

STATE OF OHIO
THE STATE MEDICAL BOARD
Suite 510
65 South Front Street
Columbus, Ohio 43215

September 11, 1985

John J. Passias, D.O.
8000 Golfview Court
Worthington, Ohio 43085

Dear Doctor Passias:

Please find enclosed a certified copy of the Entry of Order approved by the State Medical Board of Ohio meeting in regular session on August 15, 1985.

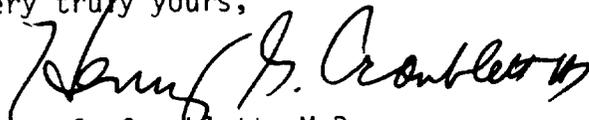
To be considered for reinstatement of your license you must:

1. Complete 24 months of accredited graduate medical education before sitting for the FLEX;
2. Must pass Components I and II of the FLEX Licensing exam;
3. Must submit a new application for licensure.

In addition, the provisions of Section 4731.222, Revised Code may be applicable in the event your certificate remains inactive for a period of two years or more.

Section 119.12, Ohio Revised Code, may authorize an appeal from this Order. Such an appeal may be taken to the Court of Common Pleas in the county in which your place of business is located or to said court of the county in which you reside. If you are not a resident of and have no place of business in Ohio, you may appeal to the Court of Common Pleas in Franklin County. Such an appeal must be commenced by the filing of a Notice of Appeal with the State Medical Board of Ohio and the appropriate court within fifteen (15) days after the mailing of this notice and in accordance with the requirements of Section 119.12 of the Ohio Revised Code.

Very truly yours,



Henry G. Cramblett, M.D.
Secretary

HGC:em

Enclosures

CERTIFIED MAIL NO.
RETURN RECEIPT REQUESTED

cc: John J. Duffey, Esq.

CERTIFIED MAIL NO.
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Sec. 4731.222 Conditions for restoration of inactive certificate.

Before restoring to good standing a certificate issued under Chapter 4731 of the Revised Code which has been in a suspended or inactive state for any cause for more than two years, the state medical board may require the applicant to pass an oral or written examination, or both, to determine his present fitness to resume practice.

The authority of the board to impose terms and conditions includes the following:

- A. Requiring the applicant to obtain additional training and to pass an examination upon completion of such training;
- B. Restricting or limiting the extent, scope, or time of practice of the applicant.

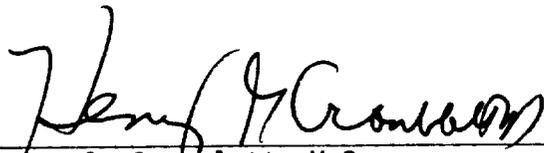
The board shall consider the moral background and the activities of the applicant during the period of suspension or inactivity, in accordance with section 4731.08 of the Revised Code.

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CERTIFICATION

I hereby certify that the attached copy of the Entry of Order and Motions approved by the State Medical Board, meeting in regular session on August 15, 1985, approving and confirming said Entry of Order, constitutes a true and complete copy of the Entry of Order and Motions in the matter of John J. Passias, D.O., as it appears in the Journal of the State Medical Board of Ohio.

(SEAL)



Henry G. Cramblett, M.D.
Secretary

September 11, 1985
Date

STATE OF OHIO
THE STATE MEDICAL BOARD

IN THE MATTER OF *
*
JOHN J. PASSIAS, D.O. *

ENTRY OF ORDER

This matter came on for consideration after a citation letter was issued to John J. Passias, D.O., by the State Medical Board on April 10, 1985.

John J. Passias, D.O., did surrender his license to practice Osteopathic medicine and surgery in Ohio.

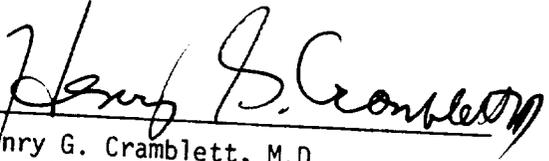
Pursuant to O.R.C. 4731.22(F), the following conditions must be met before Dr. Passias' license is reinstated:

1. Dr. Passias must complete 24 months of accredited graduate medical education before sitting for the FLEX;
2. Dr. Passias must pass Components I and II of the FLEX Licensing exam;
3. Dr. Passias must submit a new application for licensure.

This Order shall become effective on the 15th day of August, 1985.

