

## MEMORANDUM

TO: Formal Action Mailing List

FROM: Lauren Lubow, Senior Executive Staff Attorney

DATE: May 5, 2004

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

### CITATIONS/PROPOSED DENIALS

**BRIGHTWELL**, Robert Russell (DO #34-003008) - Hilliard

Based on alleged impairment of ability to practice according to acceptable and prevailing standards of care due alcohol dependence. Notice of opportunity for hearing mailed 3/11/04. (*See also: Pre-hearing Suspensions and Court Actions, below*).

**HUTCHINSON**, Roy Merle (MD applicant) - Petersburg, MI

Proposal to deny application for medical licensure based on applicant's alleged failure to provide complete and accurate information on licensure application and in response to interrogatories pertaining to his treatment of and sexual involvement with a specified patient, as well as to the status of his New York license. Notice of opportunity for hearing mailed 3/11/04.

**MCSURDY**, Bruce J. (MD #35-065913) - North Platte, NE

Based on prior action against doctor's license by North Dakota's medical board following conclusions of law that doctor had failed to furnish information requested about his compliance with continuing medical education requirements. Notice of opportunity for hearing mailed 3/11/04.

**SHIN**, Cheung Soo (MD #35-033143) - Middlesboro, KY

Based on prior action against doctor's license by Kentucky's medical board following Agreed Findings relative to doctor's inadequate supervision of a physician assistant. Notice of opportunity for hearing mailed 3/11/04.

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

Based on doctor's alleged practice of medicine while his license was in a suspended status. Notice of opportunity for hearing mailed 3/11/04.

### FINAL ORDERS

**ESPINOSA**, Emilio Aldo (MD #35-033789) - Temperance, MI

Doctor reprimanded; \$5000 fine imposed; medical license suspended for an indefinite term and conditions for reinstatement established; thereafter, doctor required to document compliance with CME requirements for two additional license registration periods. Based on doctor's failure to comply with Continuing Medical Education requirements. (Review and Journal Entry - no hearing requested) Order mailed 3/11/04; Order effective 4/11/04.

**MCLEAN**, Conway Thoreau (DPM applicant) - Brookfield, IL

Application for podiatric medical licensure permanently denied based on action against applicant's Iowa license in 1999 following his admission to allegations that he had committed professional incompetence and negligence in performing unindicated and/or negligent and/or excessive and/or premature surgeries on four patients; action against his Illinois license in 2000 based on a finding that his educational loan was in default; action against his Wisconsin license in 2001 based on Iowa's 1999 action; and on applicant's failure to advise the Ohio Medical Board on his 2003 application for licensure that his hospital privileges at Burlington Medical Center (Iowa) had been restricted. (Review and Journal Entry - no hearing requested) Order mailed 3/11/04; Order effective 3/11/04.

**PAAT**, Erdulfo Paz (MD #35-034225) - North Olmsted

Medical license suspended for ninety days; subsequent probationary terms, conditions, and limitations for at least three years established. Based on doctor having been found guilty of one misdemeanor count of Attempted Sexual Imposition, the acts underlying which involved his conduct toward a female patient. Order mailed 3/31/04; Order effective 3/31/04. (*See also: Court Actions, below*)

**PRADA**, German Virgilio (MD #35-039814) - Kettering

Medical license suspended for at least 180 days; subsequent probationary terms, conditions, and limitations for at least three years established. Based on doctor having

been found guilty of one misdemeanor count of Sexual Imposition, the acts underlying which involved his conduct toward a female psychiatric patient. Order mailed 3/31/04; Order effective 3/31/04.

**SCHECHTER**, John Michael (MD #35-061517) - Akron

Medical license permanently revoked based on doctor's treatment of a psychiatric patient; his having engaged in sexual relations with said patient fell below minimal standards of care and violated the AMA Code of Professional Ethics. Order mailed 3/12/04; Order effective 3/12/04. (*See also: Court Actions, below*)

### PRE-HEARING SUSPENSIONS

**BRIGHTWELL**, Robert Russell (DO #34-003008) - Hilliard

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 alcohol; and that doctor's continued practice presents a danger of immediate and serious harm to the public. Notice mailed 3/11/04; suspension effective upon service of notice on doctor on 3/19/04.

### CONSENT AGREEMENTS

**CHECK**, Lynne Ellen Zegiob (MD #35-033827) - Richfield

Doctor reprimanded for failing to cooperate in a Medical Board investigation; probationary terms, conditions and limitations established based on doctor's admissions that her diagnoses include major depression and adjustment disorder, and that an evaluating psychiatrist has opined that she is able to practice medicine according to acceptable and prevailing standards of care based upon the fact that her major depressive disorder is reasonably controlled with treatment. Agreement effective 3/10/04; agreement to remain in effect for a minimum of two years prior to any request for termination.

**DICKSON**, Stephen Lynn, Jr. (MD #35-074569) - Newburgh, IN

Doctor reprimanded based on prior action against his resident physician registration by Florida's medical board for inappropriately inserting a chest tube into the wrong lung of a specified patient. Effective 3/10/04.

**ROSSELIT**, James M., Jr. (DO #34-005558) - Dayton

Medical license reinstated subject to probationary terms, conditions and limitations based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 3/10/04; agreement to remain in effect for at least five years prior to any request for termination.

**SEILER**, Patricia Anne (MD #35-050364) - Grand Rapids, MI

Doctor reprimanded based on prior action against doctor's license by Michigan's medical board following findings by that board that doctor's conduct in the treatment of a specified patient constituted negligence. Effective 3/11/04.

