

STATE OF OHIO  
THE STATE MEDICAL BOARD OF OHIO  
77 SOUTH HIGH STREET  
17TH FLOOR  
COLUMBUS, OHIO 43215

December 6, 1988

Leo Nierras, M.D.  
512 Church Street, Apt. 222  
Honesdale, PA 18431

Dear Doctor Nierras:

Please find enclosed a certified copy of the Findings, Order, and Journal Entry approved and confirmed by the State Medical Board meeting in regular session on November 9, 1988.

Section 119.12, Ohio Revised Code, may authorize an appeal from this Order. Such an appeal may be taken to the Franklin County Court of Common Pleas only.

Such an appeal setting forth the Order appealed from and the grounds of the appeal must be commenced by the filing of a Notice of Appeal with the State Medical Board of Ohio and the Franklin County Court of Common Pleas within fifteen (15) days after the mailing of this notice and in accordance with the requirements of Section 119.12 of the Ohio Revised Code.

Very truly yours,

  
Henry G. Cramblett, M.D.  
Secretary

HGC:em

Enclosures

CERTIFIED MAIL NO. P 746 514 640  
RETURN RECEIPT REQUESTED

cc: Terri-Lynne B. Smiles, Esq.

CERTIFIED MAIL NO. P 746 514 641  
RETURN RECEIPT REQUESTED

Mailed 12/9/88

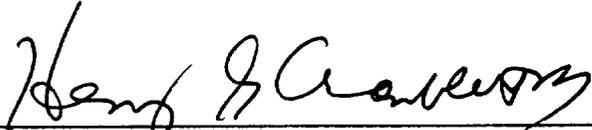
STATE MEDICAL BOARD OF OHIO

CERTIFICATION

I hereby certify that the attached copy of the Findings, Order, and Journal Entry, approved by the State Medical Board, meeting in regular session on November 9, 1988, constitutes a true and complete copy of the Findings, Order, and Journal Entry in the matter of Leo Nierras, M.D., as it appears in the Journal of the State Medical Board of Ohio.

This certification is made under the authority of the State Medical Board of Ohio acting in its behalf.

(SEAL)

  
\_\_\_\_\_  
Henry G. Cramblett, M.D.  
Secretary

December 6, 1988

\_\_\_\_\_  
Date

BEFORE THE STATE MEDICAL BOARD OF OHIO

IN THE MATTER OF

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LEO NIERRAS, M.D.

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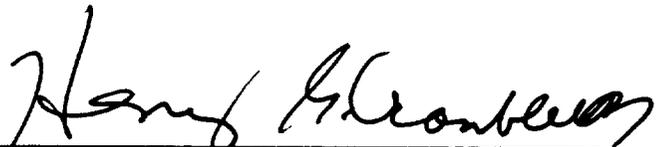
FINDINGS, ORDER AND JOURNAL ENTRY

On September 14, 1988, notice was given to Leo Nierras, M.D., that the State Medical Board intended to determine whether or not to limit, revoke, suspend, refuse to register or reinstate his certificate to practice medicine or surgery in Ohio. Dr. Nierras was further notified that he was entitled to a hearing if such hearing was requested within thirty (30) days of the mailing of said notice. Dr. Nierras did request a hearing, but more than thirty (30) days had elapsed since the mailing of the aforesaid notice.

WHEREFORE, it is hereby ORDERED for the reasons outlined in the September 14, 1988 letter of notice, which is attached hereto and fully incorporated herein, that the restoration of Leo Nierras, M.D., to practice medicine or surgery in Ohio be DENIED.

This ORDER shall become effective immediately.

This ORDER is hereby entered upon the Journal of the State Medical Board of Ohio for the 9TH day of November, 1988, and the original thereof shall be kept with said Journal.

  
Henry G. Cramblett, M.D.  
Secretary

(SEAL)

December 6, 1988

Date \_\_\_\_\_

STATE OF OHIO  
STATE MEDICAL BOARD  
77 SOUTH HIGH STREET  
17TH FLOOR  
COLUMBUS, OHIO 43215

September 14, 1988

Leo Nierras, M.D.  
512 Church Street Apt. 222  
Honesdale, PA 18431

Dear Doctor Nierras:

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 one or more of the following reasons:

1. On or about March 24, 1980, in the Common Pleas Court of Richland County, Ohio, Case No. 10,216, you were convicted of one (1) felony count of Attempted Sexual Battery, in violation of Section 2907.03, Ohio Revised Code.

