



# STATE MEDICAL BOARD OF OHIO

77 South High Street, 17th Floor • Columbus, Ohio 43266-0315 • (614) 466-3934

May 14, 1997

Jessica Campbell, M.D.  
1200 East Drive  
Zanesville, OH 43701

Dear Doctor Campbell:

Please find enclosed certified copies of the Entry of Order; the Report and Recommendation of Suzanne E. Kelly, Attorney Hearing Examiner, State Medical Board of Ohio; and an excerpt of draft Minutes of the State Medical Board, meeting in regular session on May 14, 1997, including motions approving and confirming the Findings of Fact and Conclusions of the Hearing Examiner, and adopting an amended Order.

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, Ohio Revised Code.

THE STATE MEDICAL BOARD OF OHIO

Thomas E. Gretter, M.D.  
Secretary

TEG:jam  
Enclosures

CERTIFIED MAIL RECEIPT NO. P 152 984 943  
RETURN RECEIPT REQUESTED

cc: Douglas E. Graff, Esq.  
CERTIFIED MAIL RECEIPT NO. P 152 984 944  
RETURN RECEIPT REQUESTED

*Mailed 6/10/97*



# STATE MEDICAL BOARD OF OHIO

77 South High Street, 17th Floor • Columbus, Ohio 43266-0315 • (614) 466-3934

## CERTIFICATION

I hereby certify that the attached copy of the Entry of Order of the State Medical Board of Ohio; Report and Recommendation of Suzanne E. Kelly, State Medical Board Attorney Hearing Examiner; and excerpt of draft Minutes of the State Medical Board, meeting in regular session on May 14, 1997, including motions approving and confirming the Findings of Fact and Conclusions of the Hearing Examiner, and adopting an amended Order; constitute a true and complete copy of the Findings and Order of the State Medical Board in the Matter of Jessica Campbell, M.D., as it appears in the Journal of the State Medical Board of Ohio.

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

Thomas E. Gretter, M.D.  
Secretary

(SEAL)

Date

5/22/97

**BEFORE THE STATE MEDICAL BOARD OF OHIO**

IN THE MATTER OF

\*

\*

JESSICA B. CAMPBELL, M.D.

\*

**ENTRY OF ORDER**

This matter came on for consideration before the State Medical Board of Ohio on May 14, 1997.

Upon the Report and Recommendation of Suzanne E. Kelly, State Medical Board Attorney Hearing Examiner, designated in this Matter pursuant to R.C. 4731.23, a true copy of which Report and Recommendation is attached hereto and incorporated herein, and upon the modification, approval and confirmation by vote of the Board on the above date, the following Order is hereby entered on the Journal of the State Medical Board of Ohio for the above date.

It is hereby ORDERED that:

1. The certificate of Jessica Campbell, M.D., to practice medicine and surgery in the State of Ohio shall be permanently REVOKED. Such revocation is stayed, and Dr. Campbell's certificate is SUSPENDED for an indefinite period of time, but not less than one year. During the period of suspension, Dr. Campbell shall comply with the following terms, conditions, and requirements:
  - a. Dr. Campbell shall abstain completely from the personal use or possession of controlled substances, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of Dr. Campbell's history of chemical dependency.

- b. Dr. Campbell shall abstain completely from the use of alcohol.
- c. Dr. Campbell 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 of Dr. Campbell's chemical dependency or related conditions, or for purposes of complying with this Order, whether such treatment or evaluation occurred before or after the effective date of this Order. The above-mentioned evaluative reports, summaries, and records are considered medical records for purposes of Section 149.43, Ohio Revised Code, and are confidential pursuant to statute. Dr. Campbell shall further provide the Board written consent to notify the Board in the event she fails to agree 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 Order.
- d. Dr. Campbell shall submit quarterly declarations under penalty of Board disciplinary action or criminal prosecution, stating whether there has been compliance with all the conditions of suspension. 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 the suspension becomes effective, provided that if the effective date is on or after the 16th 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.
- e. Dr. Campbell shall appear in person for quarterly interviews before the full Board or its designated representative, or as otherwise directed 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. Although the Board will normally give her written notification of scheduled appearances, it is Dr. Campbell's responsibility to know when personal appearances will occur. If she does not receive written notification from the Board by the end of the month in which the appearance should have occurred, Dr. Campbell shall immediately submit to the

Board a written request to be notified of her next scheduled appearance.

- f. Dr. Campbell shall submit to random urine screenings for drugs and alcohol biweekly or as otherwise directed by the Board. Dr. Campbell 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.

Within thirty (30) days of the effective date of this Order, Dr. Campbell shall submit to the Board for its prior approval the name of a supervising physician to whom Dr. Campbell shall submit the required urine specimens. The supervising physician shall ensure that the urine specimens are obtained on a random basis, that the giving of the specimen is witnessed by a reliable person, and that appropriate control over the specimen is maintained. In addition, the supervising physician shall immediately inform the Board of any positive screening results.

Dr. Campbell shall ensure that the supervising physician provides quarterly reports to the Board, on forms approved or provided by the Board, verifying whether all urine screens have been conducted in compliance with this Order, whether all urine screens have been negative, and whether the supervising physician remains willing and able to continue in his/her responsibilities.

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

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. Campbell's quarterly declaration. It is Dr. Campbell's responsibility to ensure that reports are timely submitted.

- g. Within thirty (30) days of the effective date of this Order, Dr. Campbell shall commence appropriate psychiatric or psychological treatment, as determined by an informed assessment

of Dr. Campbell's current needs. Such assessment and treatment shall be in addition to any drug and alcohol dependency treatment already undertaken by Dr. Campbell. Such assessment and treatment shall be by a psychiatrist or psychologist approved in advance by the Board. Prior to the initial assessment, Dr. Campbell shall provide the approved psychiatrist or psychologist with a copy of this Order, including all attachments and documents incorporated therein. Within ten (10) days after the completion of the initial assessment, Dr. Campbell shall cause a written report to be submitted to the Board from the approved provider, which report shall include:

- i. A detailed plan of recommended treatment based upon the provider's informed assessment of Dr. Campbell's current needs, and which shall include treatment at such intervals as are deemed appropriate by the approved provider but not less than once per month; and
- ii. Any reports upon which the treatment recommendation is based, including reports of physical examination and psychological or other testing.

During the term of her suspension, Dr. Campbell shall ensure that the approved treatment provider submits quarterly reports to the Board concerning Dr. Campbell's progress and status. Each such quarterly report shall be due in the Board's office no later than the date of Dr. Campbell's quarterly appearance under paragraph 1.e., above.

- h. Dr. Campbell shall undertake and maintain continuous participation in a drug and alcohol rehabilitation program, such as AA, NA, or Caduceus, or any other program approved in advance by the Board specifically for Dr. Campbell, no less than three times per week. Substitution of any other specific program must receive prior Board approval.
  - i. Dr. Campbell shall immediately surrender her D.E.A. certificate to the United States Drug Enforcement Administration.
2. The State Medical Board shall not consider reinstatement of Dr. Campbell's certificate to practice unless all of the following minimum requirements have been met:

- a. Dr. Campbell shall submit an application for reinstatement, accompanied by appropriate fees. Dr. Campbell shall not make such application for at least one year from the effective date of this Order.
- b. Dr. Campbell shall provide the Board with written reports of evaluation by two (2) physicians acceptable to the Board indicating that Dr. Campbell's ability to practice has been assessed and that she has been found capable of practicing in accordance with acceptable and prevailing standards of care. One of the reports shall be made by the psychiatrist or psychologist approved by the Board in accordance with paragraph 1.g., above. The other report shall be made by an individual or provider specifically approved by the Board for making the assessment. Both reports shall describe the basis for the determination that Dr. Campbell is capable of practicing according to acceptable and prevailing standards of care.
- c. In addition to the reports required by paragraph 2.b., above, Dr. Campbell shall provide the Board with acceptable documentation evidencing compliance with the plan of recommended treatment required under paragraph 1.g., above.
- d. Dr. Campbell shall provide satisfactory documentation of continuous participation in a drug and alcohol rehabilitation program, such as AA, NA, or Caduceus, no less than four times per week. Substitution of any other specific program must receive prior Board approval.
- e. In the event that Dr. Campbell 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, Dr. Campbell shall take and pass the SPEX examination or any similar written examination which the Board may deem appropriate to assess her clinical competency. In addition, the Board may exercise its discretion under Section 4731.222, Ohio Revised Code, to require any other additional evidence of Dr. Campbell's fitness to resume practice.
- f. Dr. Campbell shall provide documentation of successful completion of a course or courses dealing with professional ethics. The exact number of hours and the specific content of the course or courses shall be subject to the prior approval of the Board or its designee. Any courses taken in compliance with this provision shall be in addition to the Continuing Medical Education requirements for

relicensure for the biennial registration period(s) in which they are completed.

