

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

February 19, 1980

Pacifico S. Geronimo, M.D.
5808 Monroe St.,
Sylvania, OH. 43560

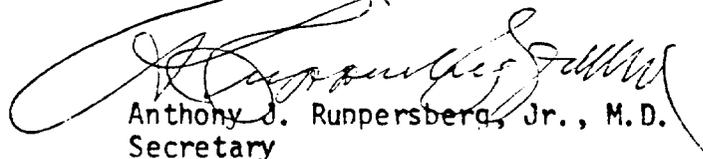
Dear Doctor Geronimo:

Please find enclosed a certified copy of the Findings and Order as they have been entered in the Journal of the State Medical Board of Ohio and a certified copy of the Motion by the State Medical Board, meeting in regular session on February 14, 1980, approving and confirming the Findings 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 stated above, 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 Section 119.12, Revised Code.

THE STATE MEDICAL BOARD



Anthony J. Runpersberg, Jr., M.D.
Secretary

AJR:em

Encl.

CERTIFIED MAIL NO. P14 6441941
RETURN RECEIPT REQUESTED

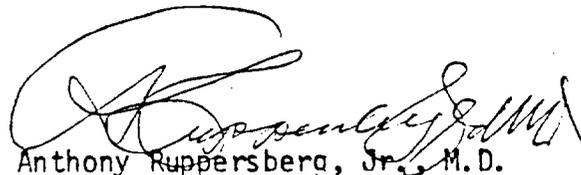
cc: Sol Zyndorf, Esq. (Certified Mail No. P14 6441942)
Attorney at Law

STATE OF OHIO
THE STATE MEDICAL BOARD

CERTIFICATION

Date: February 19, 1980

I hereby certify that the attached copy of the Findings and Order of the State Medical Board of Ohio, in the matter of Pacifico S. Geronimo, 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 February 14, 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 OF OHIO
THE STATE MEDICAL BOARD

'60 JAN 10 AM 11 57

OHIO STATE
MEDICAL BOARD

FINDINGS AND ORDER
IN THE MATTER OF PACIFICO GERONIMO, M.D.

The matter of Pacifico Geronimo, M.D., came on for hearing before me, Jerauld D. Ferritto, D.P.M., Member of the State Medical Board of Ohio on September 26th, 1979.

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

FINDINGS OF FACT

1. On July 12th, 1979 Dr. Geronimo was sent a letter from the Medical Board citing its reasons for contending that Dr. Geronimo had failed to use "reasonable care discrimination in the administration of drugs or other modalities for treatment of disease" as that clause is used in Section 4731.22(B)(2), O.R.C. (State Exhibit #1), and further "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), O.R.C.
2. In response to that letter Dr. Geronimo informed the Board that he would not request a hearing regarding the charges (State Exhibit #2) and subsequently affirmed his desire not to have a hearing in a telephone conversation on September 18th, 1979 with Mr. Jeff Jurca, Counsel to the Medical Board (State Exhibit #5).
3. It was the position of the Assistant Attorney General, Mr. Anderson, that although Dr. Geronimo refused a hearing, his letter of July 30th, 1979 (State Exhibit #5) satisfied Section 119.07 of the Administrative Procedure Act wherein a licensee may submit his contentions in writing and need not personally appear. (Transcript pages 12, 13, 14, and Section 119.07, O.R.C., State Exhibit #8).
4. A hearing was held on September 26th, 1979 with Dr. Geronimo not present but using his letter of July 30th, 1979 as his contentions in writing in response to the Medical Board's charges.
5. The State was effectively convincing in proving that Dr. Geronimo did not use the degree of skill and care expected of a physician in selecting and prescribing the drugs used in the seven (7) cases cited. (See especially the deposition of Joseph Bianchine, M.D.).

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CONCLUSIONS

OHIO STATE
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Dr. Geronimo states on page two in his letter of July 20th, 1979:

"It has not been my deliberate intention to violate the Ohio Revised Code. I was just unaware of the limitations of the use of these drugs as provided by the mentioned Ohio Revised Code."

It seems to this Hearing Member that in determining the limitations in the use of a drug a physician ought not turn to the law but to his training and judgment and if those are flawed he should not practice at all.

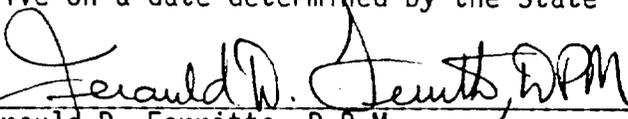
Therefore, I conclude as follows:

1. Pacifico S. Geronimo, M.D., is guilty of the charges specified in regard to Patient A, as defined in Section 4731.22(B)(2) and Section 4731.22(B)(3), O.R.C.
2. Pacifico S. Geronimo, M.D., is guilty of the charges specified in regard to Patients B, C, D, E, F, and G as defined in Section 4731.22(B)(2), O.R.C.

