

**CONSENT AGREEMENT
BETWEEN
AUGUSTO L. PANGALANGAN, M.D.
AND
THE STATE MEDICAL BOARD OF OHIO**

This Consent Agreement is entered into by and between Augusto L. Pangalangan, M.D., and the State Medical Board of Ohio [Board], a state agency charged with enforcing Chapter 4731., Ohio Revised Code.

Dr. Pangalangan enters into this Consent Agreement being fully informed of his rights under Chapter 119., Ohio Revised Code, including the right to representation by counsel and the right to a formal adjudicative hearing on the issues considered herein.

BASIS FOR ACTION

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

- A. The Board is empowered by Section 4731.22(B), Ohio Revised Code, to limit, revoke, suspend a certificate, refuse to register or reinstate an applicant, or reprimand or place on probation the holder of a certificate for violation of Section 4731.22(B)(6), Ohio Revised Code, “[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,” and/or violation of Section 4731.22(B)(18), Ohio Revised Code, “[v]iolation of any provision of a code of ethics of the American medical association, the American osteopathic association, the American podiatric medical association, or any other national professional organizations that the board specifies by rule.”
- B. The Board enters into this Consent Agreement in lieu of formal proceedings based upon the violations of Section 4731.22(B)(6) and (B)(18), Ohio Revised Code, as set forth in Paragraph E, below, and expressly reserves the right to institute formal proceedings based upon any other violations of Chapter 4731. of the Revised Code, whether occurring before or after the effective date of this Consent Agreement.
- C. Dr. Pangalangan is licensed to practice medicine and surgery in the State of Ohio, License # 35-030512.
- D. Dr. Pangalangan states that he holds an inactive license to practice medicine and surgery in the State of Vermont.

OHIO STATE MEDICAL BOARD

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- E. Dr. Pangalangan admits that, in three specific cases, he engaged in behavior involving patients under his care that constituted inappropriate boundary crossings and created ethical conflicts of interest while employed at the Ohio State University Student Health Center.

AGREED CONDITIONS

Wherefore, in consideration of the foregoing and mutual promises hereinafter set forth, and in lieu of any formal proceedings at this time, Dr. Pangalangan knowingly and voluntarily agrees with the Board to the following permanent terms, conditions and limitations:

Practice Restrictions

1. Dr. Pangalangan's certificate to practice medicine and surgery in the State of Ohio shall be **PERMANENTLY LIMITED** and **RESTRICTED** as follows:
 - a. Dr. Pangalangan shall limit and restrict his practice of medicine and surgery in the State of Ohio to the review of files, charts, and medical records, with no actual patient contact.
 - b. Dr. Pangalangan shall not prescribe, administer, personally furnish, order, write orders for, or give verbal orders for any drugs, including controlled substances, prescription medications, and over-the-counter medications.

Required Reporting by Licensee

2. Within thirty days of the effective date of this Consent Agreement, Dr. Pangalangan shall provide a copy of this Consent Agreement to all employers or entities with which he is under contract to provide health care services or is receiving training; and the Chief of Staff at each hospital where he has privileges or appointments. Further, Dr. Pangalangan shall provide a copy of this Consent Agreement to all employers or entities with which he contracts to provide health care services, or applies for or receives training, and the Chief of Staff at each hospital where he applies for or obtains privileges or appointments.
3. Within thirty days of the effective date of this Consent Agreement, Dr. Pangalangan shall provide a copy of this Consent Agreement by certified mail, return receipt requested, to the proper licensing authority of any state or jurisdiction in which he currently holds any professional license. Dr. Pangalangan further agrees to provide a copy of this Consent Agreement by certified mail, return receipt requested, at time of application to the proper licensing authority of any state in which he applies for any professional license or for reinstatement of any professional license. Further, Dr. Pangalangan shall provide this Board with a copy of the return receipt as proof of notification within thirty days of receiving that return receipt.

FAILURE TO COMPLY

If, in the discretion of the Secretary and Supervising Member of the Board, Dr. Pangalangan appears to have violated or breached any term or condition of this Consent Agreement, the Board 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 Consent Agreement.

If the Secretary and Supervising Member of the Board determine that there is clear and convincing evidence that Dr. Pangalangan has violated any term, condition or limitation of this Consent Agreement, Dr. Pangalangan agrees that the violation, as alleged, also constitutes clear and convincing evidence that his continued practice presents a danger of immediate and serious harm to the public for purposes of initiating a summary suspension pursuant to Section 4731.22(G), Ohio Revised Code.

DURATION/MODIFICATION OF TERMS

Dr. Pangalangan shall not request termination or modification of the permanent limitations and restrictions as set forth in paragraphs 1 through 3 of this Consent Agreement.

ACKNOWLEDGMENTS/LIABILITY RELEASE

Dr. Pangalangan acknowledges that he has had an opportunity to ask questions concerning the terms of this Consent Agreement and that all questions asked have been answered in a satisfactory manner.

Any action initiated by the Board based on alleged violations of this Consent Agreement shall comply with the Administrative Procedure Act, Chapter 119., Ohio Revised Code.

Dr. Pangalangan hereby releases the Board, its members, employees, agents, officers and representatives jointly and severally from any and all liability arising from the within matter.

This Consent Agreement 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, data banks and governmental bodies. Dr. Pangalangan acknowledges that his social security number will be used if this information is so reported and agrees to provide his social security number to the Board for such purposes.

EFFECTIVE DATE

It is expressly understood that this Consent Agreement is subject to ratification by the Board prior to signature by the Secretary and Supervising Member and shall become effective upon the last date of signature below.

OHIO STATE MEDICAL BOARD

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Augusto L. Pangalangan, M.D.
AUGUSTO L. PANGALANGAN, M.D.

3/30/05
DATE

Michael R. Moran
MICHAEL R. MORAN, ESQ.
Attorney for Dr. Pangalangan

3/30/2005
DATE

Lance A. Talmage, M.D.
LANCE A. TALMAGE, M.D.
Secretary */TAD*

4/13/05
DATE

Raymond J. Albert
RAYMOND J. ALBERT
Supervising Member

4/13/05
DATE

Marcie A. Pastrick
MARCIE A. PASTRICK, ESQ.
Enforcement Attorney

April 1, 2005
DATE