

**STATE OF OHIO  
THE STATE MEDICAL BOARD**

**VOLUNTARY RETIREMENT FROM THE  
PRACTICE OF MEDICINE AND SURGERY**

I, Rodger L. M. Taylor, M.D., am aware of my rights to representation by counsel, the right of being formally charged and having a formal adjudicative hearing, and do hereby freely execute this document and choose to take the actions described herein.

I, Rodger L. M. Taylor, M.D., do hereby voluntarily, knowingly, and intelligently retire from the practice of medicine and surgery, effective upon last date of signature below.

I, Rodger L. M. Taylor, M.D., do hereby voluntarily, knowingly and intelligently surrender my renewal card in connection with my certificate to practice medicine and surgery, No. 35-018485, to the State Medical Board of Ohio.

I understand that as a result of the surrender herein that I am no longer permitted to practice medicine and surgery in any form or manner in the State of Ohio.

I agree that I shall be ineligible for, and shall not apply for, reinstatement of certificate to practice medicine and surgery No. 35-018485 or issuance of any other certificate pursuant to Chapters 4730. or 4731., Ohio Revised Code, on or after the date of signing this Voluntary Retirement from the Practice of Medicine and Surgery. Any such attempted reapplication shall be considered null and void and shall not be processed by the Board.

I, Rodger L. M. Taylor, M.D., hereby release the State Medical Board of Ohio, its members, employees, agents and officers, jointly and severally, from any and all liability arising from the within matter.

This document shall be considered a public record as that term is used in Section 149.43, Ohio Revised Code.

Further, this information may be reported to appropriate organizations, depository banks and governmental bodies.

STATE MEDICAL BOARD  
96 MAY 13 PM 12:29

Rodger L. M. Taylor, M.D.  
Voluntary Retirement  
Page 2

I stipulate and agree that I am taking the action described herein in lieu of formal disciplinary proceedings pursuant to Section 4731.22(B)(6), Ohio Revised Code.

Signed this 30 day of April, 1996.

Rodger L M Taylor, M.D.  
Signature of Physician

Macole H. Taylor  
Witness

Richard D. [Signature]  
Witness

Sworn to and subscribed before me this 30th day of April, 1996.

Linda Boyce  
Notary Public

SEAL

(This form must be either witnessed OR notarized)

LINDA BOYCE, Notary Public  
In and for the State of Ohio  
My Commission Expires May 24, 1999

Accepted by the State Medical Board of Ohio:

[Signature]

Thomas E. Gretter, M.D.  
Secretary

5/23/96  
Date

[Signature]

Raymond J. Albert  
Supervising Member

5/20/96  
Date

STATE MEDICAL BOARD  
OF OHIO  
96 MAY 13 PM 12:29

CONSENT AGREEMENT

BETWEEN

RODGER L.M. TAYLOR, M.D.

AND

THE STATE MEDICAL BOARD OF OHIO

THIS CONSENT AGREEMENT IS entered into by and between RODGER L.M. TAYLOR, M.D., and THE STATE MEDICAL BOARD OF OHIO, a state agency charged with enforcing Chapters 4730. and 4731. of the Ohio Revised Code.

RODGER L.M. TAYLOR, M.D., enters into this Agreement being fully aware of his rights, including his right to be advised by counsel.

This Agreement is entered into on the basis of the following statements, admissions and understandings:

WHEREAS, RODGER L.M. TAYLOR, M.D., admits his felony conviction for unlawful possession of false prescriptions for controlled drugs.

WHEREAS, the license of RODGER L.M. TAYLOR, M.D., is subject to a Board Order of November 12, 1980, a copy of which is attached hereto and incorporated herein; and

WHEREAS, in lieu of a formal adjudication hearing at this time, RODGER L.M. TAYLOR, M.D., and the BOARD have agreed to enter into this CONSENT AGREEMENT which the parties have resolved to be in their mutual best interests.

WHEREFORE, in consideration of the foregoing and mutual promises hereinafter set forth, RODGER L.M. TAYLOR, M.D., and THE STATE MEDICAL BOARD OF OHIO hereby CONSENT and AGREE to the following terms and conditions relative to RODGER L.M. TAYLOR'S license to practice medicine and surgery in Ohio:

- A. RODGER L.M. TAYLOR SHALL HAVE HIS SCHEDULE II and III prescribing privileges restored provided that he keep a log of all prescriptions issued for at least two (2) years, said log to be presented to the BOARD upon their request from time to time.
- B. RODGER L.M. TAYLOR SHALL CONTINUE TO PRACTICE UNDER ALL OTHER TERMS OF THE BOARD'S ORDER OF NOVEMBER 12, 1980.