3. Upon reinstatement, Dr. Campbell's certificate shall be subject to the following PROBATIONARY terms, conditions, and limitations for a period of at least five years:
  - a. Dr. Campbell shall not request modification of the terms, conditions, or limitations of probation for at least one (1) year after reinstatement and imposition of these probationary terms, conditions, and limitations.
  - b. Dr. Campbell shall obey all federal, state, and local laws, all rules governing the practice of medicine in Ohio and all terms of probation imposed by the Court in criminal case number CR96-0098, in the Court of Common Pleas, Muskingum County, Ohio.
  - c. Dr. Campbell shall abstain completely from the use of alcohol.
  - d. Dr. Campbell 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 of Dr. Campbell's chemical dependency or related conditions, or for purposes of complying with this Order, whether such treatment or evaluation occurred before or after the effective date of this Order. The above-mentioned evaluative reports, summaries, and records are considered medical records for the purposes of Section 149.43, Ohio Revised Code and are confidential pursuant to statute. Dr. Campbell shall further provide the Board written consent to notify the Board in the event she fails to agree 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 order.
  - e. Dr. Campbell shall submit quarterly declarations under penalty of Board disciplinary action or criminal prosecution, stating whether there has been compliance with all the conditions of probation. 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 the suspension becomes effective, provided that if the effective date is on or after the 16th 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 the suspension. Subsequent

quarterly declarations must be received in the Board's offices on or before the first day of every third month.

- f. Dr. Campbell shall appear in person for quarterly interviews before the full Board or its designated representative, 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. Although the Board will normally give her written notification of scheduled appearances, it is Dr. Campbell's responsibility to know when personal appearances will occur. If she does not receive written notification from the Board by the end of the month in which the appearance should have occurred, Dr. Campbell shall immediately submit to the Board a written request to be notified of her next scheduled appearance.

- g. In the event that Dr. Campbell should leave Ohio for three consecutive months, or reside or practice outside the State, Dr. Campbell must notify the Board in writing of the dates of departure and return. Periods of time spent outside Ohio will not apply to the reduction of this probationary period, unless otherwise determined by motion of the Board in instances where the Board can be assured that probationary monitoring is otherwise being performed.
- h. If Dr. Campbell violates probation in any respect, and is so notified of that deficiency in writing, such period(s) of noncompliance will not apply to the reduction of the probationary period.
- i. Dr. Campbell shall not prescribe, administer, dispense, order, write orders for, give verbal orders for, or possess (except as allowed under paragraph 3.j., below) any controlled substances, and shall be ineligible to reapply for or to hold registration with the United States Drug Enforcement Administration, without prior Board approval.
- j. Dr. Campbell shall abstain completely from the personal use or possession of controlled substances, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of Dr. Campbell's history of chemical dependency.

- k. Dr. Campbell shall continue to submit to random urine screenings for drugs and alcohol biweekly or as otherwise directed by the Board, in accordance with the same terms and requirements as set forth in paragraph 1.f., above.
- l. Dr. Campbell shall submit blood and/or urine specimens for analysis without prior notice at such times as the Board may request, at Dr. Campbell's expense. Dr. Campbell's refusal to submit to a blood or urine specimen upon request of the Board will constitute a violation of this Order.
- m. Within thirty (30) days of the effective date of this Order, Dr. Campbell shall submit for the Board's prior approval the name of a monitoring physician, who shall review Dr. Campbell's patient charts and shall submit a written report of such review to the Board on a quarterly basis. Such chart review may be done on a random basis, with the number of charts reviewed to be determined by the Board. It shall be Dr. Campbell's responsibility to ensure that the monitoring physician's quarterly reports are submitted to the Board on a timely basis.

In the event that the approved monitoring physician becomes unable or unwilling to so serve, Dr. Campbell shall immediately so notify the Board in writing and shall make arrangements for another monitoring physician as soon as practicable. Dr. Campbell shall further ensure that the previously designated monitoring physician also notifies the Board directly of the inability to continue to serve and the reasons therefor.

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

- n. Dr. Campbell shall provide satisfactory documentation of continuous participation in a drug and alcohol rehabilitation program, such as AA, NA, or Caduceus, no less than three times per week. Substitution of any other specific program must receive prior Board approval. Dr. Campbell shall submit such documentation with each quarterly declaration required under paragraph 3.e., above.

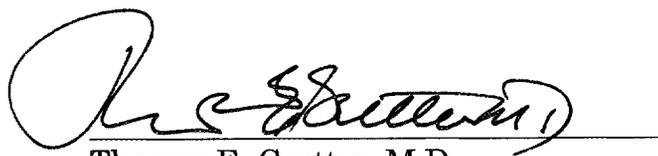
- o. Dr. Campbell shall obtain the approval of the Board for any medical practice or employment related to the health care fields. The Board shall consider, among other factors, the adequacy and continuity of supervision and the feasibility of restricted access to controlled substances, which will ensure the protection of the public, prior to approval or disapproval of the proposed employment.
- p. Dr. Campbell shall contact an appropriate impaired physicians committee, approved by the Board, to arrange for assistance in recovery and/or aftercare.
- q. Dr. Campbell shall maintain continued compliance with the terms of the aftercare contract entered into with her treatment provider, provided that where the terms of the aftercare contract conflict with the terms of this Order, the terms of this Order shall control.
- r. Dr. Campbell shall provide continuing authorization, through appropriate written consent forms, for disclosure by her treatment provider to the Board, to treating and monitoring physicians, and to others involved in the monitoring process, of information necessary for them to fulfill their respective duties and obligations.
- s. If any declaration or report required by this Order is not received in the Board's offices on or before its due date, Dr. Campbell shall cease practicing beginning the day following Dr. Campbell's receiving notice from the Board of non-receipt, either by writing, telephone, or by personal contact, until the declaration or report is received in the Board offices. Any practice during this time period shall be considered unlicensed practice in violation of Section 4731.41, Ohio Revised Code.
- t. If, without permission from the Board, Dr. Campbell fails to submit to random screenings for drugs and or alcohol, at least as frequently as required by paragraph 1.f. and 3.k. of this Order, Dr. Campbell shall cease practicing beginning the day following Dr. Campbell's receiving notice from the Board of the violation and shall refrain from practicing for thirty (30) days. Practice during this time period shall be considered unlicensed practice in violation of Section 4731.41, Ohio Revised Code.
- u. If, without permission from the Board, Dr. Campbell fails to participate in an alcohol and drug rehabilitation program, at least

as frequently as required by paragraph 3.n. of this Order, Dr. Campbell shall cease practicing beginning the day following Dr. Campbell's receiving notice from the Board of the violation and shall refrain from practicing for fifteen (15) days. Practice during this time period shall be considered unlicensed practice in violation of Section 4731.41, Ohio Revised Code.

- v. Within thirty (30) days of the reinstatement of her certificate, Dr. Campbell shall provide a copy of this Order to all employers or entities with which she is under contract to provide physician services or is receiving training, and the Chief of Staff at each hospital where Dr. Campbell has privileges or appointments. Further, Dr. Campbell shall provide a copy of this Order to all employers or entities with which she contracts to provide physician services, or applies for or receives training, and the Chief of Staff at each hospital where Dr. Campbell applies for or obtains privileges or appointments.
  - w. If Dr. Campbell violates probation in any respect, the Board, after giving her notice and the opportunity to be heard, may institute whatever disciplinary action it deems appropriate, up to and including the permanent revocation of Dr. Campbell's certificate.
4. Within thirty (30) days of the effective date of this Order, Dr. Campbell shall provide a copy of this Order by certified mail, return receipt requested, to the proper licensing authority of any state or jurisdiction in which she currently holds a license to practice. Dr. Campbell further agrees to provide a copy of this Order by certified mail, return receipt requested, at the time of application to the proper licensing authority of any state in which she applies for licensure or reinstatement of licensure. Further, Dr. Campbell shall provide this Board with a copy of the return receipt as proof of notification within thirty (30) days of receiving that return receipt.
  5. Upon successful completion of probation, as evidenced by a written release from the Board, Dr. Campbell's certificate will be fully restored.

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

(SEAL)



Thomas E. Gretter, M.D.  
Secretary

5/22/97

Date

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**REPORT AND RECOMMENDATION  
IN THE MATTER OF JESSICA CAMPBELL, M.D.**

The Matter of Jessica Campbell, M.D., came on for hearing before Suzanne E. Kelly, Esq., Hearing Examiner for the State Medical Board of Ohio, on March 4 and 5, 1997.

**INTRODUCTION**

I. Basis for Hearing

- A. By letter dated February 12, 1997 (State's Exhibit 1), the State Medical Board of Ohio [Board] notified Jessica Campbell, M.D., that her license to practice medicine and surgery in the State of Ohio was immediately suspended pursuant to Section 3719.121(C), Ohio Revised Code. Further the Board notified her that it proposed to take disciplinary action against her certificate to practice medicine and surgery in the State of Ohio. The Board based its actions on the following allegation:

On or about January 28, 1997, in the Muskingum County Court of Common Pleas, Dr. Campbell pleaded no contest and was found guilty of ten (10) felony counts of Theft of Dangerous Drugs in violation of Section 2913.02, Ohio Revised Code.

