

STEP II
CONSENT AGREEMENT
BETWEEN
DANN WILLIAM GANZHORN, M.D.
AND
THE STATE MEDICAL BOARD OF OHIO

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

Dr. Ganzhorn 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 violations of Section 4731.22(B)(19), Ohio Revised Code, “[i]nability to practice according to acceptable and prevailing standards of care by reason of mental illness or physical illness, including, but not limited to, physical deterioration that adversely affects cognitive, motor, or perceptive skills,” and/or Section 4731.22(B)(26), Ohio Revised Code, “impairment of ability to practice according to acceptable and prevailing standards of care because of habitual or excessive use or abuse of drugs, alcohol, or other substances that impair ability to practice.”
- B. The Board enters into this Consent Agreement in lieu of formal proceedings based upon the violation of Section 4731.22(B)(26), Ohio Revised Code, as set forth in Paragraph E of the Step I Consent Agreement Between Dann William Ganzhorn, M.D., and the State Medical Board of Ohio, effective April 12, 2006, [April 2006 Step I Consent Agreement], and the violations of Sections 4731.22(B)(19) and 4731.22(B)(26), Ohio Revised Code, as set forth in Paragraph E below. The Board 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. A copy of the April 2006 Step I Consent Agreement is attached hereto and fully incorporated herein.

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- C. Dr. Ganzhorn's license to practice medicine and surgery in the State of Ohio, License # 35.048491, was suspended pursuant to the terms of the above-referenced April 2006 Step I Consent Agreement.
- D. Dr. Ganzhorn states that he is not licensed to practice medicine and surgery in any other state or jurisdiction.
- E. Dr. Ganzhorn admits, and the Board acknowledges receipt of information to support, that on or about March 25, 2006, he entered inpatient treatment at Glenbeigh Hospital [Glenbeigh], a Board-approved treatment provider in Rock Creek, Ohio, where he was discharged on or about April 24, 2006, inpatient treatment complete, with diagnoses of alcohol dependence; major depression, recurrent, moderate; generalized anxiety disorder; seasonal affective disorder; and alcohol-induced mood disorder. Dr. Ganzhorn admits, and the Board acknowledges receipt of information to support, that following inpatient treatment, he was admitted to a half-way level of care combined with intensive outpatient treatment at the half-way/three-quarter house at Glenbeigh, where he continued daily treatment until his discharge on or about June 12, 2006. Dr. Ganzhorn states, and the Board acknowledges receipt of information to support, that following his discharge from the half-way level of care, Dr. Ganzhorn chose to continue to reside a few days a week at the Glenbeigh half-way/three-quarter house, where he did volunteer activities and participated in group therapy.

Dr. Ganzhorn states, and the Board acknowledges receipt of information to support, that Dr. Ganzhorn entered into an aftercare contract with Glenbeigh on or about July 31, 2006, effective June 28, 2006, and remains in compliance with such contract.

Dr. Ganzhorn states, and the Board acknowledges receipt of information to support, that Dr. Ganzhorn entered into an advocacy contract with the Ohio Physicians Health Program [OPHP] on or about July 19, 2006, whereby, among other conditions, he agreed to comply with any psychiatric recommendations from his psychiatric examination. Dr. Ganzhorn states, and the Board acknowledges receipt of information to support, that he remains in compliance with his OPHP advocacy contract.

Dr. Ganzhorn states, and the Board acknowledges receipt of information to support, that on or about July 27, 2006, Alan H. Shein, M.D., of Laurelwood Hospital, a Board-approved treatment provider in Willoughby, Ohio, assessed Dr. Ganzhorn with respect to his chemical dependency status, and opined that Dr. Ganzhorn is capable of practicing medicine according to acceptable and prevailing standards of care subject to conditions, including that he limit his medical practice to forty hours per week for at least six months, and that he continue to be monitored by his psychiatrist.

Dr. Ganzhorn states, and the Board acknowledges receipt of information to support, that on or about July 31, 2006, Jess Tarr, M.D., of Glenbeigh Hospital, assessed Dr.

Ganzhorn with respect to his chemical dependency status, and opined that Dr. Ganzhorn is capable of practicing according to acceptable and prevailing standards of care subject to conditions, including continued attendance and participation in aftercare and Alcoholics Anonymous.