If, in the discretion of the Secretary of THE STATE MEDICAL BOARD OF OHIO, RODGER L.M. TAYLOR, M.D., appears to have violated or breached any terms or conditions of this Agreement, THE STATE MEDICAL BOARD OF OHIO reserves the right to institute formal disciplinary proceedings for any and all possible violations or breaches, including, but not limited to, alleged violations of the laws of Ohio occurring before the effective date of this Agreement.

Upon consent of both parties, the terms and conditions of this Agreement may be modified or terminated in writing.

IT IS AGREED AND UNDERSTOOD by and between the parties that this CONSENT AGREEMENT shall be considered a public record as that term is used in Section 149.43, Ohio Revised Code.

Rodger L.M. Taylor, M.D.  
RODGER L.M. TAYLOR, M.D.

7/21/84  
DATE

Joseph P. Yut, M.D.  
JOSEPH P. YUT, M.D., SECRETARY

7-18-84  
DATE

William W. Johnston, Esq.  
WILLIAM W. JOHNSTON, ESQ.  
SUPERVISING MEMBER

19 July 84  
DATE

Dove

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

December 16, 1980

Rodger L. M. Taylor, M.D.  
1140 Harvard Blvd.,  
Dayton, OH. 45406

Dear Doctor Taylor:

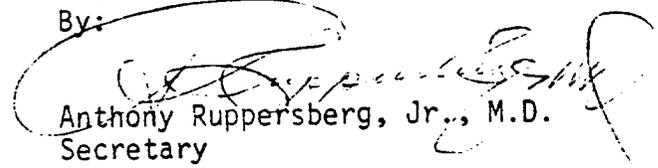
Please find enclosed herewith a certified copy of the Findings and Order as they have been entered in the Journal of the State Medical Board, and a certified copy of the Motion approved by the State Medical Board, meeting in regular session on November 12, 1980, approving and confirming the proposed Findings and modifying the proposed Order of Walter H. Paulo in the subject matter.

Notwithstanding the fact that your certificate has been reinstated effective December 15, 1980, upon the conditions and limitations contained in the enclosed Motion and Order, you are hereby notified that you may appeal this Order to the Court of Common Pleas of the county in which your place of business is located, or the county in which you reside. If you are not a resident and have no place of business in this state, you may appeal to the Court of Common Pleas of Franklin County, Ohio.

To appeal as aforesaid, you must file a notice of appeal with the Board setting forth the Order appealed from, and the grounds of the appeal. You must also file a copy of such notice with the court. Such notices of appeal shall be filed within fifteen (15) days after the date of mailing of this letter, and in accordance with the requirements of Section 119.12, Revised Code.

The State Medical Board of Ohio

By:



Anthony Ruppertsberg, Jr., M.D.  
Secretary

AR:em  
Encl.

CERTIFIED MAIL NO. P30 5190880  
RETURN RECEIPT REQUESTED

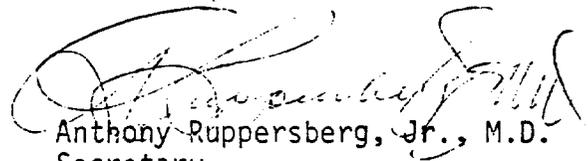
cc: Kenneth N. Hylton, Esq.  
Attorney at Law  
100 Renaissance Center, Suite 2424  
Detroit, MI 48243

CERTIFIED MAIL NO. P30 5190881  
RETURN RECEIPT REQUESTED

STATE OF OHIO  
THE STATE MEDICAL BOARD

CERTIFICATION

I hereby certify that the attached copy of the Findings and Order of the State Medical Board of Ohio, in the matter of Rodger L. M. Taylor, M.D., is a true and complete copy of the Findings and Order as they appear in the Journal of the State Medical Board; and that the attached copy of the Motion approved by the State Medical Board, meeting in regular session on November 12, 1980, is a true and complete copy as it appears in the Journal of the State Medical Board.



Anthony Ruppertsberg, Jr., M.D.  
Secretary  
State Medical Board of Ohio

December 16, 1980

November 12, 1980

SMITH F & O

a professional connection or association with a person who is in violation of this chapter or rules of the board" as is used in Section 4731.22 (B) (8), Ohio Revised Code.

4. Such acts of Dr. Smith constitute "violating or attempting to violate, directly or indirectly, or assisting in or abetting the violation of, or conspiring to violate any provisions of this chapter or any rule promulgated by the board" as that clause is used in Section 4731.22 (B) (17), Ohio Revised Code.