ORDER

It is hereby Ordered that the certificate to practice medicine or surgery of Pacifico S. Geronimo, M.D., be indefinitely suspended.

This Order will become effective on a date determined by the State Medical Board.


Jerauld D. Ferritto, D.P.M.
Member, State Medical Board of Ohio

STATE OF OHIO
THE STATE MEDICAL BOARD

February 14, 1980

FINDINGS AND ORDER IN THE MATTER OF
PACIFICO GERONIMO, M.D.

Dr. Cramblett moved to deny Dr. Geronimo's Motion to Submit Additional Testimony and Further Documentary evidence. Dr. Cover seconded the motion. A roll call vote was taken:

ROLL CALL VOTE:	Dr. Cramblett	- aye
	Dr. Clarke	- aye
	Dr. Yut	- aye
	Dr. Lovshin	- aye
	Dr. Cover	- aye
	Mr. Paulo	- aye
	Dr. Ferritto	- abstain
	Dr. Ruppertsberg	- aye
	Dr. Gandy	- aye

The motion carried.

Dr. Yut moved to approve and confirm Dr. Ferritto's Findings and Order In the Matter of Pacifico Geronimo, M.D. Dr. Clarke seconded the motion. A roll call vote was taken:

ROLL CALL VOTE:	Dr. Cramblett	- aye
	Dr. Clarke	- aye
	Dr. Yut	- aye
	Dr. Lovshin	- aye
	Dr. Cover	- aye
	Mr. Paulo	- aye
	Dr. Ferritto	- abstain
	Dr. Ruppertsberg	- aye
	Dr. Gandy	- aye

The motion carried.

Dr. Cover moved that the Order go into effect one month from the date of the motion approving and confirming the Order. Dr. Lovshin seconded the motion. A roll call vote was taken:

	Dr. Cramblett	- aye
	Dr. Clarke	- aye
	Dr. Yut	- aye
	Dr. Lovshin	- aye
	Dr. Cover	- aye
	Mr. Paulo	- aye
	Dr. Ferritto	- aye
	Dr. Ruppertsberg	- aye
	Dr. Gandy	- aye

The motion carried.

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GOTSIS

Anthony Ruppertsberg, Jr., M.D.
Secretary

AR:sp

Enclosure

CERTIFIED MAIL #506648
RETURN RECEIPT REQUESTED

Doug Anderson, Assistant Attorney General joined the meeting during the reading of the citation letter.

Dr. Ferritto asked what an acceptable infection rate would be in surgery. Dr. Cramblett stated that as high as four percent to five percent is acceptable in complicated cases. Dr. Gandy stated that in clean cases, more than one percent would not be acceptable.

Dr. Cramblett wondered if the portion of the citation letter on page four regarding "grossly unprofessional and dishonest conduct" was being cited under the proper section of the Revised Code. Mr. Jurca explained that the language used is that which was in effect at the time of the alleged violation and that at that time reference to the AMA Code of Ethics was incorporated in the statutes.

Dr. Clarke asked if the Board can use the Code of Ethics in this context since there is litigation pending in the courts regarding the Code of Ethics. Mr. Anderson explained that the litigation involved does not concern the particular sections of the Code of Ethics that Dr. Gotsis is being cited under. Mr. Anderson stated that the Courts have interpreted such phrases as "grossly unprofessional and dishonest conduct" to relate to the physician's professional skill and standards.

Dr. Lovshin asked if there was anything in the citation letter that claimed fraud as far as Medical Mutual billing was concerned. Mr. Jurca stated that there was not.

Dr. Cramblett asked Mr. Anderson at this time to instruct the Board in the type and depth of dialogue that is appropriate in considering proposed letters of citation. Mr. Anderson stated that it is important not to inquire into what kind of evidence the staff has been able to gather, nor is it appropriate to ask whether the evidence gathered is sufficient to prove the case. These questions are ones that the Board must wait to hear as hearing members or in considering the evidence in the hearing examiner's report and/or record of the hearing. In deciding whether or not to send the citation letter, the Board is doing something analogous to a Reasonable Cause Hearing in a criminal court, and is only to determine if there appears to be a violation or if the wrongdoing is a matter that the Board feels requires the initiation of formal proceedings.

Dr. Gandy moved that the citation letter be sent as presented to the Board. Dr. Lancione seconded the motion. A discussion followed.

