

**State Medical Board of Ohio  
Formal Action Report – February 2017**

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Please find below a summary of actions taken or initiated by the State Medical Board of Ohio in February 2017 and an update of Board matters pending or decided in courts as of February 8, 2017

**PRE-HEARING SUSPENSIONS**

**CLARK, Justin, AA (#67.000156)** —Taylor Mill, Kentucky

Pursuant to Section 4760.13(G), Ohio Revised Code, license to practice as an anesthesiologist assistant is summarily suspended based on Board’s determination that there is clear and convincing evidence that the anesthesiologist assistant is in violation of Sections 4760.13(B)(6) and 4731.22(B)(11), Ohio Revised Code, and that his continued practice presents a danger of immediate and serious harm to the public. Order effective 2/8/17. (See also: Citations/Proposed Denials below.)

**CITATIONS/PROPOSED DENIALS**

**CLARK, Justin, AA (#67.000156)** —Taylor Mill, Kentucky

Based on allegations that anesthesiologist assistant is impaired in his ability to practice anesthesiology in accordance with acceptable and prevailing standards of care because of habitual or excessive use of abuse of drugs, alcohol, or other substances that impair ability to practice. Notice of opportunity for hearing mailed 2/9/17.

**DELA CRUZ, Renato Falgui, MD (#35.060832)**—Belmont, Ohio

Based on allegations that in the care of ten specified patients, the doctor’s acts, conduct and/or omissions occurring on or after 1/1/16 constitute a violation of the Board’s rule with respect to the Standards and Procedures for Review of OARRS. Notice of opportunity for hearing mailed 2/9/17.

**MISJA, Charles Michael, MD (#35.093960)**—Dayton, Ohio

Based on allegations that with respect to one specified patient, the doctor’s acts conduct or omissions constitute a departure from or the failure to conform to minimal standards of care of similar practitioners under the same or similar circumstances; and that the doctor failed to

maintain minimal standards applicable to the selection or administration of drugs, or failed to employ acceptable scientific methods in the selection of drugs or other modalities for treatment of disease; and that the doctor failed to enter into a standard care arrangement with a clinical nurse specialist, certified nurse-midwife, or certified nurse practitioner with whom the doctor is in collaboration, or failed to fulfill the responsibilities of collaboration after entering into a standard care arrangement. Notice of opportunity for hearing mailed 2/9/17.

**VANDEN EYNDEN**, Alyssa Colleen, MT applicant—Cincinnati, Ohio

Based on allegations that the massage therapist applicant failed to cooperate with an investigation of the Board. Notice of opportunity for hearing mailed 2/9/17.

### **FINAL ORDERS**

**SMITH**, Dallas Aaron, MD (#35.074750) — High Point, North Carolina

Medical license reprimanded. Based on prior action by the Virginia Board of Medicine that issued an Amended Order in which it reprimanded Dr. Smith regarding his review and interpretation of mammograms and/or breast ultrasounds for approximately five patients. Order effective 2/9/17

**EHLINGER**, Thomas Michael, MD (#35.090749) — Columbus, Indiana

Certificate to practice medicine and surgery revoked. Based on prior action by the Washington Medical Quality Assurance Commission accepted by the doctor's Stipulation to Informal Disposition wherein the doctor agreed not to renew, attempt to renew, or apply to reactivate his license to practice in the state of Washington because of the doctor's non-compliance with Washington Physicians Health Program behavioral health monitoring agreement. Order effective 2/9/17. (Journal Entry-No Hearing Requested).

**GROSS**, Elizabeth J., PA (#50.002874RX)—Columbus, Ohio

Certificate to practice as a Physician Assistant suspended for an indefinite period of time, but not less than 1 year from 3/6/2016. Based on the finding that the physician assistant violated her January 2016 Step I Consent Agreement due to relapse and that physician was impaired in her ability to practice according to acceptable and prevailing standards of care because of habitual use or abuse of drugs or alcohol, a violation of Sections 4730.25(B)(20) and 4730.25(B)(5), respectively, of the Ohio Revised Code. Order effective 2/9/17.

**MASSOUH**, Marwan, MD (#35.056179) —Fairview Park, Ohio

Certificate to practice medicine and surgery reprimanded. Based on the doctor's plea of guilty in the United States District Court for the Northern District of Ohio, to one count of Misbranding, a Class A misdemeanor, when he purchased and used foreign oncology drugs that were not approved by the FDA. Order effective 2/9/17. (Order entered pursuant to 11/8/16 remand from the Franklin County Court of Common Pleas.)

**ULEE**, Michelle Kathleen, MT (#33.019043)—Loveland, Ohio

License to practice massage therapy permanently revoked. Based on the finding that the massage therapist failed to cooperate in a Board investigation, including failing to comply with a subpoena or order and to answer truthfully a question presented by the Board. Order effective 2/21/17. (Journal Entry – No hearing requested).