## PROPOSED ORDER

It is hereby ordered that the license to practice medicine of Albert W. Smith, M.D. be suspended for one year and all but sixty (60) days are stayed, provided that:

1. Dr. Smith keep a drug log of controlled substances for one year. This log should tell the reason for prescribing the drug, the type of drug, and the duration of the prescription. These records shall always be available for scrutiny by the State Medical Board, its agents and investigators.
2. Dr. Smith shall refrain from using presigned prescriptions.
3. In Dr. Smith's absence no one in his office will dispense or prescribe medication.
4. Dr. Smith should appear before the State Medical Board every three months for one year.
5. Dr. Smith shall comply with all laws of the United States, the State of Ohio, and all laws and regulations relating to the practice of medicine.

This Order shall become effective on a date to be determined by the Board.

Joseph P. Yut, M.D.  
Member of the State Medical Board

Mr. Paulo moved to approve and confirm Dr. Yut's Report and Recommendation in the matter of Albert W. Smith, M.D. Dr. Lovshin seconded the motion.

Dr. Cramblett asked if Dr. Smith or his counsel was present at this time. Neither was.

A roll call vote was taken on Mr. Paulo's motion:

ROLL CALL VOTE:	Dr. Lancione	- aye
	Dr. Cramblett	- aye
	Dr. Clarke	- aye
	Dr. Yut	- abstain
	Dr. Lovshin	- aye
	Dr. Oxley	- aye
	Mr. Paulo	- aye
	Dr. Ferritto	- aye

The motion carried.

Dr. Yut recommended an effective date of January 1, 1981.

Dr. Lancione moved that an effective date of January 1, 1981 be placed on the order. Dr. Clarke seconded the motion. A roll call vote was taken:

ROLL CALL VOTE:	Dr. Lancione	- aye
	Dr. Cramblett	- aye
	Dr. Clarke	- aye
	Dr. Yut	- aye
	Dr. Lovshin	- aye
	Dr. Oxley	- aye
	Mr. Paulo	- aye
	Dr. Ferritto	- aye

The motion carried.

TAYLOR F & O REPORT AND RECOMMENDATIONS IN THE MATTER OF RODGER L. M. TAYLOR, M.D.

Mr. Jurca and Mr. Falleur joined the meeting at this time.

November 12, 1980

TAYLOR F & O

Dr. Cover asked if all of the Board members had read the transcript in the above matter. A roll call was taken:

ROLL CALL:	Dr. Lancione	- aye
	Dr. Cramblett	- aye
	Dr. Clarke	- aye
	Dr. Yut	- aye
	Dr. Lovshin	- aye
	Dr. Oxley	- aye
	Mr. Paulo	- aye
	Dr. Ferritto	- aye

Mr. Paulo read the Conclusions and Order from the following report and recommendations:

REPORT AND RECOMMENDATIONS  
IN THE MATTER OF RODGER L.M. TAYLOR, M.D.

THE MATTER OF RODGER L. M. TAYLOR, M.D., came before me, Walter H. Paulo, Member of the State Medical Board of Ohio on August 14, 1980.

INTRODUCTION AND SUMMARY OF EVIDENCE

1. In a letter dated June 19, 1980, Rodger L. M. Taylor, M.D. was informed that his request for reinstatement of his certificate to practice medicine or surgery had been denied pursuant to Chapter 119., Ohio Revised Code. The letter advised Dr. Taylor of his right to a hearing. (Joint Exhibit #11).
2. This hearing was scheduled for Thursday, August 14, 1980, at 2:00 p.m. in the State Medical Board's office. (Joint Exhibit #14). (Transcript at 33, 15-18)
3. Jeffrey J. Jurca, Assistant Attorney General, appeared on behalf of the State of Ohio. Dr. Taylor had an attorney, but he could not be at the hearing because of a conflict. Dr. Taylor chose to proceed without him. (Transcript at 5, 5-9)
4. This case comes before the Board to decide whether Dr. Taylor's request for reinstatement of his license to practice medicine should be granted. In 1978, Dr. Taylor was convicted on various counts of violations of the Criminal Code. Following the conviction, Dr. Taylor executed a voluntary surrender of his license to the State Medical Board. (Transcript at 6, 18-23) The Board is only acting on the trial results. (Transcript at 44, 11-12)
5. The basis of the conviction was four prescriptions that Dr. Taylor admitted he wrote. The letter of denial (Joint Exhibit #1) concerning Dr. Taylor's request to have his medical license reinstated was based on this conviction. (Transcript at 58, 14-18)
6. On June 6, 1977, two police officers came to Dr. Taylor's office claiming to have 288 forged prescriptions written by Dr. Taylor. Dr. Taylor acknowledged that the signatures appearing on some of the prescriptions were his, but denied that he had been involved in any "drug ring." Thereafter, Dr. Taylor's offices were searched pursuant to a search warrant, and certain medical records were removed by police officers. (Transcript at 9, 11-22)
7. On October 27, 1977, Dr. Taylor was jointly indicted with two other persons. The indictment includes 34 counts of trafficking in drugs and issuing false prescriptions. (Transcript at 9, 23-25, and at 10, 1-4).
8. During the trial that commenced on May 30, 1978, before Judge Love, several false prescriptions were introduced, but the State was unable to establish trafficking. (Transcript at 10, 10-13.)
9. At the conclusion of the State's case, after a plea negotiation in which the court was kept fully advised, Dr. Taylor pleaded guilty to the four counts of issuing false prescriptions. (Transcript at 10, 13-16.)
10. During the plea bargaining, while no promises were made, Dr. Taylor and his counsel were told that if he (Dr. Taylor) pleaded guilty, he would be considered for probation. (Transcript at 10, 17-20.)
11. On June 5, 1978, at the time Dr. Taylor pleaded guilty, the following occurred: (Transcript at 10, 21-22.)