Dr. Clarke asked that the subject of citations be put on a future agenda so that the Board may discuss their questions regarding due process at further length. Dr. Cramblett advised that this would be done. Dr. Cramblett added that he feels that thus far the staff has done an excellent job in preparing the citation letters and preparing the Board's cases.

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

ROLL CALL VOTE:	Dr. Lancione	- aye
	Dr. Gandy	- aye
	Dr. Clarke	- aye
	Dr. Lovshin	- aye
	Dr. Cover	- aye
	Mr. Paulo	- aye
	Dr. Ferritto	- aye
	Dr. Ruppertsberg	- aye
	Dr. Cramblett	- aye

The motion carried.

Dr. Yut returned to the room at this time.

Dr. Cramblett asked the guest who joined the meeting during the reading of Dr. Gotsis' citation letter to identify himself. He was Jay Wuebbold of the Lorain Journal.

Mr. Jurca left the meeting at this time with Mr. Wuebbold and Mr. Virostko.

GERONIMO,
PACIFICO S.,
M.D.

PACIFICO S. GERONIMO, M.D.

In the matter of Pacifico S. Geronimo, M.D., Dr. Ferritto was assigned as hearing

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GERONIMO

member and left the room for the reading of the following citation letter:

July 12, 1979

Pacifico S. Geronimo, M.D.
5808 Monroe Street
Sylvania, Ohio 43560

Dear Doctor Geronimo:

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

1. On or about the following dates, you did prescribe for Patient A, who was being treated by you for addiction, the following drugs in the amounts and dosage levels indicated below:

<u>PATIENT A</u>		
<u>DATE</u>	<u>PRESCRIPTION</u>	<u>DOSAGE UNITS</u>
9/12/77	Tuinal 200 mg.	30
9/12/77	Percodan	45
9/14/77	Tuinal 200 mg.	30
9/29/77	Tuinal 200 mg.	30
9/29/77	Dilaudid	4
10/4/77	Dilaudid 5 mg.	4
10/13/77	Tuinal 200 mg.	30
10/18/77	Dilaudid 4 mg.	6
10/18/77	Tuinal 200 mg.	20
10/20/77	Dilaudid 4 mg.	4
10/22/77	Dilaudid 4 mg.	6
10/24/77	Dilaudid 4 mg.	6
10/26/77	Dilaudid 4 mg.	6
10/27/77	Dilaudid 4 mg.	8
10/29/77	Dilaudid 3 mg.	3
10/29/77	Dilaudid 4 mg.	5
10/31/77	Dilaudid 3 mg.	6
11/1/77	Dilaudid 3 mg.	7
11/3/77	Dilaudid 2 mg.	6
11/3/77	Dilaudid 3 mg.	7
11/5/77	Dilaudid 2 mg.	7
11/7/77	Dilaudid 2 mg.	6
11/9/77	Dilaudid 2 mg.	6
11/11/77	Dilaudid 2 mg.	6
11/14/77	Dilaudid 2 mg.	6
11/17/77	Dilaudid 2 mg.	6
11/19/77	Dilaudid 2 mg.	6
11/21/77	Tuinal 200 mg.	20
11/21/77	Dilaudid 2 mg.	6
11/23/77	Dilaudid 2 mg.	6
11/25/77	Dilaudid 2 mg.	8
11/28/77	Dilaudid 2 mg.	8
12/7/77	Dilaudid 2 mg.	4
12/10/77	Dilaudid 2 mg.	4
12/14/77	Dilaudid 2 mg.	4
12/15/77	Dilaudid 2 mg.	4
12/17/77	Tuinal 200 mg.	15
12/17/77	Dilaudid 2 mg.	6
12/21/77	Dilaudid 2 mg.	6
12/23/77	Dilaudid 2 mg.	10
12/31/77	Dilaudid 2 mg.	6
1/18/78	Dilaudid 2 mg.	7
1/29/78	Dilaudid 2 mg.	15
2/1/78	Dilaudid 2 mg.	8
2/5/78	Dilaudid 2 mg.	11
2/19/78	Dilaudid 2 mg.	15
2/21/78	Dilaudid 2 mg.	9
2/23/78	Dilaudid 2 mg.	12
2/24/78	Dilaudid 2 mg.	9
2/27/78	Dilaudid 2 mg.	14
2/28/78	Dilaudid 2 mg.	4
3/1/78	Dilaudid 2 mg.	4