The acts underlying this conviction involve the removal of Lorcet 10/650, a Schedule III narcotic, from the medication drawers of hospital patients.

The Board alleged that the judicial finding of guilt constituted "(s)elling, prescribing, giving away, or administering drugs for other than legal and legitimate therapeutic purposes or a plea of guilty to, or a judicial finding of guilt of, a violation of any federal or state law regulating the possession, distribution, or use of any drug,' as those clauses are used Section 4731.22(B)(3), Ohio Revised Code." Additionally, the Board alleged that the judicial finding of guilt constituted "(a) plea of guilty to, or a judicial finding of guilt of, a felony,' as that clause is used in Section 4731.22(B)(9), Ohio Revised Code."

The Board informed Dr. Campbell that she was entitled to request a hearing in this matter.

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- B. Douglas E. Graff, Esq., submitted a written hearing request on February 13, 1997, on behalf of Dr. Campbell. (State's Exhibit 2)

II. Appearances

- A. On behalf of the State of Ohio: Betty D. Montgomery, Attorney General, by Patrick Beatty, Assistant Attorney General.
- B. On behalf of the Respondent: Douglas E. Graff, Esq.

**EVIDENCE EXAMINED**

I. Testimony Heard

- A. Presented by the State
1. Donald Eugene Stotts
  2. Robert H. Amiet
- B. Presented by the Respondent
1. Frederick Karaffa, M.D.
  2. Jessica Campbell, M.D.
  3. Pattie VanWyne

II. Exhibits Examined

In addition to State's Exhibits 1 and 2, noted above, the following exhibits were identified and admitted into evidence:

- A. Presented by the State
1. State's Exhibit 3: Copy of February 18, 1997, letter to Douglas E. Graff, Esq., from the Board scheduling the hearing in this matter for February 24, 1997, but further advising that the hearing had been postponed pursuant to Section 119.09, Ohio Revised Code. (2 pp.)

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2. State's Exhibit 4: Copy of February 19, 1997, letter to Douglas E. Graff, Esq., from the Board scheduling the hearing for March 4 and 5, 1997.
3. State's Exhibit 5: Certified copy of the Indictment in the Muskingum County Court of Common Pleas, *The State of Ohio v. Jessica B. Campbell*, Case No. CR96-0098. (2 pp.)
4. State's Exhibit 6: Certified copy of Plea of No Contest, filed in *Ohio v. Campbell*. (2 pp.)
5. State's Exhibit 7: Certified copy of Entry filed in *Ohio v. Campbell*.
6. State's Exhibit 8: Copy of February 7, 1997, Prosecutor's Reporting Form filed with the State of Ohio Medical Board.
7. State's Exhibit 9: Copy of August 14, 1996, Respondent's Motion for Continuance of hearing in *Ohio v. Campbell*. (2 pp.)
8. State's Exhibit 10: Copy of August 16, 1996, Entry to Set Hearing Date in *Ohio v. Campbell*. (2 pp.)
9. State's Exhibit 11: Copy of September 19, 1996, Respondent's Motion for Continuance of hearing in *Ohio v. Campbell*. (2 pp.)
10. State's Exhibit 12: Copy of September 20, 1996, Entry to Continue Hearing Date in *Ohio v. Campbell*.
11. State's Exhibit 13: Copy of October 22, 1996, Entry to Continue Hearing Date, in *Ohio v. Campbell*. (2 pp.)
12. State's Exhibit 14: Copy of February 21, 1996, Bethesda Hospital, Security Department, Confidential Report.
13. State's Exhibit 15: Copy of Documentation of Missing Drugs. (3 pp.) (Sealed to protect patient confidentiality)
14. State's Exhibit 16: Videotape made February 21, 1996, of the surveillance of a patient's room at Bethesda Hospital. (Videotape will be available for Board members' review at the Board's offices)

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15. State's Exhibit 17: Copies of drug counts sheets for various patients' rooms at Bethesda Hospital. (6 pp.) (Sealed to protect patient confidentiality)
16. State's Exhibit 18: Shepherd Hill medical records information on Dr. Campbell with cover sheet dated July 23, 1996. (101 pp.) (Sealed to protect patient confidentiality)

B. Presented by the Respondent

1. Respondent's Exhibit A: May 6, 1996, contract from Ohio Physicians Effectiveness Program [OPEP] for Dr. Campbell. (2 pp.)
2. Respondent's Exhibit B: March 3, 1997, support letter to the Board from Shelly J. Temperley, M.D. Attached to this letter is a two-page OPEP Monitoring Report on Dr. Campbell. (3 pp.) (Sealed to protect patient confidentiality)
3. Respondent's Exhibit C: Medical Laboratory report from Bendiner & Schlesinger, Inc., for urinalysis, alcohol and opiate agonist tests for Dr. Campbell. (34 pp.) (Sealed to protect patient confidentiality)
4. Respondent's Exhibit D: OPEP AA/NA Attendance Log for Dr. Campbell. (12 pp.) (Sealed to protect patient confidentiality)
5. Respondent's Exhibit E: Copy of Shepherd Hill Hospital Recovery Plan. (Sealed to protect patient confidentiality)
6. Respondent's Exhibit F: January 18, 1997, letter to Dr. Campbell from The Ohio State University regarding Continuing Medical Education.
7. Respondent's Exhibit G: March 3, 1997, letter to the Board from John M. Stang, M.D., Associate Professor of Medicine, Ohio State University, regarding Dr. Campbell. (2 pp.)
8. Respondent's Exhibit H: Proffered.
9. Respondent's Exhibit J: May 9, 1996, OPEP Advocacy Contract for Dr. Campbell. (5 pp.) (Sealed to protect patient confidentiality)

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10. Respondent's Exhibit K: July 17, 1996, Newspaper article, "Surgeon to appeal suspensions," from the *Zanesville Times Recorder*. (2 pp.)

### III. Post-hearing Admissions

Upon the Attorney Hearing Examiner's own motion, the following exhibits are admitted to the record.

- A. Respondent's Exhibit L: March 7, 1997, letter to the Board from Douglas E. Graff, Esq.
- B. Respondent's Exhibit M: OPEP status report on Dr. Campbell for December 1996 through February 1997. (Sealed to protect patient confidentiality)
- C. Respondent's Exhibit N: March 3, 1997, letter to the Board from John M. Stang, M.D., Associate Professor of Medicine, Ohio State University. (2 pp.)
- D. Respondent's Exhibit O: Undated letter to the Board from Vicki Whitacre, M.D.
- E. Board Exhibit A: The 1995 Physician's Desk Reference Entry on Lorcet. (2 pp.)

### PROCEDURAL MATTERS

1. Respondent did not submit a Respondent's Exhibit I.
2. At hearing, Respondent and the State's Assistant Attorney General agreed to redact a portion of State's Exhibit 15. This portion was redacted by the Attorney Hearing Examiner after the hearing. (Tr. 17-18)
3. At hearing, Respondent and the State's Assistant Attorney General stipulated that the number of Lorcet 10/650 tablets taken by Dr. Campbell would be equal to the amount documented in the Indictment. They estimated that this number was 51 tablets, but were unsure of the exact count. The Attorney Hearing Examiner recalculated the amount of Lorcet 10/650 documented in the Indictment and found the correct amount to be 53 tablets. Accordingly, the

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53 tablets documented by the Indictment is the stipulated amount. (State's Exhibit 5; Tr. 40-41, 51)

4. Respondent's Exhibit H is an unsigned, undated letter from a psychiatrist who did an evaluation of Dr. Campbell. The State's Assistant Attorney General objected to the admission of this exhibit because it was unsigned, it did not address the psychiatrist's bases for his opinion, and the witness was unavailable for cross-examination. The Attorney Hearing Examiner ruled the exhibit inadmissible, but allowed Respondent to proffer it for appeal purposes. (Tr. 40, 182-183)

### SUMMARY OF THE EVIDENCE

All exhibits and transcripts of testimony, even if not specifically mentioned, were thoroughly reviewed and considered by the Attorney Hearing Examiner prior to preparing this Report and Recommendation.