**VOLUNTARY SURRENDERS/RETIREMENTS/WITHDRAWALS**

**DASARI**, Subbarao Venkata, MD (#35.085033) —Fort Wayne, Indiana

Permanent revocation of certificate to practice medicine and surgery authorized by physician in lieu of formal disciplinary proceedings pursuant to Section 4731.22(B)(19), Ohio Revised Code. Agreement effective 2/8/17.

**KILL**, Evan Marcus Lavon, MT (#33.022645)—Bryan, Ohio

Permanent revocation of certificate to practice massage therapy authorized by massage therapist in lieu of formal disciplinary proceedings pursuant to Section 4731.22(B)(9), and 4731.22(B)(10), Ohio Revised Code. Agreement effective 2/8/17.

**LAKE**, Kevin B., DO (#34.005855)—Columbus, Ohio

Permanent revocation of certificate to practice osteopathic medicine and surgery authorized by physician in lieu of formal disciplinary proceedings pursuant to Section 4731.22(B)(9), Ohio Revised Code. Agreement effective 2/13/17.

**MECHENBIER**, James Arthur, MD (#35.032588)—Columbus, Ohio

Voluntary permanent retirement of certificate to practice medicine and surgery authorized by doctor in lieu of further investigation or formal disciplinary proceedings pursuant to Section 4731.22(B)(19), Ohio Revised Code. Agreement effective 2/8/17.

**VILLALBA**, Abdon Enrique, MD (#35.027126) —Silver Lake, Ohio

Voluntary permanent retirement of certificate to practice medicine and surgery authorized by doctor in lieu of further investigation or formal disciplinary proceedings pursuant to Section 4731.22(B)(19), Ohio Revised Code. Agreement effective 2/8/17.

**CONSENT AGREEMENTS**

**ALAHAKOON**, Alex Tharinda, MD (#35.084175)—Columbus, Ohio

License to practice medicine and surgery reprimanded and subject to probationary terms, conditions and limitations for at least one year. Based on doctor's admission of making false, fraudulent, deceptive or misleading statements in the solicitation of advertising for patients; in relation to the practice of medicine and surgery, osteopathic medicine and surgery, podiatric medicine and surgery, or a limited branch of medicine; or in securing or attempting to secure any certificate to practice or certificate of registration issued by the board; further based on the admission that the doctor's acts constitute the obtaining of, or attempting to obtain, money or anything of value by fraudulent misrepresentations in the course of practice; and further based on the doctor's acts constitute a commission of a felony in this state, regardless of the jurisdiction in which the act was committed. Agreement effective 2/8/17.

**BADII**, Roozbeh, MD (#35.127228) —McLean, Virginia

License to practice medicine and surgery reprimanded and subject to probationary terms, conditions and limitations for at least one year. Based on prior action by the Maryland State Board of Physicians which issued a reprimand on the doctor's license for pre-signing Schedule II Controlled Substance prescription forms. Agreement effective 2/8/17.

**BIEDERMANN**, Christina Marie, MT (#33.014336)—Sidney, Ohio

Certificate to practice massage therapy restored and suspended for a definite period of one hundred eighty days subject to interim monitoring terms and probationary monitoring terms for at least one year. Massage therapist subject to a monetary fine in the amount of \$500.00 to be paid within 30 days of the effective date of the agreement. Based on the massage therapist's admission that she practiced massage therapy for more than five years after her license expired. Agreement effective 2/8/17.

**BOLGER**, Paul Matthew, MD (#35.125336) —Davenport, Iowa

License to practice medicine and surgery permanently limited and restricted so that doctor shall not practice medicine in the state of Ohio through the use of any communication, including oral, written or electronic communication, while located outside the state. License also subject to probationary terms, conditions and limitations for at least three years. Based on prior action by the Iowa Board of Medicine which approved a Statement of Charges and Settlement Agreement, wherein the doctor failed to conform to the minimal standards of acceptable and prevailing practice of medicine when prescribing medications to multiple patients via telemedicine using electronic means, without having established a physician-patient relationship sufficient to establish an informed diagnosis and provided appropriate medical care. Agreement effective 2/8/17.

**KUNTZMAN**, Andrew J. MT (#33.006590)—Vandalia, Ohio

Certificate to practice massage therapy restored and suspended for a definite period of one hundred eighty days subject to interim monitoring terms and probationary monitoring terms for

at least one year. Massage therapist subject to a monetary fine in the amount of \$500.00 to be paid within 30 days of the effective date of the agreement. Based on the massage therapist's admission that he practiced massage therapy for more than eight years after his license expired, which constitutes a felony. Agreement effective 2/8/17.