November 12, 1980

TAYLOR F &amp; O

- Q. In pleading guilty to those four counts, do you understand that there is always the possibility you could be incarcerated? (Transcript at 10, 24-25.)
- A. Yes.
- Q. And do you also know that as part of this arrangement, the Court will undoubtedly nolle 19 so-called sale of trafficking counts? Let's put it the other way, the trafficking counts which involve sale, and the Court will undoubtedly nolle 11 being in possession of false document counts. Do you understand that is part of the arrangement?
- A. Yes, I do.
- Q. So that when you get finished pleading in this case, the Court would only have before it your guilty plea of these four which you have said is part of the plea negotiations?
- A. Yes, Sir.
- Q. Do you approve this negotiation?
- A. Yes, I do.
- Q. Completely?
- A. Yes. (Emphasis added)

This colloquy took place between the Trial Court and Dr. Taylor immediately after the Court had dismissed all Trafficking charges against Dr. Taylor so that it was then quite apparent (as the Court stated) that the Court would consider probation for Dr. Taylor and only have before it "your guilty plea on these four which you have said is a part of the plea negotiation." (Transcript at 11 and at 12, 1-4)

12. July 3, 1978, Counsel for Dr. Taylor delivered to the Adult Probation Department of Montgomery County and to the Court of Courts, about a hundred letters from various persons from and around Dayton. These letters were from the Mayor, a State Representative, college presidents, executive directors of charitable agencies, fraternity leaders, physicians, dentists, nurses, pharmacists, ministers, business leaders and other friends and patients of Dr. Taylor. (Transcript at 12, 8-15.)
13. On July 7, 1978, Dr. Taylor appeared before Judge Love for sentencing and was fined \$20,000.00 and sentenced to eight to forty years in prison. (Transcript at 12, 24-25 and at 13, 1)
14. At the time of sentencing on July 7, 1978, among other things, Judge Love stated: "In accordance with the letter I wrote you, Mr. Porter, I have received the letters and I refused to read them, although I did look at the list of civic leaders and other physicians and dentists and other friends, all of whom I am sure have said the same thing; what a fine man Dr. Taylor is, and I know of him personally with respect to the fine things he had done in this community.
- "I want the record to also show that probation is denied because -- this may give you some basis for an appeal -- because in the Court's opinion you have not complied with Section 3719.70(b) of the Revised Code of Ohio." (Transcript at 13, 1-14)

The Revised Code 3719.70(b) states in part:

When a person is convicted of any drug abuse offense, the court shall, in determining whether to suspend sentence or place the person on probation, take into consideration whether such person has truthfully revealed all information within his knowledge concerning illicit traffic in or use of drugs of abuse, and when required, has testified as to such information in any proceeding to obtain a search or arrest warrant against another or to prosecute another for any offense involving a drug of abuse.

