State Medical Board of Ohio

30 E. Broad Street, 3rd Floor, Columbus, OH 43215-6127

Richard A. Whitehouse, Esq.
Executive Director

(614) 466-3934
med.ohio.gov

July 9, 2008

Gregory S. Dew, P.A.
42602 Kelly Park Road
Columbiana, Ohio 44408

RE: 08-CRF-061

Dear Mr. Dew:

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 July 9, 2008.

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:baj
Enclosures

CERTIFIED MAIL NO. 91 7108 2133 3934 3685 6062
RETURN RECEIPT REQUESTED

2ND MAILING 8-7-08
Mailed 7-10-08

cc: Gregory S. Dew, P.A.
Inmate #A543986
Madison Correctional Institution
1851 State Route 56
London, Ohio 43140-0740

CERTIFIED MAIL NO. 91 7108 2133 3934 3685 6123
RETURN RECEIPT REQUESTED

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 July 9, 2008, constitutes a true and complete copy of the Findings, Order and Journal Entry in the Matter of Gregory S. Dew, P.A., Case Number 08-CRF-061, 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)

July 9, 2008
Date

BEFORE THE STATE MEDICAL BOARD OF OHIO

IN THE MATTER OF	*	
	*	CASE NO. 08-CRF-061
GREGORY S. DEW, P.A.	*	

FINDINGS, ORDER AND JOURNAL ENTRY

By letter dated May 14, 2008, notice was given to Gregory S. Dew, P.A., that the State Medical Board issued an Order pursuant to Section 4730.25(I), Ohio Revised Code, automatically suspending Mr. Dew's license to practice as a physician assistant and that the Board intended to consider further disciplinary action regarding his license. The Board advised Mr. Dew that he was entitled to a hearing if such hearing was requested within thirty (30) days of the mailing of said notice. On May 15, 2008, said Notice was mailed via certified mail, return receipt requested, to Mr. Dew's address of record, that being 42602 Kelly Park Road, Columbiana, Ohio 44408. A duplicate copy of the May 14, 2008, Notice of Opportunity for Hearing was also mailed on May 15, 2008, to Mr. Dew at Madison Correctional Institute, 1851 State Route 56, London, Ohio 43140-0740.

A signed certified mail receipt was returned to the Medical Board documenting proper service of the Notice to Mr. Dew's address of record. In addition, a signed certified mail receipt was returned to the Medical Board acknowledging delivery of the Notice at Madison Correctional Institute. No hearing request has been received from Mr. Dew and more that thirty (30) days have elapsed since the mailing of the Notice.

WHEREFORE, having reviewed the Notice of Automatic Suspension and Opportunity for Hearing and a copy of the Judgment Entry of Sentence of the Court of Common Pleas, Mahoning County, Ohio, and the affidavits of Debra Jones and Jacqueline Moore, which are attached hereto and incorporated herein, the Board hereby finds that:

1. Gregory S. Dew, P.A., was convicted in the Court of Common Pleas, Mahoning County, of four counts of rape, felonies of the first degree, one count of corruption of a minor, a felony of the third degree, and two counts of gross sexual imposition, a felony of the fourth degree, in case numbers 07 CR 378 and 07 CR 1262.
2. Gregory S. Dew, P.A., was properly notified of the automatic suspension and opportunity for hearing in accordance with Section 119.07, Ohio Revised Code.
3. Gregory S. Dew, P.A., has not timely requested a hearing in this matter.

Further, the Board hereby concludes that:

1. The convictions of Gregory S. Dew, P.A., as set forth in Finding 1, above, constitute "a plea of guilty to, a judicial finding of guilt of, or a judicial finding or eligibility for intervention in lieu of conviction for, a felony," as those terms are used in Section 4730.25(B)(11), Ohio Revised Code.

2. Section 4730.25(I), Ohio Revised Code, requires the Board to enter a final order permanently revoking the certificate to practice as a physician assistant of any individual who has been convicted of certain criminal offenses, including rape and gross sexual imposition, if the individual does not timely request a hearing.

Accordingly, the Board hereby ORDERS that:

The license of Gregory S. Dew, P.A., to practice as a physician assistant 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 9th day of July 2008 and the original thereof shall be kept with said Journal.