Dr. Ganzhorn states, and the Board acknowledges receipt of information to support, that on or about July 7, 2006, Victoria L. Sanelli, M.D., approved by the Board to perform psychiatric evaluations, assessed Dr. Ganzhorn with respect to his psychiatric status, and opined that Dr. Ganzhorn has the diagnosis of Major Depressive Disorder, and further opined that Dr. Ganzhorn is currently capable of practicing medicine and surgery according to acceptable and prevailing standards of care, provided that he is compliant with taking his antidepressant medication and that he establish a treatment relationship with a psychiatrist.

Accordingly, Dr. Ganzhorn states, and the Board acknowledges receipt of information to support, that Dr. Ganzhorn has fulfilled the conditions for reinstatement of his certificate to practice medicine and surgery, as established in the April 2006 Step I Consent Agreement.

AGREED CONDITIONS

Wherefore, in consideration of the foregoing and mutual promises hereinafter set forth, and in lieu of any formal proceedings at this time, the certificate of Dr. Ganzhorn to practice medicine and surgery in the State of Ohio shall be reinstated, and Dr. Ganzhorn knowingly and voluntarily agrees with the Board to the following PROBATIONARY terms, conditions and limitations:

1. Dr. Ganzhorn shall obey all federal, state, and local laws, and all rules governing the practice of medicine in Ohio.
2. Dr. Ganzhorn shall submit quarterly declarations under penalty of Board disciplinary action and/or criminal prosecution, stating whether there has been compliance with all the conditions of this Consent Agreement. The first quarterly declaration must be received in the Board's offices on the date his quarterly declaration would have been due pursuant to his April 2006 Step I Consent Agreement with the Board. Subsequent quarterly declarations must be received in the Board's offices on or before the first day of every third month.
3. Dr. Ganzhorn shall appear in person for an interview before the full Board or its designated representative. The first such appearance shall take place on the date his appearance would have been scheduled pursuant to his April 2006 Step I Consent Agreement. Subsequent personal appearances must occur every three months thereafter, and/or as otherwise requested by the Board. If an appearance is missed or is rescheduled for any reason, ensuing appearances shall be scheduled based on the appearance date as originally scheduled.

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4. Dr. Ganzhorn shall obtain permission from the Board for departures or absences from Ohio. Such periods of absence shall not reduce the probationary term, unless otherwise determined by motion of the Board for absences of three months or longer, or by the Secretary or the Supervising Member of the Board for absences of less than three months, in instances where the Board can be assured that probationary monitoring is otherwise being performed.
5. In the event Dr. Ganzhorn is found by the Secretary of the Board to have failed to comply with any provision of this Consent Agreement, and is so notified of that deficiency in writing, such period(s) of noncompliance will not apply to the reduction of the probationary period under this Consent Agreement.

MONITORING OF REHABILITATION AND TREATMENT

Drug Associated Restrictions

6. Dr. Ganzhorn shall keep a log of all controlled substances prescribed. Such log shall be submitted, in the format approved by the Board, thirty days prior to Dr. Ganzhorn's personal appearance before the Board or its designated representative, or as otherwise directed by the Board. Further, Dr. Ganzhorn shall make his patient records with regard to such prescribing available for review by an agent of the Board upon request.
7. Dr. Ganzhorn shall not, without prior Board approval, administer, personally furnish, or possess (except as allowed under Paragraph 8 below) any controlled substances as defined by state or federal law. In the event that the Board agrees at a future date to modify this Consent Agreement to allow Dr. Ganzhorn to administer or personally furnish controlled substances, Dr. Ganzhorn shall keep a log of all controlled substances prescribed, administered or personally furnished. Such log shall be submitted in the format approved by the Board thirty days prior to Dr. Ganzhorn's personal appearance before the Board or its designated representative, or as otherwise directed by the Board. Further, Dr. Ganzhorn shall make his patient records with regard to such prescribing, administering, or personally furnishing available for review by an agent of the Board upon request.

Sobriety

8. Dr. Ganzhorn shall abstain completely from the personal use or possession of drugs, except those prescribed, dispensed or administered to him by another so authorized by law who has full knowledge of Dr. Ganzhorn's history of chemical dependency and psychiatric diagnosis.
9. Dr. Ganzhorn shall abstain completely from the use of alcohol.

