

BEFORE THE STATE MEDICAL BOARD OF OHIO

STATE MEDICAL BOARD
OHIO

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IN THE MATTER OF:
CARL CHUDNOFSKY, M.D.

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NOTICE OF DISMISSAL WITHOUT PREJUDICE

The State Medical Board of Ohio issued a citation letter and a notice of opportunity for hearing to Carl Chudnofsky, M.D., on November 9, 1989 based upon alleged violations of Sections 4731.22(A),(B)(5) and (B)(20), and 4731.281, Ohio Revised Code. A hearing in this matter was set for January 25, 1990.

Since Dr. Chudnofsky is no longer practicing medicine or surgery in Ohio and does not plan to practice medicine or surgery in Ohio in the future or renew his license to practice medicine or surgery in Ohio after December, 1990, this matter is hereby DISMISSED WITHOUT PREJUDICE to The State Medical Board of Ohio's right to issue another citation letter and notice of opportunity for hearing with regard to similar allegations in the future.

SO ORDERED this 24th day of January, 1990.

THE STATE MEDICAL BOARD OF OHIO

By Henry G. Cramblett MD
Henry G. Cramblett, M.D.
Secretary

By John E. Rauch MD
John E. Rauch, D.O.
Supervising Member

(SEAL)

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

November 9, 1989

Carl R. Chudnofsky, M.D.
3433 Traskwood Circle Apt. A
Cincinnati, OH 45208

Dear Doctor Chudnofsky:

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. On July 27, 1989, you were given, by letter sent certified mail, a second notice of the CME audit request. You have not responded to either notice. You have submitted no documentation of CME completed during the 1987-1988 registration period.
- (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 and/or omissions as alleged in the above paragraph (1), individually and/or collectively, constitute "publishing a false, fraudulent, deceptive, or misleading statement," as that clause is used in Section 4731.22(B)(5), 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, 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 P 746 510 097
RETURN RECEIPT REQUESTED