15. July 10, 1978, Dr. Taylor was delivered to the Penitentiary. (Transcript at 13, 19)
16. August 11, 1978, Dr. Taylor filed his motion seeking shock probation and requested the right to be present for the hearing. The Montgomery County Adult Probation Department again conducted an investigation and recommended that Dr. Taylor be placed on probation. (Transcript

November 12, 1980

TAYLOR F&O

at 13, 23-25 and at 14, 1-3)

17. October 19, 1978, the Court denied a hearing on the motion and refused to place Dr. Taylor on probation. (Transcript at 14, 3-5.)
18. December 5, 1978, Dr. Taylor filed his motion for reconsideration of the Court's ruling on shock probation and included therein a copy of administrative Regulation 5120.1-1-06 relative to the shock parole procedures. (Transcript at 14, 17-21)
19. January 27, 1979, the Court denied the request for shock probation, because the Court is opposed to probation and shock probation in drug cases. (Transcript at 14, 25 and at 15, 1-3)
20. After castigating the administrators of parole and castigating the State officials for failure to pursue the prosecution of Kalt, who was needed to make the "racket" work, Judge Love modified the sentences of Dr. Taylor to serve not less than two years nor more than ten years, and to pay a fine of \$10,000.00 (\$2,500.00 on each count). (Transcript at 15, 3-11)
21. In July of 1979, Dr. Taylor was released on shock probation after having served one year and eleven days. He has been out of prison since July 18, 1979 (Transcript at 32 - State's Joint Exhibit 11 -- 2)
22. Dr. Taylor was sworn in as a witness for the State. His testimony revealed the following:
  - A. The reason Dr. Taylor agreed to admit to four counts of issuing false prescriptions is because he was told all he would get is six months' probation and that the judge would not send him to jail. (Transcript at 37)
  - B. Dr. Taylor thought he would still be able to practice medicine if all he was sentenced to was six months' probation. (Transcript at 39)
23. Mrs. Taylor, Dr. Taylor's wife, was called as a witness for the petitioner. Her testimony revealed the following:
  - A. In relation to possible appeal, she stated the following:
 

One matter that bothered me was the terms of the appeal. I was not aware of this. The lawyer did not tell me. The first time I talked with the lawyer was on Friday. My husband was sent to the peitentiary on Monday. My children and I went to the lawyer. We said "What do we do?" He said something about shock parole, and the next thing was shock probation.

He did not mention to us that we had an automatic 30-day appeal. Finally, when the papers came in and we read them, all we knew was eight to forty years. The lawyer never said to me, "Mrs. Taylor, you can appeal this case. You have 30 days."

...The gentleman's name that you see on the paper now, when he saw it, it was past the 30 days. He was appauled (sic) that the attorneys did not make me aware of the fact that we could have automatically appealed this case. There is no doubt in my mind that everything that we have been saying could have been brought to the Court's attention. (Transcript at 51, 14-25 and at 52, 1-10)
  - B. People were taking medicine and money from Dr. Taylor. He fired them, but rather than reporting them, he tried to counsel them. (Transcript at 53).
24. A. R. Zfar, Executive Director of Project Cure, a rehabilitative drug treatment center, appeared on Dr. Taylor's behalf. A portion of his testimony is as follows:
  - A. ...I have been acting as the employer of Dr. Taylor from the first moment he came to Project Cure as an associate physician and his current position as a medical counselor...
 

When Dr. Taylor was first mentioned as having been involved in some type of drug trafficking, most of us who were involved in drug treatment ... were astounded. If he was involved in drug trafficking, we would most certainly have known about it because our information is more accurate than what the police had...

November 12, 1980

TAYLOR F & O

This was astounding to us because if a person is doing something wrong, knowing the nature of drug dependency, there are many times where we have refused to give medication to people because it does not comply with certain rules and regulations. If they have anything that they could use against my members of my staff, they will do it. It is sort of an act as an outside monitoring factor. We heard nothing of the kind.

I went to many clients that I know to have some type of relationship with various people on the streets because my board was demanding of me to get all of the knowledge that I possibly could. We were preparing for any type of barrage that the ...(press)...price might bring or any pressure that the Police Department might bring by having had a staff person involved in something as serious as the allegations were being made against Dr. Taylor.

When I went to various people on the streets, and I had to go all hours of the night and this type of thing, I could not come up with one person to say that they had ever went to Dr. Taylor's office and gotten a prescription. I could never get anybody to say that they knew of anybody personally that had gotten the prescriptions from Dr. Taylor, or had gotten any drugs that anybody attributed to Dr. Taylor. (Transcript at 61, 6-11 and at 62, 1-6, 21-25 and at 63 1-21.

- B. I am personally in favor of Roger (sic) going back into practice. (Transcript at 57).
25. Junius Cromartie, M.D., took the stand. Junius Cromartie, M.D. is a practicing general surgeon in Dayton, Ohio. During his testimony he indicated:

I have known Dr. Taylor now for many years...

...We have been closely associated, socially as well as professionally. Although, I practice general surgery. He practices family medicine. I had the opportunity to treat a number of his patients. I never had any occasion to question his medical competence...

