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

September 14, 1990

David G. Ellis, M.D.
710 Straight Street
Sewickley, PA 15143

Dear Doctor Ellis:

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 September 12, 1990.

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

Henry G. Cramblett, M.D.
Secretary

HGC:em
Enclosures

CERTIFIED MAIL NO. P 055 325 278
RETURN RECEIPT REQUESTED

Mailed 9/18/90

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 September 12, 1990, constitutes a true and complete copy of the Findings, Order, and Journal Entry in the matter of David G. Ellis, M.D., as it appears in the Journal of the State Medical Board of Ohio.

This certification is by authority of the State Medical Board of Ohio and in its behalf.

(SEAL)

Henry G. Cramblett, M.D.
Secretary

September 18, 1990

Date

BEFORE THE STATE MEDICAL BOARD OF OHIO

IN THE MATTER OF *

*

DAVID G. ELLIS, M.D. *

FINDINGS, ORDER AND JOURNAL ENTRY

On April 11, 1990, notice was given to David G. Ellis, M.D., that the State Medical Board of Ohio intended to consider disciplinary action regarding his license to practice medicine and surgery in Ohio, and that he was entitled to a hearing if such hearing was requested within thirty (30) days of the mailing of said notice. In accordance with Section 119.09, Ohio Revised Code, said notice was sent via certified mail, return receipt requested, to the last known address of Dr. Ellis, that being 710 Straight St., Sewickley, Pennsylvania 15143.

Dr. Ellis has not requested a hearing, and more than thirty (30) days have elapsed since the mailing of aforesaid notice.

WHEREFORE, for the reasons outlined in the April 11, 1990 letter of notice, which is attached hereto and fully incorporated herein, it is hereby ORDERED:

1. That the license of David G. Ellis, M.D., to practice medicine and surgery in Ohio be suspended for an indefinite term, which shall last a minimum of thirty (30) days.

2. Further, that the State Medical Board of Ohio shall not consider reinstatement of Dr. Ellis' certificate unless and until all the following minimum requirements are met:

   A. Dr. Ellis shall apply for reinstatement and shall submit all accompanying fees.

   B. Dr. Ellis shall provide documentation acceptable to the Board of his satisfactory completion of 100 hours of Continuing Medical Education credits for the 1987-1988 biennium, at least forty (40) hours of which shall be in Category I. It shall be Dr. Ellis' responsibility to work with appropriate Board staff to ascertain what will be considered as satisfactory documentation and to obtain the same.

C. Dr. Ellis shall supply documentation acceptable to the Board of satisfactory completion of one hundred (100) hours of approved Continuing Medical Education, at least forty (40) of which shall be in Category I, for each complete biennium, if any, during which his certificate remains suspended after the 1989-1990 biennium.

D. In the event that Dr. Ellis has not been engaged in the active practice of medicine for a period of more than two (2) years prior to his application for reinstatement, Dr. Ellis shall take and pass the SPEX examination or any similar written examination which the Board may deem appropriate to assess his clinical competency.

3. Subsequent to reinstatement of his certificate, Dr. Ellis shall remain on probation for three (3) additional biennial registration periods and shall submit documentation acceptable to the Board of satisfactory completion of requisite hours of Continuing Medical Education for each biennium. Such documentation shall be due in the Board's offices within thirty (30) days of re-registration for each biennium.

4. Upon successful completion of probation, Dr. Ellis' certificate will be fully restored.

This Order shall become effective immediately upon mailing of notification of approval by the State Medical Board of Ohio.

This ORDER is hereby entered upon the Journal of the State Medical Board of Ohio for the 12th day of September, 1990, 1990, and the original thereof shall be kept with said Journal.