1. Jessica B. Campbell, M.D., graduated from Herbert H. Lehman College of City University of New York in 1974 with a Bachelor of Arts in Chemistry. She earned her medical degree from Johns Hopkins University in Baltimore Maryland in 1978. Upon her graduation, Dr. Campbell began a five year residency program at the University of Maryland Hospital. After two years, Dr. Campbell moved to the University of Pennsylvania Medical Center in Philadelphia to be closer to her fiancée and completed her residency training in 1983. Dr. Campbell then undertook a fellowship in peripheral vascular surgery in Indianapolis, Indiana. (Transcript of Medical Board Hearing [Tr.] 113-115, 161-163)

From 1986 through 1989, Dr. Campbell taught as an assistant professor of surgery at Louisiana State University in Shreveport, Louisiana. In 1989, she and her family moved to Zanesville, Ohio, where she maintained a private practice in vascular surgery until 1996. (Tr. 116-118, 164) Dr. Campbell is certified in general surgery by the American Board of Surgery. She also holds a certificate of special qualifications in peripheral vascular surgery. (Tr. 115-116)

2. In February 1996, Bethesda Hospital in Zanesville [Bethesda Hospital] kept patient medications in the single converted clothes cabinet located in the doorway area of each hospital room. The cabinet contained individually identified packets of medication for each patient in the room. It also contained other frequently used medical items, such as alcohol swabs and syringes. The

cabinets were equipped with locks, to which only nurses had the keys. However, many of these locks were broken or unused. (Tr. 52-54, 57-60, 65, 145-147) In early February 1996, Shelley Weisen, the nursing coordinator of Bethesda Hospital, approached Donald E. Stotts, the supervisor of security at that facility. She reported to Mr. Stotts that patient medications were missing from various patients' medication cabinets on the surgical unit. (Tr. 11-12)

Mr. Stotts told Ms. Weisen to begin continuously counting the drugs during all shifts. (Tr. 12) With continuous counts of patient medications on most days, a pattern emerged. The medication missing from the patients' medication cabinets was Lorcet 10/650. Further, Dr. Campbell was the physician of all the patients with missing medication. (Tr. 13)

3. Lorcet 10/650 [Lorcet] contains 10 milligrams of Hydrocodone Bitartrate and 650 milligrams of Acetaminophen. It is a schedule III controlled substance used to control moderate to moderately severe pain. The Physician's Desk Reference [PDR] notes that psychic dependence, physical dependence, and tolerance may develop upon repeated administration of narcotics. Therefore, Lorcet should be prescribed and administered with caution. (Board Exhibit [Bd. Ex.] A; Tr. 66-68)
4. Mr. Stotts ordered Ms. Weisen to count the medications of Dr. Campbell's patients immediately prior to and after Dr. Campbell made her rounds. The nurses recorded their pill counts. On February 10, 1996, a nurse found six Lorcet 10/650 tablets missing from Patient B, one of Dr. Campbell's patients. On February 11, 1996, a nurse found two Lorcet tablets missing from the medication drawer of Patient B. On February 16, 1996, a nurse found two Lorcet tablets missing from the medication drawer of Patient B, and eight Lorcet tablets missing from the medication drawer of Patient G, another of Dr. Campbell's patients. On February 19, 1996, a nurse found six Lorcet tablets missing from the medication drawer of patient B, and one Lorcet tablet missing from the medication drawer of Patient G. On February 20, 1996, a nurse found six Lorcet tablets missing from Patient G, and seven Lorcet tablets missing from Patient H, another of Dr. Campbell's patients. (State Exhibits [St. Ex.] 15 & 17; Tr. 13-14, 45-47)
5. On February 20, 1996, Mr. Stotts sought and received permission to install a hidden video camera in Patient B's room. The camera view included the doorway to Patient B's room, but not the patient's bed. The medicine cabinet containing the medication for the patients is located on the left side of the doorway. On February 21, 1996, at 6:45 PM, Nurse Cinthia Limburg counted the medications on the floor. All medications were in order. Between 7:10 PM

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and 7:15 PM Dr. Campbell entered the unit to check on her patients. Dr. Campbell left the unit at 7:35 PM. Nurse Limburg immediately recounted the medications of Dr. Campbell's patients and discovered seven Lorcet tablets missing from Patient B and eight Lorcet tablets missing from Patient G. Nurse Limburg contacted security. (St. Ex. 14; Tr. 14-16)

6. The pertinent portions of the video show a nurse checking the medication cabinet. A short time later, Dr. Campbell enters Patient B's room. Dr. Campbell proceeded to pull the curtain around the patient's bed and then returned to the doorway area. At that point, Dr. Campbell shut the door to the hallway. She then opened the door to the medication closet. Dr. Campbell bent over and reached into the medication closet. As she stepped away from the closet, Dr. Campbell placed her hand in her pocket and turned off the light in the doorway. After approximately five minutes, Dr. Campbell exited the room. Between the time Dr. Campbell left and the time a nurse entered the room to count the medications, no one else touched the medication closet in Patient B's room. (St. Ex. 16; Tr. 15-17, 21-23, 27-28)
7. On the morning of February 22, 1996, Mr. Stotts showed the tape to the Bethesda Hospital administration. (Tr. 16-17) Upon learning that Dr. Campbell had scheduled a surgery for later that day, the Chief of Staff contacted Dr. Campbell and requested that she immediately come to the hospital. When Dr. Campbell arrived, several members of the hospital medical staff and administration confronted her about her drug use. The administration imposed a summary suspension on Dr. Campbell due to her drug problem. Bethesda Hospital's Chairman of the Physician Impairment Committee then drove Dr. Campbell to Shepherd Hill Hospital in Newark for an evaluation. Dr. Campbell entered Shepherd Hill Hospital that day and remained until May 10, 1996. Shepherd Hill Hospital is a dedicated facility for the treatment of addiction. The Board has certified Shepherd Hill as a treatment provider for impaired physicians. (St. Ex. 18; Tr. 80-83, 119-122)
8. Robert H. Amiet, Jr., a pharmacist and compliance specialist for the Ohio State Board of Pharmacy, testified that he investigated the theft of controlled substances at Bethesda Hospital in Muskingum County, Ohio. He interviewed the staff and reviewed the medication counts done by the nurses. Mr. Amiet then presented the information to the Muskingum County Prosecutor. Subsequently, Mr. Amiet testified before the Muskingum County Grand Jury. (Tr. 43-48, 51-53)
9. On June 26, 1996, the Muskingum County Grand Jury indicted Dr. Campbell on ten counts of Theft of Dangerous Drugs, violations of Section 2913.02, Ohio

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Revised Code. Theft of Dangerous Drugs is a felony of the fourth degree. On January 28, 1997, Dr. Campbell entered into a plea agreement with the prosecutor of Muskingum County. Dr. Campbell pleaded no contest to all ten counts. The judge of the Court of Common Pleas of Muskingum County, Ohio, found Dr. Campbell guilty of all ten counts contained in the indictment. The judge postponed the imposition of sentence pending a presentence investigation. As of the date of the hearing, no sentencing date had been set. On February 7, 1997, the Muskingum County Prosecutor reported the Court's findings of guilt to the Board. (St. Exs. 5-8; Tr. 142-143, 152)

10. Dr. Campbell testified, at the present hearing, that she had no specific recollection of the amount of Lorcet she took from the medicine cabinets in patients' rooms on the surgical unit of Bethesda Hospital. However, she did admit that she diverted Lorcet. (Tr. 140-143, 146) Dr. Campbell related a sporadic history of alcohol and drug abuse during her teenage years that increased in her early 30's. As a resident, Dr. Campbell's chief resident confronted her for diverting Tylenol #3. Although he recommended that Dr. Campbell seek assistance, she did not enter formal treatment, nor did he report the incident. At hearing when describing this incident, Dr. Campbell testified that she only attended a few Alcoholics Anonymous [AA] meetings and then stopped. However, her progress notes from Shepherd Hill reflect that Dr. Campbell told her counselor that she had attended AA for over five years. (St. Ex. 18 at 81-82; Tr. 153-154, 156-158, 169)
11. Beginning in 1995, Dr. Campbell obtained Lorcet initially through what she described as legitimate prescriptions from other physicians for various physical injuries and persistent coughs. When the prescriptions ran out, Dr. Campbell then began taking Lorcet from patients. The indictment charged that Dr. Campbell took 53 Lorcet tablets from February 10 through February 21, 1996. (St. Ex. 5; St. Ex. 18 at 81-82; Tr. 141-142) Dr. Campbell acknowledged on cross-examination that her addiction could have possibly been harmful to her patients, but pointed to a quality assurance review of her charts and the hospital's willingness to take her back as evidence that there was no actual patient harm. Further, Dr. Campbell stated that her theft of patient medications were not billed to the patients. However, the only evidence presented on this point was a newspaper article. The individual interviewed was not under oath, nor was he available for cross-examination. (Respondent's Exhibit [Res. Ex.] K; Tr. 147-149, 154-156, 158, 161, 174-178)
12. Frederick N. Karaffa, M.D., graduated from Ohio State University College of Medicine in 1963. He spent 24 years in family practice with a strong interest in addiction medicine. In 1988, Dr. Karaffa began a fellowship at Shepherd

Hill Hospital in addiction medicine. In 1990, he earned a certification in addiction medicine from the American Society of Addiction. Following his certification, Dr. Karaffa practiced addiction medicine in various capacities for eight and one-half years. During Dr. Campbell's admission to Shepherd Hill Hospital, Dr. Karaffa held the position of medical director of Shepherd Hill. (Tr. 80-83)

