

State Medical Board of Ohio
Formal Action Report – August 2011

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Please find below a summary of actions taken or initiated by the State Medical Board of Ohio in August 2011 and an update of Board matters pending or decided in courts as of the date of this document.

PRE-HEARING SUSPENSIONS

HENSON, Mark Owen, M.D. (#35-076766) – Leesburg, Ohio

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 violated conditions of limitation imposed on his license by 7/15/2010 consent agreement and his ability to practice according to acceptable and prevailing standards of care is impaired, as evidenced by his submission of a urine screen that tested positive for alcohol; and that doctor's continued practice presents a danger of immediate and serious harm to the public. Order effective 8/11/2011. (*See also: Citations/Proposed Denials below*)

CITATIONS/PROPOSED DENIALS

HENSON, Mark Owen, M.D. (#35-076766) – Leesburg, Ohio

Based on doctor's alleged impairment of ability to practice according to acceptable and prevailing standards of care due to relapse; on violation of conditions of limitations imposed on his license by 7/15/2010 consent agreement; and on doctor having made false, fraudulent, or misleading statements in the submission of false declarations of compliance. Notice of opportunity for hearing mailed 8/11/2011.

RODEBAUGH, Justin Matthew, M.D. (#57-015418) – Solon, Ohio

Based on doctor's alleged violation of conditions of limitation imposed on his license by 3/9/2011 consent agreement. Notice of Opportunity for Hearing mailed 8/11/2011.

WEIDMAN, Amy Ruth, M.D. (#35-057181) – Fairlawn, Ohio

Based on doctor's alleged failure to conform to minimal standards of care with respect to treatment of one specified patient and alleged violation of the AMA code of ethics, the underlying basis being doctor's alleged inappropriate sexual conduct with the patient. Notice of Opportunity for Hearing mailed 8/11/2011.

DISMISSALS

AHMAD, Shafik, M.D. (#35-072585) – Centerville, Ohio

By Order and Entry filed on 8/9/2011, Medical Board dismissed 3/10/2010 Notice of Opportunity for Hearing without prejudice to further action.

NAUM, George Philip, III, D.O. (#34-005389) – Wheeling, West Virginia

By Order and Entry filed on 8/9/2011, Medical Board dismissed 7/13/2011 Notice of Opportunity for Hearing without prejudice to further action.

FINAL ORDERS

BAKER, Franklin Hobart, P.A. (#50-002801) – Cincinnati, Ohio

Application for certificate to prescribe granted, contingent on physician assistant meeting all statutory and regulatory requirements. Certificate immediately suspended for at least one year following issuance, with interim monitoring, reinstatement and subsequent probationary conditions established. Based upon physician assistant having provided false, fraudulent, or misleading information in his application for a certificate. Order effective 8/19/2011.

KALEJS, Molly, P.A. (Physician Assistant Applicant) – Rome, Ohio

Application for license to practice as a physician assistant granted, contingent on physician assistant meeting all statutory and regulator requirements. Based on Board's finding that physician assistant has adequately demonstrated her compliance with a probationary order previously issued by the Medical Board of California. Order effective 8/11/2011.

REA, William James, M.D. (#35-025922) – Dallas, Texas

Medical license restricted. Doctor must notify Board prior to commencing practice in Ohio and must submit evidence that he has maintained full compliance with the Mediated Agreed Order between doctor and the Texas Medical Board. Based on a prior action by the Texas Medical Board imposing conditions of practice and prohibitions on doctor's practice in that state. Order effective 8/19/2011.

ROLFE, Stephen J., M.D. (#35-051023) – Columbus, Ohio

Medical license revoked based on doctor's violation of conditions of limitation imposed on his practice by 10/8/2008 consent agreement. Order effective 8/11/2011.

ROYAL, Stacey Yvette, M.D. (#35-079907) – Gibsonia, Pennsylvania

Medical license permanently revoked based on doctor having been found guilty of two felony counts of Telecommunications Fraud, four felony counts of Insurance Fraud, four felony counts of Theft, and one felony count of Engaging in a Pattern of Corrupt Activity; the basis underlying the convictions being doctor's submission of fraudulent insurance claims for medical services which were never provided or provided at lower levels of care and quantities than those billed. Order effective 8/11/2011.

