

## MEMORANDUM

TO: Formal Action Mailing List

FROM: Lauren Lubow, Senior Executive Staff Attorney

DATE: August 25, 2005

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Please find below a summary of actions taken or initiated by the State Medical Board of Ohio in July 2005.

### CITATIONS/PROPOSED DENIALS

**AKHTAR**, Jabir Kamal (MD applicant) - Akron

Proposal to deny application for medical license based on applicant's alleged failure to provide complete and accurate information on licensure application pertaining to a criminal action initiated against him in California in 1992 that resulted in his being granted diversion on a misdemeanor charge related to burglary; and his having plead guilty in 2001 to a misdemeanor count of Conspiracy to Commit Theft of Public Money of over \$20,000, the acts underlying which involved his having forged the name of a school official on a student loan application in order to fraudulently obtain money. Notice of opportunity for hearing mailed 7/14/05.

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

Based on doctor's alleged impairment of ability to practice according to acceptable and prevailing standards of care and violation of conditions of limitation imposed on his license by 2/9/05 consent agreement due to his use of drugs in a manner not in accordance with the terms of that agreement. Notice of opportunity for hearing mailed 7/14/05. (*See also*: Pre-hearing Suspensions, *below*)

**CHAO**, Amy Jane (MD #35-064676) - Rocky River

Based on doctor's alleged failure to provide complete and accurate information on application for Ohio licensure pertaining to the denial of her application for licensure in West Virginia. Notice of opportunity for hearing mailed 7/14/05.

**COLEMAN**, Robert Stanley Jr. (MD #35-075738) - Chardon

Based on doctor's alleged failure to provide complete and accurate information (1) on his application for licensure in North Carolina pertaining to action taken against him by a medical school; and (2) on his application for renewal of his Ohio medical license pertaining to the denial of his application for licensure by North Carolina's medical board. Notice of opportunity for hearing mailed 7/14/05.

**CREPS**, Philip L. (DO #34-005726) - Muncie, IN

Based on doctor's alleged failure to provide complete and accurate information on application for Ohio medical licensure and application for hospital medical staff membership and staff privileges pertaining to actions taken against him by two medical schools. Notice of opportunity for hearing mailed 7/14/05.

**DOUGLAS**, Janice Electra Green *aka* **BALTIMORE**, Janice (MD #35-039559) - Bratenahl

Based on doctor having plead guilty to and been found guilty of two felony counts of Mail Fraud. Notice of opportunity for hearing mailed 7/14/05.

**MCKEE**, Kevin Dale (DO #34-006668) - Centerville

Based on doctor having plead guilty to and been found guilty of Public Indecency; and his alleged initial failure to advise the Board that the behavior underlying that conviction involved a pattern of exposing himself to unknowing individuals. Notice of opportunity for hearing mailed 7/14/05.

**SCHWACHTER**, Marc H. (MD #35-080114) - Dayton

Based on doctor's alleged impairment of ability to practice according to acceptable and prevailing standards of care and violation of conditions of limitation imposed on his license by 5/19/05 consent agreement due to relapse on cocaine and alcohol. Notice of opportunity for hearing mailed 7/14/05. (*See also: Pre-hearing Suspensions, below*)

**STANG**, Robert Martin (DO #34-006233) - Flat Rock, MI

Based on doctor having plead guilty to and been found guilty of two misdemeanor counts of Fourth Degree Criminal Sexual Conduct; and on prior actions against doctor's license by Michigan's osteopathic medical board based on that criminal offense and underlying acts. Notice of opportunity for hearing mailed 7/14/05.

**THOMAS**, Gregory Michael (MD #35-048215) - Toledo

Based on doctor's alleged improper prescribing and failure to conform to minimal standards of care in the course of his treatment of 16 specified patients. Notice of opportunity for hearing mailed 7/13/05.

#### FINAL ORDERS

**BRUMFIELD**, Daniel Howard (MD #35-065317) - Springfield

Medical license revoked based on doctor's violation of conditions of limitation imposed on his license by 1/16/04 consent agreement and impairment of his ability to practice according to acceptable and prevailing standards of care due to his relapse on cocaine. Order mailed 8/12/05; Order effective 8/12/05.

