

**STATE MEDICAL BOARD OF OHIO
FORMAL ACTION REPORT – May 2006**

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Listed below is a summary of the disciplinary actions taken or initiated by the State Medical Board of Ohio in May 2006.

PRE-HEARING SUSPENSION

MOMAH, Charles M. (MD #35-064306) - Massena, NY

Pursuant to Section 4731.22(I), O.R.C., medical license automatically suspended as of 11/16/05 based on doctor's having been found guilty in Washington of one felony count of Rape in the second degree and one felony count of Rape in the third degree, which are criminal offenses substantially equivalent to either Rape, Section 2907.02, O.R.C., or Sexual Battery, Section 2907.03, O.R.C. Notice mailed 5/11/06. (See also: Citations/Proposed Denials *below*)

SAVAGE, Terri Lynne (MD #35-075415) - Dayton, OH

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 (1) doctor's ability to practice is impaired due to use and/or abuse of drugs, for which impairment doctor has not entered treatment; (2) doctor committed acts that constitute felonies, to wit: violations of Section 2925.22, O.R.C., Deception to Obtain a Dangerous Drug, and/or Section 2925.23, O.R.C., Illegal Processing of Drug Documents; and (3) doctor's continued practice presents a danger of immediate and serious harm to the public. Suspension effective 5/24/06; Notice mailed 5/25/06. (See also: Citations/Proposed Denials *below*)

CITATIONS & PROPOSED DENIALS

ADKINS, Paula Clark (MD #35-072775) - Huntington, WV

Based on doctor's alleged failure to fulfill the requirements for reinstatement of medical license in accordance with 6/8/05 consent agreement; violation of conditions of limitation placed on doctor's medical license by 6/8/05 consent agreement; failure to provide full and accurate information to the Board concerning previous treatment for chemical abuse and/or chemical dependency; impairment of ability to practice according to acceptable and prevailing standards of care due to habitual or excessive use or abuse of drugs or alcohol; commission of perjury in response to interrogatories from the Board; and on prior action of West Virginia board of medicine to continue doctor's license in inactive status based on doctor's inability to practice medicine and surgery with reasonable skill and safety due to abuse of drugs. Notice of opportunity for hearing mailed 5/11/06.

DILDAY, James Curtis (MD training certificate #57-010949) – Cincinnati, OH

Based on prior action by Arkansas medical board revoking doctor's medical license due to violations that include persistent and flagrant over-charging for services, over-prescribing scheduled medication, and prescribing scheduled medication for more than six months for pain

not associated with malignant or terminal illness without keeping accurate and complete records. Notice of opportunity for hearing mailed 5/11/06.

MARTIN, Tera Jean (LMT #33-014290) - Clarksville, OH

Based on massage therapist's alleged impairment of ability to practice according to acceptable and prevailing standards of care due to alcohol dependence for which massage therapist has not entered or completed treatment at a Board-approved treatment provider and has not entered into an aftercare contract with a Board-approved treatment provider. Notice of opportunity for hearing mailed 5/11/06.

MOMAH, Charles M. (MD #35-064306) - Massena, NY

Based on doctor having been found guilty in Washington of one felony count of Rape in the second degree, one felony count of Rape in the third degree, and two felony counts of Indecent Liberties. Notice of opportunity for hearing mailed 5/11/06. (See *also*: Pre-hearing Suspension)

SAVAGE, Terri Lynne (MD #35-075415) - Dayton, OH

Based on doctor's alleged impairment of ability to practice according to acceptable and prevailing standards of care and alleged commission of acts that constitute felonies, to wit: violation of Section 2925.22, O.R.C., Deception to Obtain a Dangerous Drug, and/or Section 2925.23, O.R.C., Illegal Processing of Drug Documents. Notice of opportunity for hearing mailed 5/25/06. (See *also*: Pre-hearing Suspension)

FINAL DISCIPLINARY ORDERS

CARPENTER, James Daniel (DO #34-006772) – Henderson, NV

Medical license revoked based on prior action against doctor's license by the Nevada osteopathic medical board due to unethical and unprofessional conduct. (Journal Entry – no hearing requested) Order effective 5/10/06. Order mailed 5/11/06.

CLEARY, Kevin James (Massage therapy applicant) – Avon Lake, OH

Application for licensure permanently denied based on applicant's failure to meet licensure requirements, and on applicant having been convicted of sexual imposition, a third degree misdemeanor, for acts occurring with a minor while applicant was performing a massage. (Journal Entry – no hearing requested) Order effective 5/10/06. Order mailed 5/11/06.

ECKLUND, Dan Leonard (MD #35-069080) - Irving, TX

Medical license permanently revoked based on prior action against doctor's license by Alabama medical board due to doctor's admission that he had sexual relations with a patient; prescribed controlled substances to one patient with whom he was having sex; prescribed controlled substances to one patient he knew was a drug addict; paid for prescriptions for controlled substances for one patient with whom he was having sex, knowing that the patient was a drug addict; had past sexual experiences with young female children, including a family member, and animals; and that he had touched females without their consent in order to gain sexual gratification. (Journal Entry – no hearing requested) Order effective 5/10/06. Order mailed 5/11/06.

