



# State Medical Board of Ohio

77 S. High St., 17th Floor • Columbus, OH 43215-6127 • (614) 463-3939 • Website: www.med.ohio.gov

March 8, 2006

Adel Hassan Regaila, M.D.  
32 South Fifth Street  
Macclenny, FL 32063

Dear Doctor Regaila:

Please find enclosed a certified copy of the Findings, Order and Journal Entry approved and confirmed by the State Medical Board meeting in regular session on March 8, 2006.

Section 119.12, Ohio Revised Code, may authorize an appeal from this Order. Such an appeal must be taken to the Franklin County Court of Common Pleas.

Such an appeal setting forth the Order appealed from and the grounds of the appeal must be commenced by the filing of an original Notice of Appeal with the State Medical Board of Ohio and a copy with the Franklin County Court of Common Pleas. Any such appeal must be filed within fifteen (15) days after the mailing of this notice and in accordance with the requirements of Section 119.12 of the Ohio Revised Code.

Very truly yours,

Lance A. Talmage, M.D.  
Secretary

LAT:jam  
Enclosures

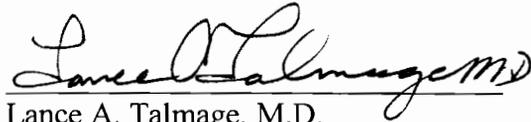
CERTIFIED MAIL RECEIPT NO. 7003 0500 0002 4332 6067  
RETURN RECEIPT REQUESTED

*Mailed 3-9-06*

CERTIFICATION

I hereby certify that the attached copy of the Findings, Order and Journal Entry approved by the State Medical Board, meeting in regular session on March 8, 2006, constitutes a true and complete copy of the Findings, Order and Journal Entry in the Matter of Adel Hassan Regaila, M.D., as it appears in the Journal of the State Medical Board of Ohio.

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



Lance A. Talmage, M.D.  
Secretary

(SEAL)

March 8, 2006

Date

**BEFORE THE STATE MEDICAL BOARD OF OHIO**

IN THE MATTER OF

\*

\*

ADEL HASSAN REGAILA, M.D.

\*

FINDINGS, ORDER AND JOURNAL ENTRY

By letter dated January 11, 2006, notice was given to Adel Hassan Regaila, M.D., that the State Medical Board intended to consider disciplinary action regarding his license to practice medicine and surgery in the State of Ohio, and that he was entitled to a hearing if such hearing was requested within thirty (30) days of the mailing of said notice. In accordance with Section 119.07, Ohio Revised Code, said notice was sent via certified mail, return receipt requested, to the address of record of Dr. Regaila, that being 32 South Fifth Street, Macclenny, Florida 32063.

A signed certified mail receipt was returned to the Medical Board offices documenting proper service of the notice. However, no hearing request has been received from Dr. Regaila and more than thirty (30) days have now elapsed since the mailing of that notice.

WHEREFORE, having reviewed the January 11, 2006, Notice of Opportunity for Hearing, including the Order of Emergency Suspension of License, State of Florida, Department of Health, and the affidavit of Debra L. Jones, Continuing Medical Education and Renewal Officer, which are attached hereto and incorporated herein, the Board hereby finds that there is reliable, probative and substantial evidence to support the allegations as set forth in the notice of opportunity for hearing issued on January 11, 2006. Further, the Board hereby ORDERS that the license of Adel Hassan Regaila, M.D., to practice medicine and surgery in the State of Ohio be PERMANENTLY REVOKED.

This Order shall become effective IMMEDIATELY.

This Order is hereby entered upon the Journal of the State Medical Board of Ohio for the 8th day of March 2006 and the original thereof shall be kept with said Journal.



Lance A. Talmage, M.D.  
Secretary

(SEAL)

March 8, 2006

Date

AFFIDAVIT

The State of Ohio  
Franklin County, SS

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

- 1) I am employed by the State Medical Board of Ohio (hereinafter, "The Board")
- 2) I serve the Board in the position of Continuing Medical Education and Renewal Officer.
- 3) In such position I am the responsible custodian of all public licensee records maintained by the Board pertaining to individuals who have received certificates issued pursuant to Chapter 4731., Ohio Revised Code.
- 4) I have this day carefully examined the records of the Board pertaining to Adel Hassan Regaila, M.D.
- 5) Based on such examination, I have found the last known address of record of Adel Hassan Regaila, M.D., to be:

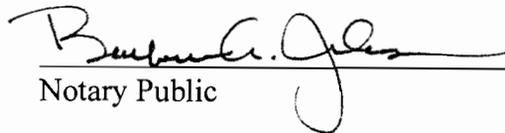
32 South Fifth Street  
Macclenny, Florida 32063

- 6) Further, Affiant Sayeth Naught.



