

STATE OF OHIO
THE STATE MEDICAL BOARD
Suite 510
65 South Front Street
Columbus, Ohio 43266-0315

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OHIO
MEDICAL BOARD

CONSENT AGREEMENT
BETWEEN
MELISSA LEE WARNER, M.D.
AND
THE STATE MEDICAL BOARD OF OHIO

THIS CONSENT AGREEMENT IS entered into by and between MELISSA L. WARNER, M.D. and THE STATE MEDICAL BOARD OF OHIO, a state agency charged with enforcing Chapter 4731., Ohio Revised Code.

MELISSA L. WARNER, M.D., enters into this Agreement being fully informed of her 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.

This Consent Agreement is entered into on the basis of the following stipulations, admissions and understandings:

MELISSA L. WARNER, M.D. admits that she suffered from a chemical dependency problem and that she underwent treatment for her condition in 1983 and 1984 and that on January 28, 1986, was tested by the Navy and found to have a positive screen for Metabolites of THC and has entered an agreement with the Cleveland VA Medical Center's Substance Abuse Center for treatment.

WHEREFORE, in consideration of the foregoing and mutual promises hereinafter set forth, and in lieu of any formal proceedings at this time, MELISSA L. WARNER, M.D., knowingly and voluntarily agrees with THE STATE MEDICAL BOARD OF OHIO to the following conditions:

- A. DR. WARNER shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by her treating physician who has full knowledge of DR. WARNER'S history of drug/alcohol dependency.
- B. DR. WARNER agrees to attend Alcoholics Anonymous, Narcotics Anonymous, Drug Addicts Anonymous, or other drug rehabilitation programs acceptable to the BOARD no less than three times per week. In her Quarterly Reports to the BOARD or its designated representative, DR. WARNER shall provide documentary evidence of continuing compliance with this program.
- C. DR. WARNER shall have Minnie Bowers, M.D., Chief of Cleveland VA Medical Center's Substance Abuse Center, as her supervising physician who shall monitor her and provide the BOARD with reports on the doctor's progress. DR. WARNER is to ensure that said reports are forwarded to the BOARD on a quarterly basis. In the event that the designated supervising physician becomes unable or unwilling to serve as the supervising physician, DR. WARNER must immediately so notify the BOARD in writing, and make arrangements acceptable to the BOARD for another supervising physician as soon as possible.
- D. DR. WARNER agrees to submit to random urine screenings for drugs on a weekly basis or as otherwise directed by the BOARD. DR. WARNER shall ensure that such weekly screening results are forwarded directly to the BOARD on a monthly basis. The BOARD retains the right to require DR. WARNER to submit blood or urine specimens for analysis for any chemical substance without prior notice.
- E. DR. WARNER agrees to personally appear before the BOARD or its representative every three (3) months at such times as the BOARD deems appropriate.
- F. DR. WARNER shall provide all employers and the Chief of Staff at each hospital where she has or obtains privileges with a copy of this Consent Agreement.

G. DR. WARNER shall be ineligible to hold and shall not apply for registration with the United States Drug Enforcement Administration to prescribe, dispense, or administer controlled substances.

The above described terms, limitations and conditions may be amended or terminated in writing at any time upon the agreement of both parties. Upon the request of either party, the STATE MEDICAL BOARD shall schedule an appearance of MELISSA L. WARNER, M.D., before the BOARD at its formal meeting to discuss the appropriateness of modifying or terminating the above stated terms or conditions. This Agreement shall remain in effect for a minimum of two years prior to any request for termination of said Agreement.

If, in the discretion of the Secretary of THE STATE MEDICAL BOARD OF OHIO, MELISSA L. WARNER, 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.

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.

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 immediately upon the parties' signatures hereto.

Melissa Lee Warner M.D.
MELISSA L. WARNER, M.D.

26 Jan 87
DATE

Henry G. Cramblett
HENRY G. CRAMBLETT, M.D.
Secretary

2/4/87
DATE

William W. Johnston
WILLIAM W. JOHNSTON, Esquire
Supervising Member

2/2/87
DATE

Christopher M. Culley
CHRISTOPHER M. CULLEY, Esquire
Assistant Attorney General

2 February 87
DATE

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REC'D
OF