Dr. Karaffa examined Dr. Campbell upon her admission and diagnosed her as suffering from Acute Lorcet withdrawal, Lorcet dependence, Alcohol dependence in remission, and Adjustment disorder with depressed mood. (St. Ex. 18 at 5; Tr. 81-83, 91-92, 110) Dr. Karaffa testified that Dr. Campbell underwent detoxification, and entered the Central Ohio Recovery Residence until her May 10, 1996, discharge. (Tr. 104-105) During treatment, Dr. Campbell began counseling with Dr. Tim McNeish, a psychologist. She continued this counseling after she left Shepherd Hill. Although Dr. Campbell stated that she has stopped treatment with Dr. McNeish, she presented no testimony or evaluation from Dr. McNeish. (St. Ex. 18 at 14, 26; Tr. 124-125)

Dr. Karaffa stated that Dr. Campbell's prognosis for continued recovery was good, as she has already maintained a year of sobriety with an unusually intense program. Further, Dr. Campbell has followed all of the recommended treatment plans. (Tr. 97-99)

13. Dr. Campbell testified that her recovery activities currently include complying with an Ohio Physicians Effectiveness Program [OPEP] monitoring contract, attending at least three AA/NA meetings per week, a Caduceus meeting, and a separate aftercare meeting at Shepherd Hill once a week, and biweekly random urine screens Dr. Campbell has also taken a Continuing Medical Education class on substance abuse. (Res. Exs. A-F; J; Tr. 127-133, 135) In addition, Dr. Campbell spoke to medical students at the Ohio State University College of Medicine about the danger and consequences of chemical dependency. (Res. Ex. G; Tr. 137-139)
14. Patti VanWyne, Dr. Campbell's AA sponsor, testified on her behalf. An AA sponsor guides the AA member through the steps of AA. Ms. VanWyne sees Dr. Campbell at least once a week, often more frequently. Ms. VanWyne testified that Dr. Campbell has developed a relationship with participants in the AA program. In Ms. VanWynes' opinion, Dr. Campbell speaks very honestly about her problems, accepts the feedback from other participants, and feels compassion for the problems of others. Ms. VanWyne testified that Dr. Campbell has accepted her situation and has not relapsed in the past year. Ms. VanWyne characterized Dr. Campbell's recovery as strong. (Tr. 192-203)

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### FINDINGS OF FACT

On January 28, 1997, in the Muskingum County Court of Common Pleas, Dr. Campbell pleaded no contest and was found guilty of ten felony counts of Theft of Dangerous Drugs, in violation of Section 2913.02, Ohio Revised Code.

The acts underlying this conviction involve the removal of Lorcet 10/650, a Schedule III narcotic, from the medication drawers of hospital patients.

### CONCLUSIONS OF LAW

1. The finding of the Muskingum County Court Of Common Pleas that Dr. Campbell was guilty of ten felony counts of Theft of Dangerous Drugs as set forth in the Findings of Fact, above, constitutes "a judicial finding of guilt of, a violation of any federal or state law regulating the possession, distribution, or use of any drug," as those clauses are used Section 4731.22(B)(3), Ohio Revised Code.
2. The finding of the Muskingum County Court Of Common Pleas that Dr. Campbell was guilty of ten felony counts of Theft of Dangerous Drugs as set forth in the Findings of Fact, above, constitutes "(a) plea of guilty to, or a judicial finding of guilt of, a felony," as that clause is used in Section 4731.22(B)(9), Ohio Revised Code.

### PROPOSED ORDER

It is hereby ORDERED that:

1. The certificate of Jessica Campbell, M.D., to practice medicine and surgery in the State of Ohio shall be **SUSPENDED** for an indefinite period of time, but not less than one year, such time to be calculated from February 12, 1997. During the period of suspension, Dr. Campbell shall comply with the following terms, conditions, and requirements:
  - a. Dr. Campbell shall abstain completely from the personal use or possession of controlled substances, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of Dr. Campbell's history of chemical dependency.

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- b. Dr. Campbell shall abstain completely from the use of alcohol.
- c. Dr. Campbell 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 of Dr. Campbell's chemical dependency or related conditions, or for purposes of complying with this Order, whether such treatment or evaluation occurred before or after the effective date of this Order. The above-mentioned evaluative reports, summaries, and records are considered medical records for purposes of Section 149.43, Ohio Revised Code, and are confidential pursuant to statute. Dr. Campbell shall further provide the Board written consent to notify the Board in the event she fails to agree 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 Order.
- d. Dr. Campbell shall submit quarterly declarations under penalty of Board disciplinary action or criminal prosecution, stating whether there has been compliance with all the conditions of suspension. 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 the suspension becomes effective, provided that if the effective date is on or after the 16th 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.
- e. Dr. Campbell shall appear in person for quarterly interviews before the full Board or its designated representative, or as otherwise directed 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. Although the Board will normally give her written notification of scheduled appearances, it is Dr. Campbell's responsibility to know when personal appearances will occur. If she does not receive written notification from the Board by the end of the month in which the appearance should have occurred, Dr. Campbell shall immediately submit to the Board a written request to be notified of her next scheduled appearance.

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- f. Dr. Campbell shall submit to random urine screenings for drugs and alcohol biweekly or as otherwise directed by the Board. Dr. Campbell 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.

Within thirty (30) days of the effective date of this Order, Dr. Campbell shall submit to the Board for its prior approval the name of a supervising physician to whom Dr. Campbell shall submit the required urine specimens. The supervising physician shall ensure that the urine specimens are obtained on a random basis, that the giving of the specimen is witnessed by a reliable person, and that appropriate control over the specimen is maintained. In addition, the supervising physician shall immediately inform the Board of any positive screening results.

Dr. Campbell shall ensure that the supervising physician provides quarterly reports to the Board, on forms approved or provided by the Board, verifying whether all urine screens have been conducted in compliance with this Order, whether all urine screens have been negative, and whether the supervising physician remains willing and able to continue in his/her responsibilities.

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

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. Campbell's quarterly declaration. It is Dr. Campbell's responsibility to ensure that reports are timely submitted.

- g. Within thirty (30) days of the effective date of this Order, Dr. Campbell shall commence appropriate psychiatric or psychological treatment, as determined by an informed assessment of Dr. Campbell's current needs. Such assessment and treatment shall be in addition to any drug and alcohol dependency treatment already undertaken by Dr. Campbell. Such assessment and treatment shall be by a psychiatrist or psychologist approved in advance by the Board. Prior to the initial assessment,

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Dr. Campbell shall provide the approved psychiatrist or psychologist with a copy of this Order, including all attachments and documents incorporated therein. Within ten (10) days after the completion of the initial assessment, Dr. Campbell shall cause a written report to be submitted to the Board from the approved provider, which report shall include:

- i. A detailed plan of recommended treatment based upon the provider's informed assessment of Dr. Campbell's current needs, and which shall include treatment at such intervals as are deemed appropriate by the approved provider but not less than once per month; and
- ii. Any reports upon which the treatment recommendation is based, including reports of physical examination and psychological or other testing.

During the term of her suspension, Dr. Campbell shall ensure that the approved treatment provider submits quarterly reports to the Board concerning Dr. Campbell's progress and status. Each such quarterly report shall be due in the Board's office no later than the date of Dr. Campbell's quarterly appearance under paragraph 1.e., above.

- h. Dr. Campbell shall undertake and maintain continuous participation in a drug and alcohol rehabilitation program, such as AA, NA, or Caduceus, or any other program approved in advance by the Board specifically for Dr. Campbell, no less than three times per week. Substitution of any other specific program must receive prior Board approval.
2. The State Medical Board shall not consider reinstatement of Dr. Campbell's certificate to practice unless all of the following minimum requirements have been met:
- a. Dr. Campbell shall submit an application for reinstatement, accompanied by appropriate fees. Dr. Campbell shall not make such application for at least one year from February 12, 1997.
  - b. Dr. Campbell shall provide the Board with written reports of evaluation by two (2) physicians acceptable to the Board indicating that Dr. Campbell's ability to practice has been assessed and that she has been found capable of practicing in accordance with acceptable and prevailing standards of care. One of the reports shall be made by the psychiatrist or psychologist approved by the Board in accordance with

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- paragraph 1.g., above. The other report shall be made by an individual or provider specifically approved by the Board for making the assessment. Both reports shall describe the basis for the determination that Dr. Campbell is capable of practicing according to acceptable and prevailing standards of care.
- c. In addition to the reports required by paragraph 2.b., above, Dr. Campbell shall provide the Board with acceptable documentation evidencing compliance with the plan of recommended treatment required under paragraph 1.g., above.
  - d. Dr. Campbell shall provide satisfactory documentation of continuous participation in a drug and alcohol rehabilitation program, such as AA, NA, or Caduceus, no less than four times per week. Substitution of any other specific program must receive prior Board approval.
  - e. In the event that Dr. Campbell 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, Dr. Campbell shall take and pass the SPEX examination or any similar written examination which the Board may deem appropriate to assess her clinical competency. In addition, the Board may exercise its discretion under Section 4731.222, Ohio Revised Code, to require any other additional evidence of Dr. Campbell's fitness to resume practice.
  - f. Dr. Campbell shall provide documentation of successful completion of a course or courses dealing with professional ethics. The exact number of hours and the specific content of the course or courses shall be subject to the prior approval of the Board or its designee. Any courses taken in compliance with this provision shall be in addition to the Continuing Medical Education requirements for relicensure for the biennial registration period(s) in which they are completed.
3. Upon reinstatement, Dr. Campbell's certificate shall be subject to the following PROBATIONARY terms, conditions, and limitations for a period of at least four years:
- a. Dr. Campbell shall not request modification of the terms, conditions, or limitations of probation for at least one (1) year after reinstatement and imposition of these probationary terms, conditions, and limitations.