**WEISS**, Richard Alan (MD #35-074955) - Beachwood

Medical license revoked based on action against doctor's license by California's medical board following doctor's admission by way of stipulation that he suffers from physical illnesses that have caused cognitive and mental problems and that substantially impair his ability to practice competently and safely. (Journal Entry - no hearing requested) Order mailed 7/14/05; Order effective 7/14/05.

#### PRE-HEARING SUSPENSIONS

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

Pursuant to §4731.22(G), O.R.C., medical license summarily suspended based on Board's determination that there is clear and convincing evidence that doctor violated conditions of limitation imposed by 2/9/05 consent agreement and that his ability to practice is impaired; and that doctor's continued practice presents a danger of immediate and serious harm to the public. Notice mailed 7/14/05; suspension effective 7/14/05.

**SCHWACHTER**, Marc H. (MD #35-080114) - Dayton

Pursuant to §4731.22(G), O.R.C., medical license summarily suspended based on Board's determination that there is clear and convincing evidence that doctor violated conditions of limitation imposed by 5/19/05 consent agreement and that his ability to practice is impaired due to relapse on cocaine and alcohol; and that doctor's continued practice presents a danger of immediate and serious harm to the public. Notice mailed 7/14/05; suspension effective 7/14/05.

#### CONSENT AGREEMENTS

**CAMPBELL**, Grady B. (MD #35-037334) - Cincinnati

Medical license suspended for 90 days; interim conditions and subsequent probationary terms, conditions and limitations established. Based on doctor's admission that he concealed information from a patient and intentionally mislabeled and altered dates on the patient's x-rays. Agreement effective 7/13/05; agreement to remain in effect for at least five years prior to any request for termination.

**CHURCH**, Jason Victor (MD #35-085844) - Columbus/Centerville, UT

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 admissions that he sought and completed treatment through a Board-approved provider after a period of illegally prescribing and otherwise inappropriately obtaining drugs for his own use; that his diagnoses include chemical dependence and depression; and that he failed to advise the Board during the licensure application process of his illegal use of controlled substances. Agreement effective 7/13/05.

**DAY**, Richard Graham (MD #35-061831) - Zanesville

Medical license suspended for at least 18 months; 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 impairment of doctor's ability to practice according to acceptable and prevailing standards of care due to relapse; and doctor's failure to advise the Board of relapse on his application for license renewal. Agreement effective 7/13/05.

**DOMER**, Carol A. (CT #53-005942) - Louisville, OH

Cosmetic therapist reprimanded; certificate to practice cosmetic therapy indefinitely suspended; conditions for reinstatement established; thereafter, cosmetic therapist required to document compliance with CCTE requirements for two additional CCTE registration periods. Based on cosmetic therapist's failure to comply with Continuing Cosmetic Therapy Education requirements. Effective 7/13/05.

**FOSTER**, Gregory Scott (DO applicant) - Pittstown, NJ

Upon receipt and appropriateness of necessary documentation, medical license to be granted subject to probationary terms, conditions and limitations to monitor practice. Based on doctor's history of chemical dependency, relapse and treatment; action against his license by New Jersey's medical board relative to his impairment; and his on-going,

documented maintenance of sobriety since 10/01. Agreement effective 7/13/05; agreement to remain in effect for at least three years prior to any request for termination.

**MERKIN**, Bruce Jeffrey (MD #35-086596/MD training certificate #57-009554) - Cleveland

Medical license granted subject to probationary terms, conditions and limitations to monitor practice. Based on doctor's history of chemical dependency, relapse and treatment; action against his licenses by medical boards in West Virginia and Pennsylvania relative to his impairment; and his on-going, documented maintenance of sobriety and compliance with monitoring since 9/01. Agreement effective 7/13/05; agreement to remain in effect for at least five years prior to any request for termination.