WEAVER, Rashiadah (Massage Therapist Applicant) – Cleveland, Ohio

Application for license to practice massage therapy permanently denied based on applicant making a false, fraudulent, deceptive, or misleading statement in applicant's massage therapy application by denying having been found guilty of any crimes, when applicant had been found guilty in the Court of Common Pleas of Summit County of one count of Possession of Cocaine, a felony, and one count of Theft, a felony. Order effective 8/11/2011. (Review and Journal Entry - no hearing requested.)

TEMPONERAS, John S., M.D. (#35-033066) – Portsmouth, Ohio

Medical license permanently revoked based on the Immediate Suspension of doctor's Certificate of Registration by the Drug Enforcement Administration, 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. Order effective 8/11/2011. (Journal Entry – no hearing requested.)

CONSENT AGREEMENTS

RYAN, Richard Joseph, M.D. (#35-062203) – Cincinnati, Ohio

Medical license reinstated subject to probationary terms, conditions and limitations based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring requirements are in place. Agreement effective 8/10/11; agreement to remain in effect for at least five years prior to any request for termination.

POPOVICH, William, M.D. (#35-089778) – Medina, Ohio

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 admissions that he is impaired due to chemical dependence, for which he has sought treatment through a Board-approved provider and that he obtained Percocet by writing a prescription for Percocet in the name of a patient, but obtained and kept the medication for his personal use. Agreement effective 8/10/2011.

LICENSE REINSTATED

JOBALIA, Nilesh Bhupendra, M.D. (#35-062727) – Cincinnati, Ohio

Doctor's request for reinstatement approved by vote of the Board on 8/10/2011, subject to probationary terms, conditions, and limitations established by 5/13/2009, consent agreement.

MACHERET, Leonid, M.D. (#35-056178) – Cincinnati, Ohio

Doctor's request for reinstatement approved by vote of the Board on 8/10/2011, subject to probationary terms, conditions, and limitations established by 12/10/2008, Board Order.

MCKEN, David A., M.D. (#35-060233) – Pataskala, Ohio

Doctor's request for reinstatement approved by vote of the Board on 8/10/2011, subject to probationary terms, conditions, and limitations established by 4/13/2011, Board Order.

SMITH, Arthur Harry, M.D. (#35-083898) – Austintown, Ohio

Doctor's request for reinstatement approved by vote of the Board on 8/10/2011, subject to probationary terms, conditions, and limitations established by 5/12/2011, Board Order.

PROBATIONARY REQUESTS

ADAS, Mohammad A., M.D. (#35-055276) – Perrysburg, Ohio

Doctor's request for approval of a practice plan and monitoring physician approved by vote of the Board on 8/11/2011. Frequency and number of charts to be reviewed by monitoring physician established.

BROWN, Cynthia Lynn, M.D. (#35-061375) – Avon, Ohio

Doctor's request for approval of monitoring physician approved by vote of the Board on 8/11/2011. Frequency and number of charts to be reviewed by monitoring physician established.

CARRAN, Todd S., M.D. (#35-070896) – Crestview Hills, Kentucky

Doctor's request to discontinue psychiatric sessions approved by vote of the Board on 8/11/2011.

CORNICELLI, Samuel Francis, Jr., M.D. (#35-062164) – Shaker Heights, Ohio

Doctor's request for approval of treating psychiatrist approved by vote of the Board on 8/11/2011.

GROSS, Carey Kathleen, D.O. (#58-002297) – Pembroke Pines, Florida

Doctor's request for approval of assessors for purposes of reinstatement approved by vote of the Board on 8/11/2011.

HAIMES, Jonathan L., M.D. (#35-066575) – Columbus, Ohio

Doctor's request for approval of a monitoring physician approved by vote of the Board on 8/11/2011.

HAREWOOD, Sandra Kay, M.D. (#35-090989) – Kettering, Ohio

Doctor's request to discontinue drug log requirement and chart review requirement granted by vote of the Board on 8/11/2011.

HARPER, Michael Joseph, M.D. (#35-065460) – Grove City, Ohio

Doctor's request for approval of professional boundaries course approved by vote of the Board on 8/11/2011.

HUBLEY, Robert Leighton, D.O. (#34-009204) – Wagner, South Dakota

Doctor's request for approval of a monitoring physician approved by vote of the Board on 8/11/2011.

JOHNSON, Gregory Gene, M.D. (#35-048254) – Perrysburg, Ohio

Doctor's request for approval of assessor for purposes of reinstatement approved by vote of the Board on 8/11/2011.