(SEAL)

Henry G. Cramblett, M.D.
Secretary

September 18, 1990
Date

STATE OF OHIO
THE STATE MEDICAL BOARD
77 SOUTH HIGH STREET
17TH FLOOR
COLUMBUS, OHIO 43266-0315
(614) 466-3934

AFFIDAVIT

I, Debra L. Jones, being duly cautioned and sworn, do hereby depose and say:

1) That I am employed by the State Medical Board of Ohio (hereinafter, "The Board");

2) That I serve the Board in the position of Chief, Continuing Medical Education, Records, and Renewal;

3) That in such position I am the responsible custodian of all public licensee records maintained by the Board pertaining to individuals who have received certificates issued pursuant to Chapter 4731., Ohio Revised Code;

4) That I have this day carefully examined the records of the Board pertaining to David G. Ellis, M.D.;

5) That based on such examination, I have found the last known address of record as of July 2, 1990, of David G. Ellis, M.D. to be:

710 Straight Street
Sewickley, PA 15143

6) Further, Affiant Sayeth Naught.

Sworn to and and signed before me, Mary R. Roberts Notary Public, this 30 day of July 90.

Mary R. Roberts
MARY R. ROBERTS
NOTARY PUBLIC, STATE OF OHIO
My Commission Expires July 12, 1992

(SEAL)

Debra L. Jones
DEBRA L. JONES
CHIEF, CONTINUING MEDICAL EDUCATION, RECORDS, AND RENEWAL

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

April 11, 1990

David G. Ellis, M.D.
710 Straight St.
Sewickley, PA 15143

Dear Doctor Ellis:

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) In applying for registration of your certificate to practice medicine or surgery for the current registration period, you certified that you had completed during the last registration period (January 1, 1987 through December 31, 1988) the requisite hours of Continuing Medical Education (CME), as required by Section 4731.281, Ohio Revised Code.

(2) By letter dated June 28, 1989, and sent by certified mail you were notified by the State Medical Board that you are required to complete a log listing your CME for the 1987-1988 registration period, and to provide documentation that you had actually completed at least 40 hours of Category I CME credits. By letter dated July 27, 1989, and sent by certified mail, you were again notified that you are required to complete the CME log. On August 16, 1989, the Board received your request for an extension of time in which to file your response to the audit. By letter dated August 25, 1989 and sent by certified mail, you were notified that your time in which to respond had been extended until September 7, 1989. By letter dated September 14, 1989 and sent to you by certified mail you were again notified that you are required to complete the

CME log. On October 25, 1989, the Board received your response which documented fifty (50) Category I CME credits. By letter dated November 6, 1989 and sent to you by certified mail you were notified of the necessity to log fifty (50) Category II credits in order to be in compliance with the CME Requirements. By letter dated December 4, 1989 and sent to you by certified mail you were again notified that you still had not completed the audit process. By letter dated March 5, 1990 and sent to you by certified mail, you were notified that you still had not submitted a log listing the remaining fifty (50) hours of Category II CME and that failure to submit the log by March 31, 1990 would result in formal action being taken against your Ohio license. To date, no response has been received from you.

(3) Your response, or lack thereof, to the notices as detailed in the above Paragraph (2) establish that you did not complete the requisite hours of Continuing Medical Education, and/or that you failed to keep detailed records of CME taken.

The acts and/or omissions as alleged in the above paragraph (1), 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), Ohio Revised Code.

Further, such acts as alleged in the above paragraphs (1) through (3), individually and/or collectively, constitute "(v)iolating or attempting to violate, directly or indirectly, or assisting in or abetting the violation of, or conspiring to violate, any provisions of this chapter or any rule promulgated by the board," as that clause is used in Section 4731.22(B)(20), Ohio Revised Code, (Section 4731.22(B)(16), Ohio Revised Code, prior to March 17, 1987) to wit: Section 4731.281, Ohio Revised Code, and Rule 4731-10-03 and Rule 4731-10-08, Ohio Administrative Code.

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, the request must be made in writing and must be received in the offices of the State Medical Board within thirty (30) days of the time of mailing of this notice.

April 11, 1990

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 MD

Henry G. Cramblett, M.D.
Secretary

HGC:men
Encls.
CERTIFIED MAIL #P 746 510 129
RETURN RECEIPT REQUESTED