

## MEMORANDUM

TO: Formal Action Mailing List

FROM: Lauren Lubow, Senior Executive Staff Attorney

DATE: April 7, 2004

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Please find below a summary of actions taken or initiated by the State Medical Board of Ohio in February 2004.

### CITATIONS/PROPOSED DENIALS

**AHMED**, Azzam Nimer (MD #35-040283) - Moreland Hills

Based on doctor having been found guilty of two counts of Rape, seven counts of Sexual Battery, and eleven counts of Sexual Imposition. Notice of opportunity for hearing mailed 2/12/04. (*See also: Pre-hearing Suspensions, below*)

**AMPS**, Jeremy (MD training certificate #57-000801) - Cleveland

Based on doctor having been found guilty of two felony counts of Theft of Services, the facts underlying which involved his issuance of prescriptions for Percocet and Oxycontin to his fiance, in a manner that exceeded the authority granted by his medical training certificate. Notice of opportunity for hearing mailed 2/12/04.

**BURDGE**, Jeremy John (MD #35-042744) - Hilliard

Based on alleged failure to comply with continuing medical education requirements. Notice of opportunity for hearing mailed 2/12/04.

**DINTIMAN**, Peter Evans (MD #35-048364) - Damascus

Based on alleged impairment of ability to practice according to acceptable and prevailing standards of care because of habitual or excessive use or abuse of drugs/alcohol; and

alleged violation of conditions of limitation imposed on license by 4/01 Board Order.  
Notice of opportunity for hearing mailed 2/12/04.

**ERIKSEN**, David Edwin (MD #35-028222) - Toledo

Based on alleged failure to comply with continuing medical education requirements.  
Notice of opportunity for hearing mailed 2/12/04.

**HAREWOOD**, Sandra Kay (MD #35-045538) - Kettering

Based on alleged impairment of ability to practice according to acceptable and prevailing standards of care because of habitual or excessive use or abuse of drugs/alcohol, as evidenced by doctor having been found guilty in 11/03 of Driving Under the Influence of Alcohol and Drugs; and alleged violation of conditions of limitation imposed on license by 6/03 consent agreement. Notice of opportunity for hearing mailed 2/12/04.

**HELPHENSTINE**, James Charles (DO #34-004200) - Miamisburg

Based on alleged impairment of ability to practice according to acceptable and prevailing standards of care due to habitual or excessive use or abuse of drugs/alcohol, as evidenced by urine screen reflecting the presence of THC; and alleged violation of conditions of limitation imposed on license by 12/03 Board Order. Notice of opportunity for hearing mailed 2/12/04.

**HILL**, Sam (DO #34-003607) - Hillsboro

Based on alleged impairment of ability to practice according to acceptable and prevailing standards of care due to habitual or excessive use or abuse of drugs/alcohol, as evidenced by urine screen reflecting the presence of benzodiazepines; and alleged violation of conditions of limitation imposed on license by 5/03 Board Order. Notice of opportunity for hearing mailed 2/12/04.

**JONES**, Jeffrey Thomas (PA #50-001782) - Canton

Based on physician assistant's plea of guilty to one felony count of Possession of Drugs (Anabolic Steroids), for which he was found eligible for intervention in lieu of conviction. Notice of opportunity for hearing mailed 2/12/04. (See also: Pre-hearing Suspensions, below)

**KANNAPIRAN**, Kandhasamy (MD #35-048702) - Mansfield

Based on alleged impairment of ability to practice according to acceptable and prevailing standards of care due alcohol dependence and possible benzodiazepine abuse/dependence. Notice of opportunity for hearing mailed 2/12/04. (*See also*: Pre-hearing Suspensions, *below*).

**MYERS, Philip F., Jr.** (MD #35-039262) - Stow

Based on doctor having allegedly prescribed controlled substances to a family member and failing to maintain medical records to document such prescribing, in violation of Board rules. Notice of opportunity for hearing mailed 2/12/04.

**PRATT-HARRINGTON, Dale** (DO #34-006970) - Athens

Based on alleged impairment of ability to practice according to acceptable and prevailing standards of care due to relapse; and alleged violation of conditions of limitation imposed on license by 2/01 consent agreement and 5/03 addendum to consent agreement. Notice of opportunity for hearing mailed 2/12/04. (*see also*: Pre-hearing Suspensions, *below*).