Lance A. Talmage, M.D.
Secretary

(SEAL)

July 9, 2008
Date

State Medical Board of Ohio

30 E. Broad Street, 3rd Floor, Columbus, OH 43215-6127

Richard A. Whitehouse, Esq.
Executive Director

(614) 466-3934
med.ohio.gov

NOTICE OF AUTOMATIC SUSPENSION
AND
OPPORTUNITY FOR HEARING

May 14, 2008

Case number: 08-CRF- 061

Gregory S. Dew, P.A.
42602 Kelly Park Road
Columbiana, Ohio 44408

Dear Mr. Dew:

Pursuant to Section 4730.25(I), Ohio Revised Code, you are hereby notified that your certificate to practice as a physician assistant has been automatically suspended as of April 1, 2008, by operation of law pursuant to Section 4730.25(I), Ohio Revised Code. This automatic suspension is based upon the findings of guilt of four felony counts of Rape in the first degree, in violation of Section 2907.02(A)(2)(B), Ohio Revised Code; and two felony counts of Gross Sexual Imposition in the fourth degree, in violation of Section 2907.05(A)(1), Ohio Revised Code. A copy of the Judgment Entry of Sentence is attached hereto and incorporated herein.

Furthermore, in accordance with Chapter 119., Ohio Revised Code, you are hereby notified that the Board intends to determine whether or not to limit, revoke, permanently revoke, suspend, refuse to register or reinstate your certificate to practice as a physician assistant, or to reprimand you or place you on probation for one or more of the following reasons:

(1) On or about April 1, 2008, in the Court of Common Pleas, Mahoning County, Ohio, in Case Numbers 07 CR 378 and 07 CR 1262, you were found guilty of the following crimes:

Counts 1, 2 and 3:	Rape, felonies of the first degree, in violation of Section 2907.02(A)(2)(B), Ohio Revised Code.
Count 4:	Corruption of a Minor, a felony of the third degree, in violation of Section 2907.04(A), Ohio Revised Code.

Mailed 5-15-08

Count 5:	Gross Sexual Imposition, a felony of the fourth degree, in violation of Section 2907.05(A)(1), Ohio Revised Code.
Count 13:	Gross Sexual Imposition, a felony of the fourth degree, in violation of Section 2907.05(A)(1)(B), Ohio Revised Code.
Count 16:	Rape, a felony of the first degree, in violation of Section 2907.02(A)(2)(B), Ohio Revised Code.

Based upon the findings of guilt above, you were sentenced to a total of 43 years of incarceration in the Department of Rehabilitation and Corrections. Upon completion of this sentence, you are ordered to serve a mandatory five year period of post release control supervised by the Adult Parole Authority.

Your pleas of guilty or the judicial findings of guilt as alleged in paragraph (1) above, individually and/or collectively, constitute "[a] plea of guilty to, a judicial finding of guilt of, or a judicial finding of eligibility for intervention in lieu of conviction for, a felony," as that clause is used in Section 4730.25(B)(11), Ohio Revised Code.

Pursuant to Chapter 119., Ohio Revised Code, and Chapters 4730. and 4731., Ohio Revised Code, you are hereby advised that you are entitled to a hearing concerning these matters. 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, 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 4730.25(L), Ohio Revised Code, provides that "[w]hen the board refuses to grant to an applicant a certificate to practice as a physician assistant or a certificate to prescribe, revokes an individual's certificate, refuses to issue a certificate, or refuses to reinstate an individual's certificate, 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,

Lance A. Talmage MD

Lance A. Talmage, M.D.
Secretary

LAT/MAP/flb
Enclosures

CERTIFIED MAIL #91 7108 2133 3934 3689 3982
RETURN RECEIPT REQUESTED

cc: Gregory S. Dew
Inmate #A543986
Madison Correctional Institute
1851 State Route 56
London, OH 43140-0740

CERTIFIED MAIL #91 7108 2133 3934 3689 3999
RETURN RECEIPT REQUESTED

4-1-08

IN THE COURT OF COMMON PLEAS
MAHONING COUNTY, OHIO

STATE OF OHIO
PLAINTIFF

VS.

GREGORY DEW
DEFENDANT

CLERK OF COURTS
MAHONING COUNTY, OHIO
APR 1 2008
FILED
ANTHONY VIVO, CLERK

CASE NUMBERS: 07 CR 378
07 CR 1262

JUDGE R. SCOTT KRICHBAUM

JUDGMENT ENTRY OF SENTENCE

On this 31st day of March, 2008, Defendant's sentencing hearing was held pursuant to O.R.C. 2929.19. Present in open Court were Defendant Gregory Dew and his counsel Attorney Elizabeth Kelley. The State of Ohio was represented by Assistant Prosecuting Attorneys Natasha Frenchko and Rhys Cartwright-Jones.