GOTTSCHLING, Carl Floyd (MD #35-068886) - Cleveland, OH

Application for restoration of medical license denied based on doctor's failure to provide complete and accurate information on restoration application and failure to furnish satisfactory proof of good moral character. Order effective 5/12/06. Order mailed 5/12/06.

HUMES, Katherine Alicia (MD #35-068502) – Somerset, OH

Medical license revoked based on doctor's violation of conditions of limitation imposed on medical license by 9/9/04 consent agreement, and impairment of ability to practice according to acceptable and prevailing standards of care. (Journal Entry – no hearing requested) Order effective 5/11/06. Order mailed 5/11/06.

LUTZ, Gary Ray (DO #34-003249) - Las Vegas, NV

Medical license permanently revoked based on (1) doctor's violation of conditions of limitation imposed on doctor's license by 4/14/04 Board Order and (2) prior action against doctor's license by Nevada medical board for care and treatment of specified patients that fell below the standard of care and continuing to prescribe medications during licensure suspension. Order effective 5/12/06. Order mailed 5/12/06.

SHAH, Sonia Shetal (MD applicant) - Broadview Hts., OH

Doctor's request to withdraw application for licensure granted. Order effective 6/20/06. Order mailed 6/20/06.

TRIPATHY, Anil Kumar (Medical license applicant) – Amherst, NY

Application for medical license permanently denied based on doctor's failure to provide complete and accurate information on licensure, FCVS, and training program applications. (Journal Entry – no hearing requested) Order effective 5/11/06. Order mailed 5/11/06.

WAITE, Stephen David (MD #35-069323) – Cleveland, OH

Medical license revoked based on doctor's failure to conform to minimal standards of care with respect to treatment of eight specified patients. Order effective 6/7/06. Order mailed 6/7/06.

CONSENT AGREEMENTS

BANKS, Mark Andrew (MD #35-071099) – Lancaster, OH

Medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice 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 5/10/06; agreement to remain in effect for at least five years prior to any request for termination.

BOWERS, Kevin Wayne (DO #34-007885) – Columbus, OH

Medical license suspended for at least 180 days; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions, and limitations to monitor practice. Based on doctor's admitted chemical dependency and relapse, for which doctor has sought

treatment through a Board-approved provider, and illegal possession of Dilaudid and fentanyl. Agreement effective 5/10/06.

BRANDT, Robert L., Jr. (MD #35-046724) – Dayton, OH

Medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice 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 5/10/06; agreement to remain in effect for at least five years prior to any request for termination.

HOPPEs, William L. (MD #35-028452) – Canton, OH

Medical license suspended for at least 90 days; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions, and limitations to monitor practice. Based on doctor's admitted history of chemical dependency and relapse on alcohol, for which doctor has sought treatment through a Board-approved provider. Agreement effective 5/10/06.

MAUCH, James Carl (MD #35-076608) – St. Petersburg, FL

Doctor reprimanded and required to submit documentation of compliance with 6/05 Florida Board Final Order. Based on doctor's admission of prior disciplinary action by Florida medical board. Agreement effective 5/10/06.

MURPHY, Richard Joseph (MD #35-040123) – Portsmouth, OH

Doctor reprimanded, fined \$2,500, required to document compliance with required CME for 4/2/04-4/1/06 CME period, and required to document compliance for two additional CME acquisition periods thereafter. Based on doctor's admission of certifying on license renewal application that requisite CME had been completed, when, in fact, it was not completed. Agreement effective 5/10/06.

SHORT, Jody Lee Nelson (DO training certificate #58-001948) – Dayton, OH

Training certificate suspended indefinitely; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions, and limitations to monitor practice. Based on doctor's diagnosis, pursuant to a Board-ordered evaluation, of opiate dependence and alcohol abuse with probable alcohol dependence, for which doctor has sought treatment through a Board-approved provider. Agreement effective 5/10/06.

SKOBLAR, Richard S. (MD #35-038099) – Akron, OH

Medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice 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 5/10/06; agreement to remain in effect for at least five years prior to any request for termination.

STORROW, Alan B. (MD #35-060445) – Nashville, TN

Medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice 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 5/10/06; agreement to remain in effect for at least five years prior to any request for termination.

WALTZ, Gary W. (MD #35-044019) – Lyndhurst, OH

Medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice 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 5/10/06; agreement to remain in effect for at least five years prior to any request for termination.

APPLICATION WITHDRAWN

GRIFFIN, Matthew Richard (Massage therapy license applicant) – Hilliard, OH

Request for withdrawal of application for massage therapy licensure accepted by Board in lieu of formal disciplinary proceedings based on applicant's admission of impairment of current ability to practice massage therapy according to acceptable and prevailing standards of care due to chemical dependency. Conditions established for any future application. Withdrawal effective 5/10/06.

