MOINUDDIN, Douglas Shaheen (MD #35.096929; MD Training Cert. # 57.006506) – Westlake, OH

Monitoring physician approved and frequency and number of charts for review established by 6/9/11 Board vote.

RHOADES, Chris Allen (MD #35.063999) – Columbus, OH

Monitoring physician approved and frequency and number of charts for review established by 6/9/11 Board vote.

SWEDA, Susan Gail (MD #35.058466) – Newark, OH

Doctor's request to reduce required personal appearances to every six months granted by 6/9/11 Board vote.

WEIL, Richard Mark (MD #35.057757) – Carrollton, OH

Doctor's request to discontinue required quarterly medication reports, required chart review, and required drug log granted by 6/9/11 Board vote.

ZINNI, Richard Allan (DO #34.003785) – Cleveland, OH

Doctor's request to eliminate work week restriction granted by 6/9/11 Board vote.

COURT ACTION UPDATE

ABDEL-AL, Naglaa Zidan Elsayed (MD #35.086026) – Windermere, FL

Notice of Appeal of Board's 4/13/11 Order revoking doctor's medical license filed by doctor with the Franklin County Court of Common Pleas on 5/13/11.

LEAK, William David (MD #35.044978) – Columbus, OH

By Entry filed 6/13/11, the Tenth District Court of Appeals denied doctor's motion for stay of the Board's 8/13/08 Order permanently revoking doctor's medical license pending appeal to the Ohio Supreme Court.

SMITH, Arthur Harry (MD #35.083898; MD Training Cert. #57.005758) – Hudson, OH

By Entry filed 6/3/11, the Tenth District Court of Appeals denied doctor motion for stay of the Board's 5/11/11 Order indefinitely suspending doctor's medical license.

By Entry filed 6/8/11 and Decision filed 5/25/11, the Franklin County Court of Common Pleas denied doctor's motion for stay of the Board's 5/11/11 Order indefinitely suspending doctor's medical license.

Non-Disciplinary Administrative Actions

Approval of Application

WARD, Jimmie Steve (PA Applicant; #50.001618) –Elkton, OH

Physician assistant license granted, with permanent limitation and restriction to practice within employment by the United States Department of Defense or the Veterans Administration. Order effective upon mailing. **(Non-disciplinary)**

Voluntary Surrender

STORROW, Alan B. (MD #35.060445) – Nashville, TN

Doctor's permanent surrender of medical license accepted by Board in lieu of continuing compliance with the terms of the 3/9/11 consent agreement. Effective 6/9/11. **(Non-disciplinary)**

Please note that revocation and suspension Orders are not always effective immediately. If you have questions about effective dates or conditions governing a licensee's practice before a Board Order takes effect, please contact the office.

Ohio law permits appeal of a Board Order to the Franklin County Court of Common Pleas. Due to this possibility and the potential for a stay that might delay the imposition of a Board action, you may wish to contact us periodically to verify a given practitioner's licensure status.

Most current citation letters, Board Orders, consent agreements and voluntary surrenders or retirements are available on the Medical Board's website at <http://med.ohio.gov/> under "*Licensee Profile and Status.*" If you have questions or need additional details about specific cases, please contact Jackie Moore at (614) 728-4640.