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<u>DATE</u>	<u>PRESCRIPTION</u>	<u>DOSAGE UNITS</u>
3/2/78	Dilaudid 2 mg.	5
3/3/78	Dilaudid 3 mg.	3
3/3/78	Dilaudid 2 mg.	1
3/4/78	Dilaudid 3 mg.	3
3/4/78	Dilaudid 3 mg.	1
3/5/78	Dilaudid 3 mg.	3
3/6/78	Dilaudid 3 mg.	2
3/6/78	Dilaudid 3 mg.	3
3/7/78	Dilaudid 3 mg.	3
3/8/78	Dilaudid 3 mg.	4
3/9/78	Dilaudid 2 mg.	5
3/10/78	Dilaudid 2 mg.	5
3/10/78	Dilaudid 2 mg.	4
3/11/78	Dilaudid 2 mg.	4
3/12/78	Dilaudid 2 mg.	15
3/12/78	Dilaudid 2 mg.	4
3/13/78	Dilaudid 2 mg.	5
3/14/78	Dilaudid 2 mg.	4
3/16/78	Dilaudid 2 mg.	8
3/16/78	Dilaudid 2 mg.	4
3/16/78	Dilaudid 2 mg.	1
3/16/78	Valium 10 mg.	30
3/20/78	Dilaudid 2 mg.	10
3/21/78	Dilaudid 2 mg.	4
3/22/78	Dilaudid 2 mg.	4
3/23/78	Dilaudid 2 mg.	4
3/24/78	Dilaudid 2 mg.	4
3/25/78	Dilaudid 2 mg.	5
3/26/78	Dilaudid 2 mg.	4
3/27/78	Dilaudid 2 mg.	3
3/28/78	Dilaudid 2 mg.	3
3/28/78	Dilaudid 3 mg.	2
3/29/78	Dilaudid 3 mg.	2
3/29/78	Dilaudid 2 mg.	3
3/30/78	Dilaudid 3 mg.	2
3/30/78	Dilaudid 2 mg.	3
3/31/78	Dilaudid 2 mg.	4
4/1/78	Dilaudid 3 mg.	3
4/2/78	Dilaudid 3 mg.	3
4/3/78	Dilaudid 3 mg.	3
4/4/78	Dilaudid 3 mg.	3
4/5/78	Dilaudid 3 mg.	3
4/6/78	Dilaudid 3 mg.	3
4/6/78	Dilaudid 2 mg.	4
4/6/78	Dilaudid 2 mg.	3
4/7/78	Dilaudid 2 mg.	4
4/8/78	Dilaudid 2 mg.	3
4/8/78	Dilaudid 2 mg.	4
4/9/78	Dilaudid 2 mg.	4
4/10/78	Dilaudid 2 mg.	4
4/11/78	Dilaudid 2 mg.	6
4/11/78	Dilaudid 2 mg.	2
4/12/78	Dilaudid 2 mg.	4
4/13/78	Dilaudid 2 mg.	8
4/14/78	Dilaudid 2 mg.	4
4/14/78	Dilaudid 2 mg.	3
4/15/78	Dilaudid 2 mg.	4
4/16/78	Dilaudid 2 mg.	6
4/17/78	Dilaudid 2 mg.	6
4/18/78	Dilaudid 2 mg.	5
4/18/78	Dilaudid 2 mg.	8
4/20/78	Dilaudid 2 mg.	5
4/21/78	Dilaudid 2 mg.	4
4/21/78	Dilaudid 2 mg.	5
4/22/78	Dilaudid 2 mg.	4
4/23/78	Dilaudid 2 mg.	6
4/24/78	Dilaudid 2 mg.	4
4/25/78	Dilaudid 2 mg.	4
4/26/78	Dilaudid 2 mg.	5
4/27/78	Dilaudid 2 mg.	4
4/28/78	Dilaudid 2 mg.	4
4/29/78	Dilaudid 2 mg.	4
4/30/78	Dilaudid 2 mg.	4
5/1/78	Dilaudid 2 mg.	3
5/2/78	Dilaudid 2 mg.	5
5/2/78	Dilaudid 2 mg.	2
5/3/78	Dilaudid 2 mg.	4
5/4/78	Dilaudid 2 mg.	5