- b. Dr. Campbell shall obey all federal, state, and local laws, all rules governing the practice of medicine in Ohio and all terms of probation imposed by the Court in criminal case number CR96-0098, in the Court of Common Pleas, Muskingum County, Ohio.
- c. Dr. Campbell shall abstain completely from the use of alcohol.
- d. Dr. Campbell 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 of Dr. Campbell's chemical dependency or related conditions, or for purposes of complying with this Order, whether such treatment or evaluation occurred before or after the effective date of this Order. The above-mentioned evaluative reports, summaries, and records are considered medical records for the purposes of Section 149.43, Ohio Revised Code and are confidential pursuant to statute. Dr. Campbell shall further provide the Board written consent to notify the Board in the event she fails to agree 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 order.
- e. Dr. Campbell shall submit quarterly declarations under penalty of Board disciplinary action or criminal prosecution, stating whether there has been compliance with all the conditions of probation. 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 the suspension becomes effective, provided that if the effective date is on or after the 16th 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 the suspension. Subsequent quarterly declarations must be received in the Board's offices on or before the first day of every third month.
- f. Dr. Campbell shall appear in person for quarterly interviews before the full Board or its designated representative, 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. Although the Board will normally give her written notification of scheduled appearances, it is Dr. Campbell's responsibility to know when personal appearances will occur. If she does not receive written notification from the Board by the end of the month in which the

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appearance should have occurred, Dr. Campbell shall immediately submit to the Board a written request to be notified of her next scheduled appearance.

- g. In the event that Dr. Campbell should leave Ohio for three consecutive months, or reside or practice outside the State, Dr. Campbell must notify the Board in writing of the dates of departure and return. Periods of time spent outside Ohio will not apply to the reduction of this probationary period, unless otherwise determined by motion of the Board in instances where the Board can be assured that probationary monitoring is otherwise being performed.
- h. If Dr. Campbell violates probation in any respect, and is so notified of that deficiency in writing, such period(s) of noncompliance will not apply to the reduction of the probationary period.
- i. Dr. Campbell shall not prescribe, administer, dispense, order, write orders for, give verbal orders for, or possess (except as allowed under paragraph 3.j., below) any controlled substances, and shall be ineligible to reapply for or to hold registration with the United States Drug Enforcement Administration, without prior Board approval.
- j. Dr. Campbell shall abstain completely from the personal use or possession of controlled substances, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of Dr. Campbell's history of chemical dependency.
- k. Dr. Campbell shall continue to submit to random urine screenings for drugs and alcohol biweekly or as otherwise directed by the Board, in accordance with the same terms and requirements as set forth in paragraph 1.f., above.
- l. Dr. Campbell shall submit blood and/or urine specimens for analysis without prior notice at such times as the Board may request, at Dr. Campbell's expense. Dr. Campbell's refusal to submit to a blood or urine specimen upon request of the Board will constitute a violation of this Order.
- m. Within thirty (30) days of the effective date of this Order, Dr. Campbell shall submit for the Board's prior approval the name of a monitoring physician, who shall review Dr. Campbell's patient charts and shall submit a written report of such review to the Board on a quarterly basis.

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Such chart review may be done on a random basis, with the number of charts reviewed to be determined by the Board. It shall be Dr. Campbell's responsibility to ensure that the monitoring physician's quarterly reports are submitted to the Board on a timely basis.

In the event that the approved monitoring physician becomes unable or unwilling to so serve, Dr. Campbell shall immediately so notify the Board in writing and shall make arrangements for another monitoring physician as soon as practicable. Dr. Campbell shall further ensure that the previously designated monitoring physician also notifies the Board directly of the inability to continue to serve and the reasons therefor.

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

- n. Dr. Campbell shall provide satisfactory documentation of continuous participation in a drug and alcohol rehabilitation program, such as AA, NA, or Caduceus, no less than three times per week. Substitution of any other specific program must receive prior Board approval. Dr. Campbell shall submit such documentation with each quarterly declaration required under paragraph 3.e., above.
- o. Dr. Campbell shall obtain the approval of the Board for any medical practice or employment related to the health care fields. The Board shall consider, among other factors, the adequacy and continuity of supervision and the feasibility of restricted access to controlled substances, which will ensure the protection of the public, prior to approval or disapproval of the proposed employment.
- p. Dr. Campbell shall contact an appropriate impaired physicians committee, approved by the Board, to arrange for assistance in recovery and/or aftercare.
- q. Dr. Campbell shall maintain continued compliance with the terms of the aftercare contract entered into with her treatment provider, provided that where the terms of the aftercare contract conflict with the terms of this Order, the terms of this Order shall control.
- r. Dr. Campbell shall provide continuing authorization, through appropriate written consent forms, for disclosure by her treatment provider to the

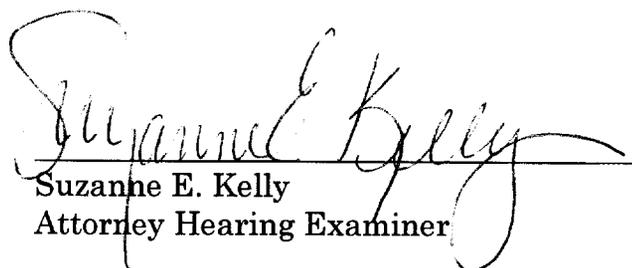
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Board, to treating and monitoring physicians, and to others involved in the monitoring process, of information necessary for them to fulfill their respective duties and obligations.

- s. If any declaration or report required by this Order is not received in the Board's offices on or before its due date, Dr. Campbell shall cease practicing beginning the day following Dr. Campbell's receiving notice from the Board of non-receipt, either by writing, telephone, or by personal contact, until the declaration or report is received in the Board offices. Any practice during this time period shall be considered unlicensed practice in violation of Section 4731.41, Ohio Revised Code.
- t. If, without permission from the Board, Dr. Campbell fails to submit to random screenings for drugs and or alcohol, at least as frequently as required by paragraph 1.f. and 3.k. of this Order, Dr. Campbell shall cease practicing beginning the day following Dr. Campbell's receiving notice from the Board of the violation and shall refrain from practicing for thirty (30) days. Practice during this time period shall be considered unlicensed practice in violation of Section 4731.41, Ohio Revised Code.
- u. If, without permission from the Board, Dr. Campbell fails to participate in an alcohol and drug rehabilitation program, at least as frequently as required by paragraph 3.n. of this Order, Dr. Campbell shall cease practicing beginning the day following Dr. Campbell's receiving notice from the Board of the violation and shall refrain from practicing for fifteen (15) days. Practice during this time period shall be considered unlicensed practice in violation of Section 4731.41, Ohio Revised Code.
- v. Within thirty (30) days of the reinstatement of her certificate, Dr. Campbell shall provide a copy of this Order to all employers or entities with which she is under contract to provide physician services or is receiving training, and the Chief of Staff at each hospital where Dr. Campbell has privileges or appointments. Further, Dr. Campbell shall provide a copy of this Order to all employers or entities with which she contracts to provide physician services, or applies for or receives training, and the Chief of Staff at each hospital where Dr. Campbell applies for or obtains privileges or appointments.
- w. If Dr. Campbell violates probation in any respect, the Board, after giving her notice and the opportunity to be heard, may institute whatever disciplinary action it deems appropriate, up to and including the permanent revocation of Dr. Campbell's certificate.

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4. Within thirty (30) days of the effective date of this Order, Dr. Campbell shall provide a copy of this Order by certified mail, return receipt requested, to the proper licensing authority of any state or jurisdiction in which she currently holds a license to practice. Dr. Campbell further agrees to provide a copy of this Order by certified mail, return receipt requested, at the time of application to the proper licensing authority of any state in which she applies for licensure or reinstatement of licensure. Further, Dr. Campbell shall provide this Board with a copy of the return receipt as proof of notification within thirty (30) days of receiving that return receipt.
5. Upon successful completion of probation, as evidenced by a written release from the Board, Dr. Campbell's certificate will be fully restored.
6. This Order shall become effective immediately upon the mailing of notification of approval by the State Medical Board of Ohio.

