

State Medical Board of Ohio
Formal Action Report – November 2011

Prepared by: Barbara A. Jacobs, Senior Executive Staff Attorney

Date: December 2, 2011

CORRECTED VERSION ISSUED 1/10/2012

Please find below a summary of actions taken or initiated by the State Medical Board of Ohio during a special meeting on October 25, 2011, and in November 2011 and an update of Board matters pending or decided in courts as of November 10, 2011.

CITATIONS/PROPOSED DENIALS

BEAVER, Amy Lynn, P.A. (#50-001186) – Wheeling, West Virginia

Based on physician assistant's alleged impairment of ability to practice according to acceptable and prevailing standards of care due to relapse; violation of conditions of limitation imposed on her license by 12/9/10 consent agreement; and failure to cooperate in an investigation conducted by the Board due to her failure to respond to interrogatories. Notice of opportunity for hearing mailed 11/10/11.

CORBIN, Michael Welford, M.D. (#35-087421) – Point Pleasant, West Virginia

Based on prior action by the West Virginia Board of Medicine wherein doctor was reprimanded, restricted from operating or practicing in any buprenorphine clinic in the state of West Virginia, ordered to cease any office-based practice for the treatment of opioid addicted patients, and ordered to surrender his Drug Enforcement Administration buprenorphine identification number issued for the state of West Virginia the underlying allegations being doctor's operation of a buprenorphine clinic on a cash-only basis and without compliance with business regulations. Notice of opportunity for hearing mailed 11/10/11.

DOEBLER, William Clayton, M.D. (#35-094250) – Bonita Springs, Florida

Based on prior action by the New York State Board of Professional Medical Conduct wherein doctor was censured and reprimanded and placed on probation for at least five years due to doctor's conviction for Driving While Impaired. Notice of opportunity for hearing mailed 11/10/11.

FINLEY, Robert Kent, III, M.D. (#35-064293) – Huntington, West Virginia

Based on prior action by the Iowa Board of Medicine wherein doctor was cited, warned, and assessed a fine based on doctor's alleged failure to conform to minimal standards of care in his treatment of eight surgical patients between January 2005 and January 2006. Notice of opportunity for hearing mailed 11/10/11.

FORMICK, Robin Lynn (M.T. Applicant) – Rootstown, Ohio

Based on prior action by the Ohio Counselor, Social Worker, Marriage and Family Therapist Board wherein applicant accepted the permanent surrender of her professional clinical counselor license as required by court order based upon her having been found guilty of Disorderly Conduct. Notice of opportunity for hearing mailed 11/10/11.

MEEK, Robert John, D.O. (#34-008376) – Davie, Florida

Based on prior action by the Department of Health for the State of Florida wherein doctor's Florida license was immediately suspended due to his alleged inappropriate prescribing. Notice of opportunity for hearing mailed 11/10/11.

REESE, Charmaine Nicole (M.T. Applicant) – Reynoldsburg, Ohio

Based on prior action by the Ohio Board of Nursing automatically suspending applicant's nursing license based on allegations that applicant failed to maintain professional boundaries with a patient and was convicted on one count of Operating a Vehicle under the Influence of Drugs or Alcohol. Notice of opportunity for hearing mailed 11/10/11.

SCURALLI, Jordon James, M.T. (#33-018782) – Sylvania, Ohio

Based on massage therapist's violation of conditions of limitation imposed on his license by 5/12/10 Board Order due to his failure to submit required reports and failure to comply with required drug and alcohol screen procedures. Notice of opportunity for hearing mailed 11/10/11.

SHULER, William Henry, M.D. (#35-083695) – Tulsa, Oklahoma

Based on prior action by the Division of Occupational and Professional Licensing of the Department of Commerce of the State of Utah in reprimanding doctor and requiring him to immediately cease and desist unprofessional and unlawful conduct, following findings by that board that doctor provided online prescriptions to Utah residents via the internet for prescription medications dispensed from a pharmacy located in Florida. Notice of opportunity for hearing mailed 11/10/11.

SILK, Marshall Bruce, D.O. (#34-003615) – Carson City, Nevada

Based on prior action by the Florida Board of Osteopathic Medicine, following findings by the board that doctor provided prescribed prescriptions for MRI and CT scans and

allowed non-medical staff to give the prescriptions to patients prior to a physician seeing or treating the patients. Notice of opportunity for hearing mailed 11/10/11.

XENAKIS, Megan Marie, M.T. (#33-018710) – Bellaire, Ohio

Based on massage therapist's alleged violation of conditions of limitation imposed on her license by 1/13/10 Board Order due to failure to submit required reports, comply with required drug and alcohol screen procedures, and attend required personal appearances with a Board representative. Notice of opportunity for hearing mailed 11/10/11.