**RICH, Craig Louis** (MD #35-064127) - Canton

Based on alleged impairment of ability to practice according to acceptable and prevailing standards of care due to habitual or excessive use or abuse of drugs/alcohol, as evidenced by positive urine screens, and alleged violation of conditions of limitation imposed on license by 10/99 consent agreement. Notice of opportunity for hearing mailed 2/12/04. (*see also*: Pre-hearing Suspensions, *below*)

**SHERMAN, Christopher John** (MD #35-054258) - Warren

Based on alleged impairment of ability to practice according to acceptable and prevailing standards of care due to habitual or excessive use or abuse of drugs/alcohol due to relapse, as evidenced by doctor's admission that he self-administered Fentanyl and Versed and consumed alcoholic beverages. Notice of opportunity for hearing mailed 2/12/04. (*see also*: Pre-hearing Suspensions, *below*)

**SOUTHERN, Brian Derris** (MD training certificate #57-008187) - Cleveland

Based on alleged impairment of ability to practice according to acceptable and prevailing standards of care due to chemical dependency relapse. Notice of opportunity for hearing mailed 2/12/04. (*See also*: Pre-Hearing Suspensions, *below*)

**STARR, Tom Reutti** (MD #35-026557) - Dayton

Based on doctor's alleged violation of conditions of limitation imposed on license by 8/01 consent agreement and impairment of ability to practice according to acceptable and prevailing standards of care due to doctor's use of a medication containing phenobarbital. Notice of opportunity for hearing mailed 2/12/04.

**WILLINGHAM, Tamara Deanne** (MT #33-011291) - Toledo

Based on massage therapist having been found guilty of one felony count of Aggravated Vehicular Assault. Notice of opportunity for hearing mailed 2/12/04.

## FINAL ORDERS

**FISCHKELTA**, Joseph William (PA #50-001459) - Springfield

Physician assistant's certificate of registration suspended for at least ninety days; interim monitoring conditions, conditions for reinstatement, and subsequent probationary terms, conditions, and limitations for at least three years established. Based on physician assistant having been found guilty in North Carolina of seven misdemeanor counts of Common Law Forgery for forging a physician's signature to prescriptions issued to a false name; and his failure to advise Ohio Medical Board of same on his application for renewal of physician assistant registration. Order mailed 2/12/04; Order effective 2/12/04.

**JONES**, Miles James (MD #35-079363) - Lee's Summit, MO

Medical license permanently revoked based on prior actions against doctor's medical licenses in North Dakota, Wisconsin, Missouri, New York, Alabama and Oklahoma, following conclusions by one or more of the medical boards in those states that doctor had prescribed over the Internet without prior patient examination or establishment of a legitimate physician-patient relationship; and that he had been subject to discipline in other states based on those acts. Order mailed 2/12/04; Order effective 2/12/04. (*See also: Court Actions, below*)

**JOSEY**, Willie Leroy (MD #35-055467) - Portsmouth

Permanent revocation of medical license stayed, subject to indefinite suspension for at least two years, such suspension to be retroactive to 3/15/02, the date of the previous Board Order that suspended doctor's certificate; interim monitoring conditions, conditions for reinstatement, and subsequent probationary terms, conditions, and limitations for at least ten years established. Based on doctor's plea of guilty to thirteen felony counts of Deception to Obtain a Dangerous Drug, for which he was granted intervention in lieu of conviction. Order mailed 2/12/04; Order effective 2/12/04.

**MASLYK**, Benton Matthew (MT applicant) - Columbus

Application for massage therapist licensure granted provided that applicant successfully completes the massage therapy licensing examination, and subject to probationary terms, conditions, and limitations for at least three years. Based upon applicant having been found guilty in 1999 of one misdemeanor count of Corrupting Another with Drugs; and his having been found guilty in 2000 of one felony count of Robbery. Order mailed 2/12/04; Order effective 2/12/04.

**REEVES**, Robert S., Jr. (MD #35-050586) - Norwalk

Permanent revocation of medical license stayed, subject to indefinite suspension for at least 180 days, such suspension to be retroactive to 9/5/03, the date the doctor terminated his employment based on concerns expressed by the Supervising Member of the Board and Board staff; interim monitoring conditions, conditions for reinstatement, and subsequent probationary terms, conditions, and limitations for at least seven years established; license permanently limited in that doctor shall refrain from self-treating and from treating family members except in the event of a life-threatening emergency. Based on doctor's violation of conditions of limitation imposed on license by 5/14/03 consent agreement due to his failure to comply with practice monitoring and psychiatric treatment requirements. Order mailed 2/12/04; Order effective 2/12/04.

