

**STATE OF OHIO  
THE STATE MEDICAL BOARD  
REQUEST FOR PERMANENT WITHDRAWAL OF  
APPLICATION FOR MASSAGE THERAPY LICENSURE  
Case No. 09-CRF-045**

I, Darrell Seiler, hereby request that my pending application for a certificate to practice massage therapy in the State of Ohio be withdrawn.

Further, I agree that I will not at any time apply for a certificate to practice massage therapy in the State of Ohio, and that any such attempted reapplication shall be considered null and void and shall not be processed by the Board.

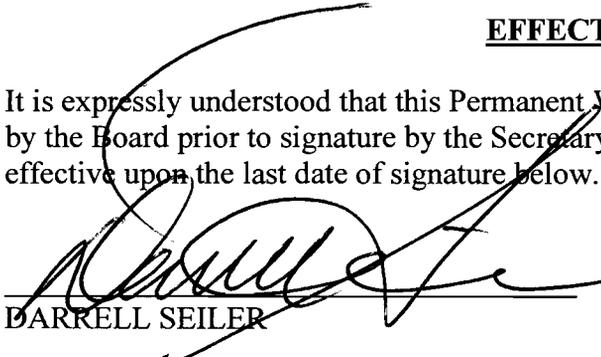
I, Darrell Seiler, hereby release the State Medical Board of Ohio, its members, employees, agents and officers, jointly and severally, from any and all liability arising from the within matter.

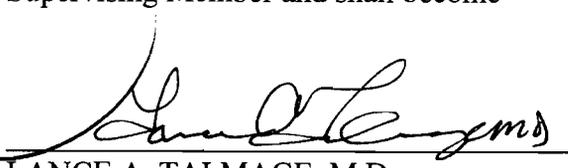
I stipulate and agree that I am taking the action described herein in lieu of further formal proceedings in accordance with R.C. Chapter 119 for the matter described in the Notice of Opportunity for Hearing from the State Medical Board of Ohio dated April 8, 2009. I further stipulate and admit the factual and legal findings in said Notice, which is attached hereto as Exhibit A and incorporated herein by this reference.

It is understood and agreed that this Request for Permanent Withdrawal of Application 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. I, Darrell Seiler, acknowledge that my social security number will be used if this information is so reported and agree to provide my social security number to the Board for such purposes.

**EFFECTIVE DATE**

It is expressly understood that this Permanent Withdrawal of Application 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.

  
\_\_\_\_\_  
DARRELL SEILER

  
\_\_\_\_\_  
LANCE A. TALMAGE, M.D.  
Secretary

\_\_\_\_\_  
DATE

7-31-09

\_\_\_\_\_  
DATE

8-12-09

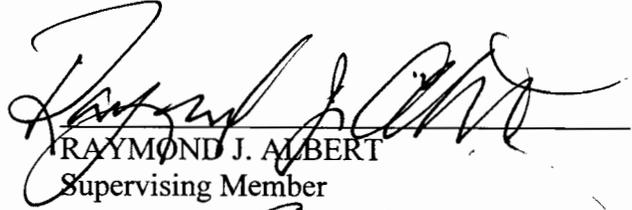
Request for Permanent Withdrawal of Application  
Darrell Seiler  
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\_\_\_\_\_  
KYLE C. WILCOX  
Assistant Attorney General

8-10-09

\_\_\_\_\_  
DATE



\_\_\_\_\_  
RAYMOND J. ALBERT  
Supervising Member

8/12/09

\_\_\_\_\_  
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

April 8, 2009

Case number: 09-CRF- 045

Darrell Seiler  
214 North Detroit Street, Apt. 4  
Kenton, Ohio 43326

Dear Mr. Seiler:

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 massage therapy, or to reprimand you or place you on probation for one or more of the following reasons:

- (1) In or around August 2008, you caused to be submitted to the Board an Application For Certificate to Practice A Limited Branch – Massage Therapy [Application]. In your Application, you answered “yes” to the following question: “Have you ever been convicted or found guilty of a violation of any law, regardless of the legal jurisdiction in which the act was committed, other than a minor traffic violation?” When asked to more fully explain your answer, you provided the following information:

On or about August 27, 2007, in the Hardin County Common Pleas Court, Juvenile Division, Kenton, Hardin County, Ohio, you pled guilty to two counts of Contributing to the Unruliness of a Minor, misdemeanors of the first degree, in violation of Section 2919.24(A)(2), Ohio Revised Code. On each count, you were sentenced to 180 days in jail, with 150 days suspended, on the condition that you successfully complete two years probation. On each count, you were ordered to serve thirty days in jail, to be served consecutively, and you were fined \$250.00 and court costs. On each count, you also were ordered to have no contact with the victim or the victim’s family and you were to have no contact with anyone under the age of eighteen without proper parental supervision. Additionally, you were ordered to successfully complete drug and alcohol treatment and a mental health assessment and treatment. The court also ordered you to maintain employment and to cooperate with the State of Ohio at future hearings involving a named person. On one count, you also were ordered to complete 75 hours of community service.

*Mailed 4-9-09*

Darrell L. Seiler

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Your plea of guilty or the judicial finding of guilt as alleged in paragraph (1) above constitutes “[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 misdemeanor involving moral turpitude,” as that clause is used in Section 4731.22(B)(13), 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 this notice.

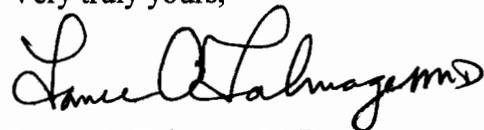
You are further advised that, if you timely request a hearing, you are entitled to appear at such hearing in person, or by your attorney, or by such other representative as is permitted to practice before this agency, or you may present your position, arguments, or contentions in writing, and that at 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, suspend, refuse to register or reinstate your certificate to practice massage therapy 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,



Lance A. Talmage, M.D.  
Secretary

LAT/CDP/flb  
Enclosures

CERTIFIED MAIL #91 7108 2133 3936 3083 5610  
RETURN RECEIPT REQUESTED