FINAL ORDERS

AGRAWAL, Narendra Kumar, M.D. (#35-043773) – Galion, Ohio

Medical license permanently revoked. Based on doctor's having pled guilty in U.S. District Court, Northern District of Ohio, to two felony counts of Illegal Distribution of Oxycodone; one felony count of Illegal Distribution of Hydrocodone; one felony count of Illegal Distribution of Alprazolam; and one felony count of Maintaining a Premise for the Purpose of Illegally Distributing Controlled Substances and on doctor's selling, giving away, personally furnishing, prescribing, or administering drugs for other than legal and legitimate therapeutic purposes or a plea of guilty to a violation of any federal law regulating the possession or distribution of any drug. Order effective 11/10/11.

CALLOWAY, George Franklin, M.D. (#35-038419) – Westerville, Ohio

No further action taken. Based on Board's finding that doctor made a false, fraudulent, deceptive, or misleading statement in relation to the practice of medicine by submitting a licensure recommendation without knowing the applicant for at least six months and without having actual knowledge of the applicant's interaction with patients and medical technique. Further, the Board found that such conduct constitutes the commission of an act in the course of practice that would be a misdemeanor in Ohio, but that such conduct did not warrant additional discipline. Order effective 11/28/11.

LARKY, Howard Chad, D.O. (#34-008280) – Columbus, Ohio

Medical license suspended for at least 180 days with conditions for reinstatement and subsequent probation for at least two years established. Based on doctor's failure to conform to minimal standards of care by engaging in sexual misconduct with a patient and on doctor's failure to maintain minimal standards applicable to the selection or administration of drugs and failure to conform to minimal standards of care by prescribing a controlled substance to a family member without maintaining a patient record and without documenting that the prescribing was for an emergency. Order effective 11/10/11.

ODSON, Brent Edward, M.T. (#33-009276) – Columbus, Ohio

Permanent revocation of massage therapy license stayed, with license suspended for at least 180 days with conditions for reinstatement established. License placed on probation for at least two years following reinstatement. Based on massage therapist holding himself out to the public as a practitioner of medicine and surgery without a certificate from the Ohio Medical Board, which constitutes the practice of medicine without a license. Order effective 11/10/11

OYORTEY, Michele Armande, M.D. (#35-074233) – Westerville, Ohio

No further action taken. Based on Board's finding that doctor made a false, fraudulent, deceptive, or misleading statement in relation to the practice of medicine by submitting a licensure recommendation without having actual knowledge of the applicant's interaction with patients and medical technique and that such conduct constitutes the commission of an act in the course of practice that would be a misdemeanor in Ohio, but that such conduct did not warrant additional discipline. Order effective 11/28/11.

CONSENT AGREEMENTS

ALLEN, Mark L., M.D. (#35-063078) – Parma Heights, Ohio

Medical license reinstated on 11/14/11, 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 conditions are in place. Agreement effective 11/9/11; agreement to remain in effect for at least five years prior to any request for termination.

BIERER, Craig Lindsey, D.O. (#34-008396) – Hamilton, Ohio

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 that he relapsed by consuming alcohol. Agreement effective 11/9/11.

LEWIS, Carol Elaine, M.D. (M.D. Applicant) – Cleveland, Ohio

Application for license granted and license immediately suspended for an indefinite period of time. License strictly limited to participation in a post-graduate training program or fellowship approved in advance by the Board. Conditions for reinstatement and probation established, with requirement that doctor enter into a probationary consent agreement within 180 days of the date upon which all conditions for reinstatement or restoration have been completed. Based on doctor's diagnoses of chemical dependency and mental illness. Agreement effective 11/9/11.

SABINO, Alan Dale, M.D. (#35-084776) – Springboro, 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 admission that he is impaired due to substance abuse/dependence, for which he has sought treatment through a Board-approved provider. Agreement effective 11/9/11.

WASEN, Johanna Wise, M.T. (#33-011721) – Cincinnati, Ohio

Application for restoration of license to practice massage therapy granted and licensed immediately suspended for 60 days, with probationary terms established for a minimum term of two years. Based upon massage therapist's continued practice after the expiration of her license on August 31, 2005. Agreement effective 11/9/11.

VOLUNTARY SURRENDERS/RETIREMENTS

FANTAUZZI, Mark Rudolph, D.O. (#34-005948) – Portland, Maine

Medical license permanently revoked as authorized by doctor in lieu of further formal disciplinary proceedings based on the immediate suspension of his Drug Enforcement Administration certificate of registration. Effective 11/9/11.

JIMERSON, Andrew, M.D. (#35-041190) – Cleveland Heights, Ohio

Medical license permanently revoked as authorized by doctor in lieu of further investigation of his possible commission of an act that constitutes a felony. Effective 10/25/11.

PROBATIONARY REQUESTS AND MODIFICATIONS

GRAUER, Allison Christine, M.D. (#35-093489) – Columbus, Ohio

Doctor's request for approval of treating psychiatrist granted by vote of the Board on 11/9/11.

BALDWIN, Mark Denison, D.O. (#34-005880) – Columbus, Ohio

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

BEDDELL, Gregory Michael, M.D. (#35-088522) – Akron, Ohio

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

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

Doctor's request for approval of monitoring physician granted by vote of the Board on 11/9/11.