**RUBIN**, Joel H. (DO #34-002084) - Flower Mound, TX

Probationary terms, conditions and limitations imposed until doctor submits acceptable documentation that he has completed all requirements imposed by the Texas State Board of Medical Examiners' Mediated Agreed Order, and that doctor holds a full and unrestricted license to practice medicine and surgery in the State of Texas. Based on prior action against doctor's license by Texas' medical board following findings that doctor's emergency room treatment of two specified patients constituted a failure to practice medicine in a professional manner consistent with public health and welfare. Order mailed 2/12/04; Order effective 2/12/04.

**VASIC**, Vladimir (MD #35-078402) - Niagra Falls, Ontario, CANADA

Medical license permanently revoked based on doctor's failure to provide complete and accurate information on hospital privilege applications pertaining to a prior hospital privileges action; prior action against his medical license in Ontario, Canada; and his having made a false statement regarding the latter to the Ohio Medical Board. Order mailed 2/12/04; remailed 2/25/04; effective 2/25/04.

#### PRE-HEARING SUSPENSIONS

**AHMED**, Azzam Nimer (MD #35-040283) - Moreland Hills

Pursuant to §4731.22(I), O.R.C., medical license automatically suspended effective 2/11/04 based on doctor having been found guilty of two counts of Rape and seven counts of Sexual Battery. Notice mailed 2/12/04.

**JONES**, Jeffrey Thomas (PA #50-001782) - Canton

Pursuant to §3719.121(C), O.R.C., physician assistant's certificate of registration immediately suspended based on his having been found eligible for intervention in lieu of conviction of one felony count of Possession of Drugs (Anabolic Steroids). Notice mailed 2/12/04; suspension effective upon service of notice on physician assistant on 2/17/04.

**KANNAPIRAN**, Kandhasamy (MD #35-048702) - Mansfield

Pursuant to Section 4731.22(G), O.R.C., medical license summarily suspended based on Board's determination that there is clear and convincing evidence that doctor's ability to practice according to acceptable and prevailing standards of care is impaired due to habitual or excessive use or abuse of drugs/alcohol; and that doctor's continued practice presents a danger of immediate and serious harm to the public. Notice mailed 2/12/04; suspension effective upon service of notice on doctor on 2/12/04.

**PRATT-HARRINGTON**, Dale (DO #34-006970) - Athens

Pursuant to Section 4731.22(G), O.R.C., medical license summarily suspended based on Board's determination that there is clear and convincing evidence that doctor's ability to practice according to acceptable and prevailing standards of care is impaired due to habitual or excessive use or abuse of drugs/alcohol; and that doctor's continued practice presents a danger of immediate and serious harm to the public. Notice mailed 2/12/04; suspension effective upon service of notice on doctor on or about 2/17/04.

**RICH**, Louis Craig (MD #35-064127) - Canton

Pursuant to Section 4731.22(G), O.R.C., medical license summarily suspended based on Board's determination that there is clear and convincing evidence that doctor's ability to practice according to acceptable and prevailing standards of care is impaired due to habitual or excessive use or abuse of drugs/alcohol; and that doctor's continued practice presents a danger of immediate and serious harm to the public. Notice mailed 2/12/04; suspension effective upon service of notice on doctor on 2/14/04.

**SHERMAN**, Christopher John (MD #35-054258) - Warren

Pursuant to Section 4731.22(G), O.R.C., medical license summarily suspended based on Board's determination that there is clear and convincing evidence that doctor's ability to practice according to acceptable and prevailing standards of care is impaired due to habitual or excessive use or abuse of drugs/alcohol; and that doctor's continued practice presents a danger of immediate and serious harm to the public. Notice mailed 2/12/04; suspension effective upon service of notice on doctor on 2/14/04.

**SOUTHERN**, Brian Derris (MD training certificate #57-008187) - Cleveland

Pursuant to Section 4731.22(G), O.R.C., medical training certificate summarily suspended based on Board's determination that there is clear and convincing evidence that doctor's ability to practice according to acceptable and prevailing standards of care is impaired due to habitual or excessive use or abuse of drugs/alcohol; and that doctor's continued practice presents a danger of immediate and serious harm to the public. Notice mailed 2/12/04; suspension effective upon service of notice on 2/14/04.

## CONSENT AGREEMENTS

**BAUTISTA**, Marciano David (DO #34-006986) - La Junta, CO

Doctor reprimanded based on prior action against his license by Alaska's medical board, the conduct underlying which involved his having written prescriptions for controlled substances in Alaska after he inadvertently allowed his U.S. DEA Controlled Substance Registration Certificate to expire. Effective 2/11/04.