This Order is hereby entered upon the Journal of the State Medical Board of Ohio for the 15th day of August, 1985, and the original thereof shall be kept with said Journal.

(SEAL)


Henry G. Cramblett, M.D.
Secretary

September 11, 1985

Date

STATE OF OHIO
THE STATE MEDICAL BOARD

EXCERPT FROM THE MINUTES OF AUGUST 15, 1985

ENTRY OF ORDER IN THE MATTER OF JOHN PASSIAS, D.O.

MR. JOHNSTON MOVED TO APPROVE THE FOLLOWING ENTRY OF ORDER:

THIS MATTER CAME ON FOR CONSIDERATION BEFORE THE STATE MEDICAL BOARD OF OHIO THE 15TH DAY OF AUGUST, 1985.

THE BOARD ACKNOWLEDGES RECEIPT OF JOHN PASSIAS', D.O., SURRENDER OF HIS LICENSE TO PRACTICE OSTEOPATHIC MEDICINE AND SURGERY IN OHIO.

PURSUANT TO O.R.C. 4731.22(F), THE FOLLOWING CONDITIONS MUST BE MET BEFORE DR. PASSIAS' LICENSE MAY BE REINSTATED.

1. DR. PASSIAS MUST COMPLETE 24 MONTHS OF GRADUATE MEDICAL EDUCATION BEFORE SITTING FOR THE FLEX.
2. DR. PASSIAS MUST PASS COMPONENTS I AND II OF THE FLEX LICENSING EXAM.
3. DR. PASSIAS MUST SUBMIT A NEW APPLICATION FOR LICENSURE.

MS. ROLFES SECONDED THE MOTION. A discussion followed.

MS. ROLFES MOVED TO AMEND PARAGRAPH ONE OF THE ENTRY OF ORDER TO STATE: "DR. PASSIUS MUST COMPLETE 24 MONTHS OF ACCREDITED GRADUATE MEDICAL EDUCATION BEFORE SITTING FOR THE FLEX." DR. CRAMBLETT SECONDED THE MOTION. A roll call vote was taken:

ROLL CALL VOTE:	Dr. Cramblett	- aye
	Dr. Lancione	- aye
	Dr. Buchan	- aye
	Dr. Oxley	- aye
	Ms. Rolfes	- aye
	Mr. Johnston	- abstain
	Dr. Rauch	- aye

The motion carried.

A roll call vote was taken on Dr. Buchan's motion as amended:

ROLL CALL VOTE:	Dr. Cramblett	- aye
	Dr. Lancione	- aye
	Dr. Buchan	- aye
	Dr. Oxley	- aye
	Ms. Rolfes	- aye
	Mr. Johnston	- abstain
	Dr. Rauch	- aye

The motion carried.

STATE OF OHIO
THE STATE MEDICAL BOARD
Suite 510
65 South Front Street
Columbus, Ohio 43215

April 10, 1985

John J. Passias, D. O.
8000 Golfview Court
Worthington, Ohio 43085

Dear Doctor Passias:

In accordance with Chapter 119., Ohio Revised Code, you are hereby notified that the State Medical Board of Ohio intends to determine under the provisions of Section 4731.22, Ohio Revised Code, whether or not to limit, revoke, suspend, refuse to register, or reinstate your certificate to practice medicine and surgery, or to reprimand or place you on probation, for one or more of the following reasons:

- 1) From approximately August 24, 1981 to approximately September 24, 1981 you did dispense the Controlled Substances listed in the attached "Prescription List by Patient Number", on the dates and in the particular amounts indicated, to the patients who are named in the attached Patient Key (said Key to be withheld from public disclosure).

Your dispensing of the amounts of controlled substances alleged in Paragraph (1) above, to the various persons during the times indicated listed in the aforementioned "Prescription List by Patient Number" constitutes "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 for treatment of disease," as described in Section 4731.22(B)(2), Ohio Revised Code.

Further, such dispensing constitutes "selling, prescribing, giving away, or administering drugs for other than legal and legitimate therapeutic purposes," as described in Section 4731.22(B)(3), Ohio Revised Code.

Further, such dispensing constitutes "a departure from, or the failure to conform to, minimal standards of care of similiar practitioners under the same or similar circumstances, whether or not actual injury to a patient is established," as described in Section 4731.22(B)(6), Ohio Revised Code.