\_\_\_\_\_  
Debra L. Jones  
Continuing Medical Education and Renewal  
Officer

Sworn to and signed before me, Barbara A. Jacobs, Notary  
Public, this 14th day of February, 2006.

  
\_\_\_\_\_  
Notary Public

**BARBARA ANN JACOBS, ATTORNEY AT LAW**  
**NOTARY PUBLIC, STATE OF OHIO**  
**My commission has no expiration date.**  
**Section 147.03 R.C.**

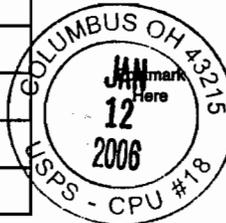
7003 0500 0002 4330 3501

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**OFFICIAL USE** *JAM*

Postage	\$ 1.35
Certified Fee	2.40
Return Receipt Fee (Endorsement Required)	1.85
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.60



Sent To  
**Adel Hassan Regaila, M.D.**  
 Street, Apt. or PO Box: **32 South Fifth Street**  
 City, State: **Macclenny, FL 32063**

PS Form 3800, June 2002 See Reverse for Instructions

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

**Adel Hassan Regaila, M.D.**  
**32 South Fifth Street**  
**Macclenny, FL 32063**

2. Article Number  
(Transfer from service label)

7003 0500 0002 4330 3501

PS Form 3811, February 2004

Domestic Return Receipt

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature  
*x Cansy Ruise*  
 B. Received by (Printed Name) *CANSY RUISE* C. Date of *1-17*  
 D. Is delivery address different from Item 1?  Yes  
 If YES, enter delivery address below:  No

*JAM*

3. Service Type  
 Certified Mail  Express Mail  
 Registered  Return Receipt for Merchandise  
 Insured Mail  C.O.D.

4. Restricted Delivery? (Extra Fee)  Yes

102595-02-M-1540



# State Medical Board of Ohio

77 S. High St., 17th Floor • Columbus, OH 43215-6127 • (614) 466-3934 • Website: [www.med.ohio.gov](http://www.med.ohio.gov)

January 11, 2006

Adel Hassan Regaila, M.D.  
32 South Fifth Street  
Macclenny, FL 32063

Dear Doctor Regaila:

In accordance with Chapter 119., Ohio Revised Code, you are hereby notified that the State Medical Board of Ohio [Board] intends to determine whether or not to limit, revoke, permanently revoke, suspend, refuse to register or reinstate your certificate to practice medicine and surgery, or to reprimand you or place you on probation for one or more of the following reasons:

- (1) On or about November 2, 2005, the State of Florida Department of Health filed an Order of Emergency Suspension of License [Florida Order] suspending your license based on your acts involving repeated sexual conduct with a patient in an examination room. A copy of the Florida Order is attached hereto and incorporated herein.

The Florida Order, as alleged in paragraph (1) above, constitutes “[a]ny of the following actions taken by the agency responsible for regulating the practice of medicine and surgery, osteopathic medicine and surgery, podiatric medicine and surgery, or the limited branches of medicine in another jurisdiction, for any reason other than the nonpayment of fees: the limitation, revocation, or suspension of an individual's license to practice; acceptance of an individual's license surrender; denial of a license; refusal to renew or reinstate a license; imposition of probation; or issuance of an order of censure or other reprimand,” as that clause is used in Section 4731.22(B)(22), 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 days of the time of mailing of this notice.

You are further advised that, if you timely request a hearing, 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,

*Mailed 1-12-06*

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 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, permanently revoke, suspend, refuse to register or reinstate your certificate to practice medicine and surgery or to reprimand you or place you on probation.

