

**CONSENT AGREEMENT
BETWEEN
SCOTT A. DOAK, M.D.,
AND
THE STATE MEDICAL BOARD OF OHIO**

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

Doctor Doak enters into this Consent Agreement being fully informed of his rights under Chapter 119., Ohio Revised Code, including the right to representation by counsel and the right to a formal adjudicative hearing on the issues considered herein.

BASIS FOR ACTION

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

- A. The Board is empowered by Section 4731.22(B)(20), Ohio Revised Code, to wit: Rule 4731-10-08, Ohio Administrative Code, "to limit, revoke, suspend a certificate, refuse to register or reinstate an applicant, or reprimand or place on probation the holder of a certificate" for "violating or attempting to violate, directly or indirectly, or assisting in or abetting the violation of, or conspiring to violate, any provisions of this chapter or any rule promulgated by the board."
- B. The Board enters into this Consent Agreement in lieu of formal proceedings based upon the violation of Section 4731.22(B)(20), Ohio Revised Code, to wit: Rule 4731-10-08, Ohio Administrative Code, as detailed in Paragraphs E and F below, and expressly reserves the right to institute formal proceedings based upon any other violations of Chapter 4731. of the Revised Code, whether occurring before or after the effective date of this Agreement.
- C. Doctor Doak is licensed to practice medicine and surgery in the State of Ohio, License No. 35-063604.
- D. Doctor Doak states that he holds no other licenses to practice medicine and surgery.
- E. Doctor Doak admits that in completing his application card for renewal of his certificate to practice medicine or surgery for the 2003 - 2005 period, he certified that he had completed during the preceding registration period the requisite hours of continuing medical education, as required by Section 4731.281, Ohio Revised Code.

- F. Doctor Doak admits that, in fact, he has documentation for only ten hours of the required 40 hours of Category I CME during the applicable time period of January 2, 2001 – January 1, 2003. Doctor Doak states that, although he completed an additional 30 hours of Category I CME during the applicable time period, he failed to maintain documentation of such completion. Doctor Doak is required by Rule 4731-10-08, Ohio Administrative Code, as in effect prior to February 28, 2003, to maintain written documentation of CME hours for one year after the end of the CME period.
- G. Doctor Doak states, and the Board acknowledges receipt of acceptable documentation to support, that he completed an additional 30 hours of Category I CME in October 2003, following receipt of the CME audit notice from the Board.

AGREED CONDITIONS

Wherefore, in consideration of the foregoing and mutual promises hereinafter set forth, and in lieu of any formal proceedings at this time, Doctor Doak knowingly and voluntarily agrees with the Board to the following terms, conditions and limitations:

REPRIMAND

1. Doctor Doak shall be and hereby is REPRIMANDED.

DOCUMENTATION OF CME

2. Doctor Doak shall supply documentation acceptable to the Board of satisfactory completion of the requisite number of CME hours for the CME period of January 2, 2003 through January 1, 2005. These CME hours will be in addition to the 30 hours that Doctor Doak completed in October 2003 and that have been credited to the 2001-2003 CME period. Moreover, Doctor Doak shall supply documentation acceptable to the Board of satisfactory completion of the requisite number of CME hours for the two CME periods that correspond with Doctor Doak's next two periods of active licensure thereafter. This documentation shall be due in the Board's offices within thirty days of the conclusion of each CME period, unless otherwise determined by the Board.

REQUIRED REPORTING BY LICENSEE

3. Within thirty days of the effective date of this Consent Agreement, Doctor Doak shall provide a copy of this Consent Agreement to all employers or entities with which he is under contract to provide health care services or is receiving training; and the Chief of Staff at each hospital where he has privileges or appointments. Further, for a period of five years following the effective date of this Consent

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SCOTT A. DOAK, M.D.

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Agreement, Doctor Doak shall provide a copy of this Consent Agreement to all employers or entities with which he contracts to provide health care services, or applies for or receives training, and the Chief of Staff at each hospital where he applies for or obtains privileges or appointments.

4. Within thirty days of the effective date of this Consent Agreement, Doctor Doak shall provide a copy of this Consent Agreement by certified mail, return receipt requested, to the proper licensing authority of any state or jurisdiction in which he currently holds any professional license. Further, for a period of five years following the effective date of this Consent Agreement, Doctor Doak shall provide a copy of this Consent Agreement by certified mail, return receipt requested, at time of application to the proper licensing authority of any state in which he applies for any professional license or reinstatement of any professional license. Further, Doctor Doak shall provide this Board with a copy of the return receipt as proof of notification within thirty days of receiving that return receipt.

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

FAILURE TO COMPLY

If, in the discretion of the Secretary and Supervising Member of the Board, Doctor Doak appears to have violated or breached any term or condition of this Consent Agreement, the Board reserves the right to institute formal disciplinary proceedings for any and all possible violations or breaches, including but not limited to, alleged violations of the laws of Ohio occurring before the effective date of this Consent Agreement.

ACKNOWLEDGMENTS/LIABILITY RELEASE

Doctor Doak acknowledges that he has had an opportunity to ask questions concerning the terms of this Consent Agreement and that all questions asked have been answered in a satisfactory manner.

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

Doctor Doak hereby releases the Board, its members, employees, agents, officers and representatives jointly and severally from any and all liability arising from the within matter.

This Consent Agreement shall be considered a public record as that term is used in Section 149.43, Ohio Revised Code. Further, this information may be reported to appropriate organizations, data banks and governmental bodies. Doctor Doak acknowledges that his social security number will be used if this information is so reported and agrees to provide his social security number to the Board for such purposes.

EFFECTIVE DATE

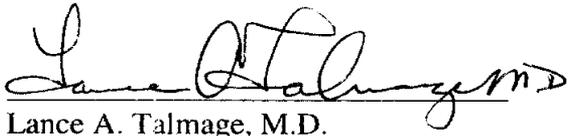
It is expressly understood that this Consent Agreement is subject to ratification by the Board prior to signature by the Secretary and Supervising Member and shall become effective upon the last date of signature below.



Scott A. Doak, M.D.

4/20/4

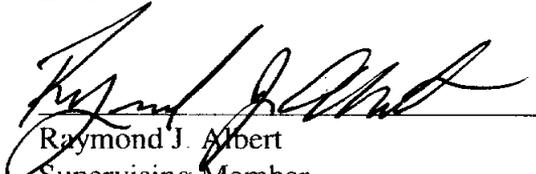
Date



Lance A. Talmage, M.D.
Secretary

5-02-04

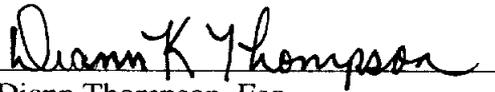
Date



Raymond J. Albert
Supervising Member

5/12/04

Date



Diann Thompson, Esq.
Assistant Executive Director

5/12/04

Date