I know Dr. Taylor. I should say I know him socially as well as medically and professionally. I have never known him to be in any trouble whatsoever or in violation of the law. In fact, he was sort of my mentor, if you will, when I came into the field, so I would not break the law. I began to get into the medical field because we had very little, if any, guidance in orientation...

I was practicing general surgery. Well, to this day, Dr. Taylor has never asked, what we call in surgical terms, fee splitting or any illegal source of gain. His patients adore him. He still has and I am still now seeing patients that were an integral part of his practice that had to obtain medical services the best way they could since Dr. Taylor had been out of action and out of service to the community.

I should say that I have no knowledge of the prescriptions. I know about the allegations. I did not attend the trial. Knowing Dr. Taylor as many years as I have known him, I was absolutely shocked when I first heard of this. I happened to be ill at home at the time with the flu. I just happened to see this on the television. I had no inkling prior to this. When I returned to work a few days later, I approached Dr. Taylor privately. I asked him -- I said, "Would this possibly be true?" He said, "No, it is not true, None of it is true." That is what he said. Well, I said, "If you say it is not true, that is satisfactory." This was just the two of us talking. This is my own inclination. I feel that he has paid his debt, and that he should be reinstated. (Transcript at 76, 6-9, 18-25 and at 71, 1-24 and at 72, 19-20.)

...Finally, and I had meant to mention this earlier, but yesterday morning, the Executive Committee of the Miami Valley Hospital in Dayton, Ohio, where I am a member and former Chief of Staff, I have voted to permit Dr. Taylor to attend and participate in the CME courses that he indicated that he wanted to participate in. This was done in a formal manner because the hospital rules and regulations usually limit participation to attending physicians who have privileges. Dr. Taylor, of course, does not have any privileges. So they had to take special action to allow this to occur, so he could maintain not only his medical CME, but just to remain a part of the medical community, so he could practice confidently, should he be reinstated.

November 12, 1980

TAYLOR F & O

(Transcript at 80, 21-25 and at 81, 1-10.)

26. A letter was introduced from Montgomery County Medical Society, 40 South Perry Street, Suite 100, Dayton, Ohio to State Board of Medical Examiners, Columbus, Ohio. Dated August 5, 1980.

I am writing to you on behalf of the Montgomery County Medical Society regarding the licensure of Rodger L. M. Taylor, M.D., to practice medicine in Ohio.

On Thursday, July 24, the Executive Council of the Montgomery County Medical Society voted to support the restoration of medical licensure in the State of Ohio to Rodger L. M. Taylor, M.D. This recommendation is made on condition that Dr. Taylor's license be limited so that he will not be permitted to use narcotics or medications categorized as Schedule II and Schedule III substances. This action of Council was unanimous and occurred after careful consideration of the matter and discussion with Doctor Taylor.

Respectfully, Signed by Sylvan Lee Weinberg, M.D.,  
President

(State's Joint exhibit 15) (Transcript at 33, 19-23)

After considering all of the testimony and evidence presented at the hearing, and after having read and considered the transcript and all evidence introduced, I make the following Findings:

## CONCLUSIONS

- A. Rodger L. M. Taylor, M.D., was convicted on July 7, 1978 of a felony committed in the course of his practice, which constitutes a violation of Section 4731.22(b)(11).
- B. Dr. Taylor was released from prison July 18, 1979. We have had ample time to review all the details.
- C. Dr. Taylor has paid his debt to society in full and deserves our honest consideration.

## ORDER

IT IS ORDERED THAT the license of Rodger L. M. Taylor be reinstated with the following conditions:

- A. That his license be limited so that he will not be permitted to use narcotics or medications categorized as schedule II and Schedule III substances;
- B. That he secure a new supply of prescription forms of a different color and be numbered consecutively;
- C. That he diligently makes up 150 CME hours which he is in arrears. These hours not to apply to 1980 and 1981 CME:
- D. (1) That he appear in three (3) months and bring a list of all interim prescriptions;
- (2) Progress of hours of CME;
- (3) And any other information that may be required by the Medical Board.

This Order shall become effective on a date to be determined by the Medical Board.

Walter H. Paulo, Member  
State Medical Board of Ohio

Dr. Lancione asked what was meant in the order by the term, "interim prescriptions." Mr. Paulo stated that by this he meant all prescriptions written by Dr. Taylor. Dr. Lancione stated that listing all prescriptions written is impossible, and that the only thing the Board should be interested in is Schedule II and III prescriptions.