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April 10, 1985

- 2) During the period beginning approximately March 20, 1981 and ending approximately December 31, 1981, you dispensed over 87,000 amphetamines. Said total is further broken down into monthly totals, depicting number of patients seen and types of amphetamines dispensed in the following table:

	Patients	AD*	MX**	DL***
March, 1981	411	6,192	1,344	476
April, 1981	1,488	23,004	6,194	1,631
May, 1981	1,495	23,159	8,652	--
June, 1981	1,513	24,623	10,352	--
July, 1981	1,492	23,049	8,806	--
August, 1981	1,385	22,967	9,354	--
September, 1981	1,336	23,217	6,153	1,855
October, 1981	1,556	26,448	9,199	490
November, 1981	1,286	26,274	8,623	224
December, 1981	1,087	21,138	6,133	182
TOTALS	13,049	220,071	44,702	2,385

* AD = Adipex-P

** MX = Methampex 10 mg

*** DL = Diphylets

Your dispensing of the amounts alleged in Paragraph 2 above constitutes "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 for treatment of disease," as those clauses are used in Section 4731.22(B)(2), Ohio Revised Code.

Further, such dispensing constitutes "selling, prescribing, giving away, or administering drugs for other than legal and legitimate therapeutic purposes," as that clause is used in Section 4731.22(B)(3), Ohio Revised Code.

Further, such dispensing constitutes "a departure from, or the failure to conform to, minimal standards of care of similar practitioners under the same or similar circumstances, whether or not actual injury to a patient is established," as that clause is used in Section 4731.22(B)(6), Ohio Revised Code.

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John J. Passias, D. O.

April 10, 1985

- 3) On October 29, 1982, an investigative subpoena was issued to you, which inter alia, caused you to produce all of the patient files that you could locate from 1979 with the last names beginning with the letter "A". All, or nearly all, said records record only such items as the date, weight, blood pressure and the drug dispensed.

The above action, 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, whether or not actual injury to a patient is established, as such clause is used in Section 4731.22(B)(6), Ohio Revised Code.

- 4) On or about February 7, 1985 in the Mansfield, Ohio News Journal and on or about February 21, 1985, in the Columbus Citizen-Journal, you appeared in an advertisement for the 20/20 Vision Centers. Said advertisement contained a photo of yourself; underneath your photo your name appears as "Dr. John Passias". The doctor of osteopathy designation or D. O., does not appear after your name.

Your actions, conduct or omissions as described in paragraph (4) above, constitute "permitting one's name or one's certificate of registration to be used by a person, group, or corporation when the individual concerned is not actually directing the treatment given," as such clause is used in Section 4751.22(B)(1), Ohio Revised Code.

Further, your actions, conduct or omissions as described in paragraph (4) above, constitute "soliciting patients or publishing a false, fraudulent, deceptive, or misleading statement", as such clause is used in Section 4731.22(B)(5), Ohio Revised Code.

- 5) For the years 1979, 1980, and 1981, you purchased the following controlled substances in the amounts hereinafter set forth:

(a) 1979

Over 714,000 amphetamines

(b) 1980

835,400 dosage units of amphetamines

150,000 dosage units of metho-amphetamines

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April 10, 1985

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(c) 1981

313,800 dosage units of amphetamines

Such acts as set out above in paragraph (5) constitute a violation of Section 4731.22(B)(2), Ohio Revised Code, "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 modalites for treatment of disease".

Pursuant to Chapter 119., Ohio Revised Code, please be advised that you may request a hearing on this matter. If you wish to request such a hearing, that request must be made within thirty (30) days of the time of mailing of this notice.

You are further advised that you are entitled to appear at such a hearing in person, or by your attorney, or you may present your position, arguments, or contentions in writing, or that at the hearing you may present evidence and examine witnesses appearing for or against you.

In the event there is no request for such a hearing made within thirty (30) days of the time of mailing of this notice, the State Medical Board of Ohio may, in your absence and upon consideration of this matter, determine whether or not to limit, reprimand, revoke, suspend, place on probation, refuse to register, or reinstate your certificate to practice medicine or surgery in the State of Ohio.

Very truly yours,



Henry G. Cramblett, M. D.
Secretary

HGC:caa

enclosures

CERTIFIED MAIL NO. P 569 361 707
RETURN RECEIPT REQUESTED