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<u>GERONIMO</u>	<u>DATE</u>	<u>PRESCRIPTION</u>	<u>DOSAGE UNITS</u>
	5/5/78	Dilaudid 2 mg.	5
	5/6/78	Dilaudid 2 mg.	4
	5/7/78	Dilaudid 2 mg.	4
	5/8/78	Dilaudid 2 mg.	9
	5/9/78	Dilaudid 2 mg.	4
	5/10/78	Dilaudid 2 mg.	6
	5/11/78	Dilaudid 2 mg.	3
	5/12/78	Dilaudid 2 mg.	5
	5/13/78	Dilaudid 2 mg.	6
	5/14/78	Dilaudid 2 mg.	7
	5/15/78	Dilaudid 2 mg.	5
	5/16/78	Dilaudid 2 mg.	4
	5/17/78	Dilaudid 2 mg.	4
	5/18/78	Dilaudid 2 mg.	8
	5/19/78	Dilaudid 2 mg.	5
	5/20/78	Dilaudid 2 mg.	4
	5/21/78	Dilaudid 2 mg.	6
	5/22/78	Dilaudid 2 mg.	4
	5/23/78	Dilaudid 2 mg.	3
	5/23/78	Dilaudid 2 mg.	4
	5/24/78	Dilaudid 2 mg.	4
	5/25/78	Dilaudid 2 mg.	5
	5/26/78	Dilaudid 2 mg.	5
	5/27/78	Dilaudid 2 mg.	5
	5/28/78	Dilaudid 2 mg.	10
	5/30/78	Dilaudid 2 mg.	5
	5/30/78	Dilaudid 2 mg.	8
	5/31/78	Dilaudid 2 mg.	5
	6/1/78	Dilaudid 2 mg.	5
	6/2/78	Dilaudid 2 mg.	7
	6/2/78	Dilaudid 2 mg.	15
	6/6/78	Dilaudid 2 mg.	5
	6/7/78	Dilaudid 2 mg.	5
	6/7/78	Valium 10 mg.	45
	6/7/78	Tuinal 200 mg.	10
	6/8/78	Dilaudid 2 mg.	5
	6/9/78	Dilaudid 2 mg.	2
	6/9/78	Dilaudid 2 mg.	5
	6/10/78	Dilaudid 2 mg.	5
	6/12/78	Dilaudid 2 mg.	10
	6/14/78	Dilaudid 2 mg.	28
	6/19/78	Dilaudid 2 mg.	22
	6/22/78	Dilaudid 2 mg.	28
	6/27/78	Dilaudid 2 mg.	20
	7/1/78	Dilaudid 2 mg.	23
	7/1/78	Valium 10 mg.	45
	7/5/78	Dilaudid 2 mg.	32
	7/11/78	Dilaudid 2 mg.	28
	7/17/78	Dilaudid 2 mg.	21
	7/20/78	Dilaudid 2 mg.	26
	7/20/78	Valium 10 mg.	45
	7/25/78	Dilaudid 2 mg.	17
	7/29/78	Dilaudid 2 mg.	26
	8/1/78	Dilaudid 2 mg.	19
	8/1/78	Quaalude 300 mg.	30
	8/4/78	Dilaudid 2 mg.	33
	8/10/78	Dilaudid 2 mg.	5
	8/11/78	Dilaudid 2 mg.	20
	8/14/78	Dilaudid 2 mg.	26
	8/18/78	Dilaudid 2 mg.	5
	8/19/78	Dilaudid 2 mg.	4
	8/20/78	Dilaudid 2 mg.	3
	8/20/78	Dilaudid 2 mg.	1
	8/21/78	Dilaudid 2 mg.	4
	8/22/78	Dilaudid 2 mg.	4
	8/23/78	Dilaudid 2 mg.	4
	8/24/78	Dilaudid 2 mg.	4
	8/25/78	Dilaudid 2 mg.	4
	8/26/78	Dilaudid 2 mg.	4
	8/27/78	Dilaudid 2 mg.	3
	8/28/78	Dilaudid 2 mg.	3
	8/29/78	Dilaudid 2 mg.	4
	8/29/78	Tuinal 200 mg.	20
	8/29/78	Dilaudid 2 mg.	3

Such acts, individually and/or collectively, constitute "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 that clause is used in Section 4731.22(B)(2), Ohio Revised Code.

Further, such acts, individually and/or collectively, constitute

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GERONIMO

"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.

2. On or about the following dates, you did prescribe for Patient B, who was being treated by you for a broken hip (metal pin in bone), the following drugs in the amounts and dosage levels indicated below:

<u>PATIENT B</u>		
<u>DATE</u>	<u>PRESCRIPTION</u>	<u>DOSAGE UNITS</u>
8/16/77	Quaalude 300	35
8/16/77	Biphetamine 20	30
8/24/77	Biphetamine 20	30
8/24/77	Quaalude 300	35
9/12/77	Biphetamine 20	30
9/12/77	Quaalude 300	35
9/20/77	Biphetamine 20	30
9/20/77	Quaalude 300	35
10/3/77	Quaalude 300	35
10/3/77	Biphetamine 20	30
10/3/77	Dilantin 100 mg.	50
10/12/77	Quaalude 300	35
10/12/77	Biphetamine 20	30
10/20/77	Biphetamine 20	30
10/20/77	Quaalude 300	35
10/27/77	Quaalude 300	35
10/27/77	Biphetamine 20	30
11/7/77	Talwin 50 mg.	10
11/7/77	Biphetamine 20	30
11/7/77	Quaalude 300	35
11/21/77	Quaalude 300	35
11/21/77	Biphetamine 20	30
11/25/77	Biphetamine 20	30
11/25/77	Quaalude 300	35
12/16/77	Quaalude 300	40
12/16/77	Biphetamine 20	30
12/19/77	Quaalude 300	40
12/19/77	Biphetamine 20	30
12/19/77	Tylenol #3	20
12/29/77	Quaalude 300	35
12/29/77	Biphetamine 20	30
1/9/78	Biphetamine 20	35
1/9/78	Quaalude 300	30
2/7/78	Quaalude 300	40
2/21/78	Quaalude 300	40
3/2/78	Quaalude 300	40
3/9/78	Quaalude 300	35
3/17/78	Biphetamine 20	40
4/11/78	Biphetamine 20	35
4/11/78	Quaalude 300	35
4/17/78	Biphetamine 20	35
4/17/78	Quaalude 300	35
5/22/78	Biphetamine 20	35
5/22/78	Quaalude 300	35
5/22/78	Percodan	30
6/1/78	Biphetamine 20	35
6/1/78	Quaalude 300	35
6/1/78	Percodan	30
6/7/78	Biphetamine 20	35
6/7/78	Quaalude 300	35
6/7/78	Percodan	30
6/19/78	Percodan	30
6/19/78	Quaalude 300	35
6/19/78	Biphetamine 20	35
6/29/78	Percodan	30
6/29/78	Quaalude 300	35
6/29/78	Biphetamine 20	35
7/3/78	Percodan	30
7/3/78	Biphetamine 20	35
7/3/78	Quaalude 300	35
7/7/78	Biphetamine 20	35
7/7/78	Percodan	30
7/7/78	Quaalude 300	35
7/14/78	Biphetamine 20	35
7/14/78	Quaalude 300	35
7/14/78	Percodan	30
7/24/78	Quaalude 300	35

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GERONIMO

<u>DATE</u>	<u>PRESCRIPTION</u>	<u>DOSAGE UNITS</u>
7/24/78	Percodan	30
7/24/78	Biphetamine 20	35
8/10/78	Darvon Compound 65	20
8/10/78	Quaalude 300	35
8/10/78	Biphetamine 20	35
8/10/78	Percodan	30
8/22/78	Percodan	30
8/22/78	Quaalude 300	35
8/26/78	Percodan	30
8/26/78	Quaalude 300	35
8/26/78	Biphetamine 20	35

Such acts, individually and/or collectively, constitute "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 that clause is used in Section 4731.22(B)(2), Ohio Revised Code.

3. On or about the following dates, you did prescribe for Patient C, who was being treated by you for backache, the following drugs in the amounts and dosage levels indicated below:

<u>PATIENT C</u>		
<u>DATE</u>	<u>PRESCRIPTION</u>	<u>DOSAGE UNITS</u>
9/16/77	Tuinal 200	30
9/16/77	Percodan	45
11/1/77	Tuinal 200 mg.	30
11/1/77	Percodan	45
11/15/77	Tuinal 200 mg.	30
11/15/77	Percodan	45
12/23/77	Tuinal 200 mg.	35
12/23/77	Percodan	60
1/13/78	Percodan	60
1/13/78	Tuinal 200 mg.	35
2/3/78	Percodan	60
2/3/78	Tuinal 200 mg.	35
3/16/78	Percodan	80
3/16/78	Tuinal 200 mg.	35
3/30/78	Percodan	80
3/30/78	Tuinal 200 mg.	35
3/30/78	Hycodan syrup	240 cc
4/18/78	Percodan	80
4/18/78	Tuinal 200 mg.	35
4/18/78	Hycodan syrup	240 cc
5/16/78	Percodan	60
5/16/78	Tuinal 200 mg.	35
5/16/78	Hycodan syrup	240 cc
6/9/78	Percodan	60
6/9/78	Hycodan Syrup	240 cc
6/9/78	Tuinal 200 mg.	30
6/23/78	Percodan	60
6/23/78	Tuinal 200 mg.	35
6/29/78	Percodan	60
6/29/78	Tuinal 200 mg.	35
7/13/78	Percodan	60
7/13/78	Tuinal 200 mg.	35
7/31/78	Tuinal 200 mg.	35
7/31/78	Hycodan syrup	240 cc
7/31/78	Percodan	60
8/15/78	Tuinal 200 mg.	35
8/15/78	Hycodan syrup	240 cc
8/15/78	Percodan	60
8/29/78	Percodan	60
8/29/78	Tuinal 200 mg.	35
9/27/78	Percodan	30

Such acts, individually and/or collectively, constitute "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 that clause is used in Section 4731.22(B)(2), Ohio Revised Code.