Drug and Alcohol Screens/Supervising Physician

10. Dr. Ganzhorn shall submit to random urine screenings for drugs and alcohol on a weekly basis or as otherwise directed by the Board. Dr. Ganzhorn shall ensure that all screening reports are forwarded directly to the Board on a quarterly basis. The drug testing panel utilized must be acceptable to the Secretary of the Board.

Dr. Ganzhorn shall abstain from consumption of poppy seeds or any other food or liquid that may produce false results in a toxicology screen.

Dr. Ganzhorn and the Board agree that the person or entity previously approved by the Board to serve as Dr. Ganzhorn's supervising physician pursuant to the April 2006 Step I Consent Agreement is hereby approved to continue as Dr. Ganzhorn's designated supervising physician under this Consent Agreement, unless within thirty days of the effective date of this Consent Agreement, Dr. Ganzhorn submits to the Board for its prior approval the name and curriculum vitae of an alternative supervising physician to whom Dr. Ganzhorn shall submit the required urine specimens. In approving an individual to serve in this capacity, the Board will give preference to a physician who practices in the same locale as Dr. Ganzhorn. Dr. Ganzhorn and the supervising physician shall ensure that the urine specimens are obtained on a random basis and that the giving of the specimen is witnessed by a reliable person. In addition, the supervising physician shall assure that appropriate control over the specimen is maintained and shall immediately inform the Board of any positive screening results.

The Board expressly reserves the right to disapprove any person or entity proposed to serve as Dr. Ganzhorn's designated supervising physician, or to withdraw approval of any person or entity previously approved to serve as Dr. Ganzhorn's designated supervising physician, in the event that the Secretary and Supervising Member of the Board determine that any such supervising physician has demonstrated a lack of cooperation in providing information to the Board or for any other reason.

Dr. Ganzhorn shall ensure that the supervising physician provides quarterly reports to the Board, in a format acceptable to the Board, as set forth in the materials provided by the Board to the supervising physician, verifying whether all urine screens have been conducted in compliance with this Consent Agreement, whether all urine screens have been negative, and whether the supervising physician remains willing and able to continue in his or her responsibilities.

In the event that the designated supervising physician becomes unable or unwilling to so serve, Dr. Ganzhorn must immediately notify the Board in writing, and make arrangements acceptable to the Board for another supervising physician as soon as

practicable. Dr. Ganzhorn shall further ensure that the previously designated supervising physician also notifies the Board directly of his or her inability to continue to serve and the reasons therefore.

All screening reports and supervising physician reports required under this paragraph must be received in the Board's offices no later than the due date for Dr. Ganzhorn's quarterly declaration. It is Dr. Ganzhorn's responsibility to ensure that reports are timely submitted.

11. The Board retains the right to require, and Dr. Ganzhorn agrees to submit, blood or urine specimens for analysis of medication levels or any other purpose at Dr. Ganzhorn's expense upon the Board's request and without prior notice. Dr. Ganzhorn's refusal to submit a blood or urine specimen upon request of the Board shall result in a minimum of one year of actual license suspension.

Psychiatric Treatment

12. Within thirty days of the effective date of this Consent Agreement, Dr. Ganzhorn shall submit to the Board for its prior approval the name and qualifications of a psychiatrist of his choice. Upon approval by the Board, Dr. Ganzhorn shall undergo and continue psychiatric treatment monthly or as otherwise directed by the Board. Dr. Ganzhorn shall comply with his psychiatric treatment plan, including taking medications as prescribed and/or ordered for his psychiatric disorder. Dr. Ganzhorn shall ensure that psychiatric reports are forwarded by his treating psychiatrist to the Board on a quarterly basis, or as otherwise directed by the Board. The psychiatric reports shall contain information describing Dr. Ganzhorn's current treatment plan and any changes that have been made to the treatment plan since the prior report; Dr. Ganzhorn's compliance with his treatment plan; Dr. Ganzhorn's mental status; Dr. Ganzhorn's progress in treatment; and results of any laboratory studies that have been conducted since the prior report. Dr. Ganzhorn shall ensure that his treating psychiatrist immediately notifies the Board of his failure to comply with his psychiatric treatment plan and/or any determination that Dr. Ganzhorn is unable to practice due to his psychiatric disorder. It is Dr. Ganzhorn's responsibility to ensure that quarterly reports are received in the Board's offices no later than the due date for Dr. Ganzhorn's quarterly declaration.