  
Suzanne E. Kelly  
Attorney Hearing Examiner



# STATE MEDICAL BOARD OF OHIO

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## EXCERPT FROM THE DRAFT MINUTES OF MAY 14, 1997

### REPORTS AND RECOMMENDATIONS

Ms. Noble announced that the Board would now consider the findings and orders appearing on the Board's agenda.

Ms. Noble asked whether each member of the Board had received, read, and considered the hearing record, the proposed findings, conclusions, and orders, and any objections filed in the matters of: Jessica B. Campbell, M.D.; George P. Gotsis, M.D.; Ellen Harris, D.O.; Sherlynn E. Smith, M.T.; David C. Ward, D.O.; and Richard L. Weitzel, M.D.; and the hearing record and report of *Goldman* hearing and recommendation in the matter of Douglas S. Goldman, C.T.

A roll call was taken:

ROLL CALL:	Mr. Albert	- aye
	Dr. Bhati	- aye
	Dr. Heidt	- aye
	Dr. Gretter	- aye
	Dr. Egner	- aye
	Mr. Sinnott	- aye
	Dr. Buchan	- aye
	Dr. Stienecker	- aye
	Dr. Agresta	- aye
	Dr. Garg	- aye
	Dr. Steinbergh	- aye
	Ms. Noble	- aye

Ms. Noble asked whether each member of the Board understands that the disciplinary guidelines do not limit any sanction to be imposed, and that the range of sanctions available in each matter runs from dismissal to permanent revocation. A roll call was taken:

ROLL CALL:	Mr. Albert	- aye
	Dr. Bhati	- aye
	Dr. Heidt	- aye
	Dr. Gretter	- aye
	Dr. Egner	- aye
	Mr. Sinnott	- aye
	Dr. Buchan	- aye

Dr. Stienecker	- aye
Dr. Agresta	- aye
Dr. Garg	- aye
Dr. Steinbergh	- aye
Ms. Noble	- aye

In accordance with the provision in Section 4731.22(C)(1), Revised Code, specifying that no member of the Board who supervises the investigation of a case shall participate in further adjudication of the case, the Secretary and Supervising Member must abstain from further participation in the adjudication of these matters.

Ms. Noble stated that if there were no objections, the Chair would dispense with the reading of the proposed findings of fact, conclusions and orders in the above matters. No objections were voiced by Board members present.

The original Reports and Recommendations shall be maintained in the exhibits section of this Journal.

REPORT AND RECOMMENDATION IN THE MATTER OF JESSICA B. CAMPBELL, M.D.

Ms. Noble directed the Board's attention to the matter of Jessica B. Campbell, M.D. She advised that objections to Hearing Examiner Kelly's Report and Recommendation were filed and previously distributed to Board members. A request to address the Board has been timely filed on behalf of Dr. Campbell. Five minutes would be allotted for that address.

Mr. Graff stated that he is before the Board on behalf of Dr. Campbell, knowing that the Board has read the Report and Recommendation and has reviewed the transcript. There are certain factors he believes that the Board needs to review. Dr. Campbell is an impaired physician who was indicted on ten felony counts for diverting drugs from the hospital. She has pled no contest to those charges and has not yet been sentenced by the court. That is what brought her to the Board's attention. As the Board will note from the hearing record, Dr. Campbell has had a lifetime of addiction, beginning in her teens, increasing in her 30's and bringing her to the Board today. She's had no previous treatment. She had earlier been confronted in her residency, and she attended a few A.A. meetings, but she never entered treatment and was never under any kind of monitoring agreement or recovery system.

Mr. Graff stated that when Dr. Campbell was confronted in February 1996, she was not an unusual problem. She did, however, take an unusual response. She took a leave of absence from the hospital, entered Shepherd Hill, and completed her treatment there. Frederick N. Karaffa, M.D., Medical Director at Shepherd Hill, testified that in his opinion Dr. Campbell has had an unusually intense program of recovery over the last 15 months. Instead of just withdrawing from surgery, she withdrew from the practice of medicine and hasn't practiced in 15 months. She has focused on her recovery during that time. Dr. Campbell has had 15 months of rock solid, documented recovery, supervised, and has been able to

sustain it through some extremely difficult public notoriety, and a lot of other very difficult situations in her own life. The testimony was very direct on the strength of her recovery, her family support, her direct confrontation with the members of her family and her own children about what she's going through, the support she's had from the community, and the network of supportive recovering physicians and other individuals in Zanesville that she has been able to bring around her to assist her through this time.

Mr. Graff commented that he has been before the Board many times, and often with impaired professionals. The Board has always focused upon the time at which they have a level of confidence in returning an individual to the practice of medicine. It has often used a year. Dr. Campbell has 15 months of recovery, clearly documented and without any hint or question of concern. Dr. Campbell has the opportunity to return to practice in her community. She needs that opportunity from the Board. They ask that the Board allow Dr. Campbell the time that she has spent voluntarily from the practice of medicine as the one-year suspension proposed by the Hearing Examiner, and allow her to return to her practice.

Ms. Noble asked whether the Assistant Attorney General wished to respond.

Mr. Beatty stated that careful consideration of a couple of factors in this case is warranted. First, the Respondent in question was taking the medications from her patients and other patients at the hospital. That is clearly documented in the record. It was also documented that there was a videotape of the Respondent engaging in certain conduct in a patient's room that was believed to have been the taking of medication. Immediately upon the showing of this videotape to the management of the hospital, the doctor was suspended because it was learned that she was scheduled to go into surgery at that time.

Mr. Beatty stated that the recommended Order is appropriate, given the circumstances of this case. It's not just a matter of an addiction; it's the matter of an addiction that drove a physician to steal medications that were needed by the patients. That should weigh heavily on the Board's considerations.

**DR. STEINBERGH MOVED TO APPROVE AND CONFIRM MS. KELLY'S PROPOSED FINDINGS OF FACT, CONCLUSIONS, AND ORDER IN THE MATTER OF JESSICA B. CAMPBELL, M.D. DR. GARG SECONDED THE MOTION.**

Ms. Noble asked whether there were any questions or comments concerning the proposed findings of fact, conclusions and order in the above matter.

Dr. Steinbergh stated that she does not see in the record when Dr. Campbell relinquished her D.E.A.

Ms. Noble stated that it is not in the record.

Dr. Steinbergh stated that the Board needs to know that.

Mr. Graff stated that Dr. Campbell's D.E.A. is inactive. She hasn't used it, but it has not been relinquished. The D.E.A. has been inactive since February 12.

Mr. Sinnott stated that he wished to offer an amendment to the Proposed Order. He noted that the Board is dealing with ten counts of drug felony. The Board does have a case here where there has been a diversion of medication from patients. Under the Board's minimum guidelines, the penalty would be revocation. He does believe that there are some mitigating circumstances in this case that lead him to believe that revocation is too severe. One is that there is a strong evidence of recovery. Another is that there was no history of involvement in the criminal drug trade.

**MR. SINNOTT MOVED TO AMEND PARAGRAPH 1 OF THE PROPOSED ORDER BY SUBSTITUTING THE FOLLOWING:**

The certificate of Jessica Campbell, M.D., to practice medicine and surgery in the State of Ohio shall be permanently REVOKED. Such revocation is stayed, and Dr. Campbell's certificate is SUSPENDED for an indefinite period of time, but not less than two years, such time to be calculated from February 12, 1997. During the period of suspension, Dr. Campbell shall comply with the following terms, conditions, and requirements:

**HE FURTHER MOVED TO AMEND PARAGRAPH 3 OF THE PROPOSED ORDER TO INCREASE THE PROBATIONARY PERIOD TO FIVE YEARS, WITH ALL PROBATIONARY CONDITIONS TO REMAIN THE SAME AS IN THE PROPOSED ORDER. DR. GARG SECONDED THE MOTION.**

Dr. Steinbergh asked Mr. Sinnott whether he would be willing to include the requirement that Dr. Campbell immediately relinquish her D.E.A. certificate.

Mr. Sinnott noted that paragraph 3(i) of the Proposed Order prohibits Dr. Campbell from reapplying or holding the certificate. He asked whether this wasn't sufficient.

Dr. Steinbergh stated that Dr. Campbell needs to relinquish.

Dr. Egner suggested that paragraph 3(i) could be appropriately amended.

Dr. Steinbergh stated that paragraph 3 is in the probationary terms. She feels that the Proposed Order needs to state that she needs to relinquish the D.E.A. certificate.

Mr. Sinnott stated that that is agreeable to him and he would include it in the amendment.

**MR. SINNOTT FURTHER MOVED TO FURTHER AMEND THE PROPOSED ORDER IN THE MATTER OF JESSICA CAMPBELL, M.D., BY ADDING THE FOLLOWING AS PARAGRAPH 1(i):**

Dr. Campbell shall immediately surrender her D.E.A. certificate to the United States Drug Enforcement Administration.

**DR. GARG SECONDED THE MOTION.**

Dr. Heidt stated that, if the Board is acknowledging that Dr. Campbell has, perhaps, seen the error of her ways, he sees no need for a two-year suspension starting now. He believes that one year's suspension starting from February, as written, is adequate.