4. On or about the following dates, you did prescribe for Patient D, who was being treated by you for a chronic headache and a dental problem, the following drugs in the amounts

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and dosage levels indicated below:

PATIENT D

<u>DATE</u>	<u>PRESCRIPTION</u>	<u>DOSAGE UNITS</u>
8/7/78	Percodan	30
8/18/78	Percodan	30
8/29/78	Dexamyl sp #2	30
9/30/78	Percodan	15
11/12/78	Tylox capsules	45
12/26/78	Percodan	15
2/27/79	Percodan	15

Such acts, individually and/or collectively, constitute "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 that clause is used in Section 4731.22(B)(2), Ohio Revised Code.

5. On or about the following dates, you did prescribe for Patient E, who was being treated by you for a backache, the following drugs in the amounts and dosage levels indicated below:

PATIENT E

<u>DATE</u>	<u>PRESCRIPTION</u>	<u>DOSAGE UNITS</u>
12/17/77	Preludin Endurets 75 mg.	120
1/6/78	Preludin Endurets 75 mg.	60
2/4/78	Preludin Endurets 75 mg.	60

Such acts, individually and/or collectively, constitute "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 that clause is used in Section 4731.22(B)(2), Ohio Revised Code.

6. On or about the following dates, you did prescribe for Patient F, who was being treated by you for sickle cell anemia, the following drugs in the amounts and dosage levels indicated below:

PATIENT F

<u>DATE</u>	<u>PRESCRIPTION</u>	<u>DOSAGE UNITS</u>
5/22/78	Percodan	30
7/3/78	Percodan	45
7/3/78	Pertofrane 25 mg.	45
7/13/78	Percodan	45
7/29/78	Percodan	10
8/1/78	Percodan	45
8/15/78	Percodan	45
9/14/78	Percodan	60
10/5/78	Percodan	60
10/5/78	Valium 10 mg.	60

Such acts, individually and/or collectively, constitute "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 that clause is used in Section 4731.22(B)(2), Ohio Revised Code.

7. On or about the following dates, you did prescribe for Patient G, who was being treated by you for chronic anxiety, the following drugs in the amounts and dosage levels indicated below:

PATIENT G

<u>DATE</u>	<u>PRESCRIPTION</u>	<u>DOSAGE UNITS</u>
1/17/78	Amytal sodium ampoules 0.5 gm.	6
3/9/78	Amytal sodium ampoules 0.5 gm.	6
4/15/78	Amytal sodium ampoules 500 mg.	10
5/30/78	Amytal sodium ampoules 500 mg.	6
6/10/78	Librium 25 mg.	30
6/10/78	Amobarbital capsules 65 mg.	10

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<u>DATE</u>	<u>PRESCRIPTION</u>	<u>DOSEAGE UNITS</u>
6/13/78	Amobarbital capsules 65 mg.	15
6/13/78	Librium 25 mg.	45
7/1/78	Amytal sodium capsules 65 mg. (two refills)	20
7/1/78	Amytal sodium ampoules 500 mg.	6
7/8/78	Amytal sodium capsules 65 mg.	30
7/22/78	Amytal sodium capsules 65 mg.	30
8/1/78	Amytal sodium capsules 65 mg.	30
8/8/78	Amytal sodium capsules 65 mg.	30
8/19/78	Amytal sodium capsules 65 mg.	30
8/19/78	Amytal sodium ampoules 500 mg.	6
9/8/78	Amytal sodium capsules 65 mg.	30
9/29/78	Amytal sodium capsules 65 mg.	30
2/15/79	Amytal sodium capsules 500 mg.	6
2/15/79	Limbitrol 10-25 mg.	100
3/23/79	Amytal sodium ampoules 500 mg.	6

Such acts, individually and/or collectively, constitute "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 that clause is used in Section 4731.22(B)(2), Ohio Revised Code.

In order to best assure protection of any privileges which may exist, the names of the above-mentioned patients are enclosed on a separate form, included with this letter.

You are advised that you are entitled to a hearing on this matter if you request such hearing 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.

In the event that there is no request for such hearing made within thirty (30) days of the time of mailing of this notice, the State Medical Board 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 and surgery.