In the event that the designated treating psychiatrist becomes unable or unwilling to serve in this capacity, Dr. Ganzhorn must immediately so notify the Board in writing. In addition, Dr. Ganzhorn shall make arrangements acceptable to the Board for another treating psychiatrist within thirty days after the previously designated treating psychiatrist becomes unable or unwilling to serve, unless otherwise determined by the Board. Furthermore, Dr. Ganzhorn shall ensure that the previously designated treating psychiatrist also notifies the Board directly of his or her inability to continue to serve and the reasons therefore.

Monitoring Physician

13. Before engaging in any medical practice, Dr. Ganzhorn shall submit the name and curriculum vitae of a monitoring physician for prior written approval by the Secretary or Supervising Member of the Board. In approving an individual to serve in this capacity, the Secretary and Supervising Member will give preference to a physician who practices in the same locale as Dr. Ganzhorn and who is engaged in the same or similar practice specialty.

The monitoring physician shall monitor Dr. Ganzhorn and his medical practice, and shall review Dr. Ganzhorn's patient charts. The chart review may be done on a random basis, with the frequency and number of charts reviewed to be determined by the Board.

Further, the monitoring physician shall provide the Board with reports on the monitoring of Dr. Ganzhorn and his medical practice, and on the review of Dr. Ganzhorn's patient charts. Dr. Ganzhorn shall ensure that the reports are forwarded to the Board on a quarterly basis and are received in the Board's offices no later than the due date for Dr. Ganzhorn's quarterly declaration.

In the event that the designated monitoring physician becomes unable or unwilling to serve in this capacity, Dr. Ganzhorn must immediately so notify the Board in writing. In addition, Dr. Ganzhorn shall make arrangements acceptable to the Board for another monitoring physician within thirty days after the previously designated monitoring physician becomes unable or unwilling to serve, unless otherwise determined by the Board. Furthermore, Dr. Ganzhorn shall ensure that the previously designated monitoring physician also notifies the Board directly of his or her inability to continue to serve and the reasons therefore.

Rehabilitation Program

14. Dr. Ganzhorn shall maintain participation in an alcohol and drug rehabilitation program, such as A.A., N.A., C.A., or Caduceus, no less than three times per week. Substitution of any other specific program must receive prior Board approval.

Dr. Ganzhorn shall submit acceptable documentary evidence of continuing compliance with this program which must be received in the Board's offices no later than the due date for Dr. Ganzhorn's quarterly declarations.

Aftercare

15. Dr. Ganzhorn shall contact an appropriate impaired physicians committee, approved by the Board, to arrange for assistance in recovery or aftercare.

16. Dr. Ganzhorn shall maintain continued compliance with the terms of the aftercare contract entered into with his treatment provider, provided that, where terms of the aftercare contract conflict with terms of this Consent Agreement, the terms of this Consent Agreement shall control.

Work Hour Limitation

17. Dr. Ganzhorn shall limit his work hours to no more than forty hours of work per week, until otherwise approved by the Board. Dr. Ganzhorn shall keep a log reflecting the dates, times, and facilities and/or locations at which he works. Dr. Ganzhorn shall submit his work log for receipt in the Board's offices no later than the due date for Dr. Ganzhorn's quarterly declaration.

Any request by Dr. Ganzhorn for modification of the limitation on work hours set forth in this paragraph shall be accompanied by documentation from a physician affiliated with a Board approved treatment provider, or other physician approved by the Board for this purpose, who has evaluated Dr. Ganzhorn indicating that such physician supports Dr. Ganzhorn's request for modification.