LANE, Brian Francis, M.D. (#35-086946) – Bowling Green, Ohio

Doctor's request for approval of ethics course approved by vote of the Board on 8/10/2011.

MCALLISTER, Mark Stephen, M.D. (#35-072741) – Vinton, Virginia

Doctor's request to reduce required psychiatric sessions to every six (6) weeks granted by vote of the Board on 8/11/2011.

SCROGGINS, Timothy Allen, M.D. (#35-079345) – Spencer, Ohio

Doctor's request for approval of treating psychiatrist approved by vote of the Board on 8/11/2011.

SKIBICKI, Rick, M.D. (#35-047024) – Newark, Ohio

Doctor's request for approval of monitoring physician approved by vote of the Board on 8/11/2011. Frequency and number of charts to be reviewed by monitoring physician established.

SWEDA, Susan Gail, M.D. (#35-058466) – Cincinnati, Ohio

Doctor's request to reduce required psychiatric sessions to semi-annually granted by vote of the Board on 8/11/2011.

WILLIAMS, Wayne Marshall, M.D. (#35-045265) – Fayetteville, Georgia

Doctor's request for approval of monitoring physician approved by vote of the Board on 8/11/2011. Frequency and number of charts to be reviewed by monitoring physician established.

PROBATION TERMINATED

ADAMS, Michael Todd, M.D. (#35-088444) – Savannah, Georgia

Doctor's request for release from terms of 8/9/2006 consent agreement granted by vote of the Board on 8/10/2011, effective immediately.

CHANG, Li-ing, M.D. (#35-071105) – Fairfield, California

Doctor's request for release from terms of 11/14/2007 consent agreement granted by vote of the Board on 8/10/2011, effective immediately.

FROGAMENI, Anthony Dominic, III, M.D. (#35-057937) – Toledo, Ohio

Doctor's request for release from terms of 7/14/2010 consent agreement granted by vote of the Board on 8/10/2011, effective immediately.

RODRIGUEZ, Dirk Isaias, M.D. (#35-089471) – Dallas, Texas

Doctor's request for release from terms of 8/13/2008 consent agreement granted by vote of the Board on 8/10/2011, effective 8/13/11.

COURT ACTIONS

ABDEL-AL, Naglaa Zidan, M.D. (#35-086026) – Windermere, Florida

By Decision and Entry filed 7/21/2011, Franklin County Court of Common Pleas dismissed doctor's appeal for lack of jurisdiction due to doctor having failed to file a notice of appeal with the Court within stated statutory timelines.

BREZNY, Steven Francis, M.D. (#35-081093) – Powell, Ohio

Notice of appeal of Board's 7/13/2011 suspension Order filed by doctor with Franklin County Court of Common Pleas on or about 7/25/2011.

HARRIS, Roy William, D.O. (#34-005746) – Bucyrus, Ohio

By Decision and Entry filed 7/29/2011, Franklin County Court of Common Pleas affirmed Board's 8/11/2010 suspension Order.

KAREL, Douglas B., M.D. (#35-071689) – Lima, Ohio

Notice of appeal of Board's 7/13/2011 permanent revocation Order filed by doctor with Franklin County Court of Common Pleas on or about 7/25/2011.

LEVINE, Jack Mark, D.O. (#34-004736) – Piketon, Ohio

By Decision and Entry filed 7/26/2011, Franklin County Court of Common Pleas affirmed Board's 9/9/2009 permanent revocation Order.

MONTANO, Pedro S., M.D. (MD Applicant) – Mission, Texas

By Decision and Entry filed 7/22/2011, Franklin County Court of Common Pleas affirmed Board's 3/9/2011 Order denying licensure.

RHINEHART, Stephen Nels, M.D. (#35-071419) – Circleville, Ohio

By Decision and Entry filed 7/21/2011, Franklin County Court of Common Pleas affirmed Board's 1/12/2011 permanent revocation Order.

NON-DISCIPLINARY ACTIONS

FLANNERY, Ann Marie, M.D. (MD Applicant) – Frontenac, Missouri

Withdrawal of application approved by the Board. (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 doctor'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://www.med.ohio.gov/> under "Physician Profile and Status." If you have questions or need additional details about Citations, Board Orders, Consent Agreements, or Court Actions, please contact the Case Control Office. If you have questions regarding a probationary modification or a probationary request, please contact the Compliance Office. Our offices may be reached at (614) 466-3934.