**OGDEN**, John Russell (MD training certificate #57-004758) - Columbus

Medical training certificate suspended for 180 days; interim conditions and subsequent probationary terms, conditions and limitations established. Based on doctor's admissions that he prescribed controlled substances and other dangerous drugs to two persons who were not patients affiliated with his residency training program; that he failed to exam or evaluate those individuals or complete and maintain medical records reflecting the diagnosis and purpose for which the controlled substances were being utilized; and that on approximately four occasions, he personally utilized some of the medication he had prescribed to treat severe headaches. Agreement effective 7/13/05; all subsequent training certificates or other certificates issued by Board to be subject to probationary terms, conditions and limitations of consent agreement until doctor has completed at least a two year probationary period.

**PIDHORODECKYJ**, Nikolai Vasil (MD #35-079642) - Akron

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 7/13/05; agreement to remain in effect for at least five years prior to any request for termination.

**ROBINSON**, Kent (MD #35-051764) - Cincinnati

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 7/13/05; agreement to remain in effect for at least five years prior to any request for termination.

**VAN KIRK**, Robert J. Jr. (MD #35-086613; MD training certificate #57-006422) - Cleveland

Medical license granted subject to probationary terms, conditions and limitations based on doctor's admissions that, on his applications for a medical training certificate and a for full medical license in Ohio, he failed to disclose that, in or about 1990, he had been convicted by special court martial while serving in the U.S. Navy and that his service had been terminated by Other Than Honorable Discharge Conditions; and that while serving in the U.S. Navy, he had taken an unauthorized absence and as a result had been placed in the brig for approximately 36 days. Agreement effective 7/13/05; agreement to remain in effect for at least two years prior to any request for termination.

**WALTZ, Gary W.** (MD #35-044019) - Chagrin Falls

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 history of chemical dependency and relapse, for which he has sought treatment through a Board-approved provider, and chronic depression. Agreement effective 7/13/05.

#### PROBATION MODIFIED

**PADHIAR, Ashok Vishram** (MD #35-052511) - Steubenville

Doctor's request to reduce required AA attendance to twice per week, with a minimum of ten meetings per month, granted by vote of the Board on 7/13/05.

**VJECHA, Michael Joseph** (MD #35-049553) - Washington, DC

Doctor's request to eliminate 40-hour work week requirement and reduce required psychiatric sessions to quarterly granted by vote of the Board on 7/13/05.

**WAHL, Kelli Dawn** (MT #33-005757) - Zanesville

Massage therapist's request to eliminate psychiatric treatment requirement granted by vote of the Board on 7/13/05.

**DANIACHEW, Anthony Emmanuel** (MD #35-083935) - Memphis, TN

Doctor's requests to reduce required personal appearances to once per year and to reduce required psychiatric and counseling sessions to once per year granted by vote of the Board on 7/13/05.

#### REINSTATEMENTS

**PICKETT, Thomas Richard** (PA #50-002283) - Columbus

Physician assistant's request for reinstatement of his certificate of registration granted by vote of the Board on 7/13/05, subject to probationary terms, conditions and limitations established by 1/14/05 Board Order.

**RASLAN**, Abdulhassib (MD #35-066098) - Van Wert

Doctor's request for reinstatement granted by vote of the Board on 7/13/05, subject to probationary terms, conditions and limitations established by 11/12/03 Board Order.

#### PROBATION TERMINATED

**PUDUPAKKAM**, Ramachandra K. (MD #35-035640) - Wapakoneta

Doctor's request for release from terms of 10/9/96 Board Order granted by vote of the Board on 7/13/05.

#### COURT ACTIONS

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

Notice of appeal filed by doctor with Ohio Supreme Court on 6/23/05.

**HOXIE**, David A. (MD #35-071037) - Waverly

Notice of appeal to Tenth District Court of Appeals filed by doctor on 6/29/05.

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

By Decision and Entry filed 6/27/05, Franklin County Court of Common Pleas granted State's motion for Judgment on the Record and affirmed Board's 2/11/04 permanent revocation Order.

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.