Releases

18. Dr. Ganzhorn shall provide authorization, through appropriate written consent forms, for disclosure of evaluative reports, summaries, and records, of whatever nature, by any and all parties that provide treatment or evaluation for Dr. Ganzhorn's chemical dependency or related conditions, or for purposes of complying with this Consent Agreement, whether such treatment or evaluation occurred before or after the effective date of this Consent Agreement. The above-mentioned evaluative reports, summaries, and records are considered medical records for purposes of Section 149.43 of the Ohio Revised Code and are confidential pursuant to statute. Dr. Ganzhorn further agrees to provide the Board written consent permitting any treatment provider from whom he obtains treatment to notify the Board in the event he fails to agree to or comply with any treatment contract or aftercare contract. Failure to provide such consent, or revocation of such consent, shall constitute a violation of this Consent Agreement.

Required Reporting by Licensee

19. Within thirty days of the effective date of this Consent Agreement, Dr. Ganzhorn 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. Ganzhorn 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.

20. Within thirty days of the effective date of this Consent Agreement, Dr. Ganzhorn 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. Ganzhorn 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. Ganzhorn shall provide this Board with a copy of the return receipt as proof of notification within thirty days of receiving that return receipt.
21. Dr. Ganzhorn shall provide a copy of this Consent Agreement to all persons and entities that provide Dr. Ganzhorn chemical dependency treatment or monitoring, and/or psychiatric treatment or monitoring.

FAILURE TO COMPLY

If, in the discretion of the Secretary and Supervising Member of the Board, Dr. Ganzhorn 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. Ganzhorn has violated any term, condition or limitation of this Consent Agreement, Dr. Ganzhorn 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. Ganzhorn shall not request termination of this Consent Agreement for a minimum of five years. In addition, Dr. Ganzhorn shall not request modification to the probationary terms, limitations, and conditions contained herein for at least one year, with the exception of the limitation included in paragraph 17 requiring that he limit his work hours to no more than forty hours per week, for which he shall not request modification for at least six months. Otherwise, the above-described terms, limitations and conditions may be amended or terminated in writing at any time upon the agreement of both parties.

ACKNOWLEDGMENTS/LIABILITY RELEASE

Dr. Ganzhorn 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.

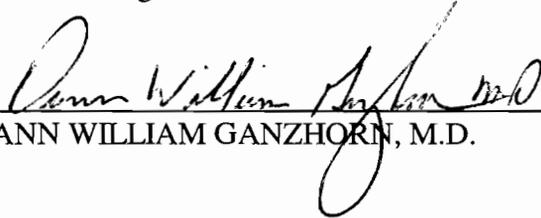
Any action initiated by the Board based on alleged violations of this Consent Agreement shall comply with the Administrative Procedure Act, Chapter 119., Ohio Revised Code.

Dr. Ganzhorn 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. Ganzhorn 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

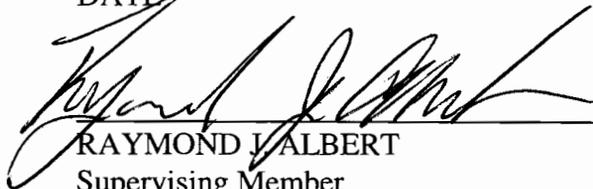
It is expressly understood that this Consent Agreement is subject to ratification by the Board prior to signature by the Secretary and Supervising Member and shall become effective upon the last date of signature below.


DANN WILLIAM GANZHORN, M.D.


LANCE A. TALMAGE, M.D.
Secretary

10/02/2006
DATE

10-11-06
DATE


RAYMOND J. ALBERT
Supervising Member

10/12/06
DATE

OHIO STATE MEDICAL BOARD

OCT 03 2006

Karen Mortland
KAREN MORTLAND
Enforcement Attorney

10/3/06
DATE

**STEP I
CONSENT AGREEMENT
BETWEEN
DANN WILLIAM GANZHORN, M.D.,
AND
THE STATE MEDICAL BOARD OF OHIO**

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

Dr. Ganzhorn 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)(26), 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 “impairment of ability to practice according to acceptable and prevailing standards of care because of habitual or excessive use or abuse of drugs, alcohol, or other substances that impair ability to practice.”
- B. The Board enters into this Consent Agreement in lieu of formal proceedings based upon the violation of Section 4731.22(B)(26), 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 Agreement.
- C. Dr. Ganzhorn is licensed to practice medicine and surgery in the State of Ohio, License # 35.048491.
- D. Dr. Ganzhorn states that he is not licensed to practice medicine and surgery in any other state or jurisdiction.
- E. Dr. Ganzhorn admits that on or about November 22, 2005, he entered residential treatment for alcohol dependence at Glenbeigh Hospital [Glenbeigh], a Board-approved