ZAGURSKY, Joyce Ann (Medical license applicant) – Dayton, OH

Request for permanent withdrawal of application for medical license accepted by the Board in lieu of formal disciplinary proceedings based on applicant's admission of prescribing medications, including controlled substances, and treating patients in Ohio without an Ohio medical license. Withdrawal effective 5/10/06.

VOLUNTARY SURRENDERS/RETIREMENTS

MCDERMOTT, Janet L. (MD #35-059934) – Silver Lake, OH

Board Order permanently revoking doctor's medical license as authorized by doctor in lieu of further disciplinary proceedings pursuant to Section 4731.22(B)(26), Ohio Revised Code. Order effective 5/10/06.

MUKHERJEE, Mukunda Dev (MD #35-042887) – Flint, MI

Doctor's voluntary permanent surrender of medical license accepted by the Board in lieu of further formal disciplinary proceedings, with doctor's admission that the Michigan medical board's prior actions summarily suspending, then imposing concurrent suspensions on the doctor's medical license constitute violations of Section 4731.22(B)(22), O.R.C. Surrender effective 5/10/06.

NICKEL, Stewart Newman (MD #35-028734) – Chagrin Falls, OH

Doctor's voluntary retirement from medical practice and surrender of renewal card in connection with medical license. Retirement effective 5/10/06. (Non-disciplinary)

THAKER, Reuben Indravadan (MD training certificate #57-008318) – Bratenahl, OH

Board Order permanently revoking doctor's training certificate as authorized by doctor in lieu of further formal disciplinary proceedings, with doctor's admission of failure to provide to the Board

and training programs full and accurate information concerning termination from an Arizona residency program, and of prior action by Arizona medical board denying licensure. Order effective 5/10/06.

WILLOWS, Barbara Jean (DO #34-002857) – Columbus, OH

Board Order permanently revoking doctor's medical license as authorized by doctor in lieu of formal disciplinary proceedings based on violation of conditions of limitations placed on doctor's license by 10/12/05 consent agreement and in lieu of continued monitoring under the terms, limitations, and conditions of the 10/12/05 consent agreement, which is terminated. Order effective 5/10/06.

LICENSES REINSTATED

AMOILS, Steve (MD #35-059500) – Cincinnati, OH

Doctor's request for reinstatement approved by vote of the Board on 5/10/06, subject to probationary terms and conditions established in 11/9/05 consent agreement. Reinstatement effective 5/9/06.

PROBATION COMPLETED

CLEMENCY, Karen Alice (MD #35-053771) – Columbus, OH

Doctor's request for release from the terms of the 4/11/01 consent agreement granted by vote of the Board on 5/10/06. Release from probation effective 5/11/06.

PROBATION – MONITORING TERMS MODIFIED

BLAIR, Mark Erik (MD #35-081181) – Dayton, OH

Doctor's request to reduce psychiatric sessions to every six months and personal appearances to every six months granted by vote of the Board on 5/10/06.

BRUENING, Frank Raymond (MD #35-032119) – Marblehead, OH

Doctor's request to reduce personal appearances to every six months and reduce counseling sessions to every four weeks granted, but request to reduce frequency of psychiatric sessions denied, by vote of the Board of 5/10/06.

CLARK, Kevin Robert (MD #35-058506) – Brecksville, OH

Doctor's proposed practice plan as a primary care physician in a group practice setting in an underserved section of Cleveland, OH, approved by vote of the Board on 5/10/06.

MURTAGH, William Owen, Jr. (MD #35-047907) – Naples, FL

Doctor's request to reduce personal appearances to every six months, reduce drug screens to two per month, and reduce psychiatric session to one per month granted by vote of the Board on 5/10/06.

WORRELL, Bruce S. (DO #34-002776) – Cincinnati, OH

Doctor's request to reduce personal appearances to every six months, reduce drug screens to 2 per month, increase work hours to 50 hours per week, and discontinue marriage counseling sessions approved by vote of the Board on 5/10/06.

COURT ACTION UPDATE

DAHMAN, Abdulkader (MD #35-034098) – Harlan, KY

By decision rendered on or about May 2, 2006, and Agreed Final Judgment Entry filed May 18, 2006, Franklin County Court of Common Pleas dismissed doctor's appeal.

DORIOTT, Elizabeth Ann (DO #34-006593) – Springboro, OH

By opinion rendered on or about May 2, 2006, 10th District Court of Appeals reversed the judgment of the Franklin County Court of Common Pleas, which had upheld the Board's 2/9/05 Order, and remanded the matter to the Board.

Please note that revocation and suspension Orders are not always effective immediately. If you have questions about effective dates or conditions governing a licensee'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://med.ohio.gov/> under "*Licensee Profile and Status*." If you have questions or need additional details about specific cases, please contact Annette Jones at (614) 728-3686.