Please note that, whether or not you request a hearing, Section 4731.22(L), Ohio Revised Code, provides that “[w]hen the board refuses to grant a certificate to an applicant, revokes an individual’s certificate to practice, refuses to register an applicant, or refuses to reinstate an individual’s certificate to practice, the board may specify that its action is permanent. An individual subject to a permanent action taken by the board is forever thereafter ineligible to hold a certificate to practice and the board shall not accept an application for reinstatement of the certificate or for issuance of a new certificate.”

Copies of the applicable sections are enclosed for your information.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Lance A. Talmage".

Lance A. Talmage, M.D.

Secretary

LAT/blt  
Enclosures

CERTIFIED MAIL # 7003 0500 0002 4330 3501  
RETURN RECEIPT REQUESTED

STATE OF FLORIDA  
DEPARTMENT OF HEALTH

By: Jhessa McKam  
Deputy Agency Clerk

IN RE: The Emergency Suspension of the License of  
Adel Hassan Regaila, M.D.  
License Number: ME 93429  
Case Number ME 2005-67113

**OHIO STATE MEDICAL BOARD**

DEC 27 2005

**ORDER OF EMERGENCY SUSPENSION OF LICENSE**

M. Rony Francois, M.D., M.S.P.H., Ph.D., Secretary of the Department of Health, hereby ORDERS the emergency suspension of the license of Adel Hassan Regaila, M.D. ("Dr. Regaila") to practice medicine. Dr. Regaila holds license number ME 93429. His address of record is 440 Hodges Boulevard, Apt. 319, Jacksonville, FL 32224. The following Findings of Fact and Conclusions of Law support the emergency suspension of Dr. Regaila's license to practice medicine.

**FINDINGS OF FACT**

1. The Department of Health ("Department") is the state department charged with regulating the practice of medicine pursuant to Chapters 20, 456, and 458, Florida Statutes.
2. Section 456.073, Florida Statutes, empowers the Secretary of the Department to summarily suspend Dr. Regaila's license to practice medicine in the State of Florida, in accordance with Section 120.60(6), Florida Statutes.
3. At all times material to this order, Dr. Regaila was a licensed physician pursuant to Chapter 458, Florida Statutes.

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4. In or about June 2005, Patient V.R. a forty-eight (48) year old female, initiated treatment with Dr. Regaila for problems with her nerves, knee pain, and fibromyalgia syndrome.

5. V.R. had previously been treated by another physician, Dr. Haider, in the same office from approximately March through September 2005. Dr. Regaila filled in for Dr. Haider at one visit. V.R. felt that Dr. Regaila was a good listener and chose to continue treatment with him.

6. V.R. reported that she was often distraught and emotional when she presented for treatment. Dr. Regaila hugged V.R. at her first visit, told her he would be her friend and that she could trust him.

7. V.R. also reported that she informed Dr. Regaila at one of her initial visits that she was in a great deal of physical pain and having marital problems.

8. V.R. regularly presented to Dr. Regaila once or twice per month. He continued to hug her at each visit and would occasionally kiss her cheek.

9. On or about October 4, 2005, V.R. presented to Dr. Regaila for treatment. Her sister accompanied her to the appointment and waited in the lobby. V.R. was alone in the examination room with Dr. Regaila.

10. V.R. reported that when Dr. Regaila entered the examination room, he asked V.R. "oh, what's wrong?" V.R. shook her head and remained silent. Dr. Regaila told V.R. to come to him and she complied. He proceeded to hug her and placed his arms in such a position that he could rub her breasts with his arms.

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11. V.R. reported that she broke contact and sat down in a chair. Dr. Regaila then instructed V.R. to lean over the examination table face first so that he could examine her back. Dr. Regaila asked V.R. if he could unfasten her brassiere and she assented. Dr. Regaila then instructed V.R. to pull her pants down. She pulled her pants down such that her buttocks were slightly exposed.

12. V.R. reported that Dr. Regaila proceeded to pull her pants and panties down to her mid-thigh area while rubbing her back. V.R. reported that she then heard the sound of a zipper being undone. V.R. next felt Dr. Regaila's erect penis poking the flesh of her bare buttocks and in her anal area. There was no anal penetration.