treatment provider in Rock Creek, Ohio, and was discharged, treatment complete, on or about December 20, 2005. Dr. Ganzhorn states that he maintained sobriety for approximately 62 days after his initial treatment, and admits that, after relapsing on alcohol, he entered residential treatment for chemical dependence for a second time at Glenbeigh on or about March 25, 2006, where he remains in treatment to date. Dr. Ganzhorn states that on April 11, 2006, he self-reported his relapse to the Board. Dr. Ganzhorn acknowledges that due to his failure to maintain sobriety for at least one year following his aforementioned December 20, 2005, discharge from Glenbeigh, he is required to again successfully complete any required inpatient treatment, to include at least twenty-eight consecutive days of residential treatment for chemical dependence, at a Board-approved treatment provider, pursuant to Rule 4731-16-02(B)(4), Ohio Administrative Code.

Dr. Ganzhorn admits that he began drinking alcohol approximately 20 years ago, and that approximately one and one-half years ago, his alcohol consumption escalated to daily use. Dr. Ganzhorn represents that no criminal or civil charges have been brought against him related to his consumption of alcohol, and that he did not consume alcohol during work hours.

Dr. Ganzhorn admits further that he has been diagnosed with depression, for which he is currently being treated with medication.

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. Ganzhorn knowingly and voluntarily agrees with the Board to the following terms, conditions and limitations:

SUSPENSION OF CERTIFICATE

1. The certificate of Dr. Ganzhorn to practice medicine and surgery in the State of Ohio shall be **SUSPENDED** for an indefinite period of time, but not less than 90 days.

Sobriety

2. Dr. Ganzhorn shall abstain completely from the personal use or possession of drugs, except those prescribed, dispensed or administered to him by another so authorized by law who has full knowledge of Dr. Ganzhorn's history of chemical dependency.
3. Dr. Ganzhorn shall abstain completely from the use of alcohol.

Releases; Quarterly Declarations and Appearances

4. Dr. Ganzhorn shall provide authorization, through appropriate written consent forms, for disclosure of evaluative reports, summaries, and records, of whatever nature, by any and all parties that provide treatment or evaluation for Dr. Ganzhorn's chemical dependency or related conditions, or for purposes of complying with this Consent Agreement, whether such treatment or evaluation occurred before or after the effective date of this Consent Agreement. The above-mentioned evaluative reports, summaries, and records are considered medical records for purposes of Section 149.43 of the Ohio Revised Code and are confidential pursuant to statute. Dr. Ganzhorn further agrees to provide the Board written consent permitting any treatment provider from whom he obtains treatment to notify the Board in the event he fails to agree to or comply with any treatment contract or aftercare contract. Failure to provide such consent, or revocation of such consent, shall constitute a violation of this Consent Agreement.
5. Dr. Ganzhorn shall submit quarterly declarations under penalty of Board disciplinary action and/or criminal prosecution, stating whether there has been compliance with all the conditions of this Consent Agreement. The first quarterly declaration must be received in the Board's offices on the first day of the third month following the month in which this Consent Agreement becomes effective, provided that if the effective date is on or after the sixteenth day of the month, the first quarterly declaration must be received in the Board's offices on the first day of the fourth month following. Subsequent quarterly declarations must be received in the Board's offices on or before the first day of every third month.
6. Dr. Ganzhorn shall appear in person for an interview before the full Board or its designated representative during the third month following the effective date of this Consent Agreement. Subsequent personal appearances must occur every three months thereafter, and/or as otherwise requested by the Board. If an appearance is missed or is rescheduled for any reason, ensuing appearances shall be scheduled based on the appearance date as originally scheduled.

Drug & Alcohol Screens; Supervising Physician

7. Dr. Ganzhorn shall submit to random urine screenings for drugs and alcohol on a weekly basis or as otherwise directed by the Board. Dr. Ganzhorn shall ensure that all screening reports are forwarded directly to the Board on a quarterly basis. The drug testing panel utilized must be acceptable to the Secretary of the Board.