The acts as alleged in the above Paragraph 1 constitute "Conviction of a felony or misdemeanor committed in the course of his practice" as that clause is used in Section 4731.22(B)(11) of the Revised Code, as in effect prior to August 27, 1982.

2. On or about January 4, 1988, you signed your Application for Restoration of Certificate to Practice Medicine and Surgery, seeking restoration of your Ohio certificate which you surrendered on or about January 29, 1982. In response to Question 5, "Has any license entitling you to practice in any state or territory of the United States or in any foreign country been suspended, surrendered, or revoked?" you stated "Yes." The next line of the application states "If so, specify" to which you responded "Ohio." In response to Question 6, "Have you ever been denied any application for licensure in any other State or Territory for any reason?", you stated "No." In fact, on or about March 19, 1982, you applied for a temporary license in the State of Missouri, which was issued that same day. On April 1, 1982, your temporary license in Missouri was voided. Such voiding constitutes either the revocation of your temporary license or the denial of your application.

September 14, 1988

3. On or about January 4, 1988, you signed your Application for Restoration of Certificate to Practice Medicine and Surgery, seeking restoration of your Ohio certificate which you surrendered on or about January 29, 1982. In response to Question 6, "Have you ever been denied any application for licensure in any other State or Territory for any reason?", you stated "No." In fact, on or about March 20, 1985, you applied for a license to practice medicine and surgery in North Dakota, which application was denied.
4. On or about March 12, 1982, you signed an application for a temporary license in the State of Missouri. In response to Question 14, "Have you ever been arrested or convicted of a crime? (Traffic violations exempted)" you stated "No." In response to "If so, supply details on charges and deposition", you indicated "N/A." In fact, you were convicted on or about March 24, 1980 of one felony count of attempted sexual battery.
5. On or about March 18, 1985, you signed the Application for License to Practice Medicine and Surgery which you submitted to the North Dakota State Board of Medical Examiners, on or about March 20, 1985. On this application:
  - a. In response to Question 6, which required you to list all professional education and experience, you stated that from July 1, 1975 to November 15, 1984, you were engaged in the private practice of psychiatry in the Philippines. In fact, you were in Ohio until at least January 29, 1982, when you surrendered your certificate to practice medicine or surgery in Ohio;
  - b. In response to Question 10, which required you to "list all licenses applied for or held, currently or in the past," you listed only Pennsylvania. You failed to list Ohio, where you held a license from June 15, 1972 until January 29, 1982 or Missouri, where you applied for a temporary license.
  - c. In response to Question 11B., "Have you ever been convicted of a felony or misdemeanor other than traffic violations," you stated "No." In fact, on or about March 24, 1980, you were convicted of one felony count of attempted sexual battery.
  - d. In response to Question 11E., "Have you even been called before any State Board or any Medical Association for interrogation concerning any violation of the Medical Practice Act or unethical conduct?", you stated "No." In fact, on or about July 10, 1980, the State Medical Board of Ohio issued a notice of opportunity for hearing to you, with a hearing scheduled for March 11, 1982.

September 14, 1988

- e. In response to Question 11H., "Have you ever had an application for licensure refused or rejected by a licensing Board?", you stated "No." In fact, Missouri denied your application for a temporary license in 1982.

The acts and/or omissions, as alleged in the above paragraphs 2 and 3, individually and/or collectively, constitute "fraud, misrepresentation, or deception in applying for or securing any license or certificate issued by the board," as that clause is used in Section 4731.22(A) of the Revised Code.

Further, the acts and/or omissions, as alleged in the above paragraphs 2, 3, 4 and 5, individually and/or collectively, constitute "publishing a false, fraudulent, deceptive, or misleading statement" as that clause is used in Section 4731.22(B)(5) of the Revised Code.

6. In addition to the above grounds, because your certificate to practice medicine or surgery has been in a suspended or inactive state for more than two years, the State Medical Board may, pursuant to Section 4731.222, of the Revised Code, require you to pass an oral or written examination, or both, to determine your present fitness to resume practice; require you to obtain additional training and to pass an examination upon completion of such training; and/or restrict or limit the extent, scope, or type of your practice.