November 12, 1980

TAYLOR F & O

Dr. Lancione moved to amend section D-1 of the Order to require Dr. Taylor to appear in three months and bring a list of all Schedule II and III substances prescribed in those three months. Dr. Lovshin seconded the Motion.

Dr. Cramblett reminded Dr. Lancione that Section A of the Order prohibits Dr. Taylor from prescribing any Schedule II or III substances.

At this time Dr. Lovshin withdrew his second, and Dr. Lancione withdrew his motion.

Dr. Cramblett moved to approve and confirm Mr. Paulo's Report and Recommendations in the matter of Rodger L. M. Taylor, M.D. Dr. Clarke seconded the motion.

Dr. Ferritto moved to amend Mr. Paulo's motion to add the following: E. Dr. Taylor not be involved with any narcotic treatment program. Dr. Yut seconded the motion. A discussion followed.

Dr. Cramblett stated that he didn't understand the purpose of the motion. Dr. Ferritto stated that in the transcript it was stated that Dr. Taylor might at times be advising people regarding the misuse of narcotics. Dr. Ferritto does not want Dr. Taylor involved in any setting dealing with narcotics in any way. Dr. Clarke asked Dr. Ferritto if he was concerned only with narcotics, or with all drug rehabilitation programs. Dr. Ferritto stated that his primary concern was narcotics, but moved to reword his motion to include all drug rehabilitation programs. Dr. Yut seconded Dr. Ferritto's change in his motion to amend.

A roll call vote was taken on Dr. Ferritto's motion.:

ROLL CALL VOTE:	Dr. Lancione	- aye
	Dr. Cramblett	- aye
	Dr. Clarke	- aye
	Dr. Yut	- aye
	Dr. Lovshin	- aye
	Dr. Oxley	- aye
	Mr. Paulo	- abstain
	Dr. Ferritto	- aye

The motion carried.

A roll call vote was taken on Dr. Cramblett's motion to approve and confirm.

ROLL CALL VOTE:	Dr. Lancione	- aye
	Dr. Cramblett	- aye
	Dr. Clarke	- aye
	Dr. Yut	- nay
	Dr. Lovshin	- aye
	Dr. Oxley	- aye
	Mr. Paulo	- abstain
	Dr. Ferritto	- aye

The motion carried.

Mr. Paulo suggested an effective date of November 24, 1980.

Dr. Cramblett asked if the CME hours were to be made up prior to reinstatement of Dr. Taylor's license. Mr. Paulo stated that he is to make them up as soon as he can, but not necessarily prior to reinstatement. Mr. Paulo asked Dr. Taylor how many CME hours he has been able to accrue.

Dr. Taylor stated that since he has received permission from the Executive Committee at Miami Valley Hospital in Dayton on September 6, 1980, he has been attending conferences there two to three hours a week. He has also attended meetings on arthritis given by one of the drug companies for six hours of credit and a drug abuse conference for 32 hours. He has participated at OSMA meetings, and has passed a course on advanced life support systems given by the Heart Association. Dr. Taylor stated that he has approximately 44 hours since his hearing, and doesn't feel that these hours, together with those acquired prior to his incarceration, would leave many more to be obtained.

Dr. Cramblett stated that he voted to approve the Findings and Order because he assumed that Dr. Taylor's license would not be reinstated until such time as he had his 150 hours for the 1977-1979 triennium.

Mr. Lee stated that it was his opinion in reading the recommendations, that Dr. Taylor would not have to have his 150 hours prior to the return of his license. Mr. Paulo agreed with Mr. Lee's interpretation.

Dr. Ferritto asked if the Board was placing a burden on Dr. Taylor by asking him to make up credits when the law states that the credits must be made available to Dr. Taylor. While Dr. Taylor was under suspension, the credits were not available to him.

November 12, 1980

TAYLOR F & O

Dr. Lovshin remarked that Dr. Taylor's previously mentioned hours were Category One credits, and reminded the Board that only a total of 60 category one credits are necessary per triennium. The other 90 hours are to be made up of category two credits, and those can be acquired by reading journals and Dr. Taylor did have access to journals during the period of his suspension.

Dr. Taylor acknowledged that what he was telling the Board earlier was a print-out of Category one credits. Dr. Lovshin stated that he felt that what Dr. Taylor has been able to make up in the time since he has received permission to attend conferences by Miami Valley Hospital, was commendable.

Dr. Cramblett stated that this was not the time to be counting Dr. Taylor's CME hours. There is a requirement for 150 hours, and Dr. Cramblett stated that he is not willing to waive that requirement for Dr. Taylor.

Dr. Ferritto stated that Dr. Taylor did not have the opportunity to acquire the 150 hours. Dr. Cramblett reiterated his unwillingness to waive the requirement in this case.

