VOLUNTARY SURRENDER OF CERTIFICATE
TO PRACTICE MEDICINE AND SURGERY

I, Hans E. Weiss, D.M., Massage, am aware of my rights to representation by counsel, the right of being formally charged and having a formal adjudicative hearing, and do hereby freely execute this document and choose to take the actions described herein.

I, Hans E. Weiss, D. M., Massage, do hereby voluntarily, knowingly, and intelligently surrender all rights to practice medicine under my certificate to practice medicine and surgery, No. 3521/3049, to the Ohio State Medical Board.

I understand that as a result of the surrender herein that I am no longer permitted to practice mechanotherapy and massage in any form or manner in the State of Ohio.

I agree that I shall be ineligible for, and shall not apply for, reinstatement of certificate to practice mechanotherapy and massage No. 3049/3521, or issuance of any other certificate pursuant to Chapters 4730. and 4731., Ohio Revised Code, on or after the date of signing this Voluntary Surrender of Certificate to Practice Mechanotherapy and Massage.

I hereby authorize the State Medical Board of Ohio to enter upon its Journal an Order revoking my certificate to practice mechanotherapy and massage, No 3521/3049, in conjunction with which I expressly waive the provision of Section 4731.22(B), Ohio Revised Code, requiring that six (6) Board Members vote to revoke said certificate, and further expressly and forever waive all rights as set forth in Chapter 119., Ohio Revised Code, including but not limited to my right to counsel, right to a hearing, right to present evidence, right to cross-examine witnesses, and right to appeal the Order of the Board revoking my certificate to practice medicine and surgery.

I stipulate and agree that I am taking the action described herein in lieu of formal disciplinary proceedings pursuant to Section 4731.22(B), Ohio Revised Code.

Signed this 23 day of Nov, 1988 in the ~~office~~ of ~~Home~~ DAGMAR E. WIEDEMAN.

Dagmar Wiedeman (POA)
DAGMAR WIEDEMAN
Holder of General Power of
Attorney for Hans E. Weiss

Robert G. Gibbs
WITNESS

WITNESS

SEAL

Notary Public

4635S

STATE OF OHIO
THE STATE MEDICAL BOARD

Official Board

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WILLIAM J. LEE
Administrator

Suite 1005
180 East Broad Street
Columbus, Ohio 43215

May 15, 1975

Hans E. Weiss, D.M., Massage
3918 North Bend Road
Cincinnati, Ohio 45211

Dear Doctor Weiss:

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 your license to practice mechanotherapy and your license to practice massage should be suspended or revoked pursuant to the provisions of Section 4731.20, Revised Code, and Section 4731.22, Revised Code, for the following reasons:

1. On or about December 24, 1974 you dispensed, or caused to be dispensed, certain drugs, remedies, or substances for treatment, to wit: Anagen-B-complex Factors plus vitamin A and vitamin C; Cilabana CPA, vitamin A and vitamin C plus citrus bioflavonoids; Mineral Quellsalz (magnesium phosphate); Mineral-Quellsalz (calcium phosphate), to one R. Barry Sidell.

   Such an act is a violation of one or more of the following State Medical Board Rules and Regulations Governing Limited Practitioners: Rule MB-1-02(C), Rule MB-1-02(E), Rule MB-1-02(J), Rule MB-1-02(L), and is therefore grounds for revocation or suspension of your licenses pursuant to Section 4731.20, Revised Code.

2. On or about January 1, 1975 you dispensed, or caused to be dispensed, certain drugs, remedies, or substances for treatment, to wit: Anagen-B- Complex Factors plus vitamin A and vitamin C; Cilabana CPA, vitamin A and vitamin C plus citrus bio-flavonoids; Mineral-Quellsalz (magnesium phosphate); Mineral-Quellsalz (calcium phosphate), to one R. Barry Sidell.

   Such an act is a violation of one or more of the following State Medical Board Rules and Regulations Governing Limited Practitioners: Rule MB-1-02(C), Rule MB-1-02(E), Rule MB-1-02(J), Rule MB-1-02(L), and is therefore grounds for revocation or suspension of your licenses pursuant to Section 4731.20, Revised Code.