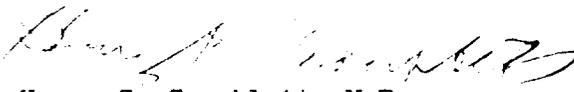
Pursuant to Chapter 119, Ohio Revised Code, you are hereby advised that you are entitled to a hearing in this matter. If you wish to request such hearing, that request must be received in the offices of the State Medical Board within thirty (30) days of the time of mailing of this notice.

You are further advised that you are entitled to appear at such hearing in person, or by your attorney, or by such other representative as is permitted to practice before the agency, 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 received 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:jmb  
Encls.

CERTIFIED MAIL #P746 510 233  
RETURN RECEIPT REQUESTED

*7. Mansfield*

VOLUNTARY SURRENDER OF LICENSE  
TO PRACTICE MEDICINE AND SURGERY

I, Leodigaris Nierras, 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, Leodigaris Nierras, M.D., do hereby voluntarily, knowingly, and intelligently surrender my license to practice medicine and surgery, No. 35195, 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 29th day of January, 19 82 in the office of Weldon, Huston & Keyser

*See hints*

*Eleanor R. Meyer*  
WITNESS

*J. L. Kilgore*  
WITNESS

Sworn to and signed before me this 29th day of January, 19 82.

*J. L. Kilgore*  
Notary Public

**JERRY L. KILGORE, Attorney-At-Law**  
NOTARY PUBLIC - STATE OF OHIO  
My commission has no expiration date  
Section 147.03 R. C.

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

RECEIVED  
JUL 10 1980  
Jeff

July 10, 1980

Leodigaris Nierras, M.D.  
1 Marion Avenue  
Mansfield, OH 44902

Dear Doctor Nierras:

In accordance with Chapter 119 of the 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 or surgery in Ohio under the provisions of Section 4731.22, Revised Code, for one or more of the following reasons:

1. On or about the 21st day of April, 1979, one Connie Blackstone attended your office as a patient, at which time the conversation between Mrs. Blackstone and yourself was taped by the Mansfield Police Department. As the transcript of this tape indicates, you did attempt to engage in sexual conduct with Mrs. Blackstone.

Your acts constitute "a violation of any provision of a code of ethics of a national professional organization" as that clause is used in Section 4731.22(B)(15), Ohio Revised Code, in that such acts violate Sections 1 and 4 of the American Medical Association Principles of Medical Ethics.

Further, such acts constitute "a departure from, or 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.

2. On or about the 4th day of September, 1979, you did engage in sexual conduct with your patient, Connie Blackstone. During the course of Mrs. Blackstone's visit to your office, you did undress in her presence and grab her breasts. As a result of your acts, a criminal action was filed against you on or about November 8, 1979, in the Common Pleas Court of Richland County, Ohio Case Number 10,216. On or about February 19, 1980, you were convicted of one (1) count of the following felony, to wit: Attempted Sexual Battery, in violation of Section 2907.03, Ohio Revised Code.

Pursuant to Sections 4731.22(B)(10) and (B)(11), Ohio Revised Code, conviction of a felony constitutes grounds to limit, reprimand, revoke, suspend, place on probation, refuse to register, or reinstate your certificate to practice medicine or surgery in the State of Ohio.

July 10, 1980

Leodigaris Nierras, M.D.

-2-

Further, such acts in Paragraph 2 above constitute "a departure from, or 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.

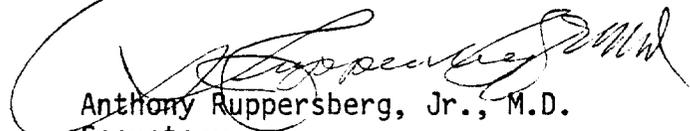
Further, such acts constitute "a violation of any provision of a code of ethics of a national professional organization" as that clause is used in Section 4731.22(B)(15), Ohio Revised Code, in that such acts violate Sections 1 and 4 of the American Medical Association Principles of Medical Ethics.

Pursuant to Chapter 119., Ohio Revised Code, please be 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.

Enclosed for your convenience is a copy of the Medical Practice Act and the AMA Principles of Medical Ethics.

Very truly yours,



Anthony Ruppertsberg, Jr., M.D.  
Secretary

AR:jmb

Enclosure:

CERTIFIED MAIL #P14 6441926  
RETURN RECEIPT REQUESTED