#### INTERIM AGREEMENTS

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

Pursuant to interim agreement effective 2/26/04, massage therapist agreed not to practice massage therapy in Ohio in any form until allegations contained in 2/11/04 notice of opportunity for hearing have been fully resolved.

#### VOLUNTARY SURRENDERS/RETIREMENTS

**WRIGHT**, Lance Paul (MD # 35-053065) - Lebanon

Permanent revocation of medical license authorized by doctor in lieu of formal disciplinary proceedings based upon doctor's admission that he engaged in a sexual relationship with a patient. Effective 3/31/04.

#### APPLICATION WITHDRAWN

**SHETH**, Neel Narendra (MD applicant) - Saline, MI

Applicant's request to permanently withdraw application for medical license accepted by Board in lieu of further formal disciplinary proceedings based on allegations issued by the Board on 12/10/03.

#### PROBATION MODIFIED

**RANIERI**, Thomas Anthony (MD #35-061039) - State College, PA

Doctor's requests to reduce required personal appearances to every six months and to reduce required drug screens to twice per month granted by vote of the Board on 3/10/04.

**SCHEIDLER**, Joseph Stanley (DO #34-004803) - Hamilton

Doctor's requests to reduce required personal appearances to every six months and to reduce required drug screens to twice per month granted by vote of the Board on 3/10/04.

**TRUMBO**, John Rolla (MD #35-050813) - Caldwell, ID

Doctor's request to increase work hours to 45 hours per week granted by vote of the Board on 3/10/04.

### REINSTATEMENTS

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

Doctor's request for reinstatement granted by vote of the Board on 3/10/04, subject to probationary terms, conditions and limitations established by 2/11/04 Board Order.

### PROBATION TERMINATED

**FRIEDMAN**, Rory Jaye (DPM #36-002616) - Long Beach, CA

Doctor's request for release from terms of 10/10/01 Board Order granted by vote of the Board on 3/10/04.

**LEVENTHAL**, Mitchell W. (MD #35-036605) - Hudson

Doctor's request for release from terms of 3/14/01 Consent Agreement granted by vote of the Board on 3/10/04, effective 3/14/04.

**LIANG**, Guang (Acupuncturist #65-000018) - Parma

Acupuncturist's request for release from terms of 3/14/01 Consent Agreement granted by vote of the Board on 3/10/04, effective 3/14/04.

### COURT ACTIONS

**ALLEN**, Mark L. (MD #35-063078) - Warrensville Heights

By Order and Entry filed 3/19/04, Franklin County Court of Common Pleas granted doctor's motion for a stay of 1/14/04 indefinite suspension Order, subject to interim monitoring conditions.

**BOLTON**, Brett (DO #34-007377) - Ft. Lauderdale, FL

Notice of appeal to Tenth District Court of Appeals filed by doctor on 3/5/04.

**BRIGHTWELL**, Robert Russell (DO #34-003008) - Hilliard

Notice of appeal of Board's 3/10/04 summary suspension Order filed by doctor in Franklin County Court of Common Pleas on or about 3/15/04.

**HOSSEINIPOUR**, Ahmad (MD #35-066878) - Youngstown

Notice of appeal of Board's 2/11/98 permanent revocation Order filed by doctor with Franklin County Court of Common Pleas on 11/28/03. By Decision filed on 2/17/04 and documented by Entry filed on 2/27/04, Franklin County Court of Common Pleas granted Board's motion to dismiss doctor's appeal due to doctor's failure to file it in a timely manner.

**ISTANBOOLY**, Faye Fatina (MD#35-060216) - St. Joseph, MI

By Entry filed 1/28/04, Franklin County Court of Common Pleas ordered that its 3/11/03 stay order shall remain in effect for the duration of any further appeal, provided that such appeal is perfected no later than 1/21/04.

**PAAT**, Erdulfo Paz (MD #35-034225) - North Olmsted

Notice of appeal of Board's 3/10/04 suspension Order filed by doctor on or about 3/16/04 with Franklin County Court of Common Pleas. By Decision and Entry filed on 3/26/04, the Court dismissed doctor's appeal as being premature.

**SCHECHTER**, John Michael (MD #35-061517) - Solon

Notice of appeal of Board's 3/10/04 permanent revocation Order filed by doctor in Franklin County Court of Common Pleas on or about 3/15/04.

### NON-DISCIPLINARY ADMINISTRATIVE ACTIONS

#### FINAL ORDERS

**REGUEYRA**, Francisco Ignacio (MD #35-029725) - Perrysburg

Application for restoration of medical license granted subject to limitations and restrictions that doctor shall practice only in accordance with a position description designed for him by the Mercy Health Partners Family Practice Residency Program, doctor shall not perform surgery, doctor shall be supervised by a licensed physician when actual patients are being treated, doctor shall not bill or be compensated by any insurers

for care rendered during the course of his teaching for Mercy Health Partners Family Practice Residency Program, and doctor shall not prescribe, dispense, or administer any drug or medicine; however, doctor may apply for full and unrestricted licensure should he take and pass the SPEX. Based on applicant not having been engaged in the active practice of medicine for more than two years. Order mailed 3/31/04; Order effective 3/31/04. **(Non-disciplinary)**

#### VOLUNTARY SURRENDERS/RETIREMENTS

**LAITINEN**, David Wayne (MD #35-043719) - Seymour, IN

Doctor's permanent voluntary retirement of medical license accepted by the Board effective 3/9/04; doctor ineligible for licensure in the future. **(Non-disciplinary)**

#### APPLICATION WITHDRAWN

**BROWNSTEIN**, Richard Earl (MD applicant) - Cudjoe Key, FL

Applicant's request to permanently withdraw application for medical license accepted by Board effective 3/31/04. **(Non-disciplinary)**

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.