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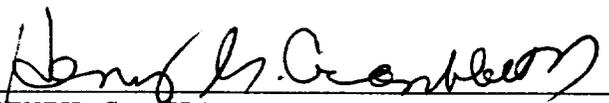
BEFORE THE STATE MEDICAL BOARD OF OHIO

IN THE MATTER OF: )  
 )  
WILLIAM R. MILLER, M.D. )

NOTICE OF DISMISSAL WITHOUT PREJUDICE

The State Medical Board of Ohio, in regular meeting on September 11, 1986, issued a notice of opportunity for hearing to William R. Miller, M.D., based upon alleged violations of Sections 4731.22(B)(2), (B)(3) and (B)(6), Ohio Revised Code. Since the time of the issuance of said notice, this administrative action has not gone forward due to the State's pursuit of contempt charges for Dr. Miller's refusal to comply with a subpoena for patient records and Dr. Miller's appeal of that matter through the Supreme Court of Ohio. (Ohio State Medical Board v. Miller (1989), 44 Ohio St. 3d 136.) It having come to the Board's attention that further investigation of Dr. Miller's current medical practice is now necessary, the notice of opportunity for hearing issued on September 11, 1986 is hereby DISMISSED WITHOUT PREJUDICE to the State Medical Board of Ohio's right to issue another notice of opportunity for hearing with similar allegations in the future.

SO ORDERED this 20<sup>th</sup> day of December, 1989.

  
HENRY G. CRAMBLETT, M.D.  
Secretary

  
JOHN E. RAUCH, D.O.  
Supervising Member

(SEAL)

STATE OF OHIO  
THE STATE MEDICAL BOARD  
Suite 510  
65 South Front Street  
Columbus, Ohio 43266-0315

September 11, 1986

William R. Miller, M.D.  
1048 Old U.S. 52  
P. O. Box 158  
New Richmond, Ohio 45157

Dear Doctor Miller:

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, revoke, suspend, refuse to register or reinstate your certificate to practice medicine and surgery or to reprimand or place you on probation for the following reason:

1. You did prescribe the Controlled Substances listed in the attached "Prescription List by Patient Number", on the dates and in the amounts indicated, to the patients who are named in the attached "Patient Number Key" (Key to be withheld from public disclosure). The total amounts of drugs prescribed to said patients are set forth in the attached "Total Drug Amounts by Drug, Year, and Month".

Your acts in the above paragraph (1), individually and/or collectively constitute "failure to use reasonable care discrimination in the administration of drugs" and "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 acts in the above paragraph (1), individually and/or collectively constitute "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 acts in the above paragraph (1), individually and/or collectively, and the medical care rendered to the patients listed therein, 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 that clause is used in Section 4731.22(B)(6), Ohio Revised Code.

STATE OF OHIO  
THE STATE MEDICAL BOARD

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William R. Miller, M.D.

September 11, 1986

Pursuant to Chapter 119., Ohio Revised Code, you are hereby advised that you are entitled to a hearing in this matter. If you wish to request such 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 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, revoke, suspend, refuse to register or reinstate your certificate to practice medicine and surgery or to reprimand or place you on probation.

Copies of the applicable sections are enclosed for your information.

Very truly yours,



Henry G. Cramblett, M.D.  
Secretary

HGC:caa

enclosures

CERTIFIED MAIL NO. P 569 361 876  
RETURN RECEIPT REQUESTED