**DANIACHEW**, Anthony Emmanuel (MD training certificate #57-002448/MD #35-083935) - Bedford Heights

Application for medical license granted, subject to probationary terms, conditions and limitations based on doctor's admission that he has been diagnosed with Generalized Anxiety Disorder that is amenable to treatment. Agreement effective 2/11/04; agreement to remain in effect for a minimum of five years prior to any request for termination.

**GOVIER**, Ann Verlene (MD #35-051156) - Granville

1/13/03 consent agreement modified by addendum to permit doctor to engage in the administration of intravenous operative opiates. Effective 2/11/04.

**KAREL**, Douglas B. (MD #35-071689) - Lima

Doctor reprimanded and probationary terms, conditions and limitations established based on doctor's admission that he engaged in behaviors involving several hospital coworkers that constituted inappropriate boundary crossings or otherwise unethical conduct in violation of the AMA's Principles of Medical Ethics, including making inappropriate social comments and offensive humorous remarks. Effective 2/11/04; probation to remain in effect for a minimum of one year prior to any request for modification/termination.

## VOLUNTARY SURRENDERS/RETIREMENTS

**KESSLER**, Michael W. (MD #35-042553) - Columbus

Doctor's permanent voluntary surrender of medical license accepted by Board on 2/10/04, in lieu of his further compliance with 2/13/02 consent agreement. Doctor ineligible for reinstatement in the future. (**Non-disciplinary**)

**MCLAUGHLIN**, Rosemary W. (MD #35-025953) - Columbus

Permanent revocation of medical license authorized by doctor in lieu of formal disciplinary proceedings based on her non-compliance with terms of 10/10/01 Board Order. Effective 2/10/04.

**SINGH**, Paramjit (MD #35-066022) - East Liverpool

Permanent revocation of medical license authorized by doctor in lieu of formal disciplinary proceedings based on his plea of guilty to felony drug counts. Effective 1/13/04.

**SPRICH**, William W. (MD #35-044332) - Belleville, IL

Doctor's permanent voluntary surrender of medical license accepted by Board in lieu of further formal proceedings and in resolution of doctor's pending appeal before Franklin County Court of Common Pleas of 10/8/03 Board Order. Based on doctor's admission to prior action against his license by Illinois Medical Board following his stipulation that he had failed to notice a mechanical malfunction in a piece of equipment during surgery, and that the patient had suffered non-fatal injuries as a result. Effective 1/28/04.

**STEPHENSON**, Jeffrey Scott (DO #34-005693) - South Point

Permanent revocation of medical license authorized by doctor in lieu of formal disciplinary proceedings based on doctor having been found guilty of multiple felony drug counts and violation of 3/14/02 consent agreement. Effective 2/9/04.

#### APPLICATION WITHDRAWN

**JIRKA**, Gerard M. (PA applicant) - Avon Lake

Applicant's request to permanently withdraw application for certificate of registration as a physician assistant accepted by the Board in lieu of formal disciplinary proceedings based upon 12/10/03 notice of opportunity for hearing. Effective 2/25/04.

**NOOR**, Sidi Yousseff (MD applicant) - Morristown, PA

Applicant's request to permanently withdraw application for medical license accepted by the Board in lieu of formal disciplinary proceedings based upon applicant's failure to disclose on his Ohio application that he had been the subject of a licensure action in Illinois, as well as of licensure investigations in Massachusetts and South Carolina. Applicant ineligible for licensure in the future. Effective 11/24/03.

#### PROBATION MODIFIED

**BALDWIN**, Mark Denison (DO #34-005880) - Columbus

Doctor's requests to reduce drug screen requirement to twice per month, reduce required psychiatric sessions to every three months, and to eliminate chart review requirement granted by vote of the Board on 2/11/04.

**CLEMENCY**, Karen Alice (MD #35-053771) - Dublin

Doctor's request to reduce required personal appearances to once per year granted by vote of the Board on 2/11/04.

**FIGENSCUH**, William Harold, Jr. (MD #35-037859) - Alliance

Doctor's request to reduce frequency of required personal appearances to every six months granted by vote of the Board on 2/11/04.

**JOHNSON**, Cynthia Joan (PA #50-001350) - Cleveland Heights

Physician assistant's requests to reduce required personal appearances to every six months, reduce required alcohol and drug rehabilitation meetings to twice per week with a minimum of ten per month and to reduce required drug screens to twice per month granted by vote of the Board on 2/11/04.