13. V.R. reported that Dr. Regaila asked "how does that feel?" She responded that it might be helping him, but it was doing nothing for her. V.R. then stood up and again heard the sound of a zipper.

14. V.R. reported that Dr. Regaila exited the examination room, stating he was going to get her some medication. Upon returning to the examination room, he sat down in a chair in front of V.R. and placed her hands on his crotch. V.R. moved her hands away.

15. V.R. reported that Dr. Regaila proceeded to ask if he could give her an anal, vaginal, and/or oral examination. V.R. refused, stating she had to leave for an MRI appointment.

16. V.R. reported that at this same visit Dr. Regaila told her that he would "be her friend," "help her with her problems," and "make her feel good if she would make

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him feel good.”

17. V.R. reported that as she was leaving the examination room, Dr. Regaila placed his hand on her left breast and told her she had a good heart. She informed him that she did not like to be touched on her breasts due to pain from the fibromyalgia syndrome.

18. Dr. Regaila gave V.R. a sample of sleeping pills and a prescription for Valium and Lortab.

19. V.R. was very upset and left the office. She and her sister, K.L., drove to a near-by Winn Dixie store to fill the prescriptions written by Dr. Regaila. V.R. broke down and told her sister and the Winn Dixie pharmacist what had occurred at Dr. Regaila's office.

20. Later that day, V.R. drove to the house of a Baker County Sheriff's Office Investigator G. Rhoden, a family friend, and reported what had occurred at Dr. Regaila's office. Investigator Rhoden reported the matter to the Baker County Sheriff's Office (BCSO).

21. On or about October 17, 2005, V.R., equipped with an audio and video recording device supplied by the BCSO, presented to Dr. Regaila for her regularly scheduled appointment.

22. The audio and video recording device malfunctioned due to a power failure, but Investigators G. Rhoden, S. Rhoden, and M. Combs and Chief Gonzalez of the BCSO monitored the transmission as it occurred.

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23. V.R. reported that she was lying down on the examination table when Dr. Regaila entered the room. She was wearing a dress. V.R. was alone in the examination room with Dr. Regaila.

24. Dr. Regaila told V.R. to stand up, hugged her, and told her she "looked good." V.R. reported that she informed Dr. Regaila she was experiencing difficulty sleeping.

25. V.R. reported that Dr. Regaila instructed her to sit up on the table and stated that he wanted to perform a vaginal examination. Dr. Regaila pulled V.R.'s legs apart while standing between her legs at the end of the examination table and rubbed the inside of her legs and thighs with his hands. Dr. Regaila groped V.R.'s breast and, when she protested that she had never been examined in this fashion before, told her she was getting a "real exam."

26. V.R. reported that Dr. Regaila told her that he wanted to make her feel good and asked her what she was going to do for him. V.R. did not permit Dr. Regaila to perform a vaginal examination.

27. V.R. reported that Dr. Regaila then instructed her to stand next to the side of the examination table and lean over the table face first so that he could examine her back. Dr. Regaila proceeded to lift up her dress, pull down her panties, and again poked his erect penis into the flesh of her bare buttocks and her anal area as he had during the previous office visit.

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28. V.R. reported that she stood up, stated she was not comfortable, and observed Dr. Regaila zipping up his pants. Dr. Regaila again asked V.R. if he could do a vaginal, anal, and/or oral examination. V.R. again refused.

29. V.R. reported that Dr. Regaila invited her to return to his office that same day at 6 p.m. to "finish what we didn't finish" during the examination and that he would be the only person in the office. V.R. did not return.

30. On or about October 20, 2005, V.R., equipped with an audio and video recording device supplied by the BCSO, presented for a scheduled appointment with Dr. Regaila. Investigators G. Rhoden, S. Rhoden, D. Bryant and M. Combs of the BCSO monitored the transmission as it occurred.

31. Dr. Regaila entered the examination room and hugged V.R. She was wearing a dress. V.R. was alone in the examination room with Dr. Regaila.

32. V.R. sat at the end of the examination table and Dr. Regaila positioned himself between her legs, pulled her panties to the side exposing her vagina, and placed his ungloved hand in or on her vaginal area.

33. Dr. Regaila then proceeded to unzip his pants and pull out his penis. He pressed his penis against V.R.'s vaginal area and rubbed against her, simulating sexual intercourse. There was no vaginal penetration. Dr. Regaila also placed both hands on V.R.'s breasts.