Dr. Ganzhorn shall abstain from consumption of poppy seeds or any other food or liquid that may produce false results in a toxicology screen.

Within thirty days of the effective date of this Consent Agreement, Dr. Ganzhorn shall

submit to the Board for its prior approval the name of a supervising physician to whom Dr. Ganzhorn shall submit the required urine specimens. In approving an individual to serve in this capacity, the Board will give preference to a physician who practices in the same locale as Dr. Ganzhorn. Dr. Ganzhorn and the supervising physician shall ensure that the urine specimens are obtained on a random basis and that the giving of the specimen is witnessed by a reliable person. In addition, the supervising physician shall assure that appropriate control over the specimen is maintained and shall immediately inform the Board of any positive screening results.

Dr. Ganzhorn shall ensure that the supervising physician provides quarterly reports to the Board, in a format acceptable to the Board, as set forth in the materials provided by the Board to the supervising physician, verifying whether all urine screens have been conducted in compliance with this Consent Agreement, whether all urine screens have been negative, and whether the supervising physician remains willing and able to continue in his or her responsibilities.

In the event that the designated supervising physician becomes unable or unwilling to so serve, Dr. Ganzhorn must immediately notify the Board in writing, and make arrangements acceptable to the Board for another supervising physician as soon as practicable. Dr. Ganzhorn shall further ensure that the previously designated supervising physician also notifies the Board directly of his or her inability to continue to serve and the reasons therefore.

All screening reports and supervising physician reports required under this paragraph must be received in the Board's offices no later than the due date for Dr. Ganzhorn's quarterly declaration. It is Dr. Ganzhorn's responsibility to ensure that reports are timely submitted.

8. The Board retains the right to require, and Dr. Ganzhorn agrees to submit, blood or urine specimens for analysis at Dr. Ganzhorn's expense upon the Board's request and without prior notice.

Rehabilitation Program

9. Within thirty days of the effective date of this Consent Agreement, Dr. Ganzhorn shall undertake and maintain participation in an alcohol and drug rehabilitation program, such as A.A., N.A., C.A., or Caduceus, no less than three times per week. Substitution of any other specific program must receive prior Board approval.

Dr. Ganzhorn shall submit acceptable documentary evidence of continuing compliance with this program which must be received in the Board's offices no later than the due date for Dr. Ganzhorn's quarterly declarations.

CONDITIONS FOR REINSTATEMENT

10. The Board shall not consider reinstatement of Dr. Ganzhorn's certificate to practice medicine and surgery until all of the following conditions are met:
 - a. Dr. Ganzhorn shall submit an application for reinstatement, accompanied by appropriate fees, if any.
 - b. Dr. Ganzhorn shall demonstrate to the satisfaction of the Board that he can resume practice in compliance with acceptable and prevailing standards of care under the provisions of his certificate. Such demonstration shall include but shall not be limited to the following:
 - i. Certification from a treatment provider approved under Section 4731.25 of the Revised Code that Dr. Ganzhorn has successfully completed any required inpatient treatment, including at least twenty-eight days of inpatient or residential treatment for chemical dependence, as set forth in Rules 4731-16-02(B)(4)(a) and 4731-16-08(A)(13), Ohio Administrative Code.
 - ii. Evidence of continuing full compliance with a post-discharge aftercare contract with a treatment provider approved under Section 4731.25 of the Revised Code. Such evidence shall include, but not be limited to, a copy of the signed aftercare contract. The aftercare contract must comply with rule 4731-16-10 of the Administrative Code.
 - iii. Evidence of continuing full compliance with this Consent Agreement.
 - iv. Three written reports indicating that Dr. Ganzhorn's ability to practice has been assessed and that he has been found capable of practicing according to acceptable and prevailing standards of care.

Two reports shall be made by physicians knowledgeable in the area of addictionology and who are either affiliated with a current Board-approved treatment provider or otherwise have been approved in advance by the Board to provide an assessment of Dr. Ganzhorn. Prior to the assessments, Dr. Ganzhorn shall provide the evaluators with copies of patient records from any evaluations and/or treatment that he has received, and a copy of this Consent Agreement. The reports from the evaluators shall include any recommendations for treatment, monitoring, or supervision of Dr. Ganzhorn, and any conditions, restrictions, or limitations that should be imposed on Dr. Ganzhorn's practice. The reports shall also describe the basis for the evaluator's determinations.