**LAMPHEAR**, James George, MD (#35.083441) —Kailua, Hawaii

Certificate to practice medicine and surgery is reinstated, subject to probationary terms, conditions and limitations for at least one year. Based on doctor's admission that he has fulfilled the conditions for reinstatement as established by the May 2016 Consent Agreement. Agreement effective 2/8/17.

### **PROBATIONARY REQUESTS AND MODIFICATIONS**

**ADAMS**, Stephanie Nicole, MT (#33.018238)—Wapakoneta, Ohio

Massage therapist's request for approval of a professional ethics course granted by vote of the Board on 2/8/17.

**BRUNO**, Patrick Lewis, MD (#35.096568)—Burton, Ohio

Doctor's request for approval of a modified practice plan a granted by vote of the Board on 2/8/17.

**DEMINT**, Franklin Donald, DO (#34.005493)—Kingston, Ohio

Doctor's request for approval of a modified practice plan and for approval of a new monitoring physician granted by vote of the Board on 2/8/17.

**ERICKSON**, Mary Jo-Ellen, MD (#35.073493)—Dayton, Ohio

Doctor's request for reduction in appearances before the Board from every three months to every six months and discontinuance of psychiatric treatment granted by vote of the Board on 2/8/17.

**HETZEL**, Lana M., MT (#33.009140)—Bucyrus, Ohio

Massage therapist's request for approval of a professional ethics and record course granted by vote of the Board on 2/8/17.

**PESA**, Nicholas Lawrence, MD (#35.095374) —Chagrin Falls, Ohio

Doctor's request for discontinuance of the controlled substance log requirement to keep drug logs granted by vote of the Board on 2/8/17.

**RIEL-GUZMAN**, Florencia A., MD (#35.037120)—Cincinnati, Ohio

Doctor's request for reduction in appearances before the Board from every six months to once per year granted by vote of the Board on 2/8/17.

**SWANSON**, Shannon Lee, DO (#34.008887) —East Springfield, Pennsylvania

Doctor's request for approval of a Medical Ethics Boundaries and Professionalism course granted by vote of the Board on 2/8/17.

**XIONG**, Yi, DO (#58.007571)—Cincinnati, Ohio

Doctor's request for approval of Medical Ethics and medical records course granted by vote of the Board on 2/8/17.

### **PROBATION TERMINATED**

**DALLAS**, Anthony Vernon, Jr., MD (#35.097060) — Brentwood, Tennessee

Doctor's request for release from the terms of the 10/14/15 Board Order granted by vote of the Board on 2/8/17. Effective 2/26/17.

**SMITH**, Arthur Harry, MD (#35.083898)—Austintown, Ohio

Doctor's request for release from the terms of the 5/11/11 Board Order granted by vote of the Board on 2/8/17. Effective immediately.

**SUMMERS**, Christina Louise, MT (#33.021723)—Toledo, Ohio

Massage therapist's request for release from the terms of the 6/11/14 consent agreement granted by vote of the Board on 2/8/17. Effective immediately.

### **REINSTATEMENTS**

**DUNCAN**, Philicia Suanna, MD (#35.126932)—Columbus, Ohio

Doctor's request for reinstatement of license to practice medicine and surgery granted by vote of the Board on 2/8/17 subject to probationary terms and conditions established by the 1/11/17 Board Order for at least five years. Effective immediately.

### **COURT ACTIONS**

**ANGERBAUER**, Steven R., MD. (MD Applicant) — New York, New York

Notice of appeal filed with the Franklin County Court of Appeals on 2/3/17 appealing the 1/5/17 Decision and Entry of the Franklin County Court of Common Pleas.

**PARROTT, Cassandra, DO (#58.005272) — Cleveland Heights, Ohio**

By order of the Supreme Court of Ohio dated 1/25/17, Appellant’s motion to stay adjudication order is granted regarding a pending appeal from the Court of Appeals for Franklin County.

**SCHWARTZ, Steven B. MD. (#35.093861)— Richmond, Virginia**

Notice of appeal of the 1/11/17 Board Order filed with the Franklin County Court of Common Pleas on 1/23/17.

**SINGH, Giridhar, MD (# 35. 072989)— Dublin, Ohio**

Notice of appeal of the 1/11/17 Board Order filed with the Franklin County Court of Common Pleas on 1/28/17.

**STEGAWSKI, Christopher (# 35.044751) — Newport, Kentucky**

Notice of appeal filed with the Franklin County Court of Appeals, 10<sup>th</sup> District, on 2/7/17 appealing the 1/4/17 Judgment Entry of the Franklin County Court of Common Pleas.

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 under “Licensee 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.