The State of Ohio informed the Court that the victims of this case were notified of today's hearing. Said victims were present and addressed the Court prior to sentencing.

Defense Counsel presented representatives who spoke on behalf of Defendant prior to sentencing.

The State of Ohio addressed the Court regarding sentencing, as did Defense Counsel.

In Case Number: 07 CR 378, the Court finds that Defendant has been convicted of Three Counts of Rape, violations of O.R.C. 2907.02(A)(2)(B), felonies of the first degree in Counts One, Two, and Three; One Count of Corruption of a Minor, a violation of O.R.C. 2907.04(A), a felony of the third degree in Count Four; and One Count of Gross Sexual Imposition, a violation of O.R.C. 2907.05(A)(1), a felony of the fourth degree in Count Five.

In Case Number: 07 CR 1262, the Court finds that Defendant has been convicted of One Count of Gross Sexual Imposition, a violation of O.R.C. 2907.05(A)(1)(B), a felony of the fourth degree in Count Thirteen; and One Count of Rape, a violation of O.R.C. 2907.02(A)(2)(B), a felony of the first degree in Count Sixteen.

OHIO STATE MEDICAL BOARD

APR 08 2008

RECEIVED

The Court has considered the trial record, statements of counsel and of Defendant, as well as the purposes and principles of sentencing under O.R.C. 2929.11. The Court has balanced the seriousness and recidivism factors under O.R.C. 2929.12 and has followed the guidance by degree of felony in O.R.C. 2929.13.

The Court finds that Defendant is not amenable to a community control sanction and that prison is consistent with the purposes and principles of O.R.C. 2929.11.

Upon consideration of all of the foregoing, in Case Number: 07 CR 378 it is hereby Ordered that Defendant be taken from here to the Mahoning County Justice Center, and from there to the Department of Rehabilitation and Corrections to serve a term of ten years of incarceration on each of the three charges of Rape, felonies of the first degree, in Counts One, Two, and Three; and a term of eighteen months of incarceration in the Department of Rehabilitation and Corrections on the charge of Gross Sexual Imposition, a felony of the fourth degree in Count Five. Each of these sentences is Ordered to run consecutively to one another. According to the Prosecuting Attorney, the charge of Corruption of a Minor, a felony of the third degree in Count Four, "merges with the Rape offenses," therefore no sentence is imposed on said charge.

In Case Number: 07 CR 1262, it is hereby Ordered that Defendant be taken from here to the Mahoning County Justice Center, and from there to the Department of Rehabilitation and Corrections to serve a term of eighteen months of incarceration on the charge of Gross Sexual Imposition, a felony of the fourth degree in Count Thirteen; and a term of ten years of incarceration in the Department of Rehabilitation and Corrections on the charge of Rape, a felony of the first degree in Count Sixteen. Each of these sentences is Ordered to run consecutively to one another and consecutively to the sentences imposed in Case Number: 07 CR 378, thereby giving Defendant a total sentence of forty-three years of incarceration in the

OHIO STATE MEDICAL BOARD

APR 08 2008

Department of Rehabilitation and Corrections in both case numbers

Defendant is Ordered conveyed to the custody of the Department of Rehabilitation and Corrections forthwith. Pursuant to O.R.C. 2967.19.1, Defendant shall receive jail credit of 4 days. This credit includes all time of local incarceration served in jail on this charge up to and including today's date.

Upon completion of this sentence, Defendant is Ordered to serve a mandatory five year period of post release control supervised by the Adult Parole Authority, subject to all of their rules and regulations.

In accordance with recently adopted legislation by the State of Ohio, Defendant is classified as a Tier Three sexual offender prior to this sentence being entered.

Defendant is Ordered to pay the cost of prosecution.

Defendant has been given notice under O.R.C. 2929.19(B) and of appellate rights under O.R.C. 2953.08 and Criminal Rule 32(B). Defendant was also advised of post release control pursuant to O.R.C. 2967.28 during this sentencing hearing.

R. Scott Krichbaum
JUDGE R. SCOTT KRICHBAUM

cc: Prosecutor Natasha Frenchko
Prosecutor Rhys Cartwright-Jones
Attorney Elizabeth Kelley
MCJC
DRC
APA
(Done RM)

4-2, 2008
This is a true copy of the original
Filed in Case No. 07CR378
ANTHONY VIVO, Clerk of Courts
By Deputy Clerk

OHIO STATE MEDICAL BOARD

APR 08 2008

RECEIVED