

CONSENT AGREEMENT
BETWEEN
HOWARD P. FISCHBACH III, M.D.
AND
THE STATE MEDICAL BOARD OF OHIO

THIS CONSENT AGREEMENT is entered into by and between HOWARD P. FISCHBACH III, M.D., and THE STATE MEDICAL BOARD OF OHIO, a state agency charged with enforcing Chapters 4730. and 4731. of the Ohio Revised Code.

HOWARD P. FISCHBACH III, 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:

- A. HOWARD P. FISCHBACH III, M.D. admits that he has excessively used controlled substances from early 1980 to September 28, 1981.
- B. HOWARD P. FISCHBACH III, M.D. desires to return to Ohio to practice medicine.

WHEREFORE, in consideration of the foregoing and mutual promises hereinafter set forth, and in lieu of any formal proceedings at this time, HOWARD P. FISCHBACH III, M.D. knowingly and voluntarily agrees with the STATE MEDICAL BOARD OF OHIO to LIMIT his license to practice medicine with the following conditions:

1. DR. FISCHBACH will continue to submit to random urine screenings, twice a month, for the detection of codeine, cocaine, meperidine, methadone and morphine.
2. DR. FISCHBACH will continue to provide this BOARD with the results, at the end of each month, of the urine screenings in 1 above.
3. DR. FISCHBACH will continue to provide this BOARD with progress reports every two months from Dr. S. J. Kreider or the psychiatrist or therapist he is seeing at the particular time. He will also notify the BOARD if he discontinues or interrupts this therapy.
4. DR. FISCHBACH will provide this BOARD with progress reports from his employer every two (2) months.
5. DR. FISCHBACH will continue to attend Narcotics Anonymous or Alcoholics Anonymous, whichever is appropriate in his area, on a weekly basis.
6. DR. FISCHBACH will return before the BOARD, or representatives thereof, every three (3) months or as indicated by the BOARD.
7. DR. FISCHBACH shall obey all the provisions of Sections 4730. and 4731., Ohio Revised Code.

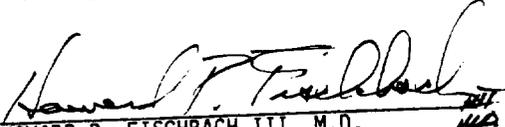
Unless otherwise indicated, each of the foregoing terms and conditions shall be in effect indefinitely or until the STATE MEDICAL BOARD OF OHIO or the Secretary of the STATE MEDICAL BOARD determines the appropriateness of terminating the term or condition.

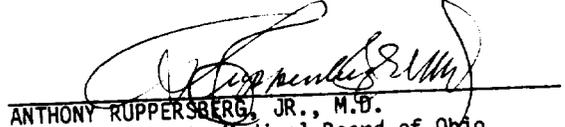
Upon the consent of both parties, the terms and conditions of this agreement may be modified or terminated in writing by the STATE MEDICAL BOARD or the Secretary of the STATE MEDICAL BOARD.

If, in the discretion of the Secretary of the STATE MEDICAL BOARD OF OHIO, HOWARD P. FISCHBACH III, 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.

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

The terms and conditions of this agreement shall become effective on the 22nd day of March, 1983.


HOWARD P. FISCHBACH III, M.D.


ANTHONY RUPPBERG, JR., M.D.
Secretary, State Medical Board of Ohio

3/31/83
(DATE)

3-22-83
(DATE)