**STURMI**, James Edward (MD #35-060676) - Gahanna

Doctor's requests to reduce required psychiatric sessions to once every three months and to reduce drug screen requirement to twice per month granted by vote of the Board on 2/11/04.

#### MODIFICATION OF PROBATION DENIED

**JOHNSON**, Cynthia Joan (PA #50-001350) - Cleveland Heights

Physician assistant's requests to reduce frequency of psychiatric and counseling sessions denied by vote of the Board on 2/11/04.

#### REINSTATEMENTS

**CADSAWAN**, Ireneo Tolentino (MD #35-032897) - Westlake

Doctor's request for reinstatement granted by vote of the Board on 2/11/04, subject to probationary terms established by 4/2/03 Board Order.

**CRAWFORD**, Steven Warren (MD #35-067148) - Portsmouth

Doctor's request for reinstatement granted by vote of the Board on 2/11/04, subject to probationary terms established by 6/11/03 Board Order. Effective 2/14/04.

**STANOS**, Peter Steven (DO #34-006030) - Columbus

License reinstated effective 2/2/04 pursuant to Notice to Reinstate/Reissue Professional License from Franklin County Child Support Enforcement Agency.

#### PROBATION/RESTRICTIONS TERMINATED

**NEUFELD**, Elliot Lance (DO #34-002380) - Columbus

Doctor's request for release from terms of 11/8/00 Board Order granted by vote of the Board on 2/11/04.

#### COURT ACTIONS

**ALLEN**, Mark L. (MD #35-063078) - Chagrin Falls

Notice of appeal of Board's 1/14/04 suspension Order filed by doctor with Franklin County Court of Common Pleas on 1/29/04.

**DAHLQUIST**, Glenda Mae (MD #35-061900) - Dayton

Notice of appeal of Board's 1/14/04 permanent revocation Order filed by doctor with Franklin County Court of Common Pleas on 2/13/04. By Order filed 3/3/04, Franklin County Court of Common Pleas stayed Board's 1/14/04 permanent revocation Order, subject to requirements that doctor (1) notify all patients of the Board's permanent revocation order, the basis therefor, and the issuance of the court's stay order; and (2) obtain a signed waiver from each patient verifying that they have been so advised and consent to treatment by doctor.

**GUIDI**, Claude Bernard (MD #35-064995) - Tampa, FL

By Decision and Order filed on 1/27/04, Franklin County Court of Common Pleas affirmed Board's 5/14/03 Order in part, reversed it in part, and remanded matter to Medical Board for further proceedings in accordance with decision. Notice of appeal to Tenth District Court of Appeals filed by doctor on 2/5/04.

**JONES**, Miles James (MD #35-079363) - Lee's Summit, MO

Notice of appeal of Board's 2/11/04 permanent revocation Order filed by doctor with Franklin County Court of Common Pleas on 2/27/04. Voluntary dismissal of notice of

appeal filed on behalf of doctor on 3/24/04 to permit Board to obtain service of notice of 2/11/04 permanent revocation Order on doctor.

**SNYDER, Geoffrey D. (MD #35-068971) - Lewisville**

Upon State's motion for reconsideration, Franklin County Court of Common Pleas modified its stay of Board's 1/14/04 permanent revocation Order on 2/5/04 to require that doctor comply with certain conditions, including that he accept no new patients, continue with psychological counseling, complete sex offender evaluation, not see female patients and patients under the age of eighteen (male or female) except in the presence of another medical professional, maintain a log of third party attendance at any medical visits with female patients and all patients under the age of eighteen, have no access to the internet, and not possess, in any manner, any pornographic materials.

**URBAN, Edward John (DO #34-003523) - Chagrin Falls**

By Journal Entry filed 1/28/04, Tenth District Court of Appeals denied doctor's motion for reconsideration of Court's 1/22/04 Journal Entry denying doctor's motion for a continued stay of Board's Order. Notice of appeal to Ohio Supreme Court filed by doctor on 2/27/04.

Please note that revocation and suspension Orders are not always effective immediately. If you have questions about effective dates or conditions governing a doctor's practice before a Board Order takes effect, please contact the office.

Ohio law permits appeal of a Board Order to the Franklin County Court of Common Pleas. Due to this possibility and the potential for a stay that might delay the imposition of a Board action, you may wish to contact us periodically to verify a given practitioner's licensure status.

Most current citation letters, Board Orders, consent agreements and voluntary surrenders or retirements are available on the Medical Board's website at <http://www.med.ohio.gov/> under "Physician Profile and Status." If you have questions or need additional details about specific cases, please contact Annette Jones at (614) 728-3686.