Very truly yours,

Anthony Ruppertsberg, Jr., M.D.
Secretary

AR:es

CERTIFIED MAIL #024932
RETURN RECEIPT REQUESTED

Dr. Lancione moved that the citation letter be sent as presented to the Board. Dr. Clarke seconded the motion. A discussion followed.

Dr. Yut asked why letters were used to identify patients instead of their names. Mr. Bumgarner explained that in order to protect physician-patient relationships the staff felt it was advisable to limit the identities in public documents. The names of the patients would be supplied for the hearing if there is any need to identify the patient. Dr. Yut asked if hearings were public. Mr. Bumgarner advised that they are, but that patient identities could be disclosed in private session, unless the patient wishes to waive the right to keep his identity from being publicly disclosed. Dr. Yut asked that if patients customarily appear at the hearings, Mr. Bumgarner advised that often the patient cannot be located and does not appear.

Dr. Cramblett stated that what the staff is trying to do by coding the patient's names is give the maximum flexibility with the option of protecting patients from notoriety. This does not prevent the Board from having patients give testimony.

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

ROLL CALL VOTE: Dr. Lancione - aye
 Dr. Gandy - aye

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Dr. Clarke - aye
 Dr. Yut - aye
 Dr. Lovshin - aye
 Dr. Cover - aye
 Mr. Paulo - aye
 Dr. Ruppertsberg - aye
 Dr. Cramblett - aye

The motion carried.

Dr. Ferritto returned to the room at this time.

EXEC. SESSION EXECUTIVE SESSION

Pursuant to Section 121.22(G)(1), Revised Code, the Board went into executive session to confer on matters regarding personnel and the discipline of licensees of the Board.

Mr. Jurca rejoined the meeting during executive session.

QUILLIN,
ALSTON M., M.D.ALSTON M. QUILLIN, M.D.

Prior to Dr. Quillin's joining the meeting, Dr. Cramblett asked if his license had been restored. Mr. Lee advised that his license had been restored contingent on his continuing with AA. All reports indicate that there is no evidence that Dr. Quillin has violated the Board's trust. Dr. Quillin is working in deciding some government cases with the Social Security Disability Administration. Mr. Lee stated that the Board has not received negative information regarding Dr. Quillin.

Dr. Lovshin asked how long the Board has been calling Dr. Quillin in. Mr. Lee stated that he has been in twice, in June, 1978 and January, 1979 since his restoration. Dr. Lovshin asked about the period between Dr. Quillin's loss of his license in 1974 and restoration in June, 1978. Mr. Lee advised that there was a long period of time during which Dr. Quillin did not request return of his license.

Dr. Quillin joined the meeting at this time. Dr. Cramblett advised him that he could have counsel present and that anything he did say could be used against him at a future time. Dr. Quillin indicated that he understood.

Dr. Cramblett asked Dr. Quillin how things were going for him. Dr. Quillin indicated that things were going well, and that he was currently doing medical reviews at the Bureau of Disability.

In answer to questions posed by Dr. Lancione, Dr. Quillin indicated that he is not taking any medication at this time. Dr. Quillin also stated that he is not having any trouble staying away from alcohol and hasn't had a drink in seven or eight years. Dr. Quillin attends AA meetings every week or two.

Dr. Gandy asked if Dr. Quillin intended to go back into private practice. Dr. Quillin stated that he plans to go into private practice in October, but wants to continue doing some work with the Bureau of Disability. He will return to private practice in dermatology.

Dr. Clarke asked Dr. Quillin if he had taken any AA assignments. Dr. Quillin stated that he was secretary for a couple of years in the Warren program, but now he just attends the meetings. Dr. Quillin advised that it has been five years since he has taken any medication.

Dr. Yut asked if Dr. Quillin intended to go into a solo private practice. Dr. Quillin advised that that is the only type of practice one can go into in the dermatological field in the Columbus area.

In response to questions asked by Dr. Lovshin, Dr. Quillin advised that he does have a D.E.A. Number currently.

Dr. Cover asked if Dr. Quillin had been at St. Anthony's. Dr. Quillin stated that he has not.

Mr. Lee asked if Dr. Quillin's attendance at the AA meetings had dropped off in the last six months. Dr. Quillin advised that he didn't believe so.

Dr. Quillin left the meeting at this time.

Dr. Yut stated that he feels Dr. Quillin is as rehabilitated as he will get and sees little point in having Dr. Quillin continue to come in. Dr. Yut suggested that the transitional period of Dr. Quillin going into private practice may be difficult, but that after he has made the transition, he be required to make only one more appearance.

Dr. Cramblett suggested that the Board wait until after Dr. Quillin makes the