One report shall be made by a psychiatrist, approved in advance by the Board, who shall conduct a psychiatric examination of Dr. Ganzhorn. Prior to the examination, Dr. Ganzhorn shall provide the psychiatrist with copies of patient records from any prior evaluations and/or treatment that he has received, and a copy of this Consent Agreement. The report from the evaluating psychiatrist shall include the psychiatrist's diagnoses and conclusions; any recommendations for care, counseling, and treatment for the psychiatric diagnoses; any conditions, restrictions, or limitations that should be imposed on Dr. Ganzhorn's practice; and the basis for the psychiatrist's determinations.

All reports required pursuant to this paragraph shall be based upon examinations occurring within the three months immediately preceding any application for reinstatement.

- c. Dr. Ganzhorn shall enter into a written consent agreement including probationary terms, conditions and limitations as determined by the Board or, if the Board and Dr. Ganzhorn are unable to agree on the terms of a written Consent Agreement, then Dr. Ganzhorn further agrees to abide by any terms, conditions and limitations imposed by Board Order after a hearing conducted pursuant to Chapter 119. of the Ohio Revised Code.

Further, upon reinstatement of Dr. Ganzhorn's certificate to practice medicine and surgery in this state, the Board shall require continued monitoring which shall include, but not be limited to, compliance with the written consent agreement entered into before reinstatement or with conditions imposed by Board Order after a hearing conducted pursuant to Chapter 119. of the Revised Code. Moreover, upon termination of the consent agreement or Board Order, Dr. Ganzhorn shall submit to the Board for at least two years annual progress reports made under penalty of Board disciplinary action or criminal prosecution stating whether Dr. Ganzhorn has maintained sobriety.

11. In the event that Dr. Ganzhorn has not been engaged in the active practice of medicine and surgery for a period in excess of two years prior to application for reinstatement, the Board may exercise its discretion under Section 4731.222, Ohio Revised Code, to require additional evidence of Dr. Ganzhorn's fitness to resume practice.

REQUIRED REPORTING BY LICENSEE

12. Within thirty days of the effective date of this Consent Agreement, Dr. Ganzhorn 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. Ganzhorn 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 reinstatement of any professional license. Further, Dr. Ganzhorn shall provide this Board with a copy of the return receipt as proof of notification within thirty days of receiving that return receipt.

13. Within thirty days of the effective date of this Consent Agreement, Dr. Ganzhorn 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. Ganzhorn 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.
14. Dr. Ganzhorn shall provide a copy of this Consent Agreement to all persons and entities that provide Dr. Ganzhorn chemical dependency treatment or monitoring.

The above-described terms, conditions and limitations may be amended or terminated in writing at any time upon the agreement of both parties.

FAILURE TO COMPLY

If, in the discretion of the Secretary and Supervising Member of the Board, Dr. Ganzhorn 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.

ACKNOWLEDGMENTS/LIABILITY RELEASE

Dr. Ganzhorn 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. Ganzhorn 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. Ganzhorn 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.

STEP I CONSENT AGREEMENT
DANN WILLIAM GANZHORN, M.D.
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EFFECTIVE DATE

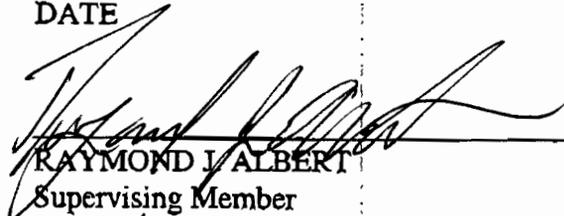
It is expressly understood that this Consent Agreement is subject to ratification by the Board prior to signature by the Secretary and Supervising Member and shall become effective upon the last date of signature below.


DANN WILLIAM GANZHORN, M.D.


LANCE A. TALMAGE, M.D.
Secretary

04/12/2006
DATE

4-12-06
DATE


RAYMOND J. ALBERT
Supervising Member

4/12/06
DATE


KAREN MORTLAND
Enforcement Attorney

4/12/06
DATE