Mr. Lee stated that it is still unclear as to whether or not the 150 hours are conditional upon return of the limited license.

Dr. Ferritto again reminded the Board that the physician must have a reasonable opportunity to participate in CME programs. In this instance Dr. Taylor did not have reasonable opportunity for at least a year during the triennium. Dr. Ferritto stated that he is in favor of requiring the 150 hours as a condition of the Board, but does not feel that the Board can say that he must have it because it is the law.

Dr. Cramblett stated that when a physician is out of practice for any length of time, there is an obligation on the part of the Board to insist that the requirements be met for reinstatement. Dr. Cramblett asked Dr. Taylor to leave his CME logs with the Medical Board staff.

Dr. Yut moved that return of Dr. Taylor's license with limitations be conditioned upon the completion of the 150 hours of continuing medical education, and that the license not be returned until those hours are completed. Dr. Cramblett seconded the motion. A discussion followed:

Dr. Clarke asked Dr. Taylor how many total hours he felt he had. Dr. Taylor stated that he doesn't know how many hours he has since the triennium commenced, but he feels he has close to 150.

Dr. Yut reminded Dr. Taylor that he must have the correct number of category hours required.

A roll call vote was taken on Dr. Yut's motion:

ROLL CALL VOTE:	Dr. Lancione	- aye
	Dr. Cramblett	- aye
	Dr. Clarke	- aye
	Dr. Yut	- aye
	Dr. Lovshin	- aye
	Dr. Oxley	- nay
	Mr. Paulo	- abstain
	Dr. Ferritto	- aye

The motion carried.

Dr. Taylor asked if he could have his license returned to him next week should he be able to submit a full 150 hours of CME next week. The Board indicated that he could. Dr. Taylor stated that he will go through his records and get the information for the Board.

Dr. Taylor, Mrs. Taylor and Dr. Oxley left the meeting at this time.

SZENTENDREY  
F & OREPORT AND RECOMMENDATION IN THE MATTER OF LASZLO SZENTENDREY, M.D.

Mr. Jurca and Mr. Falleur left the room at this time.

Dr. Cover asked the Board Members if they had read the transcript in the above matter. A roll call was taken:

ROLL CALL:	Dr. Lancione	- aye
	Dr. Cramblett	- aye
	Dr. Clarke	- aye
	Dr. Yut	- aye
	Dr. Lovshin	- aye
	Mr. Paulo	- aye
	Dr. Ferritto	- aye

Dr. Ferritto read the Conclusions and Order of the following report and recommenda-

VOLUNTARY SURRENDER OF LICENSE  
TO PRACTICE MEDICINE AND SURGERY

I, RODGER L. M. TAYLOR M.D. after being fully advised of my rights, do hereby freely execute this document and choose to take the actions described herein.

I, RODGER L. M. TAYLOR M.D., do hereby voluntarily surrender my license to practice medicine and surgery, No. 18485, to the Ohio State Medical Board.

I understand that as a result of the surrender herein that I am no longer permitted to practice medicine and surgery in any form or manner in the State of Ohio.

Signed this 17th day of August, 19 78 in the office of COLUMBUS CORRECTIONAL RECEPTION CENTER.

Rodger L. M. Taylor, M.D.

(I HAVE RECEIVED A COPY OF THE SURRENDER FORM ON THIS DATE.)

E. J. Young  
WITNESS  
J. C. McDaniel  
WITNESS

Sworn to and signed before me this 17<sup>th</sup> day of August, 19 78.

George N. Boyer  
Notary Public

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

June 19, 1980

Rodger L.M. Taylor, M.D.  
1140 Harvard Blvd.  
Dayton, Ohio 45406

Dear Doctor Taylor:

Please be advised that your request for reinstatement of your certificate to practice medicine or surgery has been denied.

The minutes of the May 22, 1980 meeting of the Board, at which this decision was made, are enclosed.

Pursuant to Chapter 119, Ohio Revised Code, please be advised that you may request a hearing of this matter. If you wish to request such a hearing, this 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 hearing in person, or by your attorney, or you may present your position, arguments, or contentions in writing, and that at the hearing you may present evidence and examine witnesses appearing for or against you.

Very truly yours,

Ray Q. Bumgarner  
Chief Counsel and  
Assistant to the Administrator

RQB:ls

Encl: minutes of May 22, 1980 Board meeting

cc: William J. Lee, Administrator  
David W. Wenger, Counsel

CERTIFIED MAIL No. P14 - 6441958  
RETURN RECEIPT REQUESTED