3. On or about November 22, 1974 you distributed a pamphlet, entitled Mechanotherapy, Explained Briefly, by Wilma B. Young, D.M., which pamphlet was imprinted with your name and address, to one Kurt Draucker/Kurt Coront. This pamphlet contained extravagant statements which are false or misleading concerning the practice of mechanotherapy, a practice in which you are licensed, which statements have a tendency to deceive and defraud the public, to wit:

   i. that a mechanotherapist "must pass the same licensure examination in the basic sciences....as all other practitioners of medicine";

   ii. that a mechanotherapist's scope of practice is "in common with other physicians";

   iii. that a mechanotherapist is permitted to use "the same examining procedure that is employed by other doctors";

   iv. that the practice of mechanotherapy is a separate and co-equal branch of medicine;

   v. that a mechanotherapist may "employ electro-surgical measures when necessary, for the removal of tonsils, hemorrhoids, growths, etc.";

vi. that a mechanotherapist may "prescribe" measures for the correction of problems or "prescribe....appliances";

vii. that a mechanotherapist may treat fractures;

viii. that a mechanotherapist is "trained and qualified to render services in all branches of diagnosis, such as blood counts, blood chemistry, urine analysis, stomach analysis, pregnancy tests";

ix. that a mechanotherapist may be a "specialist in the fields of ear, nose, and throat, neurology, gynecology, etc.".

Such an act is a violation of State Medical Board Rules and Regulations Governing Limited Practitioners, Rule MB-1-03, because such statements are extravagant and have a tendency to deceive and defraud the public, and is therefore grounds for revocation or suspension of your licenses pursuant to Section 4731.20, Revised Code.

Such an act also constitutes "grossly unprofessional or dishonest conduct" as that phrase is defined in Section 4731.22(C), Revised Code, because such statements are extravagant and have a tendency to deceive and defraud the public, and is therefore grounds for revocation or suspension of your license pursuant to Section 4731.22, Revised Code.

4. On or about November 22, 1974 you distributed a pamphlet, entitled Mechanotherapy, Explained Briefly, by Wilma B. Young, D.M., which pamphlet was imprinted with your name and address, to one Kurt Draucker/Kurt Coront. This pamphlet used the term "physician" in describing the practice of mechanotherapy.

The use of the term "physician" by a limited practitioner is a violation of State Medical Board Rules and Regulations Governing Limited Practitioners, Rule MB-1-02(F), and is therefore grounds for revocation or suspension of your license pursuant to Section 4731.20, Revised Code.

5. On or about June 10, 1973 and continuing thereafter until the present time you advertised yourself, or caused yourself to be advertised, by means of a sign placed outside your office and bearing your name, as practicing and as being licensed to practice orthopedics and neurology, when, in fact, such practices are outside the scope of practice of machanotherapy and massage, as the scope of practice of mechanotherapy is set forth in State Medical Board Rules and Regulations Governing Limited Practitioners, Rule MB-1-05(G), and as the scope of practice of massage is set forth in State Medical Board Rules and Regulations Governing Limited Practitioners, Rule MB-1-05(K).

   Such an act is a violation of State Medical Board Rules and Regulations Governing Limited Practitioners, Rule MB-1-02(G), and is therefore grounds for revocation or suspension of your licenses pursuant to Section 4731.20, Revised Code.

   Such an act is also a violation of State Medical Board Rules and Regulations Governing Limited Practitioners, Rule MB-1-03(B), because such advertising is extravagant and has a tendency to deceive and defraud the public, and is therefore grounds for revocation or suspension of your licenses pursuant to Section 4731.20, Revised Code.

   Such an act also constitutes "grossly unprofessional or dishonest conduct" as that phrase is defined in Section 4731.22(C), Revised Code, because such advertising is extravagant and has a tendency to deceive and defraud the public, and is therefore grounds for revocation or suspension of your licenses pursuant to Section 4731.22, Revised Code.

You are advised that you are entitled to a hearing in this matter if you request such hearing 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 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 there is no request for such hearing made within thirty (30) days of the time of mailing of this notice, the State Medical Board may, upon consideration of this matter, revoke or suspend your license in your absence.

A booklet containing the text of the Medical Practice Act, Chapter 4731., Revised Code, and the text of the Rules and Regulations of the Ohio Medical Board is enclosed.

Very truly yours,

Sanford Press, M. D.
Secretary

Certified Mail # [illegible]
Return Receipt [illegible]

SP:bjs
encl.