DOUGLAS, Janice Electa Green, M.D. (#35-039559) – Bratenahl, Ohio

Doctor's request for approval of assessor for purposes of reinstatement granted by vote of the Board on 11/9/11.

DRAKE, Miles Edward, Jr., M.D. (#35-047457) – Canal Winchester, Ohio

Doctor's request for approval of supervising physician and monitoring physician granted by vote of the Board on 11/9/11. Frequency and number of charts to be reviewed by monitoring physician established.

GIBSON, Kristie Lynn, M.T. (#33-019973) – Strongsville, Ohio

Massage therapist's request for approval of treating psychologist granted by vote of the Board on 11/9/11.

GOLDSMITH, Mark Edward, M.D. (#35-038474) – Westerville, Ohio

Doctor's request for approval of ethics course granted by vote of the Board on 11/9/11.

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

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

HILL, Josh Utah, P.A. (#50-001493) – Fort Mitchell, Kentucky

Physician Assistant's request for approval of assessor for purposes of reinstatement granted by vote of the Board on 11/9/11.

JUDGE, Leigh Allison, P.A. (#50-003384) – Centerville, Ohio

Physician assistant's request for approval of reporting physician granted by vote of the Board on 11/9/11.

KANG, Kavita A., D.O. (#58-004159) – Dayton, Ohio

Doctor's request for approval of assessor for purposes of reinstatement granted by vote of the Board on 11/9/11.

KOCZAN, Katherine Anna, D.O. (#34-009157) – Marble, Pennsylvania

Doctor's request for permission to commence practice in Ohio granted by vote of the Board on 11/9/11.

REINGLASS, James Lowell, M.D. (#35-031883) – Canton, Ohio

Doctor's request for approval of treating psychiatrist granted by vote of the Board on 11/9/11.

RIESEN, Matthew Christopher, M.D. (#57-013605) – Toledo, Ohio

Doctor's request for approval of treating psychiatrist granted by vote of the Board on 11/9/11.

SHRAMO, Richard J., D.P.M. (#36-001549) – Columbus, Ohio

Doctor's request to reduce required personal appearances to once per year granted by vote of the Board on 11/9/11.

SIMONE, Joseph Cooper, D.O. (#34-002296) – Columbus, Ohio

Doctor's request to eliminate required chart review granted by vote of the Board on 11/9/11.

SRESTHADATTA, Paul, D.O. (#34-007180) – Dublin, Ohio

Doctor's request for approval of monitoring physician granted by vote of the Board on 11/9/11. Frequency and number of charts to be reviewed by monitoring physician established.

TOWARD, Brett Edward, M.D. (#35-075173) – Mansfield, Ohio

Doctor's request for approval of monitoring physician granted by vote of the Board on 11/9/11.

WOLF, Bradley Rex, M.D. (#35-052721) – Morrow, Ohio

Doctor's request to reduce required drug and alcohol meetings to two meetings per week, with a minimum of ten per month, reduce required personal appearances to every six months, and eliminate required chart review granted by vote of the Board on 11/9/11.

PROBATION TERMINATED

SHORT, Jody Lee Nelson, D.O. (#58-001948) – East Lansing, Michigan

Doctor's request for release from terms of 11/9/06 Consent Agreement granted by vote of the Board on 11/9/11. Effective 11/9/11.

YANDAM, Gabriel John, M.D. (#35-070595) – Coshocton, Ohio

Doctor's request for release from terms of 11/10/10 Consent Agreement granted by vote of the Board on 11/9/11. Effective 11/9/11.

COURT ACTIONS

LEAK, William David, M.D. (#35-044978) – Columbus, Ohio

By Entry filed on 10/19/11, the Ohio Supreme Court declined to accept jurisdiction of doctor's appeal of Board's 8/13/08 permanent revocation Order.

ABUNKU, Orduen, M.D. (#35-075321) – West Chester, Ohio

Notice of appeal to 10th District Court of Appeals filed by the doctor on 10/21/11.

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

Notice to withdraw appeal of 7/13/11 Board Order filed by doctor with Franklin County Court of Common Pleas on 10/19/11.

VARGAS, Jose, M.D. (MD Applicant) – North Syracuse, New York

Notice of appeal to 10th District Court of Appeals filed by the doctor on 10/12/11. Non-Disciplinary.

NON-DISCIPLINARY ORDERS

DEPASQUALE, Linda, M.T. (#33-006820) – Canton, Ohio

Application for restoration of license to practice massage therapy approved, pending applicant's passage of the limited branch portion of the Massage Therapy examination within six months of August 31, 2011. NON-DISCIPLINARY.

WHAN, Anne Boring, M.T. (#33-007931) – Columbus, Ohio

Application for restoration of license to practice massage therapy approved, pending applicant's passage of the limited branch portion of the Massage Therapy examination within six months of August 31, 2011. 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.