Dr. Garg stated that the amendment would suspend Dr. Campbell's license for two years from February 12, 1997. Dr. Garg spoke in support of this motion for the reasons given by Mr. Sinnott and the Assistant Attorney General. This was not just a case of drug dependence, but also one of stealing medication on various and multiple occasions, both from her own patients and from other physicians' patients. Such an offense could result in revocation. The amendment tempers the punishment in view of considerations given.

Dr. Agresta stated that he could support the amendment, except for the two-year suspension. The Board had a similar case where it only suspended the physician for one year. The details in the two cases are relatively the same, except the other physician diverted drugs in much greater amounts. That doctor was suspended for only one year, and to be consistent, one year would be appropriate in this case.

Dr. Stienecker agreed with Dr. Agresta, noting that Dr. Campbell has already been out of practice for 15 months. An extra year's suspension is reasonable. He noted that surgical skills can deteriorate rapidly. To suspend her license for two years would mean that she would be out of practice for more than three, and that could be detrimental to her surgical skills.

Dr. Egner spoke in support of the proposed amendment, stating that there are a couple of considerations in this case. There is a long-standing history of alcohol and drug abuse, which puts her at a very high risk for recurrence. A little more time out of practice would be a safeguard to the public. Dr. Campbell had opportunities in the past to enter into treatment, such as the time the chief resident talked with her about drug abuse during her residency when she was diverting Tylenol III. She only entered treatment this time because the evidence against her was so overwhelming she didn't think she had a choice to do otherwise. Because of the severity and long-term nature of the addiction, Dr. Egner stated that she favors the two-year suspension period. She added that she believes it is consistent with previous cases and is not really an exception.

Dr. Garg asked whether, considering the fact that Dr. Campbell has been out of practice for 15 months, Mr. Sinnott would consider a one-year suspension starting from February 12 rather than a two-year suspension.

Mr. Sinnott stated that he lauds the Board's efforts to try to be consistent. He thinks this is a very healthy discussion and one that the Board hasn't often had before. He noted that in Dr. Boyd's case the period of suspension was 18 months, and that was entirely prospective. It's probably true that the Board could find somewhat similar cases where it has suspended for a year or two years, but revocation is the minimum penalty under the guidelines. He doesn't know whether there is any magic to 24 months, but it seems to him that twelve months from February, giving her essentially a nine-month prospective suspension, is light for ten felony counts and drug diversion from patients. He stated that he would like to leave his motion as it stands.

Mr. Bumgarner asked whether the motion was framed to make the suspension a minimum of two years. Mr. Sinnott stated that it was.

A vote was taken on Mr. Sinnott's motion to amend:

VOTE:	Mr. Albert	- abstain
	Dr. Bhati	- nay
	Dr. Heidt	- nay
	Dr. Gretter	- abstain
	Dr. Egner	- aye
	Mr. Sinnott	- aye
	Dr. Buchan	- nay
	Dr. Stienecker	- nay
	Dr. Agresta	- nay
	Dr. Garg	- nay
	Dr. Steinbergh	- aye

The motion failed.

**DR. STIENECKER MOVED TO AMEND PARAGRAPH 1 OF THE PROPOSED ORDER BY  
SUBSTITUTING THE FOLLOWING:**

The certificate of Jessica Campbell, M.D., to practice medicine and surgery in the State of Ohio shall be permanently REVOKED. Such revocation is stayed, and Dr. Campbell's certificate is SUSPENDED for an indefinite period of time, but not less than one year. During the period of suspension, Dr. Campbell shall comply with the following terms, conditions, and requirements:

**HE FURTHER MOVED TO AMEND PARAGRAPH 3 OF THE PROPOSED ORDER TO INCREASE THE PROBATIONARY PERIOD TO FIVE YEARS, WITH ALL PROBATIONARY CONDITIONS TO REMAIN THE SAME AS IN THE PROPOSED ORDER. DR. STIENECKER FURTHER MOVED TO AMEND THE PROPOSED ORDER IN THE MATTER OF JESSICA CAMPBELL, M.D., BY ADDING THE FOLLOWING AS PARAGRAPH 1(i):**

Dr. Campbell shall immediately surrender her D.E.A. certificate to the United States Drug Enforcement Administration.

**DR. GARG SECONDED THE MOTION.** A vote was taken:

VOTE:	Mr. Albert	- abstain
	Dr. Bhati	- aye
	Dr. Heidt	- nay
	Dr. Gretter	- abstain
	Dr. Egner	- aye
	Mr. Sinnott	- aye
	Dr. Buchan	- aye
	Dr. Stienecker	- aye
	Dr. Agresta	- aye
	Dr. Garg	- aye
	Dr. Steinbergh	- aye

The motion carried.

**DR. GARG MOVED TO APPROVE AND CONFIRM MS. KELLY'S PROPOSED FINDINGS OF FACT, CONCLUSIONS, AND ORDER, AS AMENDED, IN THE MATTER OF JESSICA CAMPBELL, M.D. DR. STEINBERGH SECONDED THE MOTION.**

Dr. Steinbergh noted that paragraph 2(a) of the Board Order needs to be corrected if the intent is that Dr. Campbell shall not apply for reinstatement for a year from the effective date of the Order.

Dr. Stienecker agreed.

A vote was taken on Dr. Garg's motion to approve and confirm as amended:

VOTE:	Mr. Albert	- abstain
	Dr. Bhati	- aye
	Dr. Heidt	- aye
	Dr. Gretter	- abstain
	Dr. Egner	- aye

EXCERPT FROM THE DRAFT MINUTES OF APRIL 9, 1997  
IN THE MATTER OF JESSICA CAMPBELL, M.D.

Mr. Sinnott	- aye
Dr. Buchan	- aye
Dr. Stienecker	- aye
Dr. Agresta	- aye
Dr. Garg	- aye
Dr. Steinbergh	- aye

The motion carried.



**STATE MEDICAL BOARD OF OHIO**  
77 South High Street, 17th Floor • Columbus, Ohio 43266-0315 • (614) 466-3934

**NOTICE OF IMMEDIATE SUSPENSION  
AND  
OPPORTUNITY FOR HEARING**

February 12, 1997

Jessica Campbell, M.D.  
1200 East Drive  
Zanesville, OH 43701

Dear Doctor Campbell:

In accordance with Section 2929.24, and/or 3719.12(B), Ohio Revised Code, the Office of the Prosecuting Attorney of Muskingum County, Ohio, reported that on or about January 28, 1997, in the Muskingum County Court of Common Pleas, you were found guilty of ten (10) felony counts of Theft of Dangerous Drugs in violation of Section 2913.02, Ohio Revised Code.

Therefore, pursuant to Section 3719.121(C), Ohio Revised Code, you are hereby notified that your license to practice medicine and surgery in the State of Ohio is immediately suspended. Continued practice after this suspension shall be considered practicing medicine without a certificate in violation of Section 4731.41, Ohio Revised Code.

Furthermore, 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 January 28, 1997, in the Muskingum County Court of Common Pleas, you pleaded no contest and were found guilty of ten (10) felony counts of Theft of Dangerous Drugs in violation of Section 2913.02, Ohio Revised Code.

The acts underlying this conviction involve the removal of Lorcet 10/650, a Schedule III narcotic, from the medication drawers of hospital patients.

Your acts, conduct, and/or omissions as alleged in paragraph (1) above, individually and/or collectively, constitute "(s)elling, prescribing, giving away, or administering drugs for other than legal and legitimate therapeutic purposes or a plea of guilty to, or a judicial finding of guilt of, a violation of any federal or state law regulating the possession,

*Mailed 2-14-97*

JESSICA CAMPBELL, M.D.

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distribution, or use of any drug." as those clauses are used in Section 4731.22(B)(3), Ohio Revised Code.

Further, the judicial finding of guilt as alleged in paragraph (1) above, constitutes "(a) plea of guilty to, or a judicial finding of guilt of, a felony." as that clause is used in Section 4731.22(B)(9), Ohio Revised Code.

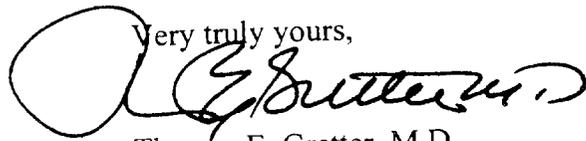
Pursuant to Chapter 119., Ohio Revised Code, you are hereby advised that you are entitled to a hearing in this matter. If you wish to request such hearing, the request must be made in writing and must be received in the offices of the State Medical Board within thirty (30) days of the time of mailing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

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 this 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,



Thomas E. Gretter, M.D.  
Secretary

TEG/bjm

Enclosures

CERTIFIED MAIL # P 152 983 921  
RETURN RECEIPT REQUESTED

cc: Douglas Graff, Esq.

CERTIFIED MAIL # P 152 983 925  
RETURN RECEIPT REQUESTED

rev.2/15/95