34. Dr. Regaila showed his penis to V.R. and asked her if she wanted to touch him.



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39. As detailed above, Dr. Regaila had sexual contact and attempted to have and/or simulated anal and vaginal sexual intercourse with a patient under his care while she was in his office for medical treatment. Dr. Regaila violated Section 458.331(1)(j), Florida Statutes (2005).

40. Section 120.60(6), Florida Statutes, authorizes the Department to suspend a physician's license if the Department finds that the physician presents an immediate serious danger to the public health, safety, or welfare.

41. V.R. presented to Dr. Regaila for medical treatment. During the course of three consecutive appointments, Dr. Regaila had sexual contact with V.R., his patient. The sexual contact was overt and escalated in degree at each visit. Dr. Regaila was seeing V.R. for medical care and knew that she was seeking his medical care for a painful health condition that had affected V.R.'s marital relationship. Dr. Regaila abused his position of power as a physician and took advantage of his patient, V.R.

42. As exemplified by the facts of this case, physicians often care for vulnerable patients in settings where they can easily abuse these patients. Due to the potential for abuse that is inherent under these circumstances, doctors must possess good judgment and good moral character in order to safely practice medicine. Dr. Regaila's willingness to engage in sexual misconduct toward his patient demonstrates a serious defect in Dr. Regaila's judgment and moral character. Dr. Regaila's conduct was so egregious, it constitutes such a threat to the public health and safety, and

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demonstrates such a disregard for the laws and regulations governing physicians in this state, that the safety of Dr. Regaila's patients cannot be assured as long as he continues to practice medicine in the State of Florida.

43. Dr. Regaila's repeated lack of good judgment and moral character and his repeated disregard for the laws and rules governing the practice of medicine in the State of Florida represent a significant likelihood that Dr. Regaila will cause harm to patients in the future. This probability constitutes an immediate serious danger to the health, safety, and welfare of the citizens of the State of Florida. Nothing short of the immediate suspension of Dr. Regaila's license to practice medicine will ensure the protection of the public from this danger.

#### CONCLUSIONS OF LAW

44. The Secretary of the Department of Health has jurisdiction over this matter pursuant to Sections 20.43 and 456.073, Florida Statutes, and Chapter 458, Florida Statutes, as set forth above.

45. Based on the foregoing Findings of Fact, the Secretary concludes that Dr. Regaila violated Section 456.072(1)(u), Florida Statutes (2005), by engaging in sexual misconduct as prohibited in Section 456.063(1), Florida Statutes (2005).

46. Based on the foregoing Findings of Fact, the Secretary concludes that Dr. Regaila violated Section 458.331(1)(j), Florida Statutes (2005), by using his influence in the physician-patient relationship to engage a female patient in sexual activity.

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47. Based on the foregoing Findings of Fact, the Secretary concludes that Dr. Regaila's continued practice as a physician constitutes an immediate serious danger to the health, safety, and welfare of the public and that this summary procedure is fair under the circumstances to adequately protect the public.

WHEREFORE, in accordance with Section 120.60(6), Florida Statutes, it is THEREUPON ORDERED THAT:

1. The license of Adel Hassan Regaila, M.D., license number ME 93429, is hereby immediately suspended.
2. A proceeding seeking formal suspension or discipline of the license of Adel Hassan Regaila, M.D., to practice as a physician will be promptly instituted and acted upon in compliance with Sections 120.569 and 120.60(6), Florida Statutes.

DONE and ORDERED this 2<sup>nd</sup> day of November 2005.



M. Rony François, M.D., M.S.P.H., Ph.D.  
Secretary, Department of Health

PREPARED BY:

Maura M. Bolívar  
Florida Bar No. 0295840  
Assistant General Counsel  
Department of Health  
Prosecution Services Unit  
4052 Bald Cypress Way, Bin C-65  
Tallahassee, Florida 32399-3265  
(850) 414-8126 (telephone)  
(850) 414-1989 (facsimile)

IN RE: The Emergency Suspension of the License of  
Adel Hassan Regaila, M.D.  
License Number: ME 93429  
Case Number ME 2005-67113  
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